



Legislation Details (With Text)

**File #:** 19-514      **Version:** 1

**Type:** Resolution      **Status:** Agenda Ready

**File created:** 5/10/2019      **In control:** City Council

**On agenda:** 5/21/2019      **Final action:**

**Title:** Adopt the resolution authorizing the City Manager to execute the Right-of-Way License Agreement with CenturyLink (Level 3 Communications, LLC) for placement of fiber and conduit in the City's Right-of-Way

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Resolution, 2. Century Link Signed ROW Agreement

Date	Ver.	Action By	Action	Result
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**CITY COUNCIL AGENDA ITEM**

**ACTION REQUESTED:**

Adopt the resolution authorizing the City Manager to execute the Right-of-Way License Agreement with CenturyLink (Level 3 Communications, LLC) for placement of fiber and conduit in the City's Right-of-Way

**DEPARTMENT:** Transportation, Engineering and Development

**SUBMITTED BY:** Tim Felstrup, Project Manager

**BOARD/COMMISSION REVIEW:**

N/A

**BACKGROUND:**

CenturyLink has asked for the City of Naperville to approve a right-of-way use license to allow it to install fiberoptic cable and conduit underground in the City's right-of-way. The request is related to needs of certain businesses to connect to dedicated fiber-optic telecommunication lines for a variety of reasons including improved speed, global reach, and security.

On December 18, 2018 City Council passed Resolution 18-023 authorizing the City Manager to execute the Right-of-Way License Agreement with CenturyLink for phase 1 of this project.

**DISCUSSION:**

The Naperville Municipal Code (9-1B) provides that a right-of-way use license is required whenever a company desires to locate non-cable or telephone telecommunications facilities in the City's right-of-way. The Naperville Municipal Code requires a right-of-way use license agreement contain the

following:

1. Five-year term with renewal and termination options;
2. Annual license fee of \$1.50 per each linear foot of newly installed facilities or \$.50 per linear foot for facilities located in existing excess or surplus facilities;
3. Obligation to cooperate with the City and move facilities if necessary;
4. Liability indemnification as well as insurance and construction/performance surety requirements.

CenturyLink has applied for a right-of-way use license. A review of their plans has been completed by appropriate City departments.

The following is a key summary of the proposed projects:

### Project Location:

ADDRESS: 3333 Warrenville Rd., Lisle, IL  
PROJECT NAME: I-88 Network Sub Loop Expansion, Lisle, IL

**SITE LOCATION**

**CONTACTS**  
CONTACT INFO

**SITE INDEX**

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3	- GENERAL NOTES
4-40	- SITE PLAN
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**SCOPE OF WORK:**  
New 288st sub-loop build from 3333 Warrenville Rd. to Naperville, IL. New built AT&T conduit & existing Level 3 conduits utilized.

**SYMBOLS CORRESPOND TO PHOTO LOCATIONS AND INFORMATION. SEE SHEET # FOR SITE PHOTOGRAPHS**

NO.	DATE	JOB F.	DATE	AS-BUILT	
1	11/26/2019	ROB F	DAE	AS-BUILT	
2	08/07/18	ROB F	DAE	ORIGINAL	
REV	DATE	BY	DESIGN	DRAWING	COMMENT

**Level 3**  
LEGISLATIVE

LEVEL 3 ENGINEERING  
ENGINEERING FIRM: TURNKEY NETWORK SOLUTIONS  
PROJECT NUMBER: 1802  
LOCATION: 3333 Warrenville Rd., Lisle, IL  
DRAWING NAME: 13031-1-000000-1-10.dwg  
DATE: 11/26/2019 10:58 AM  
SHEET 1 OF 10

**811**  
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- Plans to install approximately 7,724 linear feet of fiber, 3,496 linear feet of which will be installed within existing conduit and 4,228' of which will be installed in new conduit in the right-of-way along Diehl Road from Washington Street to Park Street, along Park Street from Diehl Road to Shuman Boulevard, along Shuman Boulevard from Park Street to Washington Street, and from Washington Street from Shuman Boulevard to Warrenville Road.
- 288 strand fiber optic cable
- Approximately \$8,090 to the City per year (\$40,450 over five years). The annual fee is \$1.50

per linear foot for newly installed facilities and \$.50 per linear foot within existing conduit.

A copy of the right-of-way use license is appended for consideration.

**FISCAL IMPACT:**

An annual increase of \$8,090 in licensing fees.