

Portland, Oregon

FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator M. Riddick	2. Telephone No. Ext. 3-0066	3. Bureau/Office/Dept. OCT
4a. To be filed (date): May 16, 2012	4b. Calendar (Check One) <div style="display: flex; justify-content: space-around;"> Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/> </div>	5. Date Submitted to Commissioner's office and FPD Budget Analyst: May 7, 2012
6a. Financial Impact Section: X Financial impact section completed		6b. Public Involvement Section: X Public involvement section completed

1) Legislation Title:

Extend term of a telecommunications franchise granted to Tyco Networks, and subsequently transferred to VSNL Telecommunications (US), Inc., to build and operate telecommunication facilities within City streets (Ordinance; amend Ordinance No. 176503)

2) Purpose of the Proposed Legislation:

Extend the term granted to VSNL Telecommunications (US), Inc. to July 31, 2014.

3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries)?

- | | | | |
|--|------------------------------------|------------------------------------|--------------------------------|
| <input checked="" type="checkbox"/> City-wide/Regional | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast | <input type="checkbox"/> Southeast | <input type="checkbox"/> Southwest | <input type="checkbox"/> East |
| <input type="checkbox"/> Central City | | | |
| <input type="checkbox"/> Internal City Government Services | | | |

FINANCIAL IMPACT**4) Revenue:** Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source.

The City will continue to receive franchise fees.

5) Expense: What are the costs to the City related to this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years. If the action is related to a grant or contract please include the local contribution or match required. If there is a project estimate, please identify the *level of confidence*.)

N/A- cost of processing permit is in OCT budget.

6) Staffing Requirements:

- **Will any positions be created, eliminated or re-classified in the current year as a result of this legislation?** *(If new positions are created please include whether they will be part-time, full-time, limited term, or permanent positions. If the position is limited term please indicate the end of the term.)* NO
- **Will positions be created or eliminated in future years as a result of this legislation?**
NO

(Complete the following section only if an amendment to the budget is proposed.)

7) Change in Appropriations *(If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Fund Center column if new center needs to be created. Use additional space if needed.)* N/A

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

[Proceed to Public Involvement Section — REQUIRED as of July 1, 2011]

PUBLIC INVOLVEMENT

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

☐ **YES:** Please proceed to Question #9.

☒ **NO:** Please, explain why below; and proceed to Question #10.

This Ordinance is a routine franchising item with no new impact on the community. The Ordinance will extend the term of current franchise while the City and the franchisee negotiate the renewal of the current franchise agreement. All other franchise provisions will remain identical to the franchise previously approved by Council.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?

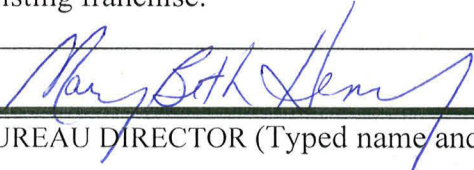
c) How did public involvement shape the outcome of this Council item?

d) Who designed and implemented the public involvement related to this Council item?

e) Primary contact for more information on this public involvement process (name, title, phone, email):

10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

No future public involvement is anticipated or necessary as this Ordinance extends the term of an existing franchise.



BUREAU DIRECTOR (Typed name and signature)

Mary Beth Henry, Acting Director



City of Portland

**Office for
Community Technology**

Broadband & Communications Technology Policy | Cable Regulation & Consumer Protection | Utility Franchises, Licenses & Wireless

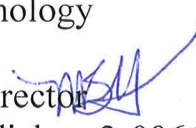
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Dan Saltzman, Commissioner
David C. Olson, Director
1120 SW 5th Avenue, Room 1305
Portland, OR 97204

City Council
Agenda Item
Staff Supplemental Report

TO: Commissioner Dan Saltzman

THROUGH: Office for Community Technology

FROM: Mary Beth Henry, Acting Director 
Contact Person: Melvin Riddick, x 3-0066

DATE: May 7, 2012

RE: Extend term of a telecommunications franchise granted to Tyco Networks, and subsequently transferred to VSNL Telecommunications (US), Inc., to build and operate telecommunication facilities within City streets (Ordinance; amend Ordinance No. 176503)

Requested Placement Date: Consent Agenda on May 16, 2012

- I. **RECOMMENDATION.** Extend the term of VSNL Telecommunications (US), Inc.'s franchise to July 31, 2014.
- II. **BACKGROUND.** Over the last 18 years the City Council has granted several telecommunications franchises, and many will expire soon. City staff has reviewed the terms and conditions of all of these franchises and is working with industry in an effort to standardize and modernize the terms and conditions of all franchises.

On October 26, 2011, the City Council adopted non-emergency Ordinance No. 184957, amending Title 17 of the Portland City Code. Among other matters, the ordinance updated, clarified and reorganized various code sections. The Bureau of Transportation is in the process of developing and adopting administrative regulations to implement the revised code provisions. This process will affect some of the standard franchise language. As the bureau works to complete this process, the Office for Community Technology recommends that the City Council extend existing franchises to allow for standard terms and conditions.



- III. FINANCIAL IMPACT. None
- IV. LEGAL ISSUES. None
- V. CONTROVERSIAL ISSUES. None
- VI. LINK TO CURRENT CITY POLICIES:
<http://www.portlandonline.com/cable/index.cfm?c=34420&a=52232>
- VII. CITIZEN PARTICIPATION. None
- VIII. OTHER GOVERNMENT PARTICIPATION. None
- IX. IF THIS IS A CONTRACT, DOES CONTRACTOR HAVE A CURRENT BUSINESS LICENSE? _yes_
- WHAT IS THEIR BUSINESS LICENSE NUMBER? __ 523340
- IS THEIR ACCOUNT WITH THE CITY CURRENT? _yes_
- IF NOT, HOW MUCH IS OWING? _N/A_____