

ORDINANCE NO. 176157

* Authorize an Interconnection Agreement and a Request for Early Ordering with Qwest for wholesale and reseller services for the Integrated Regional Network Enterprise Project. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The IRNE network project was approved by Council in the FY 2001-2 budget.
2. The IRNE network relies on a combination of City-owned fiber optic plant and leased telecommunications facilities to achieve connectivity to all City and partner locations.
3. Qwest is the Incumbent Local Exchange Carrier (ILEC) in Portland and the majority of Multnomah, Washington and Clackamas Counties where IRNE requires leased connectivity.
4. Qwest is required by the Oregon Public Utilities Commission and the Federal Communications Commission and the Telecommunications Act of 1996 to offer a wholesale Interconnection Agreement (ICA) to any qualified Competitive Local Exchange Carrier (CLEC) who requests interconnection. The City dba IRNE is a certified CLEC in Oregon
5. This contract is a result of a competitive bidding process managed by the Bureau of Purchases for the Bureau of Communications and Networking. There is no competitive ILEC to Qwest in the IRNE service area. Qwest Wholesale provided the only responsive proposal for consideration as a primary contractor to the City for the IRNE project. The Purchasing Agent concurs with the selection of Qwest for this contract.
6. The City's expert consultant, CHR, has evaluated the Qwest proposal and Interconnection Agreement and advised the City that it is in the City's best interest to execute an ICA with Qwest to complete the IRNE network.
7. Pending approval of the ICA by the Oregon Public Utilities Commission, a Request for Early Ordering is required to begin implementation of services by Qwest.
8. The execution of the ICA and the Request for Early Ordering will allow the City through the Bureau of Communications and Networking to begin purchasing wholesale services from Qwest.
9. Funds for this contract are available in the Communications and Networking's FY 2001-02 operating budget.

NOW, THEREFORE, the Council directs:

- a. The Mayor and Auditor are authorized to sign an Interconnection Agreement, in substantially the form attached hereto as Exhibit A.
- b. The Mayor and Auditor are authorized to sign a Request for Early Ordering, in substantially the form attached hereto as Exhibit B.
- c. The Mayor and Auditor are authorized to draw and deliver warrants in accordance with the provisions of the Interconnection Agreement when demand is presented and approved by the proper authorities.
- d. The Chief Administrative Officer is authorized to sign amendments to the agreement over the term of the agreement which are in the best interest of the City of Portland IRNE project.

Section 2. The Council declares that an emergency exists because a delay will unnecessarily deprive the City of the benefits of implementation of IRNE at an early date; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, DEC 19 2001
Mayor Vera Katz
Nancy Jesuale
December 19, 2001

GARY BLACKMER
Auditor of the City of Portland
By /S/ Susan Parsons

Deputy

BACKING SHEET INFORMATION

AGENDA NO. 1463-2001

ORDINANCE/RESOLUTION/COUNCIL DOCUMENT NO. 176157

COMMISSIONERS VOTED AS FOLLOWS:		
	YEAS	NAYS
FRANCESCONI	X	
HALES	X	
SALTZMAN	X	
STEN	X	
KATZ	X	