

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDWOOD CITY APPROVING THE SECOND AMENDMENT OF THE FRANCHISE AGREEMENT BETWEEN THE CITY OF REDWOOD CITY AND ASTOUND, LLC (FORMERLY RCN TELECOM SERVICES, INC) TO PERMIT ITEMIZATION OF PUBLIC, EDUCATIONAL AND GOVERNMENTAL (PEG) ACCESS FEES ON SUBSCRIBERS BILLS**

**WHEREAS**, in August 2000, the City Council of the City of Redwood City, California ("City") granted a Cable Television Franchise ("Franchise") to RCN Telecom Services of California, Inc, which subsequently provided services as RCN Telecom Services, Inc., and

**WHEREAS**, in September 2004, said Franchise was amended to change the method by which construction compliance is regulated and to provide for the creation of a multi-jurisdictional fiber network within Redwood City and neighboring communities; and

**WHEREAS**, in January 2007, said Franchise was transferred from RCN Telecom Services, Inc, to Astound Broadband, LLC; and

**WHEREAS**, Astound now requests that it be permitted to itemize public, educational and governmental (PEG) access fees on its subscribers bills; and

**WHEREAS**, city staff does not believe that such an amendment will result in any significant adverse impacts to Redwood City customers.

**NOW, THEREFORE THE COUNCIL OF THE CITY OF REDWOOD CITY DOES HEREBY ORDAIN AS FOLLOW:**

1. That the second amendment to the Franchise, attached as Exhibit A and incorporated herein by reference, is approved and the City Manager is authorized to execute same.
2. That this ordinance will be effective thirty (30) days after adoption.