

RESOLUTION NO. 21-R-05

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, AUTHORIZING A SETTLEMENT AGREEMENT WITH COMCAST OF HOUSTON, LLC, SETTLING THE LAWSUIT STYLED NO. 4:19-CV-00458; CITY OF ALVIN, ET. AL., V. COMCAST, IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:

Section 1. The plaintiff cities in the above-captioned lawsuit, including the City of Alvin, Texas, have reached an agreement with Comcast of Houston, LLC to resolve the cable services franchise fee disputes litigated in that lawsuit.

Section 2. The material terms of the Settlement Agreement are payment by Comcast of Houston, LLC to the plaintiff cities in the total amount of \$235,000, to be allocated among the plaintiff cities, including the City of Alvin, Texas, in the same percentage as each city's estimated share of the damages in the lawsuit, mutual releases of claims relating to the subject matter of the lawsuit through the date of settlement, and dismissal of the lawsuit, as well as other terms and conditions customary in a litigation settlement agreement.

Section 3. That the City Manager or his designee is hereby authorized to execute, and the City Secretary to attest to, a Settlement Agreement between and among the City of Alvin, Texas, and its fellow plaintiff cities on one part, and Comcast of Houston, LLC on the other part, containing the material terms and additional customary terms reflected in Section 2 above.

PASSED AND APPROVED on this 21st day of January 2021.

CITY OF ALVIN, TEXAS

ATTEST

By: _____

Paul A. Horn, Mayor

By: _____

Dixie Roberts, City Secretary

APPROVED AS TO FORM:

Suzanne L. Hanneman
City Attorney