

RESOLUTION NO. 35 -2015

A RESOLUTION ACCEPTING THE BID OF CROWN CASTLE NG CENTRAL, LLC D/B/A CROWN CASTLE, IN ACCORDANCE WITH THE PROVISIONS OF ORDINANCE NO. 126-2014, CREATING AND OFFERING FOR SALE A SHORT TERM FRANCHISE FOR THE OPERATION OF A NON-EXCLUSIVE TELECOMMUNICATIONS SYSTEM IN FAYETTE COUNTY, AND AUTHORIZING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO EXECUTE A FRANCHISE AGREEMENT WITH CROWN CASTLE, INCORPORATING THE TERMS AND CONDITIONS OF ORDINANCE NO. 126-2014.

BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 - That the bid of Crown Castle NG Central, LLC d/b/a Crown Castle, submitted in accordance with the provisions of Ordinance No. 126-2014, creating and offering for sale a short term franchise for the operation of a non-exclusive telecommunications system in Fayette County, a copy of which is attached to the Franchise Agreement as Exhibit "B", is hereby declared to be a highest and best bidder for said franchise; and said franchise is hereby sold to and vested in Crown Castle NG Central, LLC, for the period of time provided in the ordinance and franchise agreement.

Section 2 - That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized to execute the Franchise Agreement with Crown Castle NG Central, LLC d/b/a Crown Castle, which is attached hereto and incorporated herein by reference, and which agreement incorporates by reference in its entirety the material provisions of Ordinance No. 126-2014 passed by the Urban County Council on October 9, 2014.

Section 3 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: February 12, 2015

MAYOR



ATTEST:

CLERK OF URBAN COUNTY COUNCIL

0038-15_DJB_ejo_X:\Cases\MAYOR\11-CC0113\LEG\00470156.DOC