

CITY OF MARYSVILLE

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: March 2, 2015

AGENDA ITEM: Cable Franchise Agreement- Amendment of Cable Franchise with WaveDivision 1, LLC.	AGENDA SECTION: New Business	
PREPARED BY: Gloria Hirashima, Chief Administrative Officer DEPARTMENT: Executive	AGENDA NUMBER:	
ATTACHMENTS: 1. Amendment of Cable Franchise Agreement with WaveDivision1, LLC	APPROVED BY:	
	MAYOR	CAO
BUDGET CODE:	AMOUNT:	

Summary:

The City has a non-exclusive television cable franchise agreement that will expire this month. City staff are continuing negotiations on a ten year franchise agreement and expect to conclude a new franchise agreement with Wave within three months.

RECOMMENDED ACTION:

Approve cable franchise 3 month extension with WaveDivision1, LLC.

COUNCIL ACTION:

AMENDMENT OF CABLE TELEVISION FRANCHISE

THIS AMENDMENT OF CABLE TELEVISION FRANCHISE is entered into by and between the City of Marysville, Washington (hereinafter called “Franchise Authority” or “City”) and WaveDivision I, LLC (hereinafter referred to as “Wave”) as of the ____ day of February, 2015.

WITNESSETH:

WHEREAS, Wave holds a Cable Television Franchise dated July 24, 2006 (“Franchise”) to own and operate a cable system within the City, and

WHEREAS, pursuant to the latest Amendment of Cable Television Franchise, Franchise Authority and Wave extended the term of the Franchise through March 3, 2015, and

WHEREAS, Franchise Authority and Wave each desire to enter into an amendment further extending the term of the Franchise again as set forth herein.

NOW, THEREFORE, Franchise Authority and Wave agree as follows:

1. The term of the Franchise is hereby further extended for three months commencing March 4, 2015 and running through June 3, 2015 subject to the terms and conditions contained in the Franchise which shall remain in full force and effect, and
2. The extension shall be without prejudice to the rights of either party under the Cable Communications Policy Act of 1984 as amended. The extension of the term of the existing Franchise agreed to herein shall in no way affect the rights of the Franchise Authority or of Wave under the provisions of §626 of the Cable Communications Policy Act of 1984 as amended or the other terms of the existing Franchise.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment of Cable Television Franchise to be executed for the uses and purposes therein expressed on the day and year first written above.

WaveDivision I, LLC

City of Marysville, Washington

By: _____
Title Executive Vice President
Business and Legal Affairs

By: _____
Title Mayor