

ATTACHMENT A

**A RESOLUTION TO APPROVE THE 2004 TIME WARNER CABLE
TOLLING AND ACCOUNTING ORDER TO EXTEND THE REVIEW PERIOD
Resolution No. 66/2003-04**

BE IT RESOLVED by the Carrboro Mayor and Board of Aldermen that the Aldermen approve the 2004 Time Warner Cable Tolling and Accounting Order to Extend the Review Period.

STATE OF NORTH CAROLINA
TOWN OF CARRBORO

IN THE MATTER OF:) Tolling and Accounting Order to
Regulated Cable Service Provided by Time) Extend the Review Period for
Warner Cable to its Carrboro Cable Television) Time Warner Cable's 2004
Subscribers, NC-0130 & 0649) FCC-1240, 1205, 1235 Rate Filing
Through January 2004

BEFORE THE TOWN OF CARRBORO:

WHEREAS, on October 1, 2003, Time Warner Cable submitted an FCC-1240 Updating Maximum Permitted Rates filing, FCC-1205 Determining Regulated Equipment and Installation costs, and FCC-1235 cost of Service Filing for Cable Network Upgrades for Regulated Cable Service with the Town, Time Warner Cable's filing includes actual and estimated costs it may incur during the projected period January 2003 -December 2003, along with previous expenses from the "true up" period October 2002-September 31, 2003;

WHEREAS, the Federal Communications Commission has promulgated rate rules that allow cable operators to estimate future external costs, and costs associated with system upgrades, and recover those projected costs utilizing the FCC-1240 filing process, performed annually;

WHEREAS, the Town is certified with the FCC to regulate basic cable service, equipment and installation rates and services within Town; and

WHEREAS, the FCC §76.933 grants franchise authorities the ability to toll the time in which to review rate filings submitted by cable operators, extending the period of review from the initial 30 days, to an additional 90 days (120 days total) past the original date of receipt by the franchise authority.

IT IS THEREFORE ORDERED:

THAT the time period in which the Town has to review Time Warner Cable's FCC-1240 rate filing is tolled 90 days past the original 30 days (120 days total) allowed by the FCC, extending the total review period deadline; and

THAT Time Warner Cable is directed to maintain a complete and accurate accounting of all costs and revenues associated with the aforementioned filing.

ISSUED BY ORDER OF THE TOWN OF CARRBORO:

This the ___ day of _____ 2003.

BY:

ATTEST:

Mayor

Clerk

Deliver via Certified U.S. Mail to:
File copy to:

Paul Baccellieri, Vice President-Finance; Time Warner Cable, Raleigh-Durham Division
Robert F. Sepe, Action Audits, LLC