

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	Executive Contact/Phone:
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** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

- a. Legislation Title:** AN ORDINANCE relating to cable television; authorizing the Mayor or the Mayor’s designee to approve the transfer of control, subject to conditions, of WaveDivision I, LLC; and authorizing the Mayor or the Mayor’s designee to execute a Cable Franchise Transfer of Controlling Interest Consent Agreement for the purpose of implementing and administering the transfer.

- b. Summary and background of the Legislation:**
This legislation seeks approval of a transfer of the renewed cable franchise agreement (“Franchise”) between the City of Seattle and WaveDivision I, LLC (“Wave”) to Radiate.

The City, through its Seattle Information Technology Department (ITD), Office of Cable Communications, conducted an analysis of the proposed transfer. Section 14 of the Franchise and Section 21.60.110 of the Seattle Municipal Code provide that neither a cable franchise nor a cable system operated thereunder may be transferred to another person without the approval of the City. The transactions contemplated by a Purchase Agreement between Wave-I and Radiate constitute a “Transfer” as that term is defined in the Franchise. SMC 21.60.110 also requires the Office of Cable Communications (“OCC”) to submit to the Council a report summarizing the legal, technical and financial qualifications of the proposed transferee, along with a recommendation for Council action. The OCC completed its report in which it recommends that Council approve the transfer subject to certain conditions contained in a Consent Agreement.

2. CAPITAL IMPROVEMENT PROGRAM

- a. Does this legislation create, fund, or amend a CIP Project?** ___ Yes **X** No

3. SUMMARY OF FINANCIAL IMPLICATIONS

- a. Does this legislation amend the Adopted Budget?** ___ Yes **X** No

- b. Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?**
No.

- c. Is there financial cost or other impacts of *not* implementing the legislation?**
No

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department?**
No.
- b. Is a public hearing required for this legislation?**
No.
- c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?**
No.
- d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.
- e. Does this legislation affect a piece of property?**
No.
- f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?**
None
- g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).**
N/A
- h. Other Issues:**

List attachments/exhibits below: