



Legislation Text

File #: 15-745, **Version:** 1

RESOLUTION 5045: LICENSE AGREEMENT WITH NEWPATH NETWORKS LLC FOR THE CONTINUED OPERATION OF A DISTRIBUTED ANTENNA SYSTEM (SMALL CELL) ON CITY TRAFFIC SIGNAL POLES WITHIN PUBLIC RIGHT-OF-WAY AT 91ST AND 95TH AVENUES

Staff Contact: Jack Friedline, Director, Public Works

Purpose and Recommended Action

This is a request for the City Council to waive reading beyond the title and adopt a resolution authorizing the Acting City Manager to execute a license agreement between the City of Glendale and NewPath Networks LLC, for the continued operation of a distributed antenna system (small cell) on city-owned traffic signal poles within public right-of-way at 91st and 95th Avenues.

Background

NewPath contacted the city to request permission to maintain its existing network facilities in Glendale. The license for the following sites is due to expire in December 2015: the southeast corner of 91st and Glendale Avenues and the northeast corner of 95th and Glendale Avenues. Both are located on City traffic signal poles. The City entered into a 10-year license agreement for these sites in December 2005.

Staff has developed guidelines to standardize the fees charged for distributed antenna system (small cell) license agreements moving forward as shown in the attached document. These guidelines will be followed in negotiating new licenses and renewing licenses as they expire. The fees are consistent for each site and are based upon industry standard, geographical location and comparable rates being charged to competitive wireless carriers by other local municipalities such as Phoenix, Tempe and Scottsdale. Each site will have an antenna base fee, plus a ground equipment fee (if applicable) for the cubic feet of equipment in the right-of-way.

Analysis

- There will be no additional construction needed as a result of this action.
- There are no costs incurred by the City as a result of this action.
- This new license agreement falls within Category 1 of the guidelines, with a footprint of less than 50 cubic feet, and will be charged accordingly.
- The new license agreement is for a 10-year term, with a bilateral option to extend the license agreement for an additional three, five-year extension periods.
- The Planning Department has reviewed these sites and agrees with the continuation of this license.

Community Benefit/Public Involvement

NewPath's infrastructure investment in Glendale allows NewPath to meet the cellular service needs of Glendale residents.

Budget and Financial Impacts

The revenue generated from this agreement during the first 10-years of the associated license, including the 3% annual increase is projected at \$77,000. All revenue shall be deposited into the General Fund.