

**RESOLUTION NO. DH 07-01
OF THE MAYOR AND COMMISSION OF THE CITY OF DISTRICT HEIGHTS,
MARYLAND GRANTING A CABLE FRANCHISE TO VERIZON MARYLAND,
INC. AND AUTHORIZING A FRANCHISE AGREEMENT**

WHEREAS, pursuant to Md. Code Ann., Art. 23A, §2, the City of District Heights, Maryland (hereinafter, the “City”) has the power to pass such Resolutions as it deems necessary to protect the health, safety and welfare of the citizens of the municipality;

WHEREAS, the Mayor and Commission have the power under Article 23A, §2(b)(13) to grant non-exclusive cable franchises; and

WHEREAS, the Mayor and Commission have adopted a cable Resolution to govern cable franchises that are located within the City; and

WHEREAS, the City is served by one cable franchisee, Comcast Cable Communications; and

WHEREAS, Verizon Maryland, Inc. (Verizon) has indicated its interest in negotiating a non-exclusive cable franchise in the City; and

WHEREAS, the Mayor and Commission have determined that the competition that would result from two franchisees offering cable services in the City will be in the public interest, and.

WHEREAS, the Mayor and Commission authorized City personnel to negotiate a franchise agreement with Verizon Maryland, Inc. and said proposed agreement has been prepared and presented to the Mayor and Commission; and

WHEREAS, the Mayor and Commission have determined that it is in the public interest to grant a cable franchise to Verizon Maryland, Inc. within the corporate limits of the City, on condition that Verizon Maryland, Inc. enter into a franchise agreement in substantially the form as attached to this Resolution.

Section 1. NOW THEREFORE, BE IT RESOLVED AND ENACTED, by the Mayor and Commission of the City of District Heights, Maryland that a non-exclusive right to construct and operate a cable television system along the public rights of way in the City of District Heights is hereby granted to Verizon Maryland, Inc., subject to the provisions of Article XII of the District Heights Code and a franchise agreement between the City and Verizon Maryland, Inc. in a form substantially similar to that attached to this Resolution. The Mayor is authorized to endorse the franchise agreement on behalf of the City.

Section 2: Be it further resolved that a complete and exact copy of this proposed Resolution shall be posted in the General Government Office of the Municipal Building of the City of District Heights.

