

**AGREEMENT EXTENDING
THE TERM OF THE CABLE FRANCHISE GRANTED TO
COXCOM, LLC**

This Agreement is made this ____day of October 2023, by and between the Town of Vienna, Virginia (hereinafter the "Town"), and CoxCom, LLC (hereinafter "Cox").

WHEREAS, the Town has granted a franchise ("Franchise") to Cox pursuant to the Cable Franchise Agreement by and between the Town of Vienna, Virginia, and CoxCom, LLC, approved by the Town of Vienna Town Council on January 6, 2014 ("Franchise Agreement), and Chapter 24 of the Town Code, as amended, collectively referred to as the "Cable Communications"; and

WHEREAS, Cox initiated the franchise renewal process consistent with Section 626 of the Cable Communications Policy Act of 1984, as amended ("Cable Act"), via letter to the Town dated January 6, 2021; and

WHEREAS, the Franchise is scheduled to expire on February 1, 2024; and

WHEREAS, the Town and Cox each desire to enter into an amendment extending the term of the Franchise as set forth herein in order to complete negotiations and reach agreement on the renewal of the Franchise; and

WHEREAS, Section 2(c) of the Franchise Agreement provides that it may be extended by mutual agreement;

NOW, THEREFORE, in consideration of the promises and undertakings herein, the receipt and adequacy of which are hereby acknowledged, the parties hereby agree as follows:

Section I. The Franchise is hereby extended through January 31, 2027 (the "extension period").

Section 2. During the extension period, all the terms and conditions set forth in the Franchise Documents shall remain in full force and effect.

Section 3. This extension shall be without prejudice to any rights of either party under the Cable Act, the Franchise, or applicable law. No claim that either party may have against the other shall be released or otherwise affected by this extension.

Section 4. Nothing in this Agreement obliges the Town to grant Cox a renewal franchise, and this Agreement shall not be interpreted as a renewal of the Franchise or as a commitment to renew.

Section 5. Counterparts: This Agreement may be executed in several counterparts, each of which when so executed shall be deemed to be an original copy, and all of which together shall constitute one agreement binding on all parties hereto, notwithstanding that all parties shall not have signed the same counterpart.

IN WITNESS WHEREOF, the parties hereto have signed on the day first above written.

Town of Vienna, Virginia

By _____
Mercury Payton
Town Manager

CoxCom, LLC

By _____
J.D. Myers, II
Senior Vice President & Region Manager East