

1 **BILL NO. 2007-63**

2 **ORDINANCE NO. \_\_\_\_\_**

3 AN ORDINANCE GRANTING TO A. T. & T. COMMUNICATIONS OF NEVADA INC., A  
4 NEVADA CORPORATION AUTHORIZED TO DO BUSINESS IN NEVADA, A NON-  
5 EXCLUSIVE FRANCHISE FOR A TELECOMMUNICATIONS SERVICE WITHIN THE  
6 CORPORATE LIMITS OF THE CITY OF LAS VEGAS, SUBJECT TO AND IN ACCORDANCE  
7 WITH THAT CERTAIN FRANCHISE AGREEMENT ENTERED INTO BETWEEN THE CITY  
8 OF LAS VEGAS AND A. T. & T. COMMUNICATIONS OF NEVADA, INC.; AND PROVIDING  
9 FOR OTHER MATTERS PROPERLY RELATING THERETO.

7 Proposed by: Mark Vincent, Director  
8 Department of Finance and Business Services

Summary: Grants to A. T. & T. Communi-  
cations of Nevada, Inc., a non-exclusive  
franchise for the purpose of constructing, using  
and maintaining a telecommunications service  
within the corporate limits of the City of Las  
Vegas, subject to and in accordance with the  
terms and conditions of the Franchise  
Agreement between the City of Las Vegas and  
A. T. & T. Communications of Nevada, Inc.,  
incorporated by reference into this Ordinance.

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13 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN  
14 AS FOLLOWS:

15 SECTION 1: The City of Las Vegas, Nevada, hereby grants to A T. & T.  
16 Communications of Nevada, Inc., the non-exclusive right, privilege, authority and permission to  
17 construct, use and maintain a telecommunications service system in, upon, along, across, above, over  
18 and under all present and future public ways (excluding railroad rights-of-way), highways, streets,  
19 avenues and alleys within the incorporated boundaries of the City of Las Vegas, subject to and in  
20 accordance with the terms and conditions of that certain document entitled Franchise Agreement dated  
21 the 1st day of November, 2007, by and between the City of Las Vegas and A. T. & T.  
22 Communications of Nevada, Inc., a copy of which said Franchise Agreement is on file with the Clerk  
23 of the City of Las Vegas and by this reference incorporated herein. For the purposes of this Section  
24 the term "telecommunications service" has the same meaning as that term is defined in the United  
25 States Code 47 U.S.C. 153 (46).

26 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or  
27 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional or invalid or  
28 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or

1 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the  
2 City of Las Vegas, Nevada, hereby declares that it would have passed each section, subsection,  
3 subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more  
4 sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared  
5 unconstitutional, invalid or ineffective.

6 SECTION 3: All ordinances or parts of ordinances, sections, subsections, phrases,  
7 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,  
8 1983 Edition, in conflict herewith are hereby repealed.

9 PASSED, ADOPTED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2007.

10 APPROVED:

11  
12 By \_\_\_\_\_  
13 OSCAR B. GOODMAN, Mayor

14 ATTEST:

15 \_\_\_\_\_  
16 BEVERLY K. BRIDGES, CMC  
City Clerk

17 APPROVED AS TO FORM:

18 \_\_\_\_\_  
19 *Larry G. Bellis* 10-24-07  
Date  
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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the  
2 \_\_\_\_ day of \_\_\_\_\_, 2007, and referred to the following committee composed of  
3 \_\_\_\_\_ and \_\_\_\_\_ for  
4 recommendation; thereafter the said committee reported favorably on said ordinance on the \_\_\_\_  
5 day of \_\_\_\_\_, 2007, which was a \_\_\_\_\_ meeting of said Council; that at  
6 said \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City  
7 Council as first introduced and adopted by the following vote:

8 VOTING "AYE": \_\_\_\_\_

9 VOTING "NAY": \_\_\_\_\_

10 ABSENT: \_\_\_\_\_

11 APPROVED:

12  
13 By \_\_\_\_\_  
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16  
17 \_\_\_\_\_  
18 BEVERLY K. BRIDGES, CMC  
19 City Clerk  
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