**ORDINANCE NO. 19_____**

**AN ORDINANCE AMENDING TITLE 1 (ADMINISTRATIVE),
CHAPTER 6 (MUNICIPAL OFFICERS AND EMPLOYEES),
ARTICLE A (CITY MANAGER), SECTION 5 (POWERS AND DUTIES)
OF THE NAPERVILLE MUNICIPAL CODE**

**WHEREAS**, the Mayor and the City Council of the City of Naperville, Illinois, have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety and welfare of its citizens; and

**WHEREAS**, the City of Naperville supports the goal of ensuring reliable wireless services in our communities and the advancement of technology in the telecommunications industry; and

**WHEREAS**, growing demand for telecommunications services has resulted in increasing requests nationwide and locally from wireless providers and other companies to place fiber optic infrastructure within the public right-of-way; and

**WHEREAS**, in anticipation of a continued increased demand for placement of fiber optic infrastructure with the public right-of-way, the Mayor and City Council finds that it is in the best interests of the public health, safety, and general welfare of the City to adopt the code amendment below in order to ensure the efficient processing of applications;

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS,** in exercise of its home rule authority as follows:

**SECTION 1:** The Recitals above are incorporated herein and made part hereof as fully set forth in this Section 1.

**SECTION 2:** Section 1-6A-5 of the Naperville Municipal Code, entitled "Powers and Duties" of the City Manager, is hereby amended to include the following underlined language:

19. The authority to enter into right-of-way use agreements as required by Section 9-1B-1.

**SECTION 3**: This Ordinance shall be in full force and effect upon its passage and approval.

PASSED this _____ day of _____, 2019.

       AYES:

       NAYS:

       ABSENT:

       APPROVED this _____ day of _____, 2019.


                                      _____
                                      Steve Chirico
                                      Mayor

ATTEST:

_____
Pam Gallahue, Ph.D.
City Clerk