

FENNER TOWN BOARD  
TOWN OFFICE BUILDING – 8:00PM  
JULY 11, 2007

PRESENT: SUPERVISOR CARY  
COUNCILPERSON JONES  
COUNCILPERSON STRACK  
TOWN CLERK BUYEA

The regular meeting of the Fenner Town Board was called to order at 8:03 p.m. by Supervisor Cary.

Councilperson Strack moved to accept the previous month's minutes as written. Seconded by Councilperson Jones. Approved by the Board

OLD BUSINESS:

NEW BUSINESS:

Supervisor Cary opened public hearing on Time Warner Franchise Agreement. After brief discussion, Councilperson Jones moved to close public Hearing. Public Hearing closed at 8:06 p.m.

Councilperson Jones moved to adopt Resolution #5 – A resolution In the Matter of Renewal of the Cable Television Franchise Held by **TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP** in the Town of Fenner, Madison County, New York and grant Supervisor Cary authorization to sign the Renewal Franchise Agreement. Seconded by Councilperson Strack. Approved by the Board.

**RESOLUTION NO. 5  
OF THE TOWN BOARD  
OF THE TOWN OF FENNER**

An application has been duly made to the Board of the Town of Fenner, County of Madison, New York, by **TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP** (“Time Warner”), a partnership organized under the laws of the State of New York doing business at 6005 Fair Lakes Road, East Syracuse, NY 13221, and holder of a cable television franchise in the Town of Fenner for approval of an agreement to renew Time Warner's cable television franchise for an additional ten (10) years commencing  
The Franchise Renewal Agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.  
A public hearing was held in the Town of Fenner, New York on July 11, 2007 at 8:03 P.M. and notice of the hearing was published in the Oneida Daily Dispatch on June 20, and June 27, 2007.

**NOW, THEREFORE,** THE Board of the Town of Fenner finds that:

1. Time Warner has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. The quality of the Time Warner service, including signal quality, response to customer complaints and billing practices has been in light of community needs; and
3. Time Warner has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
4. Time Warner can reasonable meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

**BE IT FURTHER RESOLVED** that the Board of the Town of Fenner hereby renews the cable television franchise of Time Warner in the Town of Fenner for ten (10) years commencing July 11, 2007 and expiring July 11, 2017.

**BE IT FURTHER RESOLVED** that the Board of the Town of Fenner hereby confirms that this Franchise Renewal Agreement replaces the original franchise last amended on November 29, 1996.

The foregoing having received a unanimous vote was thereby declared adopted.

Dated: July 11, 2007

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Town of Fenner Clerk

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

After discussion, it was decided to continue posting all Board minutes on the Town of Fenner Web site for the present time.

Councilperson Jones moved to **adopt Resolution #6** – A Resolution to appoint new Assessor – Rhonda Weigand for a six year term commencing October 1, 2007 – September 30, 2013, with CAPP for the Town of Fenner. Seconded by Councilperson Strack. Approved by the Board.

Dated: July 11, 2007

Supervisor Cary	-	Aye
Councilperson Jones	-	Aye
Councilperson Strack	-	Aye

Councilperson Strack moved to accept Town Clerk's Monthly Report as presented. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Jones	-	Aye

Councilperson Jones moved to accept Supervisor's Monthly Report as presented. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Jones	-	Aye

Councilperson Strack moved to approve the payment of General Fund Claim Nos 101-111. in the amount \$19,802.29 of as set forth in Abstract #7 and as audited. Seconded by Councilperson Jones. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Jones	-	Aye

Councilperson Jones moved to approve the payment of Highway Fund Claim Nos.81-91 in the amount of \$14,828.52 as set forth in Abstract #7 and as audited. Seconded by Councilperson Strack. Approved by the Board.

Supervisor Cary	-	Aye
Councilperson Strack	-	Aye
Councilperson Jones	-	Aye

Handouts and Reports: On file in Town Clerk's Office  
Dog Control Officer's Report  
Code Enforcement Officer's Reports

Councilperson Strack moved to adjourn the meeting. Seconded by Councilperson Jones. Meeting adjourned at 8:50 p.m.

By Order of the Town Board  
Joanne E. Buyea, Town Clerk

