

**RESOLUTION NO. 040005**

**A RESOLUTION OF THE CITY OF GAINESVILLE, FLORIDA RESCINDING  
RESOLUTION 031227 CONCERNING COX COMMUNICATIONS**

**WHEREAS**, pursuant to the public law and the regulations of the Federal Communications Commission ["FCC"], the City of Gainesville, FL ["City"] retains regulatory authority over basic cable television services provided by Cox Communications Gainesville/Ocala ["Cox"] in the authorized franchise area encompassing the City; and,

**WHEREAS**, Cox filed FCC Forms 1240 and 1205 with the City on May 1, 2003 for the purpose of requesting and justifying adjustments to the maximum permitted rates charged for basic cable service and for cable service equipment installations and rentals to be effective on June 1, 2003; and,

**WHEREAS**, Cox filed FCC Form 1235 with the City on or about March 4, 2002 for the purpose of establishing a surcharge to the rates for basic cable service to cover the costs of a system network upgrade and to be included in rates after June 1, 2002; and,

**WHEREAS**, in the exercise of its regulatory authority, the City reviewed these filings and adopted Resolution 031227 on April 26, 2004, denying Cox's maximum permitted rates on the 2003 filings; and

**WHEREAS**, in response to that denial, Cox has revised its current 2004 filings by taking into account certain items the City had noted in its review of the 2003 filings; and

**WHEREAS**, the effect of Cox's revision of its current 2004 filings is a reduction in future rates, to take effect within 60 days;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF  
GAINESVILLE, FLORIDA:**

**Section 1.** Resolution 031227 is hereby rescinded and shall have no further force or effect.

**Section 2.** This resolution shall become effective immediately upon adoption.

**PASSED AND ADOPTED** this 24 day of May, 2004.



PEGEEN H. HANRAHAN  
MAYOR

ATTEST:

Approved as to form and legality:



KURT M. LANNON  
CLERK OF THE COMMISSION



MARION J. RADSON  
CITY ATTORNEY

MAY 25 2004