

**TOWN OF FENNER**

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Cazenovia, New York 13035  
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**Joanne Buyea**

Town of Fenner Clerk  
3151 East Road  
Cazenovia, New York 13035

**Russell Cary**

Supervisor, Town of Fenner  
3151 East Road  
Cazenovia, New York 13035

March 27, 2008

Thomas P. Doheny  
Manager of Government Reporting  
Time Warner Cable  
6005 Fair Lakes Road  
East Syracuse, New York 13057

**Re: Amendment of Franchise Agreement with Time Warner Cable**

Dear Mr. Doheny:

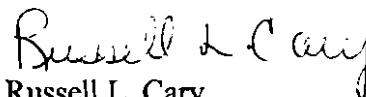
It has come to the attention of the Town that the Renewal of the Cable Television Franchise Agreement for the Town of Fenner was approved by the New York State Public Service Commission on February 21, 2008. In addition, Section 18(a) of the Agreement, which governs franchise fees, contained a blank space as to the percentage of fees owed. It was the intention of the Town that a franchise fee be payable by the franchisee to the municipality at 3 (three) percentage of gross revenues, which is currently defined in the Agreement. Absent any objection from Time Warner Cable, the Town will commence the amendment process with the Commission.

The Amendment of the Franchise Agreement shall state the following:

Time Warner Cable shall pay the Town of Fenner an amount equal to 3 % of Time Warner Cable's Gross Revenues received by Time Warner Cable directly from subscribers for cable services purchased by subscribers on a regular, recurring monthly basis and shall not include the amount attributable to franchise fees in the calculation of gross revenue.

If you have any questions or concerns, please feel free to contact me at (315) 655-2705.

Sincerely,



Russell L. Cary  
Town Supervisor

cc: Jaclyn A. Brilling, Secretary ✓  
New York State Dept. of Public Service