

Resolution No. 11-08

RESOLUTION: To grant a non-exclusive cable communications system within the corporate limits of the City of Rockville to Verizon Maryland, Inc., under certain conditions

WHEREAS, Verizon Maryland, Inc. applied for a non-exclusive franchise for the operation of a cable communications system within the corporate limits of the City of Rockville; and

WHEREAS, The Mayor and Council of Rockville conducted a public hearing on the proposed franchise on September 28, 2006; and

WHEREAS, based upon the application and supporting materials supplied by Verizon Maryland, Inc., and the record of the hearing, The Mayor and Council of Rockville finds that the proposed franchise will serve the best interests of the City of Rockville and its residents, provided that the franchise is upon the terms and conditions set forth herein.

WHEREAS, Montgomery County, Maryland has granted a franchise for the operation of a cable communications system within the unincorporated portions of Montgomery County upon the terms and conditions set forth in a certain Cable Franchise Agreement by and between Montgomery County, Maryland and Verizon Maryland, Inc. approved by the Montgomery County Council on November 28, 2006 (the "Franchise Agreement").

NOW, THEREFORE, BE IT RESOLVED by The Mayor and Council of Rockville that a non-exclusive franchise for the operation of a cable communications system within the corporate limits of the City of Rockville be and the same is hereby granted to Verizon Maryland, Inc. upon the following conditions:

1. Verizon Maryland, Inc. shall enter into an agreement with The Mayor and

Council of Rockville upon the same terms and conditions as are set forth in the Franchise Agreement.

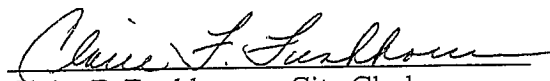
2. Verizon Maryland, Inc. and Montgomery County shall execute a franchise agreement, containing the same terms and conditions as are set forth in the Franchise Agreement, granting a franchise in the unincorporated areas of Montgomery County.

3. The effective date of the franchise within the City of Rockville shall be the same date as the franchise is effective in the unincorporated areas of Montgomery County.

AND BE IT FURTHER RESOLVED, that the City Manager be and he is hereby authorized to execute any and all documents necessary to effectuate the intent and purpose of this Resolution.

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I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Mayor and Council of Rockville at its meeting of July 28, 2008.

  
Claire F. Funkhouser, City Clerk