



Legislation Details (With Text)

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**Title:** Substitute resolution authorizing the Commissioner of Public Works to negotiate an Intergovernmental Cooperation Agreement between the City of Milwaukee and the University of Wisconsin - Milwaukee regarding conduit occupancy.

**Sponsors:** THE CHAIR

**Indexes:** AGREEMENTS, INTERGOVERNMENTAL RELATIONS

**Attachments:** 1. CADB01-#228706-v3-conduit\_occupancy\_IGA\_-\_UWM.pdf, 2. UWM - EXHIBIT A.pdf

| Date      | Ver. | Action By              | Action                   | Result | Tally |
|-----------|------|------------------------|--------------------------|--------|-------|
| 7/6/2016  | 0    | COMMON COUNCIL         | ASSIGNED TO              |        |       |
| 7/13/2016 | 1    | PUBLIC WORKS COMMITTEE | RECOMMENDED FOR ADOPTION | Pass   | 4:0   |
| 7/26/2016 | 1    | COMMON COUNCIL         | ADOPTED                  | Pass   | 15:0  |
| 8/3/2016  | 1    | MAYOR                  | SIGNED                   |        |       |

160398  
SUBSTITUTE 1

**THE CHAIR**

Substitute resolution authorizing the Commissioner of Public Works to negotiate an Intergovernmental Cooperation Agreement between the City of Milwaukee and the University of Wisconsin - Milwaukee regarding conduit occupancy. This substitute resolution approves an Intergovernmental Cooperation Agreement between the City of Milwaukee (“City”) and the University of Wisconsin - Milwaukee (“UWM”) to occupy a portion of the City’s communications conduit system.

Whereas, the City owns and operates a conduit system located in the City of Milwaukee, County of Milwaukee, State of Wisconsin (“Conduit System”) ; and

Whereas, UWM has requested permission to place and maintain telecommunications facilities (“UWM’s Facilities”) in the portions of the City’s Conduit System described on Exhibit A to this Agreement; and

Whereas, the City and UWM share telecommunications fiber at several facilities to enable and support various City/UWM partnerships and the City anticipates further benefits from its agreement to permit UWM to occupy portions of the City’s Conduit System; and

Whereas, due to these intergovernmental benefits the City will not charge a conduit occupancy license fee for UWM’s occupancy of the City’s Conduit System pursuant to the terms of this Agreement; and

Whereas, Wisconsin Statute § 66.0301 authorizes municipalities and state agencies to contract with each other for the receipt or furnishing of services; and

Whereas, UWM does not provide telecommunications services for a fee directly to the public and therefore not covered by Chapter 98 of the Milwaukee code of Ordinances; now, therefore, be it

Resolved, That the Common Council of the City of Milwaukee grants approval of the Intergovernmental Cooperation Agreement between the City of Milwaukee and University of Wisconsin - Milwaukee, a copy of which is attached and incorporated in this resolution by reference as though set forth therein in full; and, be it

Further Resolved, That the Commissioner of Public Works is hereby authorized and approved to make minor revisions to said cooperation agreement that does not change the intent of said cooperation agreement; and be it

Further Resolved, That the Commissioner of Public Works is hereby authorized and directed to execute said cooperation agreement after execution by University of Wisconsin - Milwaukee.

Department of Public Works  
Infrastructure Services Division  
ROLLIN BERTRAN/KAREN ROGNEY/C. MURPHY  
July 11, 2016