

CITY OF NOVI

COUNTY OF OAKLAND, MICHIGAN

**RESOLUTION GRANTING APPROVAL OF UNIFORM VIDEO SERVICE LOCAL
FRANCHISE AGREEMENT WITH CHARTER COMMUNICATIONS LLC, DBA SPECTRUM**

Minutes of a Meeting of the City Council of the City of Novi, County of Oakland, Michigan, held in the City Hall of said City on June 2, 2025, at 7 o'clock P.M. Prevailing Eastern Time.

PRESENT: Councilmembers _____

ABSENT: Councilmember _____

The following preamble and Resolution were offered by Councilmember _____ and supported by Councilmember _____.

RECITALS

WHEREAS, Public Act 480 of 2006, the Uniform Video Service Local Franchise Act (the "Act") became law in the State of Michigan on January 1, 2007; and

WHEREAS, under Section 3 of the Act, on May 16, 2025, Charter Communication, LLC, d/b/a Spectrum filed a proposed Uniform Video Service Local Franchise Agreement to provide video services within the boundaries of the City; and

WHEREAS, under Section 3 of the Act, the City is required to approve a complete Uniform Video Service Local Franchise Agreement within 30 calendar days of submission or it is considered automatically approved; and

WHEREAS, the Council is satisfied that the Franchise is complete and in the form that must be used by each franchising entity in the State under Section 2 of the Act such that it should be affirmatively rather than automatically approved as provided by the Act.

NOW, THEREFORE, BE IT RESOLVED that the City of Novi hereby finds that the Franchise is complete and in the required form, and solely for those reasons, the City hereby approves and authorizes and directs the Mayor to sign the Franchise with Charter Communications, LLC, d/b/a Spectrum with the annual video service provider fee in Section VI.A.ii, to be five percent (5%) of gross revenue and the public, education and government access facilities ("PEG ") access fee to be two percent (2%) of gross revenues in Section VIII(1).

IT IS FURTHER RESOLVED that on page 9 of the Franchise the following language shall be inserted below the "Date completed and approved;" line:

Determination of Completeness, Approval, and Authority for this Franchise Agreement to be signed was by adoption of a Resolution by the City Council at a meeting on June 2, 2025.

IT IS FURTHER RESOLVED that such approval by the City is given only because it is required by the Act and is not an indication of the City's agreement with or assent to any provisions of the Act or the Franchise.

IT IS FURTHER RESOLVED that by approving the Franchise, the City shall not be found to have waived its rights to challenge any provisions of the Act and/or any related provisions of the Franchise on the basis that such provisions are invalid and unenforceable as violations of law, including on the grounds that a particular action is an unconstitutional impairment of contractual rights, and further reserves any and all rights stemming from any successful challenge to such provisions undertaken by any other local franchising entity.

IT IS FURTHER RESOLVED that Charter Communications, LLC d/b/a Spectrum be advised that the Act requires the provider to comply with all valid and enforceable regulations regarding the use and occupation of the public right-of-way. Therefore, under Section 9-7 of the City Of the Novi Code of Ordinances, the provider shall be required to submit an initial construction or reconstruction plan not less than 90 days prior to the date it intends to commence initial construction or reconstruction, and that plan shall be incorporated by reference into the franchise agreement.

IT IS FURTHER RESOLVED that the City Clerk shall provide a copy of this Resolution to Charter Communications, LLC d/b/a Spectrum, by one of the methods for Notice in Section XV of the Franchise.

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

Cortney Hanson, City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Novi, County of Oakland, and State of Michigan, at a regular meeting held this 2nd day of June, 2025, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting have been kept and made available to the public as required by said Act.

Cortney Hanson, City Clerk
City of Novi