Ordinance No. 188389

Extend term of right-of-way use agreement granted to Verizon Wireless LLC d/b/a Verizon Wireless for mobile telecommunications services (Ordinance; amend Ordinance No. 180379)

The City of Portland ordains:

Section 1. The Council finds:

- 1. In 2006, the Council approved a right-of-way use agreement for Verizon Wireless LLC d/b/a Verizon Wireless (Verizon Wireless) to build and operate wireless facilities within the City's streets for providing mobile telecommunications services in Portland. Ordinance No. 180379.
- 2. Subsequently, the Council has amended and extended the term of the franchise two times. Ordinance No. 184011 and Ordinance No. 186604.
- 3. City staff continues to work with telecommunications industry representatives in an effort to standardize and modernize the terms and conditions of use of the right-of-way by wireless providers.
- 4. City staff recommends that the Council extend the existing right-of-way use agreement to allow time for the parties to complete negotiations and to formally conclude the formal Council approval process.

NOW THEREFORE, the Council directs:

- a. Ordinance No. 180379 is hereby amended to extend the term of the right-of-way use agreement, continuously and without interruption, to June 30, 2018.
- b. All other terms and conditions of the right-of-way use agreement shall remain the same and unchanged
- c. On or before the thirtieth (30th) day after this ordinance becomes effective, Verizon Wireless shall file in the Office of the Auditor of the City of Portland a written

acceptance of this ordinance, executed by Verizon Wireless and meeting the approval of the City Attorney. Any failure on the part of Verizon Wireless to file such written acceptance within such time shall be deemed an abandonment and rejection of this ordinance, and shall be construed to be an acceptance of all the terms contained in this ordinance

Passed by the Council:MAY 2 4 2017

Mary Hull Caballero Auditor of the City of Portland By: Chillips

Mayor Ted Wheeler Prepared by: MR/BEW April 12, 2017 Deputy

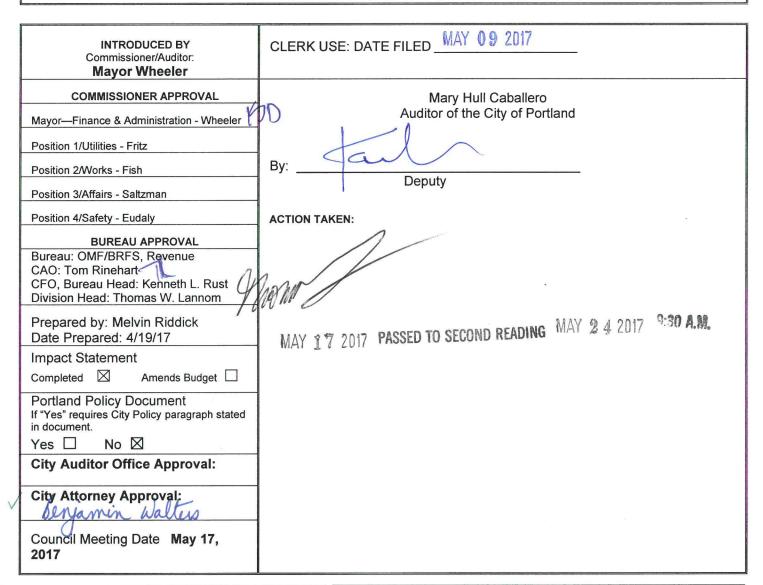
501 541 Agenda No.

ORDINANCE NO. 188389

J140

Title

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AGENDA	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
			YEAS	NAYS
Start time: Total amount of time needed: (for presentation, testimony and discussion)	1. Fritz	1. Fritz		
	2. Fish	2. Fish	~	
CONSENT	3. Saltzman	3. Saltzman	V	
REGULAR	4. Eudaly	4. Eudaly	V	
Total amount of time needed: (for presentation, testimony and discussion)	Wheeler	Wheeler	\checkmark	