

# Agenda Item

File ID: 2019- 3814

Walk-On Item

5/28/2019

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Public Hearing: YES  NO

Department: Chief Executive Office

**SUBJECT:**

Commission District(s): All

Motion to Add an Item to the Agenda.

Information Contact: Zachary Williams

Phone Number: 404-371-3694

**PURPOSE:**

To add an item to the agenda.

**NEED/IMPACT:**

To allow the Commissioners to act on an item.

**FISCAL IMPACT:**

None.

**RECOMMENDATION:**

To approve adding an item to the agenda.



# DeKalb County Government

Manuel J. Maloof Center  
1300 Commerce Drive  
Decatur, Georgia 30030

## Agenda Item

File ID: 2019- 3815

Walk-On Item

5/28/2019

Public Hearing: YES  NO

Department: Chief Executive Office

**SUBJECT:** Comcast Franchise Agreement Extension

**Commission District(s):** All

Costs are pursuant to Contract.

**Information Contact:** Diamond M. Lewis, Director, DCTV

**Phone Number:** 404-371-2083

**PURPOSE:**

To consider approving an amendment to extend the current Cable Franchise Agreement (the "Agreement") between Comcast of Georgia/Virginia, Inc. and/or Comcast of Georgia I, LLC (collectively, "Comcast") and the County for one (1) year, for a total contract term of seven (7) years.

**NEED/IMPACT:**

The current Franchise Agreement is set to expire in June of 2019. The proposed amendment will extend the Agreement and continue the relationship between the County and Comcast through May 31, 2020, including the collection of franchise fees, and to continue to support the public broadcasting ("PEG") services provided by the County.

**FISCAL IMPACT:**

Pursuant to Contract.

**RECOMMENDATION:**

To approve an extension of the Agreement for one (1) additional year in a final form acceptable to the County Attorney and authorize the Chief Executive Officer to execute all necessary documents.



**Chief Executive Officer**  
Michael L. Thurmond

**Board of Commissioners**

District 1  
Nancy Jester

District 2  
Jeff Rader

District 3  
Larry Johnson

District 4  
Steve Bradshaw

District 5  
Mereda Davis Johnson

District 6  
Kathie Gannon

District 7  
Lorraine Cochran - Johnson

May 24, 2019

Andy Macke  
Vice President, Government & Community Affairs  
Comcast Cable Communications  
2925 Courtyards Drive  
Norcross, GA 30071

**Re: Extension of Cable Television Franchise in the DeKalb County, GA**

Dear Mr. Macke:

This letter addresses the status of the Cable Television Franchise between Comcast of Georgia I, LLC ("Comcast") and DeKalb County of Georgia (the "County").

As you are aware, the County and Comcast entered into a five year "Cable Franchise Agreement" known as DeKalb County Contract No. 13-902661 (the "Agreement"), dated June 1, 2013. The Parties further entered into a one (1) year extension of the Agreement that will expire on May 31, 2019. While the County and Comcast have been meeting regularly and negotiating in good faith, both parties believe that it is necessary to extend the period of negotiations in hopes of reaching a mutually agreed upon cable franchise renewal.

Therefore, by way of signature below, the parties hereinafter agree as follows:

- Comcast and the County are prepared to continue to negotiate in good faith with the goal of reaching agreement on a Renewal Franchise by June 1, 2020.
- The parties agree to a 12-month extension of the existing Franchise to further negotiate the terms and conditions for a Renewal Franchise. This letter amends the Agreement, Contract No. 13-902661, to extend its term to 11:59 on May 31, 2020.
- The signatures of the County and Comcast below reflect that each shall consider the existing Renewal Franchise in full force and effect for those 12 months, which the parties agree shall end at 11:59 p.m. on May 31, 2020.

- Because this is an extension of the existing Franchise and not a renewal, Comcast and the City reserve all rights under both the informal and formal process of Federal Law and acknowledge that both the County and Comcast have preserved and retain all rights afforded to each party under Section 626 of the Cable Act, 47 U.S.C. § 546. Comcast shall not be required to file a new Section 626 letter with the County.

Thank you for your attention to this matter.

Acknowledged and Accepted by the Issuing  
Authority by authorized designee:

\_\_\_\_\_  
Michael L. Thurmond  
(by *Direction/Designation*)  
Chief Executive Officer  
DeKalb County, Georgia

\_\_\_\_\_  
Date

Acknowledged and Accepted by:

\_\_\_\_\_  
Andy Macke  
Vice President,  
Government & Community Affairs  
Comcast Cable Communications  
2925 Courtyards Drive  
Norcross, GA 30071

\_\_\_\_\_  
Date

cc: Viviane H. Ernstes, County Attorney