

**FIRST RENEWAL
TO THE TELECOMMUNICATIONS FRANCHISE AGREEMENT BETWEEN
THE CITY OF HAMPTON, VIRGINIA AND VERIZON VIRGINIA LLC, THE
SUCCESSOR TO VERIZON VIRGINIA INC.**

THIS FIRST RENEWAL ("First Renewal") is made between the CITY OF HAMPTON, a municipal corporation of the Commonwealth of Virginia hereinafter referred to as, the ("City") and VERIZON VIRGINIA LLC, a Virginia limited liability company and successor to Verizon Virginia, Inc., (the "Grantee"). The Grantee and City, referred to collectively as the ("Parties"), renew that certain Telecommunications Franchise Agreement entered into by and between the Parties that was effective as of July 16, 2008 (the "Agreement" or the "Franchise").

RECITALS

1. The City granted to Verizon Virginia Inc., a Virginia Public Service Corporation, (hereinafter referred to as the "Original Grantee") the Franchise subject to the terms and conditions of that certain Ordinance adopted by the City Council at the regular meeting held on July 16, 2008 ("Original Effective Date"), to occupy and use the Streets to install, construct, maintain, upgrade, repair and remove Equipment of its Telecommunications System. A copy of the said Franchise is attached hereto as Exhibit "A" and made a part hereof;
2. In accordance with §15.2-2100 of the Code of Virginia, as amended, proper notice was given in this matter by the City of an invitation to bid on a franchise to provide a telecommunications system in the City, and a public hearing was duly held at the aforesaid City Council meeting on July 16, 2008;
3. On or about December 31, 2011, the Original Grantee through its application to the Commonwealth of Virginia State Corporation Commission did convert its entity, Verizon Virginia Inc., to a Virginia limited liability company organized under the new name of Verizon Virginia LLC. A copy of the Certificate of Entity Conversion is attached hereto as Exhibit "B" and made a part hereof;
4. The Franchise commenced on the Original Effective Date and expires fifteen (15) years after the Original Effective Date on July 16, 2023 (the "Expiration Date"), unless the Franchise is renewed;
5. The Franchise provided that if the Grantee is not then in default under the terms of the Agreement, the Grantee shall have the option, subject to City Council approval and without unreasonable delay, to renew this Franchise for three (3) consecutive renewal terms of five (5) years each (each, an "Extended Term");
6. At the time of renewal, the City is aware of no default by the Grantee under the terms of the Agreement, and the Grantee has duly notified the City of its desire to exercise its renewal option; and

7. The City agrees that the Grantee is entitled to be granted a renewal of the Agreement per its terms.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual promises hereinafter contained, City and Grantee agree as follows:

1. The Parties agree that the recitals stated above are true and accurate and are hereby incorporated by reference;
2. The City hereby agrees to grant this First Renewal to the Grantee which will take effect on July 16, 2023, and expire on July 16, 2028, unless otherwise terminated or renewed in accordance with the terms and conditions of the Franchise; and
3. All other terms and conditions of the Agreement or Franchise shall remain in full force and effect; shall be fully binding on the Parties hereto; and this First Renewal shall be governed and construed in accordance with those terms and conditions.

[SIGNATURES APPEAR ON FOLLOWING PAGES]

IN WITNESS WHEREOF, the Parties hereto have executed this First Renewal as of the dates set forth below:

CITY OF HAMPTON, VA

City Manager/Authorized Designee

Date: _____

Approved as to form and legal sufficiency:

Deputy City Attorney

Date: _____

Approved as to content:

Director of Public Works or designee

Date: _____

[SIGNATURES CONTINUE ON FOLLOWING PAGE]

VERIZON VIRGINIA LLC,
a Virginia limited liability company

By: Christy K. Reyes
(Name of authorize officer - please print)

Its: Assistant Secretary
Title

(Signature) 

STATE OF VIRGINIA

CITY/COUNTY OF LOUDOUN, to-wit:

The foregoing instrument was acknowledged before me this 26th day of June, 2023

by Christy K. Reyes (name), Assistant Secretary (title) of
VERIZON VIRGINIA LLC on its behalf. He/She is known to me personally, or has produced

_____ as identification.


Notary Public Signature

My Commission expires: 4/30/24

Registration No: 7890561

