



CITY OF MILWAUKIE
"Dogwood City of the West"

Resolution No. 11-2016

A resolution of the City Council of the City of Milwaukie, Oregon, authorizing the Mayor to sign a Franchise Extension Agreement with Comcast, extending the term of the current Comcast Cable Franchise to January 31, 2017.

WHEREAS, the Comcast cable franchise, effective July 7, 1999, expired on July 7, 2012; and

WHEREAS, the Comcast cable franchise extension agreement, effective October 18, 2011 expired on January 31, 2014; and

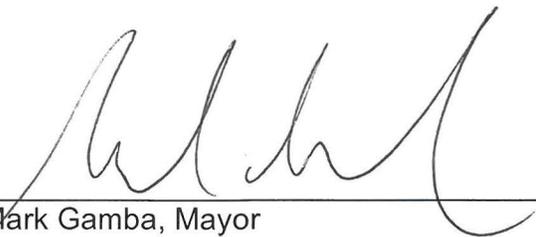
WHEREAS, the Comcast cable franchise extension agreement, effective January 7, 2014, will expire on January 31, 2016; and

WHEREAS, the City requires more time to complete franchise negotiations than would be afforded by the current expiration date;

Now, Therefore, be it Resolved that the Mayor is authorized to sign a franchise extension agreement with Comcast extending the term of the cable franchise to January 31, 2017.

Introduced and adopted by the City Council on 1/19/16.

This resolution is effective on 1/19/16.



Mark Gamba, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Ramis PC



Pat DuVal, City Recorder

City Attorney

FRANCHISE EXTENSION AGREEMENT
For the
City of Milwaukie/Comcast Cable Franchise Agreement

WHEREAS, Comcast of California/Colorado/Florida/Oregon, Inc. ("Comcast"), currently holds a cable franchise with the City of Milwaukie ("City"), with an effective date of July 7, 1999 and expiration date of July 7, 2012 ("City Franchise"); and

WHEREAS, by letter dated September 24, 2009, Comcast initiated the renewal process under Section 626 of the Cable Act and reserved its statutory rights related thereto; and

WHEREAS, by letter dated October 20, 2009, the City replied, reserving its statutory rights in the same manner; and

WHEREAS, the City and Comcast extended the term of the franchise from July 7, 2012 through January 31, 2014 by franchise extension executed by the parties on October 18, 2011 and September 19, 2011, respectively; and

WHEREAS, the City and Comcast extended the term of the franchise from January 31, 2014 through January 31, 2016 by franchise extension executed by the parties on January 7, 2014 and February 18, 2014, respectively; and

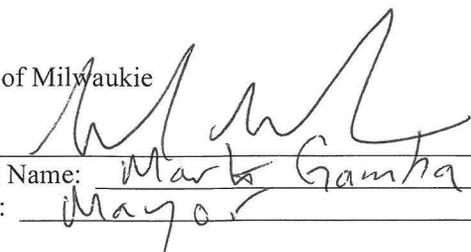
WHEREAS, the City and Comcast have determined that it is in both parties' best interest to extend the term of the City Franchise from January 31, 2016 through January 31, 2017.

NOW, THEREFORE, the City and Comcast agree as follows:

1. The City Franchise shall be extended up to and through January 31, 2017.
2. All provisions of the City Franchise, other than the duration of the City Franchise as set forth in Section 3.1 and 3.3, shall remain in full force and effect, through the extended date set forth herein.
3. The City and Comcast agree that execution of this extension does not waive any rights that either party has under Section 626 of the Cable Act.

ACCEPTED this 19 day of Jan, 2016.

City of Milwaukie

By: 

Print Name: Mark Gamka

Title: Mayor

ACCEPTED this ____ day of ____, 2016.

Comcast of California/Colorado/Florida/Oregon, Inc.

By: _____

Print Name: _____

Title: _____