

# City of Minden

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## RESOLUTION NO. 1617

### A RESOLUTION EXTENDING THE FRANCHISE AGREEMENT WITH CHARTER

WHEREAS, Charter Communications VI, LLC d/b/a Charter Communications ("Charter") currently holds a cable franchise with the City of Minden, Nebraska ("City") granted by the Franchise Agreement and Ordinance 1068 ("Franchise"), on September 18, 2000; and

WHEREAS, both Charter and the City desire to extend the term of the Franchise to facilitate Franchise renewal negotiations and it is in the public interest to do so:

WHEREAS, the parties reserve all rights under Section 626 of Title VI of the Communications Act of 1934, as amended, and do not waive any rights related thereto; and

NOW, THEREFORE, BE IT RESOLVED:

1. The Franchise is hereby amended to extend the term of the Franchise to May 19<sup>th</sup>, 2015.
2. Except as specifically modified hereby, the Franchise shall remain in full force and effect. The parties shall have the right to negotiate the franchise fees during this extension period. Such negotiation also includes when franchise fees will go into effect.
3. The City may have the right to exercise rate regulation to the extent allowed authorized under federal law. If and when exercising its jurisdiction to regulate any such rates, City will adhere to regulations adopted by the FCC at 47 C.F.R.
4. The City and Charter hereby agree that neither waives any rights either may have under the Franchise or applicable law.
5. This Resolution shall become effective upon its passage by the City and its acceptance by Charter.

PASSED AND APPROVED this 16<sup>th</sup> day of June, 2014.

/s/ Roger L. Jones  
Roger L. Jones, Mayor

ATTEST:

/s/ Abbey Jordan  
Abbey Jordan, City Clerk

(Seal)