



## Legislation Details (With Text)

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**File created:** 9/1/2016    **In control:** City Council  
**On agenda:** 9/20/2016    **Final action:** 9/20/2016  
**Title:** Authorization for 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

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 16-0774 Resolution Approve AT&T Settlement.pdf

Date	Ver.	Action By	Action	Result
9/20/2016	1	City Council	adopt	Pass

Authorization for 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

Department: Executive  
Council District: All

Public Hearing: No  
Advertising Date/By: N/A

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Contact 2 and Phone: Jennifer Schneider, Assistant City Attorney, 373-2320

### PURPOSE:

To approve a Mutual Settlement Agreement and Release in the amount of \$68,726.54 to settle disputed claims concerning AT&T's facilities within the City's rights-of-way.

### BACKGROUND:

AT&T and the City dispute the amount the City may charge for occupation of its rights-of-way. Because of their dispute, the City and AT&T entered into a Tolling Agreement on August 30, 2013. Subsequent negotiations resulted in the parties entering into a Mutual Settlement Agreement and Release. The past two years of billing for AT&T reflected the higher franchise fee of \$1.50 per-linear-foot for total \$131,006.16. In 2015, City Council lowered the fee to \$0.30 per-linear-foot. 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.

### BUDGET IMPACT:

The City will receive \$68,726.54.

**RECOMMENDATION / ACTION REQUESTED:**

It is recommended that City Council authorize the City Manager to approve the Mutual Settlement Agreement and Release in the amount of \$68,726.54.