



APPROVED
BY THE CITY COUNCIL

JAN 28 1997

OFFICE OF THE
CITY CLERK

1.8

DEPARTMENT OF
INFORMATION AND
COMMUNICATION SERVICES
COMMUNICATIONS DIVISION

CITY OF SACRAMENTO
CALIFORNIA

1000 I STREET
SUITE 180
SACRAMENTO, CA
95814

PH 916-264-8510
FAX 916-264-8516

January 21, 1997

City Council
Sacramento, California

Honorable Members in Session:

**SUBJECT: BROOKS FIBER COMMUNICATIONS OF SACRAMENTO, INC. (BFC)
AGREEMENT FOR ISSUANCE OF REVOKABLE PERMIT**

LOCATION AND DISTRICT: American River Bicycle Bridge - District 1 and 2

RECOMMENDATION:

- 1) Adopt the attached resolution which revokes the original revokable permit authorized by City Agreement number 94-022; and,
- 2) Authorize the City Manager to execute the FIRST AMENDMENT to City agreement number 94-022 and adopt the EXHIBIT E rate schedule.

CONTACT PERSON:

Ron Costa, Interim Telecommunications Manager, 264-8512
Greg Farrell, Administrative Analyst II, 264-5842

FOR COUNCIL MEETING OF: January 28, 1997

SUMMARY:

Brooks Fiber Communications of Sacramento, Inc (BFC) has a need to expand its fiber capacity over the American River Bicycle Bridge. The revokable permit agreement amendment number one provides for that expansion while providing the City with two additional interducts and one maintenance interduct.

City Council
Brooks Fiber Communications of Sacramento, Inc. Agreement
January 21, 1997

COMMITTEE/COUNCIL ACTION:

None.

BACKGROUND:

In June of 1994, the City approved City Agreement #94-022 for Phoenix Fiberlink, Inc., (PFI) to install a 4" conduit with 4 interducts and a 48 count fiber optic cable across the American River Bicycle Bridge. Installation of the 4 interducts proved to be too tight a fit; consequently, only 3 interducts were installed.

As a consideration for the permit, PFI installed a 44-count fiber cable for the City of Sacramento and provided the City with one spare interduct. The spare interduct was subsequently occupied by Electric Lightwave Incorporated in consideration for extending the City's fiber optic cable from the downtown area to Arden Way and Del Paso Boulevard in the North Area.

PFI was subsequently purchased by BFC who is the successor company.

BFC has a need to expand its fiber capacity. The existing conduit interducts are all occupied; however, Brooks has agreed to install an additional conduit, install a cable not to exceed 1" in diameter, remove the existing 48 count cable, and dedicate the 2 remaining spare interducts and one remaining maintenance interduct to the City to be used at the discretion of the City. The spare interducts are a valuable asset for future expansion of Telecommunications facilities.

Exhibit E of City agreement 94-022 is a rate schedule for pole attachments for city-owned poles. The schedule reflects the annual costs based on estimated life. Exhibit E has been updated to reflect the new conduit costs and the latest indirect cost plan rates. The annual rates are as follows:

Pole attachment (each pole)	\$8.86
Risers amplifiers	4.43
Bridge attachments	8.86
Cross arm attachment	2.64
Bridge conduit	166.67

FINANCIAL CONSIDERATIONS:

The agreement and revokable permit benefit the city by providing two additional city owned interducts and a city-owned maintenance interduct. The spare interducts will provide for future expansion and/or revenue from the sale, lease, or trade, of the added capacity. Maintenance replacement costs will be recovered by charging an annual fee based on the Exhibit E rates which will be updated annually.

City Council
Brooks Fiber Communications of Sacramento, Inc. Agreement
January 21, 1997

ENVIRONMENTAL CONSIDERATIONS:

Council action in adopting this resolution is exempt from the California Environmental Quality Act (CEQA) because it will have no conceivable effect on the physical environment.

POLICY CONSIDERATIONS:

This action of approving the agreement and revokable permit for the telecommunications cable is consistent with the City Council's stated policy of encouraging public and private cooperation where common needs can be identified, and is consistent with the city council's June 1994 action of approving city agreement 94-022.

MBE/WBE:

Not applicable.

Respectfully submitted,



Ron Costa
Interim Telecommunications Manager

RECOMMENDATION APPROVED:



Mike Kashiwagi
Public Works Director

RECOMMENDATION APPROVED:



William H. Edgar
City Manager

EXHIBIT E

**BROOKS FIBER COMMUNICATIONS OF SACRAMENTO, INC.
POLE ATTACHMENT ANNUAL RATE SCHEDULE FOR
CITY OWNED POLE**

Pole, crossarm and hardware	\$375.00
Electrician Lineworker II, 8 hrs	458.88
Building Maintenance Worker (ground assistant), 8 hrs	315.44
Line Truck, 8 hrs	96.00
Service Truck, 8 hrs	84.00
Subtotal	<u>\$1,329.32</u>
Brooks convenience 1/3	\$443.11
Estimated pole life 50 years	
Annual rate for pole attachment (each pole)	\$8.86
Annual rate for other attachments, risers, amplifiers etc. 1/2 (each pole)	\$4.43
Annual rate for bridge	\$8.86

**BROOKS FIBER COMMUNICATIONS OF SACRAMENTO, INC.
CROSSARM ATTACHMENT ANNUAL RATE FOR JOINT POLE**

Crossarm and Hardware	\$35.00
Electrician Lineworker, 1 hr	57.36
Building Maintenance Worker (ground assistant), 1hr	39.43
Subtotal	<u>\$131.79</u>
Brooks convenience 1/2	\$65.90
Estimated crossarm life 25 years	
Annual rate for crossarm attachment	2.64

**BROOKS FIBER COMMUNICATIONS OF SACRAMENTO, INC.
BRIDGE CONDUIT FEE SCHEDULE**

Conduit replacement costs	\$25,000.00
Brooks convenience 1/3	8,333.33
Estimated conduit life 50 years	
Annual rate for conduit maintenance	166.67

Crossarm rate is only applicable if the attachment is allowed by the California Public Utilities Commission.

Hourly rates are determined annually based on labor rates plus the City's indirect cost plan rate.

Annual rates are to be determined each year using the current rates at the time of calculation.

Convenience factor is determined by dividing the number of pole users into one.

APPROVED
BY THE CITY COUNCIL

JAN 28 1997

OFFICE OF THE
CITY CLERK

RESOLUTION NO. 97-034

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

AUTHORIZATION TO EXECUTE AMENDMENT NUMBER ONE TO CITY AGREEMENT 94-022 FOR ISSUANCE OF REVOKABLE PERMIT FOR TELECOMMUNICATIONS CABLE ATTACHMENTS TO BICYCLE BRIDGE AND ADJACENT FIRE ALARM POLES PERMITTEE - BROOKS FIBER COMMUNICATIONS OF SACRAMENTO, INC..

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the revokable permit to install and maintain a 48 strand fiber optic cable in the original city agreement number 94-022 is hereby revoked.

That the City Manager and the City Clerk are hereby authorized and directed to execute the document titled FIRST AMENDMENT TO CITY AGREEMENT NO. 94-022 for issuance of revokable permit pertaining to the above location.

That the updated replacement fee schedule EXHIBIT E is adopted.

That this permit is granted subject to the "General Provision - Revokable Encroachment Permit" which was adopted by the City Council in resolution number 81-845, dated November 17, 1981.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO: _____
DATE ADOPTED: _____

RESOLUTION NO. _____

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

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