

METROPOLITAN AREA COMMUNICATIONS COMMISSION

RESOLUTION 2015-07

A RESOLUTION RECOMMENDING THAT THE AFFECTED MEMBER JURISDICTIONS OF THE METROPOLITAN AREA COMMUNICATIONS COMMISSION GRANT QWEST BROADBAND SERVICES, INC. d/b/a/ CENTURLINK, A CABLE SERVICES FRANCHISE

WHEREAS, in 1980 the Metropolitan Area Communications Commission (hereinafter MACC) was formed by Intergovernmental Cooperation Agreement, amended in 2002 and now an Intergovernmental Agreement (hereinafter IGA) to work cooperatively and jointly on communications issues, in particular the franchising of cable services and the common administration and regulation of such franchises;

WHEREAS, today the member jurisdictions of MACC consist of Washington County and the cities of Banks, Beaverton, Cornelius, Durham, Forest Grove, Gaston, Hillsboro, King City, Lake Oswego, North Plains, Rivergrove, Tigard, Tualatin, and West Linn;

WHEREAS, the IGA authorizes MACC to grant one or more nonexclusive franchises to construct, operate, and maintain a cable system within the combined boundaries of the member jurisdictions;

WHEREAS, the IGA requires that each member jurisdiction in which cable service will be provided under the franchise formally approve any joint cable services franchise agreements, or any amendment or renewal of such agreements;

WHEREAS, Qwest Broadband Services, Inc. d/b/a CenturyLink (hereinafter "CenturyLink"), formally requested a franchise authorizing the provision of cable services to the following MACC member jurisdictions: Lake Oswego, Tigard, North Plains, West Linn and unincorporated Washington County ("Affected Jurisdictions");

WHEREAS, MACC has provided adequate notice and opportunities for public comment on the proposed new cable services franchise including a public hearing held on July 8, 2015;

WHEREAS, the MACC Board of Commissioners finds the proposed new cable franchise reflects the cable-related community needs of the Affected Jurisdictions, and that CenturyLink has the legal, technical, and financial qualifications to own and operate the proposed cable services system, and therefore recommends to the Affected Jurisdictions that they grant the franchise to Qwest Broadband Services, Inc. d/b/a/ CenturyLink;

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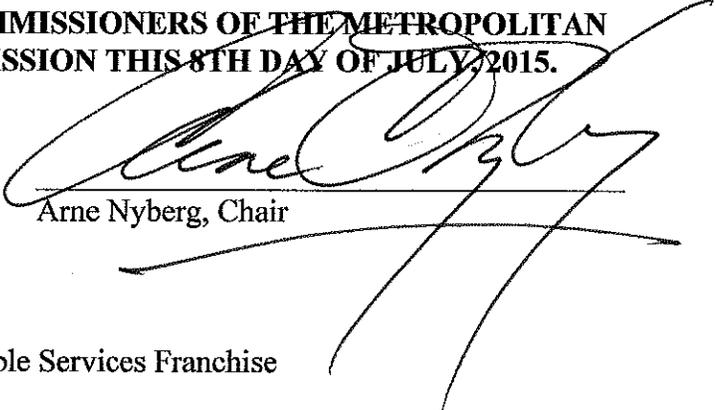
METROPOLITAN AREA COMMUNICATIONS COMMISSION
RECOMMENDING GRANT OF FRANCHISE TO
Qwest Broadband Services, Inc. d/b/a CenturyLink

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NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE METROPOLITAN AREA COMMUNICATIONS COMMISSION THAT:

1. MACC recommends to the Affected Jurisdictions that they grant CenturyLink a cable services franchise substantially in the form attached hereto as Exhibit A ("Franchise").
2. In accordance with the requirements of the IGA, the member jurisdictions' grant of the Franchise shall be contingent on the affirmative vote of each Affected Jurisdiction's governing body.
3. The MACC Administrator is hereby authorized to execute the Franchise on behalf of the Affected Jurisdictions only after MACC staff's determination that CenturyLink has fulfilled the Franchise acceptance provisions contained in the Franchise and that each Affected Jurisdiction has approved the Franchise.
4. This resolution shall be effective from and after its adoption.

ADOPTED BY THE BOARD OF COMMISSIONERS OF THE METROPOLITAN AREA COMMUNICATIONS COMMISSION THIS 8TH DAY OF JULY, 2015.



Arne Nyberg, Chair

Attachment: Exhibit A - CenturyLink Cable Services Franchise