



Legislation Details (With Text)

File #: Res 0502-2004 **Version:** * **Name:** LU 207 - Res 1043, public pay telephones, CityWide (20055014GFY)

Type: Resolution **Status:** Adopted

In control: Committee on Land Use

On agenda: 9/28/2004

Enactment date: **Enactment #:**

Title: Resolution amending Resolution No. 1043 (L.U. 423-A) adopted by the Council on October 15, 2003 (20055014 GFY; L.U. No. 207).

Sponsors: Melinda R. Katz

Indexes:

Attachments: 1. Committee Report, 2. Hearing Transcript - Stated Meeting 7/21, 3. Hearing Transcript 9/27, 4. Hearing Transcript - Stated Meeting 9/28/04

Date	Ver.	Action By	Action	Result
7/21/2004	*	City Council	Approved, by Council	Pass
8/16/2004	*	Mayor	Vetoed by Mayor	
9/27/2004	*	Committee on Land Use	Hearing Held by Committee	
9/27/2004	*	Committee on Land Use	Approved by Committee	Pass
9/28/2004	*	City Council	Overridden by Council	Pass

**THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 502**

Resolution amending Resolution No. 1043 (L.U. 423-A) adopted by the Council on October 15, 2003 (20055014 GFY; L.U. No. 207).

By Council Members Katz and Avella

Whereas, on October 15, 2003 the Council adopted a Resolution authorizing the Department of Information Technology and Telecommunications to grant nonexclusive franchises for the installation of public pay telephones and associated equipment on, over and under the inalienable property of the City; and

Whereas, said Resolution stated, inter alia, “The public service to be provided pursuant to this resolution shall be public pay telephone service.” and

Whereas, said Resolution stated:

“Any franchise granted pursuant to this resolution shall be by written agreement and shall include, but not be limited to, the following terms and conditions to the extent permitted by law:

- (1) the term of the franchise shall not exceed fifteen (15) years;” and

Whereas, the council seeks to clarify its intent with regard to the public service to be provided and the term of the franchise to be granted

Resolved, that the Council hereby amends Resolution 1043 (L.U. 423-A) to read as follows: ([Bracketed matter is deleted] Underlined matter is new).

The public service to be provided pursuant to this resolution shall be public communication services, including but not limited to, public pay telephone service, web telephones, public internet terminals, WIFI access points and other telecommunications services to the extent permitted by law.

Any franchise granted pursuant to this resolution shall be by written agreement and shall include, but not be limited to, the following terms and conditions to the extent permitted by law:

- (1) the term of the franchise shall be [not exceed] fifteen (15) years;”

Page 2 of 2
20055014 GFY
Res. No. 502 (L.U. No. 207)

Adopted.

Office of the City Clerk, }
The City of New York, } ss.:

I hereby certify that the foregoing is a true copy of a Resolution passed by The Council of The City of New York on July 21, 2004, on file in this office.

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City Clerk, Clerk of The Council