

NO: **R053**

COUNCIL DATE: **April 8, 2013**

REGULAR COUNCIL

TO: **Mayor & Council**

DATE: **March 19, 2013**

FROM: **General Manager, Engineering**

FILE: **5450-30 (Allstream)**

SUBJECT: **License Agreement with Allstream Inc. for Use of Road Allowance**

RECOMMENDATION

The Engineering Department recommends that Council authorize the appropriate City officials to execute a license agreement with Allstream Inc. (“Allstream”) that will act to grant Allstream a non-exclusive right to install, operate and maintain telecommunications infrastructure for a 10-year period within the 57 Avenue road allowance west of 144 Street as illustrated on the air photo attached to this report as Appendix I.

BACKGROUND

Allstream has approached the City for permission to install, operate and maintain underground fibre optic cables within the 57 Avenue road allowance west of 144 Street at the location illustrated on the air photo attached to this report as Appendix I. (Allstream requires approvals from BC Hydro to install a 14.3 mm diameter overhead cable on the existing poles along 144 Street and from Telus to pull underground cables through existing Telus ducts within the 57 Avenue road allowance.) This infrastructure will allow Allstream to expand its communications capacity and support the delivery of enhanced communication service in Surrey. Prior to such an installation, Allstream will enter into a license agreement with the City for the use of the road allowance.

DISCUSSION

The City has entered into similar site-specific license agreements with other telecommunications carriers including A2B, AT&T, Bell Canada, Bell Mobility and Rogers. The agreement as proposed is consistent with the FCM National Telecommunication Handbook and Access Agreement template. In accordance with the template, the City will receive payment for administration and causal costs in relation to granting Allstream permission to use the subject road allowance.

Legal Services has reviewed the proposed agreement and has no concerns.

SUSTAINABILITY CONSIDERATIONS

The expansion of telecommunications infrastructure as contemplated by Allstream will assist in achieving the objectives of the City's Sustainability Charter; more particularly the following action items:

- EC2: Economic Development Strategy and Employment Land Strategy – The proposed infrastructure will provide expanded and enhanced communications capacity and coverage in the City to serve businesses and residents; and
- EN8: Sustainable Engineering Standards and Practices – The construction processes that will be utilized will minimize environmental impacts.

CONCLUSION

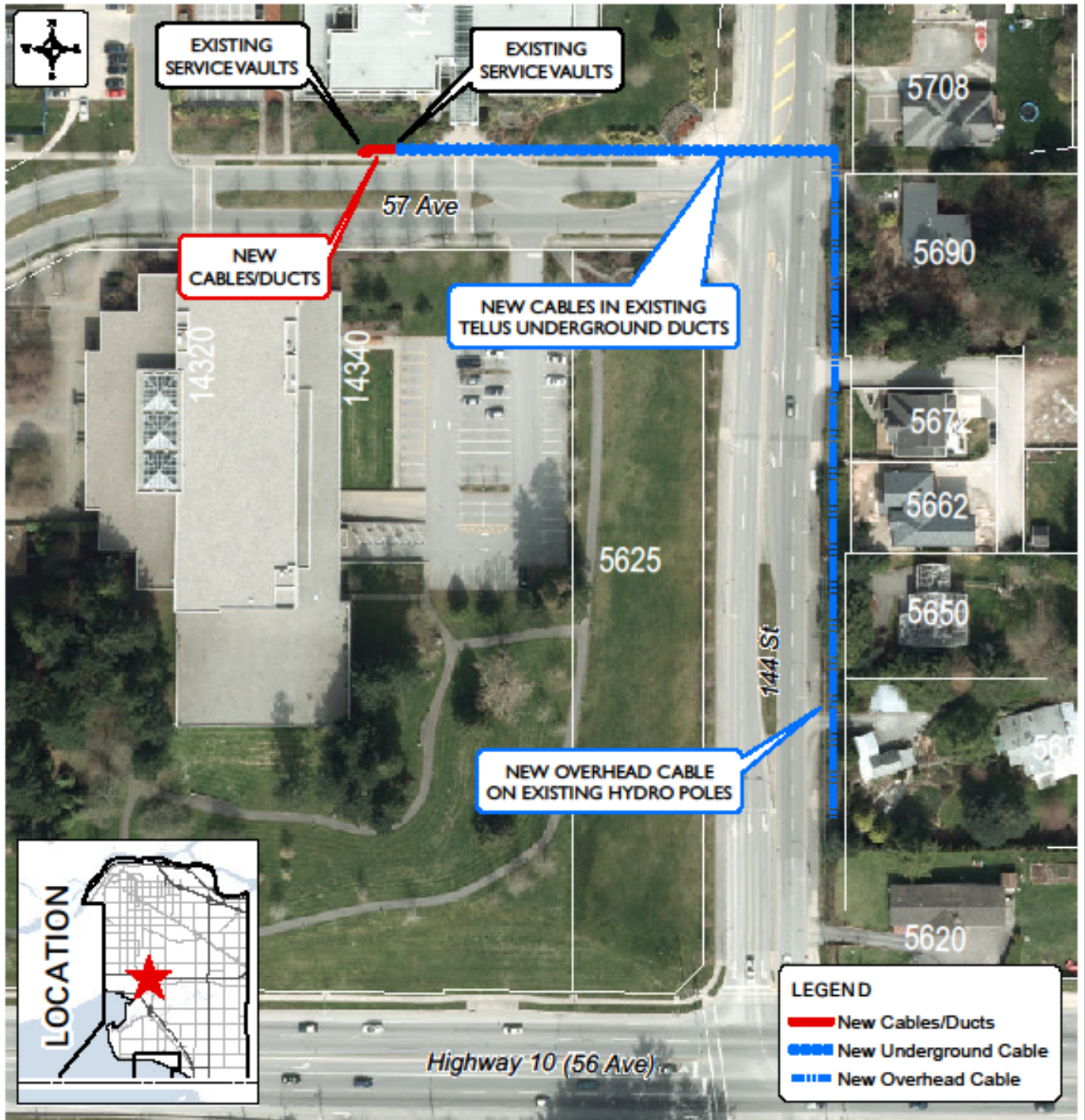
Based on the above discussion, it is recommended that Council authorize the appropriate City officials to execute a license agreement with Allstream Inc. ("Allstream") that will act to grant Allstream a non-exclusive right to install, operate and maintain telecommunications infrastructure for a 10-year period within the 57 Avenue road allowance west of 144 Street as illustrated on the air photo attached to this report as Appendix I.

Vincent Lalonde, P.Eng.
General Manager, Engineering

SSL/brb

Appendix I: Air Photo of the Location of Proposed Allstream Works in 57 Avenue west of 144 Street

APPENDIX I AERIAL PHOTOGRAPH OF SITE



Produced by GIS Section: March-19-13, aw8

Date of Aerial Photography: April 2012



**LOCATION OF ALLSTREAM WORKS
57 AVENUE AND 144 STREET**

**ENGINEERING
DEPARTMENT**

This data provided is compiled from various sources and IS NOT warranted as to its accuracy or sufficiency by the City of Surrey.
This information is provided for information and convenience purposes only.
Lot sizes, Legal descriptions and encumbrances must be confirmed at the Land Title Office.