

RESOLUTION # 1340

BOROUGH OF GREEN TREE

ALLEGHENY COUNTY, PENNSYLVANIA

A RESOLUTION OF THE BOROUGH OF GREEN TREE, ALLEGHENY COUNTY, PENNSYLVANIA AUTHORIZING EXECUTION OF A CABLE FRANCHISE AGREEMENT BETWEEN THE BOROUGH OF GREEN TREE AND VERIZON PENNSYLVANIA LLC

WHEREAS, the Franchisee is a “cable operator” and the Borough is a “local franchising authority” in accordance with Title VI of the Communications Act (see 47 U.S.C. § 522(5), (10)) and the Borough is authorized to grant one or more nonexclusive cable franchises to operate a Cable System within the Borough pursuant to Title VI of the Communications Act; and

WHEREAS, the Borough previously granted to the Franchisee a nonexclusive initial Franchise to install, maintain, extend, and operate a Cable System in the Borough which has since expired (the “Initial Franchise”); and

WHEREAS, the Franchisee has operated a Cable System in accordance with the Initial Franchise as of the Effective Date on its existing Telecommunications Facilities consisting of a Fiber to the Premises Telecommunications Network (“FTTP Network”) in the Borough which also transmits Non-Cable Services pursuant to authority granted by applicable state law and Title II of the Communications Act, and which are not subject to Title VI of the Communications Act or this Agreement; and

WHEREAS, the Franchisee has requested that the Borough renew the Franchisee’s Franchise to provide Cable Service to residents of the Borough; and

WHEREAS, pursuant to and in accordance with applicable federal and state law, the Borough undertook a process to determine whether it should renew the Initial Franchise and the terms for such a renewal; and

WHEREAS, the Borough has examined the past performance of the Franchisee and has identified the Borough’s future cable-related needs and interests; and

WHEREAS, following good faith negotiations between the parties, the Borough and the Franchisee have agreed on the terms for a Franchise Renewal Agreement under which the Franchisee will continue to operate its Cable System in the Borough; and

WHEREAS, the Borough has determined that this Agreement and the process for consideration of this Agreement complies with all applicable federal, state, and local laws and regulations.

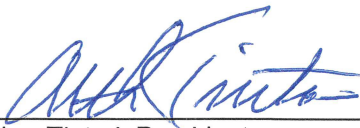
NOW THEREFORE, BE IT RESOLVED that the Borough Council does hereby approve the cable franchise agreement negotiated with the Franchisee, including all of the terms and conditions contained therein, and does hereby authorize the execution of such agreement.

ADOPTED this 1st day of April , 2024.

ATTEST:



Judith Miller, Manager
BOROUGH OF GREEN TREE



Arthur Tintori, President
GREEN TREE BOROUGH COUNCIL

EXAMINED and APPROVED by me this 1st day of April , 2024.



Edward Schenck, Mayor
BOROUGH OF GREEN TREE