

**RESOLUTION NO. 2015-09**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONTROSE, COLORADO, as follows:

WHEREAS, The City Council has established a goal to “Increase Availability and Public Access to High Speed Broadband Internet”; and

WHEREAS, The City of Montrose has historically ensured access to essential services by providing those services that were not offered by the private sector at a reasonable and competitive cost. These services include domestic water, sewer, streets and roads as well as other important services; and

WHEREAS, The City Council recognizes the economic health and survival of our city depends on the availability and affordability of advanced telecommunication services, and they understand it takes both private and public investment to bring this goal to fruition; and

WHEREAS, The City Council is committed to attracting new businesses, and expanding, enhancing and retaining current businesses; and

WHEREAS, The citizens of Montrose approved, by over 74%, Measure A, on April 1st, 2014, re-establishing the City’s right to provide all services restricted since 2005 by Title 29, Article 27 of the Colorado Revised Statutes;

WHEREAS, the City participated with Region 10 and its member local governments (within Gunnison, Hinsdale, Delta, Montrose Ouray and San Miguel counties) to develop a regional broadband implementation plan; and

WHEREAS, Delta Montrose Electric Association is participating with Region 10 to enter into reciprocal use agreements of existing and new fiber infrastructure in order to maximize their investments in fiber-optic networks; and

WHEREAS, the City’s participation in the Region 10 regional implementation project will further the efforts of the City to build a municipally-owned and operated fiber-optic infrastructure; and

WHEREAS, the City of Montrose shall operate the municipally-owned and operated fiber-optic network in such a way as to allow access to third-parties to provide access over the municipally-owned physical network for the provision of telecommunication services to connected premises, often referred to as an open-access network; and

WHEREAS, the City of Montrose wishes to seek grant funds in partnership with Region 10 to implement the proposed project.

NOW, THEREFORE, the City Council of the City of Montrose:

- Authorizes the City to participate in an Energy and Mineral Impact Assistance Grant application to be submitted by Region 10 to implement the portion of the regional broadband plan within the municipal boundaries of the City of Montrose, hereinafter referred to as the Montrose Community Anchor Institution Network. The City's participation shall be specifically for the Montrose Community Anchor Institution Network and is budgeted at a cost \$1,500,000. The cash match for the City of Montrose portion of the Region 10 grant application will be 50% of these budgeted costs or \$750,000. Should Region 10 not complete aforesaid grant application, authorizes City staff to make application on behalf of the City.
- Sets forth the Montrose Community Anchor Institution Network fiber-optic infrastructure installed in conjunction with this project shall be owned and operated by the City of Montrose and become a part of its larger municipally-owned fiber-optic infrastructure.
- Sets forth the intent of the City of Montrose to operate the municipally-owned fiber-optic network in a manner as to allow access to third-parties to provide retail services over the network.
- Authorizes City staff to participate in the application creation and grant processes on behalf of the City of Montrose.
- Authorizes the City Manager to act in conjunction with the application and provide such additional information as may be required.

ADOPTED this 17<sup>th</sup> day of March, 2015, in the City of Montrose, Montrose County, Colorado.

CITY OF MONTROSE, COLORADO

By

  
Bob Nicholson, Mayor

ATTEST:

  
\_\_\_\_\_  
Lisa DelPiccolo, City Clerk

