

## Legislation Text

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**File #:** BILL NO. 17-71, **Version:** 1

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AN ORDINANCE APPROVING AN AGREEMENT FOR THE LEASE OF CITY CONDUIT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE LEE'S SUMMIT R-7 SCHOOL DISTRICT AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY. (F&BC 3-6-17)

Issue/Request:

[Enter text here]

Key Issues:

The Lee's Summit R-7 School District maintains a fiber network across the City. The development of the area between Ward Rd. and the Union Pacific Railroad has required the District to seek alternative routes to maintain connections that existed in the area, and to connect to new locations within the City which are served by the District. The District and the City also currently have a lease where the City is able to use strands of District fiber to connect city locations. The lease of the open conduit will also generate revenue of \$958.65 annually, or, offset costs the city has with its ongoing lease of district fiber.

City staff and District staff have been working together to negotiate the final terms and conditions of the Agreement for Lease of City Conduit. A substantially completed document is attached to this packet and Ordinance, and is awaiting final comment from the Lee's Summit R-7 School District with respect to insurance requirements. The final negotiated document containing final insurance provisions will be ready and available for the full City Council's consideration of this matter.

Proposed City Council Motion:

I move for second reading of AN ORDINANCE APPROVING AN AGREEMENT FOR THE LEASE OF CITY CONDUIT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE LEE'S SUMMIT R-7 SCHOOL DISTRICT AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

I move for adoption of AN ORDINANCE APPROVING AN AGREEMENT FOR THE LEASE OF CITY CONDUIT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE LEE'S SUMMIT R-7 SCHOOL DISTRICT AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

Background:

The construction of the Tudor Rd. extension from Main St. to Ward Rd included a bridge over the Union Pacific Railroad. working with Public works staff, several conduit were included in the construction. These conduit were to be used for current and future city use. These uses include traffic signaling, electricity, and future city network infrastructure. this construction along with the overall development of the area between the railroad and Ward Rd. caused the Distinct to abandon an existing fiber cable that it used for its network. Because one

of the newly installed conduits was not going to be utilized for City use right away, it was seen as mutually beneficial to enter into an agreement where the District could establish a new fiber connection in the same area where they had previously had one, the City would see a small amount of revenue, or the possibility of cost avoidance as an in-kind addition should the use of the conduit be rolled into into a upcoming renewal of the existing agreement between the two organizations for the lease of District fiber for City use.

Impact/Analysis:

This agreement with either be a revenue generator, or a mechanism for cost avoidance with current agreements.

Timeline:

Start: \_\_\_\_

Finish: \_\_\_\_

Other Information/Unique Characteristics:

[Enter text here]

Presenter: Steve Marsh

Recommendation: Staff recommends approval of AN ORDINANCE APPROVING AN AGREEMENT FOR THE LEASE OF CITY CONDUIT BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE LEE'S SUMMIT R-7 SCHOOL DISTRICT AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME BY AND ON BEHALF OF THE CITY.

Committee Recommendation: On motion by Vice Chair Seif, second by Councilmember Forte, this ordinance was recommended for approval by the full City Council. The vote was unanimous.