

RESOLUTION NO. 2016-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 at 5150 Overland Avenue, 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 _____ 2016.

MICHEÁL O'LEARY, Mayor
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

MARTIN COLE, City Clerk

A16-00079

CAROL A. SCHWAB,
City Attorney