

RESOLUTION NO.

Resolution to Approve the first five-year extended term of the Comcast of Virginia, Inc. Cable Television Franchise dated October 25, 2011

WHEREAS, on or about October 25, 2011, the City of Alexandria, Virginia (the “City”) granted a cable television franchise (the “Franchise”) to Comcast of Virginia, Inc. (“Comcast”); and

WHEREAS, the Franchise consisted of an initial term of five years (the “initial Term”) with provisions for two extension of five years each (“Extended Terms”); and

WHEREAS, the Initial Term is to expire on or about October 25, 2016, and approval of the first Initial Term of five years is to be based on the mutual agreement of the City and Comcast to extend the Franchise and based on the City’s compliance review of the Franchise to insure that Comcast has complied with the terms of the Franchise; and

WHEREAS, the City conducted the compliance review in late 2015, and the review determined that Comcast was not in compliance with its methodology for the three percent Public, Educational and Governmental Access (“PEG”) access fee; and

WHEREAS, Comcast upon notification adjusted their assessment methodology and resolved the issue; and

WHEREAS, notwithstanding the PEG methodology issue, the City determined that Comcast is substantially in compliance with the terms and conditions of the Franchise; and

WHEREAS, the City and Comcast agree to extend the Franchise for five years.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Alexandria, Virginia:

1. That the term of the Franchise is hereby extended until October 25, 2021; and
2. That this Resolution shall be effective immediately upon passage.

Adopted:

ALLISON SILBERBERG, MAYOR

ATTEST:

Jacqueline M. Henderson, MMC, City Clerk