RESOLUTION NO. 2017-R _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, APPROVING AN ENCROACHMENT AGREEMENT WITH TIME WARNER CABLE.

WHEREAS, Time Warner Cable is the holder of a state video franchise, issued pursuant to the Digital Infrastructure and Video Competition Act of 2006, authorizing it to provide cable video services in Culver City;

WHEREAS, Time Warner Cable's state video franchise also authorizes it to install conduit, fiber optic cables and related telecommunication facilities within municipal rights-of-way;

WHEREAS, Time Warner Cable has applied for a permit to encroach upon Culver City's public rights-of-way in order to install conduit, fiber optic cables and related telecommunication facilities;

WHEREAS, the City of Culver City is authorized to regulate the time, place and manner of the placement of telecommunication or video facilities in its public rights-of-way;

WHEREAS, the City of Culver City regulates the time, place and manner of the placement of telecommunication or video facilities in its public rights-of-way through the issuance of encroachment permits and encroachment agreements;

WHEREAS, Section 11.20.025(D) of the Culver City Municipal Code provides that issuance of encroachment permits is subject to approval by the Culver City City Council.

NOW, THEREFORE, the City Council of the City of Culver City, California, DOES HEREBY RESOLVE, as follows:

1. The encroachment permit application submitted by Time Warner Cable for its project for 5965 Wrightcrest Drive, as depicted in the attached Exhibit A, is hereby approved.

2. The City Manager is authorized to execute the related encroachment agreement on behalf of the City of Culver City.

APPROVED and ADOPTED this _____ day of _____ 2017.

JEFFREY COOPER, Mayor
City of Culver City, California

ATTEST:

JEREMY GREEN
City Clerk

APPROVED AS TO FORM:

for CAROL A. SCHWAB
City Attorney

A17-00240