

**YOE BOROUGH  
RESOLUTION NO.  
2022-13**

**RESOLUTION OF THE BOROUGH OF YOE AUTHORIZING EXECUTION OF  
A CABLE FRANCHISE AGREEMENT BETWEEN THE BOROUGH AND  
COMCAST CABLE TELEVISION**

**WHEREAS**, pursuant to the Cable Communications Policy Act of 1984, the Cable Television Consumer Protection and Competition Act of 1992, and the Telecommunications Act of 1996, the regulations of the Federal Communications Commission (hereinafter “FCC”) and Pennsylvania law, the Borough of Yoe (hereinafter “Borough”) is authorized to grant franchises to construct, operate and maintain a cable system utilizing public rights-of-way and properties within the Borough’s jurisdiction; and

**WHEREAS**, pursuant to Title VI of the Communications Act, the regulations of the FCC and Pennsylvania law, the Borough is authorized to grant and renew franchises to construct, operate and maintain a Cable System utilizing Public Rights-of-Way and properties within the Borough’s jurisdiction; and

**WHEREAS**, Comcast (hereinafter “Grantee”) has requested that the Borough renew Grantee’s franchise agreement to allow them to maintain, construct, and operate its Cable System over, under and along the aforesaid rights-of-ways in the Borough; and

**WHEREAS**, the aforesaid Public Rights-of-Way used by Grantee are public properties acquired and maintained by the Borough, on behalf of the citizens of the Borough, and the right to use said rights-of-way is a valuable property right; and

**WHEREAS**, the Borough desires to protect and manage the aforesaid rights-of-way, establish standards for subscriber service, maintain a technologically advanced Cable System, receive Franchise Fees for Grantee’s use of the Borough’s public rights-of-ways, as provided by federal law, obtain the use of an educational and governmental channel (if required by the Borough), establish certain reporting requirements, obtain certain complimentary services (if available), provide legal protections for the Borough, and meet the current and future cable-related needs of Borough residents; 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; and

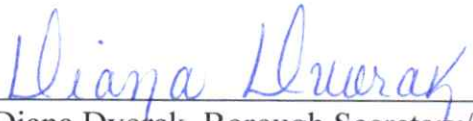
**WHEREAS**, the Borough has determined that the public interest would be served by renewing Grantee’s franchise, according to the terms and conditions contained in the agreement executed between the Borough and Grantee;

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

**RESOLVED** this 6<sup>th</sup> day of December, 2022.

ATTEST:

BOROUGH OF YOE

  
\_\_\_\_\_  
Diana Dvorak, Borough Secretary/Treasurer

  
\_\_\_\_\_  
Sam Snyder, Borough Council President