



City Council Report

Date: August 23, 2021
To: City Council
Through: Marc Heirshberg, Deputy City Manager
From: Elizabeth Huning, City Engineer
Marc Ahlstrom, Assistant City Engineer
Subject: Lease and Reimbursement Agreement for Cox Communications

Council Districts: all

Purpose and Recommendation

The purpose of this report is to request Council approval for a Lease and Reimbursement Agreement for Cox Communications (Cox).

Staff recommends that Council authorize the City Manager to execute this Lease and Reimbursement Agreement on behalf of the City.

Background & Discussion

The City owns an underground conduit duct bank to provide power and communication services to the new ASU at City Center development located at 50 N. Centennial Way. Cox requested to lease three (3) two-inch conduits within the City-owned conduit duct bank to provide communications services to the development.

This Lease and Reimbursement Agreement has a term of fifteen (15) years with one additional automatic fifteen-year renewal option. Cox shall maintain the conduits in good repair.

Alternatives

City Council could consider different agreement language. Furthermore, City Council could choose not to authorize this communications license. City staff does not recommend this because not approving this license will limit local business access to additional communications services provided by Cox Communications.

Fiscal Impact

Cox will reimburse the City for their proportionate cost of constructing the conduit duct bank through a one-time payment of \$139,784.

There is no cost to the City for the execution of this license beyond staff time.

Coordinated With

This Lease and Reimbursement Agreement was coordinated with the City Attorney's Office.