

February 11, 2003

To the Public Improvements Committee

Subject: Common Council Resolution File Number 021439

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 021439, being a petition by Mortgage Guaranty Insurance Corporation (MGIC), for a special privilege to allow the installation of communication cabling in existing conduit within the right-of-way of North Broadway. The purpose of this arrangement is to provide for networking of its facilities through the installation of a data interconnect between 270 East Kilbourn Avenue and 330 East Kilbourn Avenue.

The application requests that abandoned conduit in North Broadway between MGIC, (270 East Kilbourn Avenue) and Plaza East (330 East Kilbourn Avenue) be used to run fiber optic cable between the two buildings. Common Council Resolution File Number 82-2266 granted permission to MGIC for the conduit to be installed in the public right-of-way. We were informed in 1988 that the communication lines were removed and the conduit abandoned but remaining in the public right-of-way.. Therefore, the special privilege was rescinded. MGIC has indicated that the new network will not be used for the commercial distribution of entertainment and will not be in conflict with Chapter 99 of the Code of Ordinances.

We do not believe that the new cable, as proposed, will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will allow the cable to occupy the public right-of-way.

Very truly yours,

Jeffrey S. Polenske, P.E.  
City Engineer

Mariano A. Schifalacqua  
Commissioner of Public Works

Martin G. Collins

Commissioner  
Department of Neighborhood Services

JJM:cjt  
Attachment