

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 103 - 2014

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
8 AGREEMENTS TO ALLOW KEPS TECHNOLOGIES INC, dba
9 ACD.NET, TO ACCESS THE CITY'S RIGHTS OF WAY AND
10 ELECTRIC POLES FOR THE CONSTRUCTION AND
11 MAINTENANCE OF FIBER OPTIC CABLE, GUY WIRES, NEW
12 POLES AND OTHER TELECOMMUNICATIONS EQUIPMENT,
13 AND DECLARING AN EMERGENCY.
14

15 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit and State
16 of Ohio, that:

17
18 Section 1. The Mayor is hereby authorized to enter into a Pole Attachment Agreement to
19 allow KEPS Technologies, Inc., dba ACD.net to install fiber optic cable, guy wires and necessary
20 appurtenances on City electric poles along the City's right of way.
21

22 Section 2. The Mayor is hereby authorized to enter into a License Agreement to allow KEPS
23 Technologies, Inc., dba ACD.net to construct and maintain aerial fiber-optic cable, guy wires, new
24 poles and other telecommunications equipment along the City's rights of way.
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26 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
27 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
28 ordinances and resolutions not inconsistent herewith and which have not previously been
29 repealed are hereby ratified and confirmed.
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31 Section 4. It is found and determined that all formal actions of this Council concerning and
32 relating to the adoption of this ordinance were adopted in an open meeting of this Council and
33 that all deliberations of this Council and of any of its committees that resulted in such formal
34 action were in meetings open to the public, in compliance with all legal requirements including
35 Chapter 107 of the Codified Ordinances.
36

37 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
38 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
39 Falls, and provided it receives the affirmative vote of two-thirds of the members elected or
40 appointed to Council, it shall take effect and be in force immediately upon its passage and
41 approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed
42 by law.
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45 Passed: 12/22/2014

46 Mary Ellen Pyke
47 President of Council

48 David C. Conin
49 Clerk of Council

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53 Approved: 12-23-2014

54 [Signature]
55 Mayor