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RESOLUTION NO. 32-87

A RESOLUTION OF THE CITY OF MESQUITE, TEXAS,
APPROVING PARTICIPATION IN THE TELEPHONE FRANCHISE
STUDY COMMITTEE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City is authorized by statute to require a telephone utility company using the city easement and right-of-way to obtain a grant of a franchise from the city and to pay a reasonable franchise fee for the use of such easements and rights-of-way; and

WHEREAS, the City is authorized to apply the franchise fee to all of the gross revenue of the telephone company; and

WHEREAS, the City has a public responsibility to protect the public rights-of-way and easements and to require the telephone company to assume certain duties and responsibilities regarding such easements and rights-of-way by means of reasonable terms and conditions in a franchise ordinance; and

WHEREAS, the Telephone Franchise Steering Committee will share information, regarding current negotiations, develop a model ordinance with explanatory notes, and obtain special utility legal counsel to provide information regarding the legal rights and remedies of the cities; and

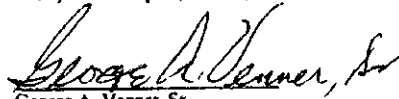
WHEREAS, a fee based on 1/2 cent per capita, but not to exceed \$1,000.00, is found to be a reasonable fee;

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

SECTION 1. That the participation by the City in the Telephone Franchise Study Committee is hereby approved and authorizing payment of the participant fee for the purposes stated in the preamble.


SECTION 2. This resolution shall be effect immediately from and after its passage.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on this the 2nd day of November, A.D., 1987.


George A. Venner, Sr.
Mayor

ATTEST:

APPROVED:


Lynn Prugel
City Secretary


Jonathan Graham
City Attorney