



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 119030

Record No.: CB 119030

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125403

In Control: City Clerk

File Created: 06/30/2017

Final Action: 09/12/2017

**Title:** AN ORDINANCE relating to cable television; authorizing the Mayor or the Mayor's designee to enter into a renewed Cable Television Franchise Agreement and an agreement regarding additional public benefits with WaveDivision I, LLC; and authorizing the Chief Technology Officer to enter into other agreements for the purpose of implementing or administering the renewed franchise.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Harrell

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att A – Cable Television Franchise Agreement, Att B - Letter of Agreement

Drafter: megan.erb@seattle.gov

Filing Requirements/Dept Action:

### History of Legislative File

Legal Notice Published:  Yes  No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	07/11/2017	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	07/11/2017	sent for review	Council President's Office			
1	Council President's Office	07/12/2017	sent for review	Education, Equity, and Governance Committee			
<p>Action Text: The Council Bill (CB) was sent for review. to the Education, Equity, and Governance Committee</p> <p>Notes:</p>							
1	Full Council	07/17/2017	referred	Education, Equity, and Governance Committee			

**Legislative Summary Continued (CB 119030)**

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- 1 Education, Equity, and Governance Committee 07/19/2017 discussed  
**Action Text:** The Council Bill (CB) was discussed.
- 1 Education, Equity, and Governance Committee 08/02/2017 discussed  
**Action Text:** The Council Bill (CB) was discussed.  
**Notes:** The Committee held a public hearing on CB 119030.
- 1 Education, Equity, and Governance Committee 09/06/2017 pass Pass  
**Action Text:** The Committee recommends that Full Council pass the Council Bill (CB).  
In Favor: 2 Chair Harrell, Vice Chair González  
Opposed: 0
- 1 Full Council 09/11/2017 passed Pass  
**Action Text:** The Council Bill (CB) was passed by the following vote, and the President signed the Bill:  
In Favor: 8 Councilmember Bagshaw, Councilmember Burgess, Councilmember González, Council President Harrell, Councilmember Johnson, Councilmember Juarez, Councilmember O'Brien, Councilmember Sawant  
Opposed: 0
- 1 Mayor 09/12/2017 Signed
- 1 City Clerk 09/12/2017 submitted for Mayor  
Mayor's signature
- 1 Mayor 09/12/2017 returned City Clerk
- 1 City Clerk 09/12/2017 attested by City Clerk  
**Action Text:** The Ordinance (Ord) was attested by City Clerk.  
**Notes:**
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CITY OF SEATTLE

ORDINANCE 125403

COUNCIL BILL 119030

AN ORDINANCE relating to cable television; authorizing the Mayor or the Mayor's designee to enter into a renewed Cable Television Franchise Agreement and an agreement regarding additional public benefits with WaveDivision I, LLC; and authorizing the Chief Technology Officer to enter into other agreements for the purpose of implementing or administering the renewed franchise.

WHEREAS, WaveDivision I, LLC, a Delaware Corporation, (Wave) operates a cable system in Seattle under a franchise with The City of Seattle (City) authorized under Ordinances 122179 and 123741; and

WHEREAS, Wave's existing cable franchise agreement expires on November 11, 2017; and

WHEREAS, the renewal of cable television franchises is governed by 47 U.S.C. Section 521 et. seq., the federal Cable Act; and

WHEREAS, the City has been engaged in the informal process for cable franchise renewal with Wave as authorized by 47 U.S.C. Section 546(h); and

WHEREAS, the City has conducted a needs assessment to determine the current and future needs and interests of the community regarding Wave's cable system; and

WHEREAS, the City and Wave have negotiated in good faith to meet the identified needs and interests of the community; and

WHEREAS, pursuant to Article IV, Section 10 of the City Charter, at least 30 days has passed since introduction of this legislation; and

WHEREAS, pursuant to Article IV, Section 10 of the City Charter, this ordinance has been published in the official newspaper of the City for ten consecutive press days; NOW,

THEREFORE,

1 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

2           Section 1. The Mayor, or the Mayor's designee, is authorized to enter into a renewed  
3 cable television franchise agreement with WaveDivision I, LLC, a Delaware Corporation,  
4 (Wave) in substantially the form attached to this ordinance as Attachment A ("Cable Television  
5 Franchise Agreement"), so long as the Cable Television Franchise Agreement is signed by Wave  
6 no later than 30 days from the effective date of this ordinance.

7           Section 2. The Mayor, or the Mayor's designee, is authorized to enter into an agreement  
8 with Wave regarding additional public benefits in substantially the form attached to this  
9 ordinance as Attachment B ("Letter of Agreement"), so long as the Letter of Agreement is signed  
10 by Wave no later than 30 days from the effective date of this ordinance.

11           Section 3. The Chief Technology Officer (CTO) is authorized to enter into other  
12 agreements with Wave for the purpose of implementing or administering the Cable Television  
13 Franchise Agreement.

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1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by  
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 11<sup>th</sup> day of September, 2017,  
5 and signed by me in open session in authentication of its passage this 11<sup>th</sup> day of  
6 September, 2017.

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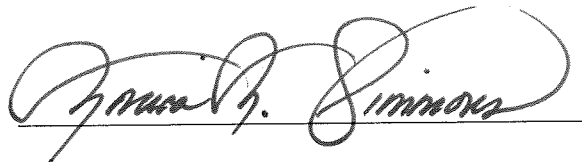
8 President \_\_\_\_\_ of the City Council

9 Approved by me this 12<sup>th</sup> day of September, 2017.

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11 Edward B. Murray, Mayor

12 Filed by me this 12<sup>th</sup> day of September, 2017.

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14 Monica Martinez Simmons, City Clerk

15 (Seal)  
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19 Attachments:

- 20 Attachment A – City of Seattle Cable Television Franchise Agreement By and Between The City  
21 of Seattle and WaveDivision I, LLC  
22 Attachment B – Letter of Agreement