

BOARD OF ALDERMEN

ITEM NO. D(4)

AGENDA ITEM ABSTRACT

MEETING DATE: January 15, 2002

TITLE: Authorization to Send Letter to Time Warner Clarifying Cable Franchise and Cable Ordinance

DEPARTMENT: Town Manager	PUBLIC HEARING: YES ____ NO _x_
ATTACHMENTS: A. Resolution B. Letter from Town Attorney dated 12/17/2001	FOR INFORMATION CONTACT: Robert W. Morgan, Town Manager

PURPOSE

The Mayor and Board of Aldermen adopted the new cable franchise on April 21, 2001. Time Warner had thirty days in which to accept the franchise. Time Warner did not accept the franchise due to concerns about language in the cable ordinance. The purpose of this item is to authorize the Town Attorney to send a letter clarifying the Town's interpretation of the cable ordinance and how it relates to the cable franchise.

INFORMATION

Time Warner did not accept the new cable franchise after the Board approved it in April 2001 due to several concerns to the cable ordinance and how it related to the franchise. The Town and Time Warner finally agreed that a letter from the Town sanctioned by the Board of Aldermen would be sufficient to clear up the matter.

Attached is a letter from the town Attorney that provides the Town's interpretation on three issues. The Town Attorney and the attorney for Time Warner have agreed to the language in this letter as being sufficient to resolve the matter. In sending this letter, it is understood that Time Warner has thirty days in which to accept the franchise after receiving it.

ADMINISTRATION'S RECOMMENDATION

To adopt the attached resolution.