

CITY OF BROOKINGS

RESOLUTION 11-R-951

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 NOVEMBER 30, 2011, OR UNTIL A NEW FRANCHISE AGREEMENT IS NEGOTIATED, WHICHEVER COMES FIRST, AND REPEALING RESOLUTION 10-R-942 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 expires on August 22, 2010; and

WHEREAS, the City and Charter have begun 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

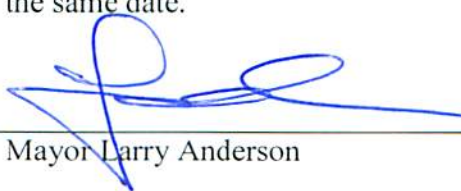
WHEREAS, Charter has requested that the City extend the existing franchise agreement beyond the February 21, 2011 date approved by the City under Resolution 10-R-942 while a new franchise continues to be negotiated; and

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 November 30, 2011, or until a new Franchise Agreement is negotiated, whichever comes first; and

BE IT FURTHER RESOLVED, that the Mayor of the City of Brookings is authorized to sign the attached Franchise Extension Agreement and that Resolution 10-R-942 is hereby repealed in its entirety.

PASSED by the City Council of the City of Brookings, January, 10, 2011; effective the same date.



Mayor Larry Anderson

Attested by:



City Recorder Joyce Heffington