

RESOLUTION NO. 10323

A RESOLUTION OF THE COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF MESA AND TELEPORT COMMUNICATIONS AMERICA, LLC. (FKA TGG, PHOENIX).

WHEREAS, the City entered into a 5 year License Agreement with TCG Phoenix dated January 27, 2010, for the use of the City's Right of Way, and

WHEREAS, effective January 1, 2013, TCG Phoenix merged into Teleport Communications America, LLC.

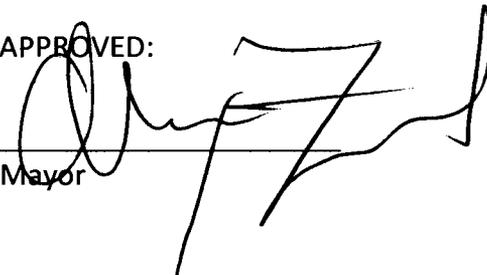
NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

Section 1: Amendment No. 1 to the Agreement between the City of Mesa and Teleport Communications America, LLC. (fka TCG Phoenix) regarding a transfer of the License to Teleport Communications America, LLC ("Amendment") is hereby approved,

Section 2: The Council of the City of Mesa hereby authorized City Manger Christopher J. Brady, or his designated representative, to execute Amendment #1 to the agreement and any other documents needed to implement this agreement on behalf of the City of Mesa, and authorizes the City Clerk to attest to the signature of the City Manger thereon.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona this 9th day of September, 2013.

APPROVED:



Mayor

ATTEST:



City Clerk

