

**BILL NO. 16-275**

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AN ORDINANCE APPROVING A RIGHT OF ENTRY AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND GOOGLE FIBER INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

WHEREAS, currently, residents who have Google Fiber service do not have access to LSTV, which provides important programming and information for citizens; and,

WHEREAS, the City Council has expressed its desire to ensure that Google Fiber customers have access to LSTV; and,

WHEREAS, City and Google Fiber have negotiated terms and conditions which permit Google Fiber access to City Hall for purposes of installing fiber and other related infrastructure necessary to provide LSTV access to its' customers; and

WHEREAS, City and Google Fiber desire to enter into a Right of Entry Agreement in order to memorialize the aforementioned negotiated terms and conditions.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That the Right of Entry Agreement, a true and accurate copy of the same being attached hereto as "Exhibit A" and incorporated herein by reference be and the same is hereby approved.

SECTION 2. That the City Manager is authorized to execute the Right of Entry Agreement, as well as any and all related documents, certificates or instruments as may be necessary to carry out and comply with the intent of this Ordinance by on behalf of the City of Lee's Summit, Missouri.

SECTION 3. That this ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

SECTION 4. That should any section, sentence, or clause of this ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences or clauses.

PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_day of \_\_\_\_\_, 2016.

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Mayor *Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
City Clerk *Denise R. Chisum*

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APPROVED by the Mayor of said city this \_\_\_\_ day of \_\_\_\_\_, 2016.

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Mayor *Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
City Clerk *Denise R. Chisum*

APPROVED AS TO FORM:

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Chief Counsel of Management and Operations/Deputy City Attorney  
*Jackie McCormick Heanue*