March 9, 2007

To the Public Works Committee

Subject: Common Council Resolution File Number 040472

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 040472, which grants a special privilege to Wisconsin Center District for fiber optic cables within city-owned conduit within the public right-of-way for the premises at 400 West Wisconsin Avenue.

Wisconsin Center District desires permission to install and maintain fiber optic cables in city-owned conduit in order to connect the Midwest Express Center and the U.S. Cellular Arena. The fiber optic cabling is to be located under West Wells Street, West State Street, West Kilbourn Avenue, North 6<sup>th</sup> Street and North 4<sup>th</sup> Street. The applicant does not meet the requirements of Section 98-3 of the Milwaukee Code of Ordinances for use and occupancy of city-owned conduit and other facilities. Therefore, it is required to obtain a special privilege in order to keep and maintain conduit within the city's underground conduit system.

We are not aware that the presence of said fiber optic cabling has had or 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 said fiber optic cabling to occupy city-owned underground conduit.

Very truly yours,

Jeffrey S. Polenske, P.E. City Engineer

Jeffrey J. Mantes Commissioner of Public Works

Martin G. Collins Commissioner Department of Neighborhood Services

MDL:lja Attachment

c: Alderman Robert Bauman