



## Legislation Details (With Text)

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<b>Type:</b>	Resolution	<b>Status:</b>	Passed
<b>File created:</b>	9/4/2019	<b>In control:</b>	COMMON COUNCIL
<b>On agenda:</b>		<b>Final action:</b>	9/24/2019
<b>Effective date:</b>			
<b>Title:</b>	Resolution authorizing the Chief Information Officer to share fiber and provide network connectivity and telecommunications services at the expense of and for the use and benefit of Pabst Theater Foundation.		
<b>Sponsors:</b>	ALD. BAUMAN		
<b>Indexes:</b>	INTERNET, TELECOMMUNICATIONS		
<b>Attachments:</b>	1. Appendix A - List of Organizations Sharing City Fiber.pdf		

Date	Ver.	Action By	Action	Result	Tally
9/4/2019	0	COMMON COUNCIL	ASSIGNED TO		
9/11/2019	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
9/24/2019	0	COMMON COUNCIL	ADOPTED	Pass	15:0
10/4/2019	0	MAYOR	SIGNED		

190816  
Original  
051269  
ALD. BAUMAN

Resolution authorizing the Chief Information Officer to share fiber and provide network connectivity and telecommunications services at the expense of and for the use and benefit of Pabst Theater Foundation.

This resolution authorizes the Chief Information Officer to share fiber and provide network connectivity and telecommunications services at the expense of and for the use and benefit of Pabst Theater Foundation. This will provide Pabst Theater Foundation connectivity to the WiscNet/BOREAS-Net Abilene/Internet2 education community node located at the Department of Administration-ITMD Network Operations Center (ITMD-NOC) as well as telephony services historically provided by the City of Milwaukee.

Whereas, The City of Milwaukee wishes to promote historic preservation, tourism, economic development, and supporting cultural exchange in the community; and

Whereas, Pabst Theater Foundation promotes the arts through the maintenance and operation of a community theater, adding to the cultural vitality of Milwaukee by presenting a wide range of artistic performances and educational events including music, dance and drama in the historic Pabst Theater, Riverside Theater, and Turner Hall Ballroom at the heart of downtown Milwaukee; and

Whereas, this iconic, creative place of public assembly helps to build community loyalty and reinforce community identity and heritage, stimulate downtown revitalization, promote pride of place and anchor

creative economies, while providing social, economic, historic and cultural resources for the community and serving as a unique showcase for human creativity, arts and culture as vital assets in livable communities; and

Whereas, Pabst Theater Foundation has requested the assistance of the City of Milwaukee in obtaining high-speed network connectivity from their locations at 144 E Wells St (Pabst Theater) and 116 W Wisconsin Ave (Riverside Theater) to WiscNet at their expense; and

Whereas, Common Council Resolution File Number 011733, adopted on April 23, 2002, directed the City of Milwaukee to provide telephony services to the Pabst Theater Foundation as part of the transfer of ownership of Pabst Theater as described in “Amended and Restated Captain Fredrick Pabst Theater Renovation Lease and Cooperation Agreement” and Pabst Theater Foundation has requested continued support for those telephony services at their expense; and

Whereas, WiscNet is a not-for-profit association established to further education, research, economic development and public service in the State of Wisconsin by creating and operating a digital communications network interconnecting public and private organizations including the provision of Internet services; and

Whereas, Common Council Resolution File Number 051269, adopted on February 7, 2006, authorized the Commissioner of Public Works to execute an agreement between the City of Milwaukee and the WiscNet Association to establish collocation facilities within the City of Milwaukee and that made it feasible for UW-Milwaukee to become a node on BOREAS-Net; and

Whereas, This collocation facility enables Milwaukee area educational and cultural institutions to gain access to WiscNet and the next generation internets including: BoreasNet, Abilene/Internet2 and other national and international networks, and it further enables connectivity between higher education and cultural institutions within the City of Milwaukee as listed in Appendix A; and

Whereas, The City of Milwaukee owns dark fiber and can provide network services in certain routes and telecommunications services that would be beneficial to the extension and enhancement of Pabst Theater Foundation to further their mission even though the City cannot provide any customer service or connectivity guarantee for the use of that dark fiber; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Chief Information Officer is authorized and directed to share dark fiber and to provide network connectivity and telecommunications services at no cost to the City of Milwaukee in certain routes where capacity is available to enable Pabst Theater Foundation to connect to provide access to and entry to the Department of Administration-ITMD Network Operations Center (ITMD-NOC) and, be it

Further Resolved, By the Common Council of the City of Milwaukee, that this Resolution is approved only on the condition that Pabst Theater Foundation shall:

1. Have no expectation or demands for customer service or connectivity guarantees from the City for their use of the dark fiber; and
2. Follow all applicable requirements as determined by the Department of Public Works for use of the City underground conduit system, if required; and
3. Waive any and all claims against the City and its employees related to their use of the City’s dark fiber, including, but not limited to any damages suffered by Pabst Theater Foundation or others related to failure of the dark fiber or lack of connectivity regardless of the cause.

Department of Administration  
David Henke  
8/12/2019