

Council Agenda Summary

Key Staff Contacts:

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Title

Public hearing and final reading of an ordinance granting a Non-Exclusive Franchise to Allo Greeley, LLC for the Right to Make Reasonable Use of, and Erect, Construct, Operate, and Maintain through the Public Rights-of-Way, Easements, and Other Public Property and Equipment Necessary and Appurtenant to the Operation and Maintenance of a Cable System and the Provision of Cable Services to Citizens within the City

Summary

ALLO Communications ("ALLO") is a telecommunications company offering fiber telephone, long distance, broadband, internet and television to residents and businesses. ALLO currently provides communications services to cities across Nebraska. Allo also provides communication services and has a cable franchise in Fort Morgan, Colorado.

In 2020, ALLO reached out to Greeley staff members regarding their desire to begin providing service to the residents of Greeley. ALLO anticipates providing telephone, broadband internet and cable television services in Greeley. Greeley staff members have negotiated a Master Service Agreement and a Site License Agreement that will allow ALLO to install fiber in the Rights of Way located in Greeley. These documents will be executed by the City Manager. Since ALLO has expressed their desire and intent to provide cable television services in Greeley, a Cable Franchise Agreement is also necessary pursuant to Section 20-859 of the City of Greeley Charter.

A representative from ALLO, and Ken Fellman, the City of Greeley's cable franchise consultant, both will be available to answer questions at the public hearing and final reading.

Fiscal Impact

Does this item create a fiscal impact on the City of Greeley?	Yes, Franchise Fee & PEG Fee Revenues
If yes, what is the initial or onetime impact?	
What is the annual impact?	
What fund of the City will provide funding?	
What is the source of revenue within the fund?	
Is there grant funding for this item?	N/A

If yes, does this grant require a match?	
Is this grant onetime or ongoing?	
Additional Comments:	

Legal Issues

The City Charter provides that the grant of a franchise must be approved by adoption of an ordinance.

Consideration of this matter is a legislative process which includes the following public hearing steps:

- 1) City staff presentation (if requested)
- 2) Council questions of staff
- 3) Public input (hearing opened, testimony - up to three minutes per person, hearing closed)
- 4) Council discussion
- 5) Council decision

Other Issues and Considerations

Contemporaneously with the approval of the Cable Franchise by the City Council, Greeley staff will execute a Master License Agreement and Supplemental Site License with ALLO. These documents do not require Council approval.

Applicable Council Goal or Objective

Economic Health and Development: Engaged Business and Industry Relationships

Decision Options

- 1) Adopt the ordinance as presented; or
- 2) Amend the ordinance and adopt as amended; or
- 3) Deny the ordinance; or
- 4) Continue consideration of the ordinance to a date certain.

Council's Recommended Action

A motion to adopt the ordinance and publish with reference to title only.

Attachments

Ordinance
ALLO GREELEY, LLC Franchise Agreement