

1 BY AUTHORITY

2  
3 RESOLUTION NO. 11-0242  
4 SERIES OF 2011

COMMITTEE OF REFERENCE:  
GENERAL GOVT. AND FINANCE

5  
6  
7 A RESOLUTION

8  
9 Authorizing an increase in the Capital Contribution fee ("PEG Fee") from \$.87 per month  
10 to \$1.00 per month for residential subscribers under Denver's cable television franchise.  
11

12 WHEREAS, pursuant to Ordinance No. 617, Series 1999 the City and County of Denver  
13 granted a cable television franchise to Mile Hi Cable Partners, LP, with the franchise subsequently  
14 being transferred to and held by Comcast; and  
15

16 WHEREAS, section 9.3 of the franchise requires Comcast to collect a Capital Contribution fee  
17 (also known as the "PEG fee") of up to \$1.00 per residential subscriber per month, upon 90-days  
18 advance written notice by the city to do so; and  
19

20 WHEREAS, revenues derived from the Capital Contribution fee may be used only for capital  
21 expenses related to the development of public, education and governmental cable television services,  
22 and the City Council has determined that in the foreseeable future these services will incur additional  
23 capital expenses requiring additional PEG fee revenues.  
24

25 **NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF**  
26 **DENVER:**  
27

28 **Section 1.** The Director of the Office of Telecommunications is hereby directed to notify  
29 Comcast in writing of Comcast's obligation to begin collecting a Capital Contribution fee in the amount  
30 of \$1.00 per residential subscriber per month in accordance with section 9.3 of the cable television  
31 franchise.  
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33 COMMITTEE APPROVAL DATE: February 2, 2011

34 MAYOR-COUNCIL DATE: N/A

1 PASSED BY THE COUNCIL \_\_\_\_\_ 2011

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3 \_\_\_\_\_ - PRESIDENT

4

5 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
6 EX-OFFICIO CLERK OF THE  
7 CITY AND COUNTY OF DENVER  
8

9 PREPARED BY: David W. Broadwell, Asst. City Attorney; DATE: March 29, 2011

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11 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of the  
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
13 resolution. The proposed resolution **is not** submitted to the City Council for approval pursuant to §  
14 3.2.6 of the Charter.  
15

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17 David R. Fine. City Attorney

18 BY: \_\_\_\_\_

19 DATE: \_\_\_\_\_

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