

RESOLUTION

A RESOLUTION OF THE CITY OF WINTERVILLE THROUGH THE COUNCIL TO AUTHORIZE THE MAYOR OR THE AUTHORIZED REPRESENTATIVE OF SAID CITY TO ESTABLISH A FRANCHISE FEE APPLICABLE TO HOLDERS OF CABLE AND VIDEO FRANCHISES ISSUED BY THE STATE OF GEORGIA

WHEREAS, the City of Winterville shall be notified by the Secretary of State's Office and a cable or video provider of an application for a state issued franchise in the city;

WHEREAS, the City currently collects a franchise fee from any current cable or video providers;

WHEREAS, the City considers collecting a franchise fee from a cable or video provider utilizing the public rights of way as compensation to the public for the use of the rights of way and a means of promoting the public health, safety, welfare and economic development of the City and to protect works infrastructure;

WHEREAS, the City is authorized to collect a franchise fee of up to 5%, the maximum amount established by federal and state law, of each cable or video providers gross revenues generated within the city;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Winterville hereby requires a franchise fee of 5% for any cable or video state franchise issued in its corporate boundaries by the State of Georgia pursuant to O.C.G.A. section 36-76-1 *et seq.* known as the "Consumer choice for Television Act" of 2008.

RESOLVED by the Mayor and Council of the City of Winterville this 12th day of February, 2008.

ATTEST:

By: Wendy L. Martin
City Clerk: Wendy L. Martin
(SEAL)

Mayor: James C. Mercer, Jr.
City of Winterville

Approved as to Form
City Attorney

Albert L. Stone, Jr.
Albert L. Stone, Jr.

**AMENDMENT TO A RESOLUTION DATED NOVEMBER 14, 2006
AUTHORIZING THE ADOPTION BY THE CITY OF WINTERVILLE OF THE
INTERGOVERNMENTAL AGREEMENT WITH ATHENS-CLARKE
COUNTY TO PROVIDE FOR BUILDING INSPECTION SERVICES AND FIRE
INSPECTION SERVICES AND AMENDMENT TO THE RESOLUTION DATED
NOVEMBER 14, 2006**

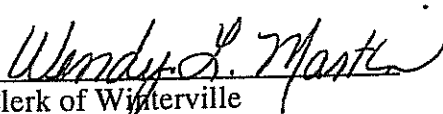
WHEREAS, The State of Georgia has transferred authority for fire safety inspections and fire safety plan review to the City of Winterville effective September 24, 2007.

NOW THEREFORE, in accordance with an Intergovernmental Agreement dated November 28, 2006 with the Unified Government of Athens-Clarke County, the City of Winterville grants authority for fire safety inspections and fire safety plan review to the Unified Government of Athens-Clarke County effective November 13, 2007.

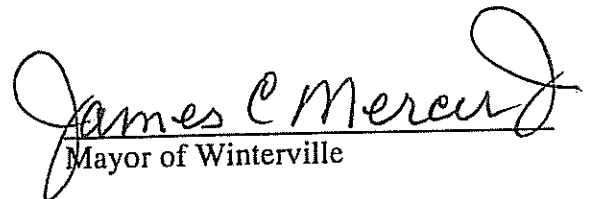
And further, The City of Winterville readopts Chapter 3-7 "Fire" as amended from time to time, of the Code of Athens-Clarke County as of November 13, 2007.

THEREFORE, the resolution, as amended, adopting the Intergovernmental Agreement dated November 28, 2006 is hereby readopted and amended as set out in the Winterville Resolution adopted the 13th day of November, 2007.

So, adopted this 13th day of November, 2007.


Clerk of Winterville

11-13-07
Dated


Mayor of Winterville

November 13, 2007
Dated