

CITY OF JOPLIN COUNCIL AGENDA ITEM

ITEM

Council Bill 2021-167 – authorizing the City of Joplin to enter into an agreement with CableRunner USA, LLC (“CableRunner”) for the purpose of CableRunner installing, maintaining, and operating facilities for communications related capabilities within the City’s Rights-of-Way and ensuring compliance with the City’s requirements of such use of City property; and authorizing the City Manager to execute the same by and on behalf of the City of Joplin.

MEETING DATE

December 6, 2021

ORIGINATING DEPT

Public Works

ATTACHMENTS

CB2021-167 Ordinance; CableRunner USA, LLC Rights-of-Way Use Agreement

REVIEWED BY

Dept. Head: David Hertzberg; Director of Finance: Leslie Haase; City Attorney: Peter Edwards; City Manager: Nick Edwards

SUMMARY

CableRunner has developed a technology to install fiber optic cable in stormwater (and wastewater) pipes and seeks access to said systems for the installation of both wireline (e.g., enterprise dark fiber) and wireless (e.g., 5G and network densification) applications. As part of that project, CableRunner also needs access to the City’s rights-of-way in areas where the Stormwater and/or Sanitary Sewer Systems are not workable, and for placement for handholes which operate as the final connection point between the City’s property (rights-of-way or otherwise) and private property for CableRunner’s customers.

BACKGROUND

CB2021-167 authorizes a Rights-of-Way Use Agreement for Communications Facilities that allows CableRunner to use the City’s Rights-of-Way for communications facilities. CB2021-168 authorizes a Use of Stormwater / Sanitary Sewer System Lease Agreement that allows CableRunner to use the City’s Stormwater / Sanitary Sewer System for communications facilities.

CableRunner has agreed to pay a User Fee of \$1,000.00 for the first mile of linear Facilities plus \$0.1665 for each linear foot thereafter per month, not to exceed \$8,000.00 per month, for Facilities located in the City’s Rights-of-Way. The User Fee will increase at the rate of 2% per year. These User Fee payments will occur monthly.

CableRunner will work with the City for a period of up to one year to identify routes that are mutually agreeable within the City’s Stormwater and/or Sanitary Sewer Systems. If no workable routes are identified during this time, the Lease Agreement will terminate.

FUNDING SOURCE

N/A

RECOMMENDATION

Staff recommends adoption of this Council Bill on first reading.