

City Council Staff Report

February 17, 2015

Item 4

Applicant: Mapleton City

Prepared by: Cory Branch

Public Hearing: No

REQUEST

Consideration to discuss a proposed ordinance setting forth the rules and regulations for franchise agreements and by securing adequate compensation for the use of public facilities and rights of ways.

BACKGROUND DESCRIPTION

The purpose of this discussion item is to consider the idea of adopting an ordinance that would establish the rules and regulations governing future telecommunication franchises that request to utilize public facilities and public rights of way.

On November 18, 2014 I discussed this idea with the Council and it was suggested that our City Attorney, Eric Johnsen be involved to answer questions such as:

- If we have already allowed a telecommunication provider to utilize our public rights of way can we legally deny others?
- What types of conditions can we require (allow underground infrastructure only versus overhead infrastructure, etc.)?
- What is the maximum compensation we can charge? Can each provider be charged differently?
- Can compensation be charged to a provider if they are connecting to a public school?