

ORDINANCE BILL NO. 5-18

AN ORDINANCE GRANTING A FRANCHISE TO COMCAST OF OREGON I, INC.

*The City of Salem ordains as follows:*

**Section 1.** The City of Salem hereby grants to Comcast of Oregon I, Inc., (Grantee) a non-exclusive, revocable franchise to make lawful use of the public rights of way within the City of Salem to construct, operate, maintain, reconstruct, and repair a cable system for the purpose of providing cable services for a term not to exceed ten (10) years. The terms, conditions, and effective date of the franchise are set forth in the Cable Television Franchise Agreement (Agreement), which is attached hereto as Exhibit A, and incorporated herein by reference, and all applicable local, state, and federal laws, rules, and regulations, unless waived by action of the City Council.

**Section 2. Severability.** Each section of this ordinance, and any part thereof, is severable, and if any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of this ordinance shall remain in full force and effect.

**Section 3. Effective Date.** This ordinance shall be in full force and effect on July 1, 2018, or on the thirtieth day after its adoption, whichever date is later.

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1 **Section 4. Acceptance.** On or before the forty-fifth day after the effective date of the Agreement,  
2 unless the time for acceptance is extended by Grantor, the Grantee shall file an executed copy of  
3 the Agreement with the City Manager of the City of Salem and post the security required by the  
4 Agreement. A failure by the Grantee to file such executed copy or to post the security required  
5 within such time shall, at the reasonable discretion of the City of Salem, make the Agreement  
6 voidable, be deemed an abandonment and rejection of the rights and privileges conferred hereby,  
7 and any and all rights of Grantee to own or operate a Cable System within the franchise area under  
8 the express terms of the Agreement shall be of no force or effect. The filing of such executed  
9 copy shall be deemed to be, and shall be, an unqualified acceptance by the Grantee of all the  
10 terms, conditions and restrictions contained in the Agreement.

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12 PASSED by the Council this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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ATTEST:

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City Recorder

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Approved by City Attorney: \_\_\_\_\_

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18 Checked by: R. Zink

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