

NO: **R026**

COUNCIL DATE: **FEBRUARY 24, 2014**

REGULAR COUNCIL

TO: **Mayor & Council**

DATE: **February 18, 2014**

FROM: **Acting General Manager, Engineering**

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

SUBJECT: **License Agreement with Rogers Communications Partnership for Use of Road Allowance**

RECOMMENDATION

The Engineering Department recommends that Council authorize the Mayor and the City Clerk to execute a license agreement with Rogers Communications Partnership (“Rogers”) that will act to grant Rogers a non-exclusive right to install, operate and maintain telecommunications infrastructure for a 10-year period within the Fraser Highway/140 Street road allowance as illustrated on Appendix I attached to this report.

BACKGROUND

Rogers has approached the City for permission to install, operate and maintain underground fibre optic cables within the Fraser Highway/140 Street road allowance as illustrated in Appendix I. This infrastructure will allow Rogers to provide telecommunication services to the Jim Pattison Outpatient Care and Surgery Centre and the RCMP E-Division. Prior to such an installation, Rogers must 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 AzB, Allstream, AT&T, Bell Canada and Bell Mobility. The proposed agreement 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 for granting Rogers permission to use the road allowance.

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

SUSTAINABILITY CONSIDERATIONS

The expansion of telecommunications infrastructure that is contemplated by Rogers will assist in achieving the objectives of the City's Sustainability Charter; more particularly the following:

- EC2: Economic Development Strategy and an Employment Land Strategy – The proposed infrastructure will provide expanded communications capacity for the Jim Pattison Outpatient Care and Surgery Centre and the RCMP E-Division in support of economic development in Surrey; and
- EN8: Sustainable Engineering Standards and Practices – The construction processes that will be utilized will minimize environmental impacts.

CONCLUSION

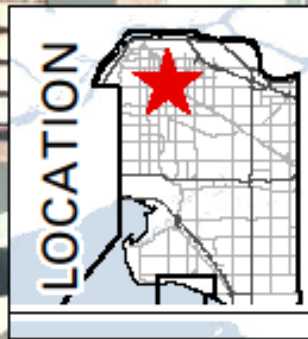
Based on the above discussion, it is recommended that Council authorize the Mayor and the City Clerk to execute a license agreement with Rogers Communications Partnership (“Rogers”) that will act to grant Rogers a non-exclusive right to install, operate and maintain telecommunications infrastructure for a 10-year period within the Fraser Highway/140 Street road allowance as illustrated on Appendix I attached to this report.

Gerry McKinnon
Acting General Manager, Engineering

SSL/brb

Appendix I - Map of Location of Rogers Works – Fraser Highway at 140 Street

APPENDIX I AERIAL PHOTOGRAPH OF SITE



Jim Pattison
Outpatient Care
& Surgery Centre

Proposed Rogers
Duct

LEGEND

- Proposed Rogers Duct
- Parks
- Lots

Produced by GIS Section: 17-Feb-2014, AWB

Date of Aerial Photography: March 30, 2013



LOCATION OF ROGERS WORKS
FRASER HWY AT 140 ST

ENGINEERING
DEPARTMENT

The 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. Source: GIS\MAPPING\GIS\Map\Corporate\RepL and Dev\CS-Rogers\Fiber Project140St\FraserHwy-AP-.mxd