

AS AMENDED ON MAY 12, 2014

ORDINANCE NO. 2288

AN ORDINANCE OF THE CITY OF SALISBURY APPROVING AN AMENDMENT OF THE FY 14 GENERAL FUND BUDGET TO APPROPRIATE FUNDING FOR ADDITIONAL LEGAL AND CONSULTING FEES TO EXTEND NEGOTIATIONS OF THE CABLE FRANCHISE AGREEMENT WITH COMCAST.

WHEREAS, on July 24, 2012 the City of Salisbury entered into Contract Number RFP 12-12, the Cable Franchise Renewal Agreement with CBG Communications, Inc.; and

WHEREAS, under the terms of the aforementioned contract, the City of Salisbury agreed to pay CBG Communications, Inc. \$69,500.00 (sixty nine thousand five hundred dollars) to provide legal counsel and negotiations, a technical review, and a community needs assessment and a franchise fee audit; and

WHEREAS, CBG Communications, Inc. has successfully delivered the technical review, the community needs assessment and the franchise fee audit; and

WHEREAS, to date, no agreement has been reached between the City of Salisbury and Comcast; and

WHEREAS, CBG Communications, Inc. continues to negotiate with Comcast on behalf of the City of Salisbury; and

WHEREAS, CBG Communications, Inc. has advised that it will require an additional 50 (fifty) hours of consulting work and 50 (fifty) hours of legal work to reach an agreement with Comcast; and

WHEREAS, the additional hours required to complete these negotiations will cost \$20,000.00; and

WHEREAS, the City's FY 2014 budget does not contain an appropriation sufficient to cover this expense.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND THAT THE City's Fiscal Year 2014 General Fund Budget be and hereby is amended as follows:

- 1) Increase Current Surplus Available (01000- 469810) by \$20,000
- 2) Increase 12000-513400 Executive (Mayor) Budget by \$20,000 expressly for the purpose stated herein and any unused portion shall be returned to surplus.

dcn ^{28th} THIS ORDINANCE was introduced and read at a meeting of the Council of the City of Salisbury held on this ~~12th~~ day of ~~May~~ ^{Apr} 2014, and thereafter, a statement of the substance of the Ordinance having been published as required by law, was finally passed by the Council on the 12th day of May, 2014.

ATTEST:

Kimberly R. Nichols
Kimberly R. Nichols, City Clerk

Jacob R. Day
Jacob R. Day, President
Salisbury City Council

APPROVED BY ME THIS 16th day of May 2014.

James Ireton, Jr.
James Ireton, Jr., Mayor

INTER

OFFICE

MEMO

OFFICE OF THE MAYOR

To: City Council
From: Tom Stevenson
Subject: Budget Amendment (Consulting Fees/Cable Franchise Agreement)
Date: April 22, 2014

Attached, please find an ordinance that will have the effect of amending the FY 14 General Fund budget to provide additional funds to further negotiate the cable television franchise agreement with Comcast.

On July 24, 2012, CBG Communications, Inc. was contracted by the City of Salisbury to negotiate the terms and conditions of a new cable franchise agreement with Comcast. The contract, held in reserve \$69,500.00 (sixty nine thousand five hundred dollars) to cover the cost of legal and technical expenses.

To date, CBG Communications, Inc. has not successfully negotiated an agreement and the encumbered funds are nearly depleted.

The contractor estimates that it will require 50 (fifty) more hours of both consulting and legal work to reach an agreement with Comcast. The cost to fund the additional hours is \$20,000.00 (twenty thousand dollars).

Please let me know if you have any questions or require additional information.