

ORDINANCE NO. BG2019 - 29

ORDINANCE GRANTING FRANCHISE RELATED TO TELECOMMUNICATIONS SYSTEM

ORDINANCE GRANTING A NON-EXCLUSIVE TELECOMMUNICATIONS (OR RELATED NON-CABLE) FRANCHISE TO NORTH CENTRAL COMMUNICATIONS, INC. FOR THE USE OF RIGHTS-OF-WAY FOR THE OPERATION AND MAINTENANCE OF A TELECOMMUNICATIONS (OR RELATED NON-CABLE) SYSTEM WITHIN THE CITY OF BOWLING GREEN, KENTUCKY

WHEREAS, Ordinance No. BG2019-6, adopted by the City of Bowling Green Board of Commissioners on April 16, 2019, provided for the creation of a non-exclusive franchise for the privilege of the use of rights-of-way for the operation and maintenance of a telecommunications system within the City of Bowling Green in accordance with the terms and provisions referenced below; and,

WHEREAS, Ordinance No. BG2019-6 also established a sealed bid process which included advertising the invitation for bids, notifying the public of the date for the submission of bids to the City and awarding the franchise to the successful bidder(s); and,

WHEREAS, after publication of the advertisement on May 1, 2019, as well as advertisement on the City's website, the only bid received by the City on May 29, 2019 was from North Central Communications (NCTC), Inc.; and,

WHEREAS, it is in the best interest of the City to accept the bid from and to grant this non-exclusive telecommunications franchise to North Central Communications (NCTC), Inc.

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

1. The telecommunications franchise created by Ordinance No. BG2019-6 is hereby granted to North Central Communications (NCTC), Inc., the company that submitted the best responsive and responsible bid, and shall be effective upon approval and publication.

(Ordinance No. BG2019 - 29)

2. The provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall for any reason be declared invalid, such declaration of invalidity shall not affect the validity of the remainder of this Ordinance.

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 All prior Municipal Orders or Ordinances or parts of any Municipal Order or Ordinance in conflict herewith are hereby repealed.

4. This Ordinance is adopted pursuant to KRS 83A.060 in that it was introduced on June 18, 2019, and given final reading on July 2, 2019, and said Ordinance shall be in full force and effect upon signature, recordation and publication in summary pursuant to KRS Chapter 424.

ADOPTED: July 2, 2019

APPROVED: Dennis Williamson
Mayor, Chairman of Board of Commissioners

ATTEST: Ashley Jackson
City Clerk

SPONSORED BY: Jeffery B. Meisel City Manager, 06/10/2019, 8:30 a.m.