



City Council Report

Date: May 18, 2015
To: City Council
Through: Kari Kent, Deputy City Manager
From: Beth Huning, City Engineer
Subject: Conduit Use License for Zayo Fiber Solutions

Strategic Initiatives



Purpose and Recommendation

It is requested that the City Council review and approve a Conduit Use License for Zayo Fiber Solutions (Zayo) for an initial ten-year term.

Background & Discussion

The Engineering Department, in conjunction with the Information Technologies Department and the Transportation Department, implemented an abandoned pipeline recycling and conduit rental program to utilize existing infrastructure in the City right-of-way. At present, Zayo is asking to rent 4500 linear feet of City conduit located along Main Street between Lindsay Road and Val Vista Drive to serve a customer. The City has conduit available to rent to Zayo.

The City will receive the following:

- Two (2) new micro ducts and pull boxes for future use
- \$58,500 for the initial ten year term

In 2012, the City and Zayo entered into a License Agreement (the "Telecommunications License") with the Licensee's predecessor in interest, for the installation, placement, operation and maintenance of an underground optical fiber based communications network in the City's rights-of-way and public utility easements. The proposed Conduit Use License will not change the terms defined in the Telecommunications License.

Alternatives

City Council could approve staff's recommendation; consider different licensing terms, or deny the license.

Fiscal Impact

The City incurs no financial outlay as a result of authorizing this agreement, except for staff time required to negotiate the terms of the license.

Coordinated With

City Attorney's Office
Development and Sustainability Department
Engineering Department
Information Technology Department