



Legislation Text

File #: 070906, **Version:** 1

070906

Substitute 1

991747, 000491, 031356

THE CHAIR

Substitute resolution approving a Third Amendment to Access Management Contract between the City of Milwaukee and Milwaukee Access Telecommunication Authority, Inc.

This resolution authorizes the Third Amendment to the City's Access Management Contract with the Milwaukee Access Telecommunication Authority ("MATA"). This amendment incorporates responsibilities related to carriage of the city's public and educational access channels on the AT&T U-verse system. It also provides that two thirds of the PEG (Public, Educational, Governmental) Grant received from AT&T Wisconsin will be provided to MATA to support these additional responsibilities.

Whereas, The City, acting pursuant to Resolution File No. 991747, and MATA (the Contractor) entered into an April 20, 2000 Access Management Contract (the "Original Agreement"); and

Whereas, The City, acting pursuant to Resolution File No. 000491, and the Contractor entered into an Amendment to the Original Agreement modifying certain approval and funding dates (the "First Amendment"); and

Whereas, The City, acting pursuant to Resolution File No. 031356, and the Contractor entered into a Second Amendment to the Agreement granting funds to satisfy certain mortgage liens on Contractor's real property (the "Second Amendment"); the Original Agreement as amended by the First and Second Amendments is hereafter referred to as the "Agreement"); and

Whereas, Under the terms of the Agreement, Contractor is to provide specified community and educational access services for the 17 year term of the Agreement; and

Whereas, The Agreement designates Contractor as an Access Manager for purposes of Section 99-11, Milwaukee Code of Ordinances, and Section 7 of the Time Warner Franchise Agreement, and assigns control and management of certain public and educational access channels, facilities and resources under such franchise; and

Whereas, The City on April 25, 2007, entered into an agreement with AT&T Wisconsin, authorizing AT&T Wisconsin to use and occupy the City's rights-of-way to provide U-verse TV services; and

Whereas, The City desires to assign control and management of certain public and educational access channels, facilities and resources under the City's agreement with AT&T Wisconsin to Contractor; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Third Amendment to the Access Management Contract between the City of Milwaukee and Milwaukee Access Telecommunication Authority, Inc. attached to this file is approved and that the City Clerk is directed to execute the Third Amendment on behalf of the City of Milwaukee.

City Clerk
RDL