

TO: Mayor and City Council
FROM: Mike Gesme, PEG Access Coordinator
SUBJECT: Extending Mediacom's Cable Franchise
DATE: MAY 5, 2015

BACKGROUND

Our existing franchise agreement with Mediacom expires May 9, 2015. Mediacom and the city have not yet completed the process of renewing the franchise. To allow more time, Mediacom has requested a 6 month extension of the existing franchise. For convenience, this resolution extends the agreement slightly longer, through the end of the year.

Please note the length of the extension is meant to ensure there is enough time to complete the process without the need for a second extension. It would still be the intent of the city to complete the process sooner and begin operating under the new franchise.

The Cable Commission has reviewed the resolution and recommends it be adopted.

REQUESTED COUNCIL ACTION

I respectfully request a motion to adopt the resolution extending Mediacom's cable franchise.

**CITY OF CANNON FALLS
GOODHUE COUNTY, MINNESOTA**

RESOLUTION NUMBER 2127

A RESOLUTION EXTENDING MEDIACOM'S CABLE FRANCHISE

WHEREAS, the City of Cannon Falls ("City") granted a nonexclusive cable television a franchise (the "Franchise") to Mediacom Minnesota, LLC ("Mediacom"); and

WHEREAS, the Franchise expires on or about May 9, 2015; and

WHEREAS, Mediacom timely requested renewal of the Franchise pursuant to applicable federal law (47 U.S.C. § 546); and

WHEREAS, in response, the City timely notified Mediacom that it had initiated the federal renewal process and accepted Mediacom's invitation to engage in the "informal process" with both parties retaining the right to return to the "formal process" upon written notice; and

WHEREAS, the City and Mediacom have not completed renewal of the Franchise and wish to briefly extend the term of the Franchise so that the renewal process may be completed.

NOW, THEREFORE, BE IT RESOLVED by the City of Cannon Falls that:

1. The term of the Franchise shall be extended until December 31, 2015, unless sooner renewed or revoked/terminated in accordance with its terms. All terms and conditions of the Franchise shall remain in effect during the extension.
2. This extension shall not constitute a waiver or release of any right either party may have under the Franchise or applicable laws or regulations.

PASSED AND ADOPTED by the City of Cannon Falls, Minnesota this 5th day of May, 2015.

Lyman M. Robinson, Mayor

ATTEST:

Ronald S. Johnson, City Administrator