

RESOLUTION



CONSENT AND APPROVAL OF LOCAL FRANCHISING AUTHORITY FOR EXTENSION OF CATV FRANCHISE

WHEREAS, on October 12, 1998, the City Council of Somerset, pursuant to Ordinance 98-23, created a non-exclusive franchise for a cable television system to operate within the confines of the City of Somerset;

WHEREAS, Telecommunications Management, LLC d/b/a NewWave Communications currently owns and operates the cable television system (the "System") operating in Somerset, KY ("Grantor") and is a duly authorized holder of the franchise created by Ordinance 98-23 granted by Grantor (as amended to date, the "Franchise"); and

WHEREAS, Grantee seeks an extension of said franchise for a term of five (5) years, so that the Franchise shall be extended to 10/11/2018 and

WHEREAS, following review and investigation, Grantor has concluded that Grantee meets the necessary criteria to operate the cable television system and has satisfied the criteria set forth in and/or under any applicable laws, rules and regulations.

NOW, THEREFORE, BE IT RESOLVED by the common Council of the City of Somerset, that in consideration of the foregoing and the promises set forth herein, Grantor resolves as follows:

1. Grantor hereby consents to the extension of said Franchise for a term of five (5) years, so that the Franchise shall be extended to 10/11/2018.
2. Grantor confirms that (a) the Franchise was properly granted to or transferred to the Grantee, and (b) Grantee is materially in compliance with the provisions of the Franchise, and there are no material defaults under the Franchise or events which, with the giving of notice or passage of time or both, could constitute events of default thereunder.

ADOPTED AND APPROVED THIS ____ day of _____, 2011.

Mayor, Edward Girdler

ATTEST:

David Godsey, City Clerk