

RESOLUTION NO. 2250

A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT EXTENDING THE CABLE FRANCHISE AGREEMENT WITH COMCAST OF DELMARVA, LLC UNTIL JULY 9, 2013

WHEREAS, the current franchise agreement between the City of Salisbury and Comcast of Delmarva, LLC recently expired on January 9, 2013;

WHEREAS, the City has engaged a consultant to aid the City in the process of negotiating a renewal of this franchise; and

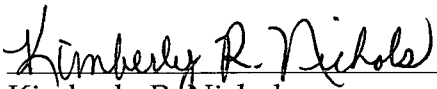
WHEREAS, the consultant is not yet ready to recommend a revised franchise for approval by the City Council; and

WHEREAS, both the City and Comcast of Delmarva, LLC agree that, in order to facilitate the continuation of the informal renewal process, additional time is necessary.

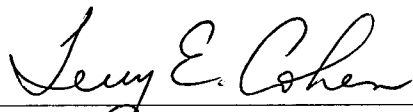
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Salisbury, Maryland hereby authorizes the Mayor to sign the attached Cable Franchise Extension Agreement between the City of Salisbury and Comcast of Delmarva, LLC to extend the terms of the Cable Television Franchise Agreement until July 9, 2013.

THE ABOVE RESOLUTION was introduced and duly passed at a meeting of the Council of the City of Salisbury, Maryland held on the 28th day of January, 2013 and is to become effective immediately upon adoption.

ATTEST:



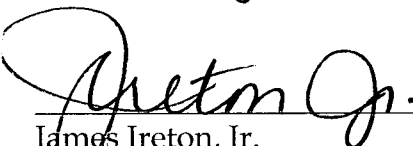
Kimberly R. Nichols
CITY CLERK



Terry E. Cohen
PRESIDENT, City Council

APPROVED BY ME THIS: *31st*

day of *January*, 2013



James Ireton, Jr.
MAYOR, City of Salisbury

**A FRANCHISE EXTENSION AGREEMENT BETWEEN
THE CITY OF SALISBURY AND COMCAST OF DELMARVA, LLC**

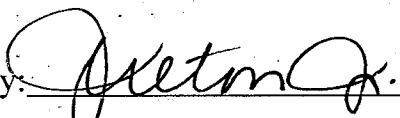
Comcast of Delmarva, LLC ("Comcast") is currently operating a cable system in the City of Salisbury, Maryland ("City") by virtue of a Cable Television Franchise Agreement ("Agreement") enacted on January 10, 1998, by which the City granted a cable franchise to Comcast. This franchise is due to expire on January 9, 2013. Both parties agree that, in order to facilitate the continuation of the informal renewal process, additional time is necessary prior to the expiration of the Agreement without prejudicing the rights of either party in the formal renewal process set forth in the Federal Cable Act, 47 U.S.C. §546 and applicable regulations promulgated thereunder.

The undersigned mutually agree to extend the terms of the Agreement until July 9, 2013, or until the franchise is either renewed, terminated or action is taken not to renew the franchise in accordance with the Agreement and applicable law, whichever occurs first. During said extension, the terms and conditions of the Agreement shall remain in full force and effect.

Both parties hereby reserve all legal rights under the Agreement and applicable provisions of the federal Cable Act [47 U.S.C. §521 et seq.] or any other applicable laws, rules or regulations of the State of Maryland, the City of Salisbury or the Agreement. Nothing in this Agreement shall be deemed or construed as a waiver, release or surrender of any right that either party may have under such applicable laws and regulations. In the event this Agreement is declared invalid for any reason, the parties shall retain all rights to the formal and informal renewal processes and all other rights under applicable federal, state, and local laws and regulations.

AGREED:

City of Salisbury

By: 


Name (Print): James Treton, Jr.

Title: Mayor

Date: 1/31/13

AGREED:

Comcast of Delmarva, LLC d/b/a
Comcast

By: 

Name (Print): John Conwore

Title: Vice President Gov & Affairs

Date: Dec 19, 2012

INTER

OFFICE

MEMO

Office of the Mayor

To: City Council
From: John R. Pick
Subject: Extension of Cable Television Franchise Agreement
Date: January 23, 2013

The City's Cable Television Franchise Agreement with Comcast of Delmarva, LLC terminated on January 9, 2013. The City's cable television consultant, CBG Communications, has been working on the renewal, however, recognizing that they would not be in a position to recommend a revised Cable Television Franchise Agreement to the City before that date, has been working with Comcast to reach agreement on an extension of the franchise. Attached is an agreement, that has been signed by the Vice President of Governmental Affairs for Comcast of Delmarva, LLC, extending the franchise agreement for an additional six months (through July 9, 2013) in order to provide sufficient time to complete the informal renewal process.

Attached is a resolution for consideration by Council authorizing the Mayor to sign the attached agreement extending the cable franchise agreement to July 9, 2013.

cc: Mayor Ireton
Lore' Chambers
Kim Nichols