



## RESOLUTION NO. 6-20

### Extending the Term of the Cable Franchise Granted to Mediacom Delaware LLC (“Mediacom”)

**WHEREAS**, Mediacom Delaware LLC (“Mediacom”) currently holds a cable franchise with the Town of South Bethany, DE (“franchise”); and

**WHEREAS**, Mediacom has requested renewal of the Franchise pursuant to applicable law; and

**WHEREAS**, Mediacom and the Town wish to continue informal renewal negotiations and desire to extend the term of the current Franchise to January 1, 2022; and

**WHEREAS**, Mediacom and the Town wish to reserve all rights each may have under Section 626 of Title VI of the Communications Act of 1934, as amended, and do not waive any rights related thereto.

#### **NOW, THEREFOR, BE IT RESOLVED:**

1. The Franchise is hereby amended to extend the term of the current Franchise Agreement to January 1, 2022.
2. The Franchise is amended to include a new section to the franchise, section 8.3 which will include:
  - a. Outage Reports – If an outage occurs that causes a loss of service to all residents inside the Town limits, Mediacom will provide a notice to the Town Manager within 48 business hours.
  - b. Quarterly Performance Reports – Mediacom will provide quarterly performance reports that include the total number of service calls completed, the average response time, and the resolutions of the service calls.
  - c. Area Drive Out Report – Mediacom will conduct a drive out of all plant inside the Town limits semi-annually and provide a report to the Town of any appearance issues that were corrected.
3. Except as specifically modified hereby, the Franchise shall remain in full force and effect.
4. The Town and Mediacom hereby agree that neither waives any rights either may have under the Franchise or applicable law.
5. The Resolution shall become effective upon its passage by the Town and its acceptance by Mediacom.

Passed this \_\_\_\_ day of \_\_\_\_\_, 2020 by the Town Council of the Town of South Bethany, Delaware.

\_\_\_\_\_  
Timothy Saxton, Mayor

\_\_\_\_\_  
Carol Stevenson, Secretary (attest)

ACCEPTED: This franchise extension is accepted, and we agree to be bound by its terms and conditions.

By: Mediacom Delaware LLC

By: \_\_\_\_\_

ITS: \_\_\_\_\_

DATED: \_\_\_\_\_