



Legislation Details (With Text)

File #: 100953 **Version:** 1

Type: Resolution **Status:** Passed

File created: 11/23/2010 **In control:** PUBLIC WORKS COMMITTEE

On agenda: **Final action:** 12/21/2010

Effective date:

Title: Substitute resolution approving a license agreement between the City of Milwaukee and Access Fiber Group for occupancy of a portion of the City's communications conduit system.

Sponsors: THE CHAIR

Indexes: AGREEMENTS, COMMUNICATIONS SYSTEMS

Attachments: 1. Exhibit A, 2. Exhibit B, 3. Occupancy License Agreement - Access Fiber Group, 4. Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
11/23/2010	0	COMMON COUNCIL	ASSIGNED TO		
11/29/2010	1	CITY CLERK	DRAFT SUBMITTED		
12/1/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
12/8/2010	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
12/21/2010	1	COMMON COUNCIL	ADOPTED	Pass	15:0
1/5/2011	1	MAYOR	SIGNED		

100953
SUBSTITUTE 1

THE CHAIR

Substitute resolution approving a license agreement between the City of Milwaukee and Access Fiber Group for occupancy of a portion of the City's communications conduit system.

This resolution approves a conduit occupancy license agreement between the City of Milwaukee and Access Fiber Group for occupancy of a portion of the City's communications conduit system.

Whereas, The City of Milwaukee owns and operates a conduit system located in the public right-of-way; and

Whereas, Access Fiber Group has registered with the Department of Public Works in accordance with the provisions and criteria specified in s. 98-7, Milwaukee Code of Ordinances, for permission to place and maintain telecommunications facilities in a portion of the City's conduit system; and

Whereas, Section 98-7 of the Code of Ordinances provides for negotiation of a conduit occupancy license agreement specifying the terms and extent of Access Fiber Group's use of the City's conduit system; and

Whereas, A conduit occupancy license agreement is attached to this file as Exhibit A and describes the extent of Access Fiber Group's use of the City's conduit system; and

Whereas, Access Fiber Group has agreed, pursuant to s. 98-5 of the Code of Ordinances, to permit, under certain conditions and for a 4-year renewable term at the City's option, on a license basis, the placement of Access Fiber Group's facilities within a portion of the City of Milwaukee's conduit system designated in Access Fiber Group's conduit maps on file in the Department of Public Works and summarized in Exhibit A of the conduit occupancy license agreement; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the conduit occupancy license agreement with Access Fiber Group, a copy of which is attached to the file, is approved; and, be it

Further Resolved, That the Commissioner of Public Works is authorized to make minor revisions to the license agreement that do not change the intent of the license agreement; and, be it

Further Resolved, That the Commissioner of Public Works is authorized and directed to execute the license agreement on behalf of the City of Milwaukee.

DPW - Administration Division

LRB123556-2

MET

11/23/10

dh