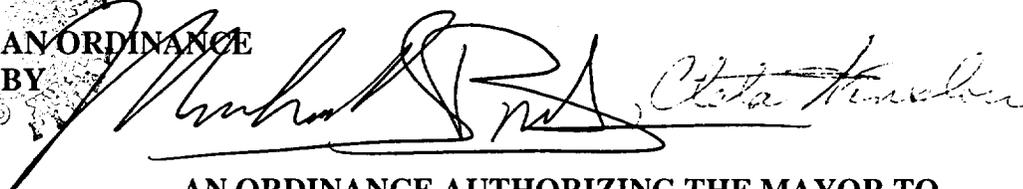


CITY COUNCIL  
ATLANTA, GEORGIA

AN ORDINANCE  
BY



01-0-0340

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH LEVEL 3 COMMUNICATIONS, LLC, A DELAWARE LIMITED LIABILITY COMPANY, FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES**

**WHEREAS**, Level 3 Communications, LLC, has entered into a franchise to provide telecommunications services on, under, over and through the public right-of-way of the City; and

**WHEREAS**, Level 3 Communications, LLC, 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 Level 3 Communications, LLC, 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 Level 3 Communications, LLC, 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 to Level 3 Communications, LLC.

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

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

01-0-0340

(Do Not Write Above This Line)

AN ORDINANCE

BY

*[Signature]*

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH LEVEL 3 COMMUNICATIONS, LLC, A DELAWARE LIMITED LIABILITY COMPANY, 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 Oliver Muller  
 Action: \_\_\_\_\_  
 Fav. Adv. Hold (see rev. side) \_\_\_\_\_  
 Other: 2<sup>ND</sup> READING 1<sup>ST</sup> ADOPT  
 Members [Signatures]  
 Refer To \_\_\_\_\_

Committee City Utilities  
 Date 3-5-01  
 Chair Oliver Muller  
 Action: \_\_\_\_\_  
 Fav. Adv. Hold (see rev. side) \_\_\_\_\_  
 Other: 2<sup>ND</sup> READING FINAL ADOPTION  
 Members [Signatures]  
 Refer To \_\_\_\_\_

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

CERTIFIED

**G**  
 MAR 19 2001  
 ATLANTA CITY COUNCIL PRESIDENT  
*[Signature]*

**RECEIVED**  
 MAR 21 2001  
*[Signature]*

MAYOR'S ACTION

**APPROVED**  
 MAR 21 2001  
 MAYOR  
*[Signature]*