

R-09-41

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR & CITY CLERK TO ENTER INTO A LICENSE AGREEMENT WITH SPRINT COMMUNICATIONS COMPANY FOR THE INSTALLATION OF FIBER OPTIC LINES IN THE PUBLIC RIGHT OF WAY; AND FOR OTHER PURPOSES.

WHEREAS, Sprint Communications Company, L.P. (“Sprint”) desires to construct fiber optic lines in certain rights-of-way owned and maintained by the City of North Little Rock (“the City”) for the limited purpose of facilitating communications between a cellular switch and point of presence site operated by or on behalf of Sprint; and

WHEREAS, pursuant to Ark. Code Ann. § 14-200-101, et seq., the City is authorized to impose reasonable fees and construction requirements upon telecommunication providers who extend lines in or across its rights-of-way; and

WHEREAS, it is in the best interests of its citizens and residents that the City enter into a license agreement with Sprint for the installation of fiber optic lines in public rights-of-way.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the Mayor and City Clerk are hereby authorized to enter into a License Agreement (substantially similar to Exhibit “A” attached hereto) with Sprint Communications Company L.P. for the installation of fiber optic lines in the City’s public rights-of-way for the limited purpose of facilitating communications between a cellular switch and point of presence site operated by or on behalf of Sprint.

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Patrick H. Hays

SPONSOR:

ATTEST:

Mayor Patrick H. Hays

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b