

RESOLUTION NO. 08-2012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, WAIVING A \$2.00 PER LINEAR FOOT FEE FOR USE, BY CLACKAMAS COUNTY, OF THE CITY'S RIGHTS OF WAY FOR A DARK FIBER NETWORK INTENDED FOR PROVIDING DATA OR INTERNET SERVICE AS PART OF THE CLACKAMAS BROADBAND INNOVATION INITIATIVE PROJECT.

WHEREAS, the County received an \$11.1 million federal grant to construct an open Broadband infrastructure network throughout the County; and

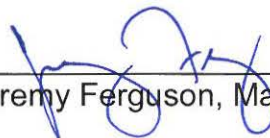
WHEREAS, the County desires to invest approximately \$1 million of grant proceeds in and around Milwaukie to directly benefit Milwaukie area public agencies and institutions and, through local internet providers, Milwaukie residents and businesses; and

WHEREAS, the County has requested that the City partner with the county in this project by matching project costs through a waiver of ROW use fees;

NOW, THEREFORE, BE IT RESOLVED that the \$2.00 per linear foot fee established under a Memorandum of Understanding with the County for the Clackamas Broadband Innovation Initiative, a dark fiber network intended for providing data or internet service, is hereby waived for the term of the Memorandum of Understanding.

Introduced and adopted by the City Council on February 7, 2012.

This resolution is effective immediately.



Jeremy Ferguson, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Ramis PC



Pat DuVal, City Recorder



City Attorney