

AN ORDINANCE  
BY



**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH YIPES TRANSMISSIONS, INC., A CALIFORNIA CORPORATION, FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES**

**WHEREAS**, Yipes Transmissions, Inc., has entered into a franchise to provide telecommunications services on, under, over and through the public right-of-way of the City; and

**WHEREAS**, Yipes Transmissions, Inc., has negotiated a franchise agreement with the City which provides such access and preserves the rights of the City until such time as a comprehensive ordinance is enacted;

**NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA HEREBY ORDAINS:**

**SECTION 1:** That the Mayor be and is hereby authorized to execute a franchise agreement with Yipes Transmissions, Inc., for use of the public right-of-way for telecommunications purposes.

**SECTION 2:** That such franchise agreement shall expire and terminate on March 31, 2003.

**SECTION 3:** That Yipes Transmissions, Inc., shall pay **3% of gross revenues.**

**SECTION 4:** That the City Attorney shall prepare a franchise agreement document, which shall be approved by the city Attorney as to form.

**SECTION 5:** That said franchise agreement shall not be binding on the City until approved by the Mayor and delivered Yipes Transmissions, Inc.

OMC – Amendment Incorporated by tcp 3/28/01

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

**ADOPTED** as amended by the Council  
**APPROVED** by the Mayor

MAR 19, 2001  
MAR 27, 2001

RCS# 2738  
3/19/01  
4:50 PM

Atlanta City Council

Regular Session

MULTIPLE

Telecommunications Services Franchise  
Agreements; Items 1 thru 20  
ADOPT AS AMEND

01-0-0322  
01-0-0323  
01-0-0324  
01-0-0325  
01-0-0326  
01-0-0327  
01-0-0328  
01-0-0329  
01-0-0331  
01-0-0332  
01-0-0333  
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01-0-0335  
01-0-0336

01-0-0337  
01-0-0338  
01-0-0339  
01-0-0340  
01-0-0341  
01-0-0342

YEAS: 11  
NAYS: 2  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 1

Y McCarty	Y Dorsey	NV Moore	Y Thomas
N Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	N Morris	Y Maddox	B Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

MULTIPLE

01-0-0325

(Do Not Write Above This Line)

AN ORDINANCE

BY

*Mayor Shirley Franklin*

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH YIPES TRANSMISSIONS, INC., A CALIFORNIA CORPORATION, FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES SUIING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

*Final Adoption*

*1st Adoption Referred*

ADOPTED BY  
MAR 19 2001  
COUNCIL

*As Amended*

- CONSENT REFER
- REGULAR REPORT REFER *3/5*
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER *2/19*

Date Referred *2/19/01*

Referred To: *City Utilities*

Date Referred *3/5/01*

Referred To: *City Utilities*

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred to \_\_\_\_\_

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Action: \_\_\_\_\_  
 Fav. Adv. Hold (see rev. side) \_\_\_\_\_  
 Other: \_\_\_\_\_  
 Members \_\_\_\_\_  
 Refer To \_\_\_\_\_

Committee *City Utilities*  
 Date *2-27-01*  
 Chair *Clair Dullay*  
 Action: \_\_\_\_\_  
 Fav. Adv. Hold (see rev. side) \_\_\_\_\_  
 Other: *2nd Reading / 3rd Adoption*  
 Members \_\_\_\_\_  
 Refer To \_\_\_\_\_

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Action: \_\_\_\_\_  
 Fav. Adv. Hold (see rev. side) \_\_\_\_\_  
 Other: \_\_\_\_\_  
 Members \_\_\_\_\_  
 Refer To \_\_\_\_\_

Committee *City Utilities*  
 Date *3-13-01*  
 Chair *Clair Dullay*  
 Action: \_\_\_\_\_  
 Fav. Adv. Hold (see rev. side) \_\_\_\_\_  
 Other: *3rd Reading / Final Adoption*  
 Members *Amended*  
 Members *Doris Starns / WJ*  
 Refer To *U.S. Telecom*

FINAL COUNCIL ACTION  
 2nd  
 1st & 2nd  
 3rd  
 Readings  
 Consent  
 V Vote  
 RC Vote

CERTIFIED

**CERTIFIED**  
 MAR 19 2001  
 ATLANTA CITY COUNCIL PRESIDENT  
*Robert R. Parker*

MAYOR'S ACTION

*Shirley Franklin*  
 MAY 27 2001  
 ATLANTA CITY COUNCIL