

# GENERAL

## Ordinance Fact Sheet

220370

Ordinance Number

**Brief Title**

Authorize Franchise Agreement with Google Fiber Missouri, LLC

**Approval Deadline**

**Reason**

To authorize execution of a Franchise Agreement granting Google Fiber Missouri, LLC. a non-exclusive 10-year franchise agreement

**Details**

**Reason for Legislation**

Authorizing the Director of Public Works to execute a Franchise Agreement with Google Fiber Missouri, LLC. granting a non-exclusive 10-year franchise to own, maintain, operate, and control a fiber optic infrastructure network in Public ROW within territory of the City of Kansas City, Missouri.

**Discussion** (explain all financial aspects of the proposed legislation, including future implications, any direct/indirect costs, specific account numbers, ordinance references, and budget page numbers.)

Google Fiber is no longer providing cable television in the Kansas City market but wishes to continue providing fiber optic infrastructure. As such, they are entering into a franchise agreement with the City to continue the fiber optic services.

Google Fiber Missouri, LLC (Licensee) owns, maintains, operates, and controls a fiber optic infrastructure network in Public ROW ("Network").

The Network consists of equipment and facilities that may include aerial or underground fiber optic cables, lines, wires, or strands; underground conduits, vaults, access manholes and handholes; electronic equipment; power generators; batteries; pedestals; boxes; cabinets; vaults; and other similar facilities ("Network Facilities").

Prior to the Effective Date (as defined herein), Licensee operated the Network pursuant to an appropriate state or local video services franchise. Licensee may desire to, and the City may desire to license Licensee to continue to use and occupy Public ROW in order to install, operate, and maintain its Network for the purposes of offering certain communications services ("Services"), including broadband Internet access service as defined in 47 C.F.R. § 8.1(b) ("Broadband Internet Services") and Voice over Internet Protocol services, but excluding multichannel video programming services to residents and businesses in the City ("Customers") that would be subject to a video services franchise and telecommunications services as defined in 47 C.F.R. § 153(53).

**Positions/Recommendations**

<b>Sponsor</b>	Public Works
<b>Programs, Departments, or Groups Affected</b>	Public Works
<b>Applicants / Proponents</b>	Applicant  City Department
<b>Opponents</b>	Groups or Individuals  None Known <b>Basis of opposition</b>
<b>Staff Recommendation</b>	<input checked="" type="checkbox"/> For  <input type="checkbox"/> Against  Reason Against
<b>Board or Commission Recommendation</b>	By  <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken  <input type="checkbox"/> For, with revisions or conditions (see details column for conditions)
<b>Council Committee Actions</b>	<input type="checkbox"/> Do pass <input type="checkbox"/> Do pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass

(Continued on reverse side)

**Details**

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**Policy/Program Impact**

<b>Policy or Program Change</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
<b>Operational Impact Assessment</b>	

**Finances**

<b>Cost &amp; Revenue Projections -- Including Indirect Costs</b>	
<b>Financial Impact</b>	
<b>Fund Source (s) and Appropriation Account Codes</b>	22__ Budget, Page ____ Unbudgeted, Appropriation _____ Fund 00-000-00-0000-A0000

(Use this space for further discussion, if necessary)

**Applicable Dates:**

**Fact Sheet Prepared by:**

Chad Thomspson  
Public Works

Date 4/20/2022

**Reviewed by:**

Nicolas Bosonetto  
City Engineer, Public Works

Date 4/20/2022

**Reference Numbers**