

ORDINANCE TO APPROVE THE FRANCHISE AGREEMENT BETWEEN THE CITY OF GREENSBORO AND LEVEL 3 COMMUNICATIONS, LLC: FIRST APPROVAL

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO THAT:

Section 1.

WHEREAS, North Carolina General Statute §160A-76 requires that all franchise grants, renewals, extensions, or amendments be made by ordinance; and

WHEREAS, North Carolina General Statute §160A-76 further requires that an ordinance making a grant, renewal, extension, or amendment of any franchise be passed at two regular meetings of the City Council; and

WHEREAS, this is the first regular meeting of the City Council at which the franchise agreement may be approved. The second approval is scheduled for the August 18, 2015 City Council meeting; and

WHEREAS, the franchise agreement is the result of a Settlement and Release Agreement between Level 3 and the City of Greensboro in which Level 3 agreed to a settlement of its outstanding payments and to incorporate its various affiliates into a single franchise agreement; and

WHEREAS, in accordance with the Settlement and Release Agreement, the franchise agreement begins July 1, 2015 for a term of ten (10) years with an option for Level 3 to renew for an additional five (5) year period by notifying the City in writing; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO THAT:

The franchise agreement between Level 3 and the City of Greensboro is hereby adopted by ordinance and that this is the first of the two ordinance approvals required by statute.

Section 2.

That this ordinance shall become effective upon adoption.