

CITY OF SALISBURY

ORDINANCE NO. 2095

AN ORDINANCE OF THE CITY OF SALISBURY AMENDING THE CABLE TELEVISION FRANCHISE ORDINANCE TO INCREASE THE PERCENTAGE OF THE CABLE TELEVISION FRANCHISE FEE THAT IS DEDICATED FOR THE PUBLIC, EDUCATIONAL AND GOVERNMENTAL CHANNEL

WHEREAS, the City of Salisbury is interested in supporting the public, educational and governmental (PEG) television channel known as PAC 14; and

WHEREAS, the City Code provides that one fifth of the cable television franchise fee revenues are to be dedicated to the PEG channel; and

WHEREAS, the City desires to increase to thirty percent (30%) the amount of the cable television franchise fee revenues that are to be dedicated to the PEG channel;

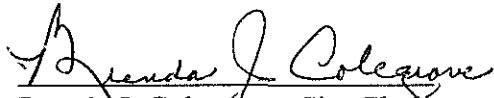
NOW THEREFORE, be it enacted and ordained by the Council of the City of Salisbury, in regular session, that Section 5.22.270 (A) of the Salisbury City Code is amended to read as follows:

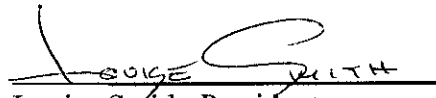
(A) For the reason that the streets of the city to be used by the grantee in the operation of its system within the boundaries of the city are valuable public properties acquired and maintained by the city at great expense to its taxpayers, and that the grant to the grantee to the streets is a valuable property right without which the grantee would be required to invest substantial capital in right-of-way cost and acquisitions, the grantee shall pay to the city an amount equal to five percent of the grantee's gross revenue from the operation of the grantee within the confines of the city or contract area. If the statutory five percent limitation on franchise fee is raised or the federal statute deletes the franchise fee limitation entirely, then the franchise fee may be subject to renegotiation. ~~One-fifth~~ Thirty percent (30%) of the revenue received by the city from the franchise fee will be dedicated to the public, educational, and government (PEG) channel, if such channel is in operation.

AND BE IT FURTHER ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, that this Ordinance shall take effect upon final passage.

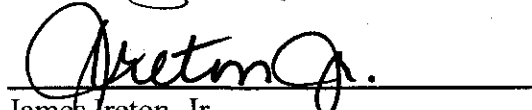
THIS ORDINANCE was introduced and read at a meeting of the Council of the City of Salisbury held on the 14th day of December, 2009, and having been published as required by law, in the meantime, was finally passed by the Council on the 25th day of January, 2010.

ATTEST:


Brenda J. Colegrove, City Clerk


Louise Smith, President
Salisbury City Council

Approved by me, this 26th
day of January, 2010


James Ireton, Jr.
Mayor of the City of Salisbury

INTER

OFFICE

MEMO

Office of the Mayor

To: City Council
From: John R. Pick *JRP*
Subject: Dedication of a Portion of the Cable Television Franchise Fee to PAC 14
Date: December 7, 2009

Attached is a copy of an ordinance that would have the effect of increasing the amount of the cable television franchise fee that is set by the City Code to be dedicated to the support of the public, education, and governmental (PEG) Channel. Currently the Code provides that one-fifth of this fee will be dedicated to support the PEG Channel. As discussed at the Council's November 30, 2009 work session, Council desires to increase this amount to thirty (30%) percent.

If you have any questions, please let me know.

cc: Mayor Ireton
Brenda Colegrove