

1 **BILL NO. 2007-63**

2 **ORDINANCE NO. 5952**

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.

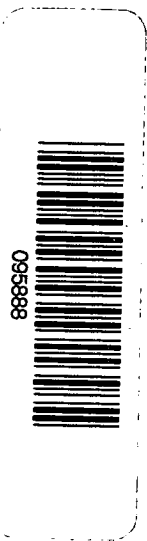
7 Proposed by: Mark Vincent, Director
8 Department of Finance and Business Services

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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12
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 5TH day of December, 2007.

10 APPROVED:
11
12 By 
13 OSCAR B. GOODMAN, Mayor

14 ATTEST:
15 
16 BEVERLY K. BRIDGES, CMC
17 City Clerk

18 APPROVED AS TO FORM:
19  10-24-07
20 Date

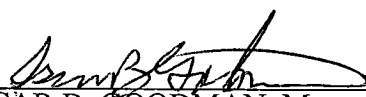
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The above and foregoing ordinance was first proposed and read by title to the City Council on the 7th day of November, 2007, and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 5th day of December, 2007, which as a regular meeting of said Council; that at said regular meeting, the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

- VOTING "AYE": Mayor Goodman and Councilmembers Reese, Wolfson, Tarkanian, Ross and Barlow
- VOTING "NAY": None
- EXCUSED: Brown
- ABSTAINED: None

APPROVED:



OSCAR B. GOODMAN, Mayor

ATTEST:



BEVERLY K. BRIDGES, CMC City Clerk

AFFP DISTRICT COURT
Clark County, Nevada

RECEIVED
CITY CLERK

AFFIDAVIT OF PUBLICATION 2007 NOV 27 A 10: 42

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK 2296311LV 3232767

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 11/23/2007 to 11/23/2007, on the following days:

11/23/2007

BILL NO. 2007-63

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

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

Summary: Grants to A. T. & T. Communications 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.

At the City Council meeting of NOVEMBER 7, 2007, BILL NO. 2007-63 WAS READ BY TITLE AND REFERRED TO A RECOMMENDING COMMITTEE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: November 23, 2007
LV Review-Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE
23 day of November, 2007.

Mary B. Sheffield
Notary Public

 MARY B. SHEFFIELD
Notary Public State of Nevada
No. 99-53968-1
My appt. exp. Mar. 8, 2011

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

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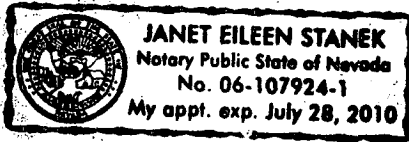
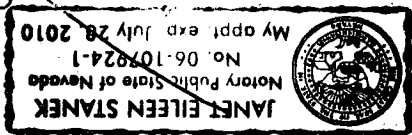
LV CITY CLERK 2296311LV 3294821

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 12/08/2007 to 12/08/2007, on the following days:

12/08/2007

RECEIVED
CITY CLERK

2007 DEC 13 A 11: 16



Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE

10th day of December 2007.

Janet Eileen Stanek
Notary Public

BILL NO. 2007-63
ORDINANCE NO. 5952

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

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VOTING "AYE": Mayor Goodman and Councilmembers Reese, Wolfson, Tarkanian, Ross, and Barlow
VOTING "NAY": NONE
EXCUSED: Councilman Brown

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: December 8, 2007
LV Review-Journal