

ORDINANCE NO. _____

AN ORDINANCE TO EXTEND THE TERM OF THE COX COMMUNICATIONS FOR

HAMPTON ROADS, LLC'S FRANCHISE CERTIFICATE TO MARCH 31, 2011

WHEREAS, by Resolution dated January 26, 1996, the Board of Supervisors consented to the transfer and assignment of the Franchise Certificate issued to Continental Cablevision of Virginia, Inc. ("Initial Grantee") to Cox Communications of Hampton Roads, LLC ("Cox"); and

WHEREAS, by Ordinance No. 141A-7, adopted on December 4, 1995, the Board of Supervisors extended the Franchise Certificate to the Initial Grantee for 15 years from the date of the Ordinance; and

WHEREAS, the Second Amendment to Franchise Certificate, dated December 4, 1995, extended the Franchise Certificate to the Initial Grantee for a term of 29 years from the effective date of the original Franchise Certificate, June 8, 1981; and

WHEREAS, the County and Cox are parties to an agreement to provide an institutional network until December 31, 2010; and

WHEREAS, on May 25, 2010, the County and Cox clarified, confirmed, and extended the expiration date of the Franchise Certificate to December 31, 2010; and

WHEREAS, Cox has requested that the County extend the cable television franchise and the co-extensive fiber optic use agreement to March 31, 2011.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of James City County, Virginia, that:

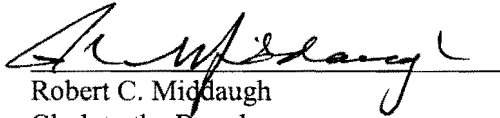
1. The term of the County's Franchise Certificate, as amended, with Cox Communications of Hampton Roads, LLC shall run through March 31, 2011, along with the County/Cox agreement for use of the fiber network.
2. The County Administrator is hereby authorized and directed to execute the Fourth Amendment to Franchise Certificate with Cox Communications of Hampton Roads, LLC.

This Ordinance shall be in full force and effect from the date of its adoption.

James G. Kennedy
Chairman, Board of Supervisors

SUPERVISOR	VOTE
MCGLENNON	AYE
GOODSON	AYE
ICENHOUR	AYE
JONES	AYE
KENNEDY	AYE

ATTEST:


Robert C. Middaugh
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 14th day of December, 2010.

CoxCbleExtnd_res