

NO: R218

COUNCIL DATE: November 30, 2009

REGULAR COUNCIL

TO: **Mayor & Council** DATE: **November 13, 2009**
FROM: **General Manager, Engineering** FILE: **5450-30 (Rogers)**
SUBJECT: **License Agreement for Use of Road Allowances - Rogers Communications**

RECOMMENDATION

The Engineering Department recommends that Council authorize the appropriate City officials to execute a license agreement with Rogers Communication Inc. ("Rogers") that will act to grant Rogers a non-exclusive right to install and operate telecommunications infrastructure for a 10-year period at various locations within City of Surrey highways and road allowances as listed on Appendix I attached to this report.

BACKGROUND

Rogers has approached the City for permission to install and operate underground fibre optic cable and manholes at various locations in Surrey, as summarized in Appendix I. Rogers would like to have this infrastructure in place to expand its wireless communications capacity for local and visiting Rogers customers during the 2010 Olympic Games but it is also necessary to support the longer term expansion of their customer base in Surrey. To proceed with these projects, Rogers must first enter into a license agreement with the City.

DISCUSSION

The City has entered into similar site-specific license agreements in the past with Rogers and other telecommunications carriers including AT&T, Allstream, Bell Canada, and Bell Mobility. This proposed agreement has been modified slightly from the previous agreements to be consistent with the recently released FCM National Telecommunication Handbook and Access Agreement template. In accordance with the template, the City will receive payment for administration and causal costs in return for granting Rogers permission for such use of its highways and road allowances. Legal Services has reviewed the proposed agreement and has no concerns.

CONCLUSION

Based on the above discussion, it is recommended that Council authorize the appropriate City officials to execute an agreement with Rogers Communication Inc. that will allow Rogers to install

and operate works for a 10-year period at various locations in the City highways and road allowances as listed in Appendix I.

Vincent Lalonde, P.Eng.
General Manager, Engineering

RAW:brb/jkb
Appendix I - Location of Proposed Works

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Location of Proposed Works

Rogers Communications Inc.
#1600-4710 Kingsway,
Burnaby, BC, V5H 4W4

Project No: C2111

Attached Drawing(s):

Locations:

Underground installation

1. 152 Street & 20 Avenue (Drawing C2111-P01 Rev.A)
2. 152 Street & 24 Avenue (Drawing C2111-P02 Rev. A)
3. 160 Street & Highway 99 (Drawing C2111-HWY-P01 Rev. A)
4. 160 Street & Highway 99 (Drawing C2111-HWY-P02 Rev. A)
5. 14832 24 Ave (Drawing C2111-P03 Rev. A)
6. 148 Street & 24 Ave (Drawing C2111-SOFTBP04 Rev. B)

Project No: C2118

Attached Drawing(s):

Locations:

Underground installation

1. 10445 138 Street (Drawing C2118-P01 Rev. B)
2. 13445 to 13639 104 Avenue (Drawing C2118-MAYFP01 Rev.B)
3. 13445 to 13639 104 Avenue (Drawing C2118-MAYFP02 Rev.B)
4. 13445 to 13639 104 Avenue (Drawing C2118-MAYFP03 Rev.B)

Project No: W0347

Attached Drawing(s):

Locations:

Underground installation

1. 14250 100 Avenue (Drawing W0347-P01)

Project No: W0653

Attached Drawing(s):

Locations:

Underground installation

1. 9970 100 Avenue (Drawing W0653-P01 Rev. 1)

Total drawing sheets = 12