

AN ORDINANCE  
BY



01-0-0328

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH TIME WARNER TELECOM OF GEORGIA, L. P., A DELAWARE LIMITED PARTNERSHIP, FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES**

**WHEREAS**, Time Warner Telecom of Georgia, L. P., has entered into a franchise to provide telecommunications services on, under, over and through the public right-of-way of the City; and

**WHEREAS**, Time Warner Telecom of Georgia, L. P., 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 Time Warner Telecom of Georgia, L. P., 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 Time Warner Telecom of Georgia, L. P., 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 Time Warner Telecom of Georgia, L. P.

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  
01-0-0334  
01-0-0335  
01-0-0336

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

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

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

01-0-0328

(Do Not Write Above This Line)

AN ORDINANCE *City Utilities*  
BY *Mayor*  
AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH TIME WARNER TELECOM OF GEORGIA, L.P., A DELAWARE LIMITED PARTNERSHIP, FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

*1st Adoption & Referred*  
*Final Adoption*  
**ADOPTED BY**  
**MAR 19 2001**  
**COUNCIL**

*As Amended*

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

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 *City Utilities*

Date *2-27-01*

Chair *Chair Dudley*

Action:

Fav. Adv. Hold (see rev. side)

Other: *2nd Reading / 5th Reading*

Members

*[Handwritten signatures]*

Refer To

Committee *City Utilities*

Date *3-13-01*

Chair *Chair Dudley*

Action:

Fav. Adv. Hold (see rev. side)

Other: *3rd Reading / Final Adoption*

Members

*[Handwritten signatures]*

Refer To

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

CERTIFIED

**C**  
**MAR 19 2001**  
ATLANTA CITY CLERK OF COURSE  
*[Signature]*

*[Faint stamp]*

MAYOR'S ACTION

*[Signature]*  
**MAY 27 2001**