

CITY OF BROOKINGS

RESOLUTION 13-R-1001

A RESOLUTION OF THE CITY OF BROOKINGS EXTENDING THE FRANCHISE AGREEMENT WITH FALCON CABLE SYSTEM COMPANY II, L.P., D.B.A. CHARTER COMMUNICATIONS, TO AUGUST 31, 2013, OR UNTIL A NEW FRANCHISE AGREEMENT IS NEGOTIATED, WHICHEVER COMES FIRST, AND REPEALING RESOLUTION 12-R-975 IN ITS ENTIRETY.

WHEREAS, Falcon Cable System Company II, L.P., d.b.a. Charter Communications (Charter) currently holds a ten-year cable franchise with the City of Brookings, (City) Oregon, granted by Ordinance No. 00-O-539, (Franchise) on August 21, 2000 and amended by Ordinance No. 03-O-539 on July 28, 2003; and

WHEREAS, Charter's Franchise with the City expired on August 22, 2010; and

WHEREAS, the City and Charter are involved in informal negotiations in accordance with Section 626(h) of Title VI of the Communications Act of 1934, as amended and the parties continue to reserve all rights under the formal procedures of Section 626 of Title VI of the Communications Act of 1934, as amended, and do not waive any rights related thereto; and

WHEREAS, the agreement was last extended to February 28, 2013 under Resolution 12-R-975; and

WHEREAS, Charter has requested that the City further extend the existing franchise agreement to August 31, 2013 while franchise negotiations continue; and

WHEREAS, it is in the public interest to further extend the current Franchise for an additional period of time so that cable service to the public will not be interrupted;

NOW, THEREFORE, the City of Brookings hereby resolves to extend the Franchise Agreement with Charter through August 31, 2013, or until a new Franchise Agreement is negotiated, whichever comes first.

BE IT FURTHER RESOLVED, that the Mayor of the City of Brookings is authorized to sign the attached Franchise Extension Agreement and that Resolution 12-R-975 is hereby repealed in its entirety.

PASSED by the City Council of the City of Brookings, March 25, 2013; effective the same date.



Mayor Ron Hedenskoeg

Attested by:



City Recorder Joyce Heffington