

Introduced 1/14/2016

**ORDINANCE NO. 16-16**

**WHEREAS**, the City of Huntsville by Resolution No. 488-A created and established for the City of Huntsville the Huntsville Electric Utility Board; and

**WHEREAS**, the City of Huntsville empowered the Huntsville Electric Utility Board with complete control of the Huntsville Electric Distribution System of the City of Huntsville; and

**WHEREAS**, the Huntsville Electric Utility Board has the power and authority to charge for and collect all accounts due for any service which the Huntsville Electric Distribution System may furnish to its customers; and

**WHEREAS**, the Huntsville Electric Utility Board utilizes optical fiber cable to operate and manage the Huntsville Electric Distribution System; and

**WHEREAS**, the Huntsville Electric Utility Board is expanding the Huntsville Electric Distribution System's optical fiber cable network in its electric service area in order to supervise its power grid system and increase its efficiency by networking operation centers and substations;

**WHEREAS**, the Huntsville Electric Utility Board anticipates that it will have some excess optical fiber cable in its expanded network that it will not immediately need to operate the Huntsville Electric Distribution System; and

**WHEREAS**, this excess or unlit optical fiber cable, otherwise known as dark fiber, can be leased to third parties and such lease will not interfere with the operation of the Huntsville Electric Distribution System; and

**WHEREAS**, the Huntsville Electric Utility Board will benefit from the lease of dark fiber to third parties.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Huntsville, Alabama, that the Huntsville Electric Utility Board is hereby authorized to establish rates for the lease of Huntsville Electric Utility Board dark fiber to third parties.

Introduced 1/14/2016

**ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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President of the City Council of  
The City of Huntsville, Alabama

**APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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Mayor of the City of Huntsville, Alabama