

THE FOLLOWING RESOLUTION WAS INTRODUCED BY CITY COUNCIL MEMBER BUSH; AND SECONDED FOR INTRODUCTION BY COUNCIL MEMBER MCGUIRE

ORDINANCE NO. 24-19

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE TO GRANT A NON-EXCLUSIVE FRANCHISE AGREEMENT TO UNITI FIBER GULFCO, LLC, FOR THE PURPOSE OF CONSTRUCTING AND MAINTAINING A FIBER-OPTIC TRANSMISSION LINE WITHIN CERTAIN PUBLIC RIGHTS-OF-WAY WITHIN THE CITY OF MANDEVILLE, LOUISIANA AND TO PROVIDE FOR RELATED MATTERS IN CONNECTION THEREWITH

WHEREAS, UNITI FIBER GULFCO, LLC, an Delaware limited liability company (hereinafter referred to as the "the Company") desires to construct a fiber-optic transmission line and/or small cell network within certain public rights-of-way within the City of Mandeville; and

WHEREAS, the Company agrees and recognizes that it is required to obtain consent in the form of a non-exclusive franchise agreement from the City of Mandeville in order to construct the proposed fiber-optic transmission line within the corporate limits of the City of Mandeville; and

WHEREAS, the City of Mandeville adopted specific procedures for the placement of public and private utilities in city rights-of-way in Sections 13-6 through 13-9 of its Code of Ordinances, and Uniti Fiber GulfCo, LLC, agrees to abide by and comply with the City's Code of Ordinances in conducting any business under the non-exclusive franchise agreement; and

WHEREAS, the City Council believes it is in the best interest of the City of Mandeville to grant the Company's request and grant a non-exclusive franchise agreement for the construction of the proposed fiber-optic transmission line and/or small cell network in accordance with the terms and conditions contained herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANDEVILLE, AS FOLLOWS:

The City Council of the City of Mandeville does hereby grant to UNITI FIBER GULFCO, LLC a non-exclusive franchise agreement in accordance with the agreement (attached hereto and made a part hereof) to construct, install, maintain and operate a fiber-optic transmission line and small cell network in the City of Mandeville in and along certain rights-of-subject to the terms and conditions set forth in the attached agreement.

NOW, THEREFORE, BE IT FURTHER ORDAINED, that the Honorable Clay Madden, Mayor, be and is hereby authorized to execute the attached non-exclusive franchise

agreement with Uniti Fiber GulfCo, LLC.

The ordinance being submitted to a vote, the vote thereon was as follows:

AYES: 4 (Zuckerman, McGuire, Vogeltanz, Discon)

NAYS: 0

ABSTENTIONS: 0

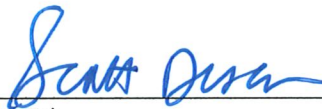
ABSENT: 0

RECUSAL: 1 (Strong-Thompson)

and the ordinance was declared adopted this 11th day of July, 2024



Alex Weiner
Interim Clerk of Council



Scott Discon
Council Chairman

SUBMITTAL TO MAYOR

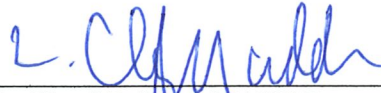
The foregoing Ordinance was **SUBMITTED** by me to the Mayor of the City of Mandeville this 16th day of July, 2024 at 9:00 o'clock a.m.



INTERIM CLERK OF COUNCIL

APPROVAL OF ORDINANCE

The foregoing Ordinance is by me hereby **APPROVED**, this 16 day of July, 2024 at 1015 o'clock a.m.


L. Clay Madden, MAYOR

VETO OF ORDINANCE

The foregoing Ordinance is by me hereby **VETOED**, this _____ day of July, 2024, at _____ o'clock ____m.

L. Clay Madden, MAYOR

RECEIPT FROM MAYOR

The foregoing Ordinance was **RECEIVED** by me from the Mayor of the City of Mandeville this 16th day of July, 2024 at 10:30 o'clock a.m.



INTERIM CLERK OF COUNCIL

CERTIFICATE

I, THE UNDERSIGNED Clerk of the City Council of the City of Mandeville do hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Mandeville at a duly noticed, called and convened meeting of said City Council held on the 11th day of July, 2024 at which a quorum was present and voting. I do further certify that said Ordinance has not thereafter been altered, amended, rescinded, or repealed.

WITNESS MY HAND and the seal of the City of Mandeville this 16th day of July, 2024.



INTERIM CLERK OF COUNCIL