

ORDINANCE NO. **BG2020 - 47**

ORDINANCE EXTENDING FRANCHISE RELATING TO
TELECOMMUNICATIONS SYSTEM

ORDINANCE AUTHORIZING THE EXTENSION OF
NON-EXCLUSIVE TELECOMMUNICATIONS
JOINT FRANCHISE AGREEMENT WITH
BLUEGRASS NETWORK, LLC AND WARREN
COUNTY

WHEREAS, by Ordinance No. BG2010-31, adopted September 21, 2010, the Bowling Green Board of Commissioners created a non-exclusive franchise for the privilege of use of rights-of-way for the installation of a telecommunications system within the City of Bowling Green and Warren County in accordance with the terms and provisions of a Joint Franchise Agreement; and,

WHEREAS, by Ordinance No. BG2010-38, adopted on December 21, 2010, the Bowling Green Board of Commissioners awarded the franchise to Bluegrass Network, LLC, and authorized execution of the Joint Franchise Agreement between the City, Warren County, and Bluegrass Network, LLC, for a period of ten (10) years, with an option for two (2) five (5) year extensions; and,

WHEREAS, Bluegrass Network has contacted the City and exercised its option to extend the Joint Franchise Agreement for an additional five (5) year period; and,

WHEREAS, it is in the best interest of the City to extend the Joint Franchise Agreement for an additional five (5) years and to execute a Joint Franchise Extension Agreement with Warren County and Bluegrass Network, LLC;

NOW, THEREFORE, BE IT ORDERED by the City of Bowling Green, Kentucky, as follows:

1. The extension of the franchise created September 21, 2010, and awarded to Bluegrass Network, LLC, December 21, 2020, is hereby approved.

2. The Mayor and all other appropriate City officials are authorized and directed to execute the Joint Franchise Extension Agreement and any and all documents necessary to carry out this transaction, and the City Manager is to act for and in the name of the City throughout the

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administration and performance thereof.

3. All prior Municipal Orders or Ordinances or parts of any Municipal Orders or Ordinances in conflict herewith are repealed.

4. This Ordinance is adopted by the Board of Commissioners of the City of Bowling Green, Kentucky pursuant to KRS 83A.060 in that it was introduced on December 15, 2020, and given final reading on December 17, 2020, and said Ordinance shall be in full force and effect upon signature, recordation and publication in summary pursuant to KRS Chapter 424.

ADOPTED: December 17, 2020

APPROVED: Bruce Wilkerson
Mayor, Chairman of Board of Commissioners

ATTEST: Ashley Jackson
City Clerk

SPONSORED BY: Jeff Meisel, City Manager