

ORDINANCE O-4652

AN ORDINANCE OF THE CITY OF KIRKLAND GRANTING COMCAST CABLE COMMUNICATIONS, LLC, RENEWAL OF A NON-EXCLUSIVE FRANCHISE FOR TRANSMISSION OF CABLE TELEVISION SERVICES IN, THROUGH, OVER AND UNDER THE STREET RIGHTS-OF-WAY OF THE CITY OF KIRKLAND.

1           WHEREAS, Comcast Cable Communications, LLC  
2 ("Grantee") has requested that the City renew its right to install,  
3 operate and maintain cable television facilities within the public  
4 rights of way of the City; and

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6           WHEREAS, the City Council finds it desirable for the welfare  
7 of the City and its residents that such a non-exclusive franchise  
8 be granted to Grantee; and

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10          WHEREAS, the City Council has the authority under state  
11 and local laws to grant franchises for the use of its street rights of  
12 way; and

13  
14          WHEREAS, the City is willing to grant the rights requested  
15 by Grantee subject to certain terms and conditions as set forth in  
16 Exhibit A entitled "The City of Kirkland, Washington, Cable  
17 Television Franchise" between the City and Grantee, incorporated  
18 by reference as if fully set forth herein; and

19  
20          WHEREAS, the City has reviewed Grantee's performance  
21 under the prior franchise and the quality of service during the prior  
22 franchise term, has identified the future cable-related needs and  
23 interests of the City and its citizens, has considered the financial,  
24 technical and legal qualifications of Grantee, and has determined  
25 that Grantee's plans for constructing, operating and maintaining its  
26 Cable System are adequate, in a full public proceeding affording due  
27 process to all concerned; and

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29          WHEREAS, the public has had adequate notice and  
30 opportunity to comment on Grantee's proposal to provide cable  
31 television service within the City.

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33          NOW, THEREFORE, the City Council of the City of Kirkland  
34 do ordain as follows:

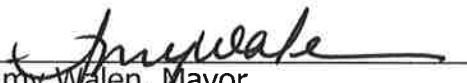
35  
36          Section 1. The City Manager is authorized to execute the  
37 agreement attached hereto as Exhibit A entitled "The City of  
38 Kirkland, Washington, Cable Television Franchise" between the  
39 City of Kirkland and Comcast Cable Communications, LLC, the

40 terms of which are incorporated by reference as if fully set forth  
41 herein.

42  
43 Section 2. This ordinance shall be in force and effect five  
44 days from and after its passage by the Kirkland City Council and  
45 publication pursuant to Section 1.08.017, Kirkland Municipal Code  
46 in the summary form attached to the original of this ordinance and  
47 by this reference approved by the City Council.

48  
49 Passed by majority vote of the Kirkland City Council in open  
50 meeting this 6th day of August, 2018.

51 Signed in authentication thereof this 6<sup>th</sup> day of August,  
52 2018.  
53

  
\_\_\_\_\_  
Amy Walen, Mayor

Attest:

  
\_\_\_\_\_  
Kathi Anderson, City Clerk

Pubication Date 08/13/2018

Approved as to Form:

  
\_\_\_\_\_  
Kevin Raymond, City Attorney