

ORDINANCE 2026- 02

AN ORDINANCE TO ESTABLISH THE COMCAST – MAKE READY FUND (FUND 6307)

WHEREAS, the Town of Advance (“Town”) has entered into a Pole Attachment License Agreement (“Agreement”) with Comcast of Indiana/Kentucky/Utah, LLC (“Licensee”) whereby Licensee is permitted to install and/or maintain attachments on electric distribution poles owned by the Town in return for certain pole attachment fees and make-ready costs to be paid by the Licensee; and

WHEREAS, the Town desires to establish a new fund, the Comcast – Make Ready Fund, to receive make-ready funds from the Licensee pursuant to the Agreement and to provide a mechanism for appropriation and accounting of the funds used.

NOW THEREFORE, BE IT AND IT IS HEREBY ORDAINED by the Town Council of the Town of Advance, Indiana, as follows:

Section 1: Fund Established. The Town Council of the Town of Advance, Indiana (“Town Council”) does hereby create Fund No. 6307, which is designated as the Comcast – Make Ready Fund and shall be the depository fund for make-ready funds received pursuant to the Agreement. Funds deposited in the Comcast – Make Ready Fund shall be used solely for costs associated with make-ready work on the Town’s electric distribution poles. Any interest earned on funds deposited in the Comcast – Make Ready Fund shall remain in the fund. All expenditures must be appropriated by the Town Council.

Section 2: Fund Termination. Upon termination or expiration of the Agreement, any funds remaining in the Comcast – Make Ready Fund shall be transferred to the Town’s Electric Utility Fund or such other fund as the Town Council may designate by resolution.

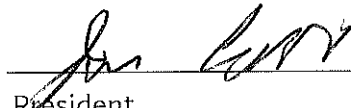
Section 3: Internal Controls. Internal controls shall be designated, implemented, and documented to provide reasonable assurance that the funds in the Comcast – Make Ready Fund will be safeguarded and used in accordance with applicable laws and regulations.

Section 4: Severability. If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

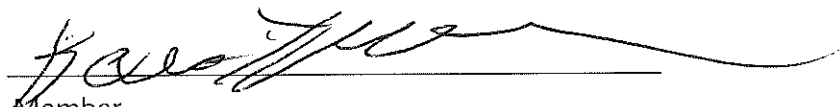
Section 5: Repeal of Conflicting Ordinances. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6: Effective Date. This Ordinance shall be in full force and effect from and after its passage by the Town Council and compliance with all applicable statutory requirements for adoption and publication.

All of which is ORDAINED by the Town Council of the Town of Advance, Indiana, this 10th day of August, 2026.



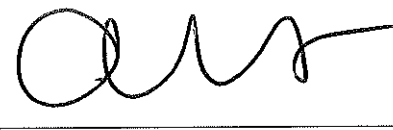
President



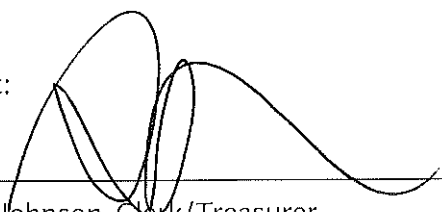
Member



Member



Member

Attest:


Shari Johnson, Clerk/Treasurer