

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPROVE THE MUTUAL  
SETTLEMENT AGREEMENT AND RELEASE BETWEEN AT&T AND THE CITY OF  
GREENSBORO IN THE AMOUNT OF \$68,726.54 FOR AT&TS INSTALLATIONS IN THE  
CITY'S RIGHTS-OF-WAY

WHEREAS, AT&T has facilities located within the City's rights-of-way and may seek to place facilities within the rights-of-way in the future;

WHEREAS, the City possesses jurisdiction as provided by state law over its public rights-of-way within the corporate boundaries of the City;

WHEREAS, the City of Greensboro invoiced AT&T for its installations in the City's right-of-way, and the invoices totaled \$131,006.16 for the past two years;

WHEREAS, a dispute arose between the City and AT&T regarding the fees for which the City invoiced AT&T, and the City and AT&T entered into a Tolling Agreement on August 30, 2013;

WHEREAS, subsequent negotiations resulted in the parties entering into a Mutual Settlement Agreement and Release in the amount of \$68,726.54 to settle disputed claims;

WHEREAS, in 2015, City Council reduced the per-linear-foot fee from \$1.50 per-linear-foot to \$0.30 per linear foot;

WHEREAS, the settlement amount of \$68,726.54 reflects the revised \$0.30 per linear foot fee as applied to the past two years of billing.

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

The City Council authorizes the City Manager to approve the Mutual Settlement Agreement and Release between AT&T and the City of Greensboro in the amount of \$68,726.54.