

ORDINANCE NO. 850

**AN ORDINANCE EXTENDING THE TERM OF THE TOWN OF LAKEVIEW'S FIBER OPTIC TELECOMMUNICATIONS FRANCHISE AGREEMENT WITH HUNTER COMMUNICATIONS, INC., AND REPEALING THE FIRST SENTENCE OF SECTION 4 OF ORDINANCE NO. 835.**

WHEREAS, the Town of Lakeview entered into a franchise agreement with Hunter Communications, Inc., for the purpose of allowing Hunter Communications, Inc. the non-exclusive right to use the rights of way as located within the Town of Lakeview for the purpose of locating, maintaining and operating fiber optic telecommunications lines within the Town of Lakeview;

WHEREAS, said franchise agreement is codified by Town Ordinance No. 835;

WHEREAS, and pursuant to Section 4 of said Ordinance, the term of the franchise agreement expires on August 28, 2014; and

WHEREAS, both the Town of Lakeview and Hunter Communications, Inc., desire to extend the term of said franchise agreement, now, therefore,

**THE TOWN COUNCIL OF THE TOWN OF LAKEVIEW ORDAINS AS FOLLOWS:**

**Section 1. Purpose.** The purpose of this Ordinance is to extend the term of the franchise agreement between the Town of Lakeview and Hunter Communications, Inc. for a period of five (5) years.

**Section 2. Extension of Term.** Specifically, the Town of Lakeview and Hunter Communications, Inc., agree to extend the term of the referenced franchise agreement with such extension commencing August 29, 2014, and running through August 28, 2019.

**Section 3. Amendment of Section 4.** Immediately upon the effective date of this Ordinance the first sentence of Section 4 of Ordinance No. 835 shall be repealed in its entirety.

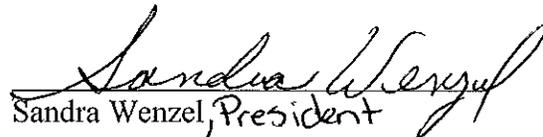
**Section 4. No Other Changes.** Except as the term of the franchise has been extended as set forth herein, all of the other rights, terms, responsibilities and legal obligations as set forth in Town Ordinance No. 835 as the same applies to both the Town of Lakeview and Hunter Communications, Inc. shall remain in full force and effect and without change.

**Section 5. Effective Date.** This Ordinance and the extension of the franchise as herein granted shall be effective after August 28, 2014.

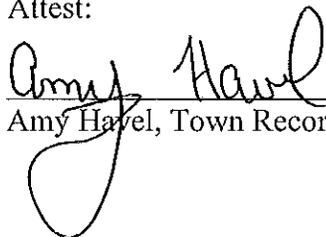
This Ordinance was read by title only and no Council member requested that the Ordinance be read in full and thereafter was adopted by the following vote:

4 In Favor  
0 Opposed

Adopted this 22<sup>nd</sup> day of July, 2014.

  
Sandra Wenzel, President

Attest:

  
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Amy Havel, Town Recorder

The foregoing Ordinance consisting of 3 pages including this acceptance page pertaining to the extension of a fiber optic telecommunications franchise within the Town of Lakeview, said Ordinance being identified as Ordinance No. 850 and having been adopted by the Town Council of the Town of Lakeview on July 22, 2014, is approved and accepted by Hunter Communications, Inc. in all respects.

Hunter Communications, Inc.

By: [Signature]

Title: COO

Date: 7/29/14