**ORDINANCE NO. 25-15**

By: Tim Madison

**An ordinance to AUTHORIZE THE MAYOR TO ENTER INTO A JOINT USE AGREEMENT AND AN INDEFEASIBLE RIGHT TO USE AGREEMENT WITH THE CHANCELLOR OF THE OHIO BOARD OF REGENTS, THE OHIO STATE UNIVERSITY (ON BEHALF OF OARNET),**

**THE CITIES OF WHITEHALL, AND GAHANNA.**

**Whereas**, In 2013 the City of Bexley cooperated with the Cities of Whitehall, and Gahanna in applying for State of Ohio capital funds for a proposed municipal fiber loop between all participating communities; and

**Whereas,** The State of Ohio has provided $1,000,000 in funding for the project, with a contribution of $260,000 required from partnering municipalities; and

**Whereas**, Based upon infrastructure requirements, the City of Bexley’s share of municipal costs has been determined to be $82,489; and

**Whereas,** Savings in internet and IT services are currently projected to be in the range of $16,000 per year for the City, and more than $30,000 per year for educational institutions in Bexley, indicating a pay-off period of approximately five years based on City of Bexley savings alone and a pay-off period of less than two years based on combined savings between the City of Bexley and Bexley educational institutions; and

**Whereas,** the provision of municipal and education fiber to Bexley will allow the City and its educational institutions to have easier and more affordable access to a broader range of IT and internet services;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY:**

**Section 1.** That the Mayor is hereby authorized to enter into a Joint Use Agreement and an Indefeasible Right-to-Use Agreement with the Ohio Board of Regents, The Ohio State University (on behalf of OARnet), and the Cities of Whitehall, and Gahanna.

**Section 2.** That this ordinance shall go into effect and be in force from and after the earliest period allowed by law.

Passed:\_\_\_\_\_\_\_\_\_\_, 2015

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Richard Sharp, President of Council

Attest:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 William Harvey, Clerk of Council

 Approved:\_\_\_\_\_\_\_\_\_\_\_, 2015

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 Mayor Ben Kessler

First Reading 5-26-15

Second Reading: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Third Reading: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_