

AN ORDINANCE
BY COUNCILPERSON CLAIR MULLER

02-0-0089

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

WHEREAS, Broadwing Telecommunications Services, Inc., has applied for a franchise to provide telecommunications services on, under, over and through the public right-of-way of the City; and

WHEREAS, Broadwing Telecommunications Services, Inc., has negotiated a franchise agreement with the City which provides such access and preserves the rights of the City;

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

SECTION 1. That the Mayor be and is hereby authorized to execute a franchise agreement in with Broadwing Telecommunications Services, Inc., for use of the public right-of-way for telecommunication purposes.

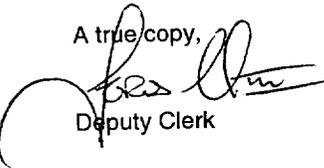
SECTION 2. That such franchise agreement shall expire and terminate on March 31, 2003.

SECTION 3. That Broadwing Telecommunications Services, Inc., shall pay a franchise fee of three percent (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 Broadwing Telecommunications Services, Inc.

A true copy,


Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

FEB 04, 2002
FEB 12, 2002

RCS# 3446
2/04/02
3:41 PM

Atlanta City Council

Regular Session

02-O-0089

Franchise Agreement with Broadwing
Telecommunications Services, Inc.
ADOPT

YEAS: 11
NAYS: 2
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
N Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	N Shook	Y Maddox	Y Willis
NV Winslow	Y Muller	NV Boazman	NV Woolard

02-O-0089

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(Do Not Write Above This Line)

AN ORDINANCE BY COUNCILMEMBER CLAIR MULLER

AN ORDINANCE THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH BROADWING TELECOMMUNICATIONS SERVICES, INC. / FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

ADOPTED BY JAN 22 2002 COUNCIL ADOPTED BY FEB 04 2002 COUNCIL

1st Reading 1/22/02 2nd Reading 2/04/02 w/o objection

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

Date Referred 1/7/02

Referred To: City Utilities

Date Referred 1/22/02

Referred To: City Utilities

Date Referred

Referred To:

First Reading

Committee Date Chair Referred to

City Utilities
Date 1/15/02
Chair Clair Muller
Action: Fav, Adv, Hold (see rev. side)
Members: Harold Bryant, Atlanta-Fulton County Stadium Authority, City of Atlanta, City of Decatur, City of Marietta, City of Roswell, City of Stone Mountain

City Utilities
Date 1/29/02
Chair Clair Muller
Action: Fav, Adv, Hold (see rev. side)
Members: Carlos Brantley, Harold Bryant, James M. Johnson, John J. Williams, Patricia A. Walker
Refer To: 3rd Reading & Final Adoption

FINAL COUNCIL ACTION
2nd Reading
Consent V Vote RC Vote

CERTIFIED

CERTIFIED FEB 04 2002

ATLANTA CITY COUNCIL PRESIDENT

Clair W. Muller

CERTIFIED FEB 04 2002

MUNICIPAL CLERK

MAYOR'S ACTION

Mayor's Action: Approved
Date: FEB 2 2002

AYC