



STAFF REPORT

DATE: February 26, 2024
TO: Sacramento Regional Transit Board of Directors
FROM: Chris Flores, Chief of Staff/VP, Real Estate
SUBJ: APPROVING THE SECOND AMENDMENT TO THE LICENSE AGREEMENT FOR UNDERGROUND CONDUIT AND FIBER (ARDEN AND OXFORD STREET – APN: 275-1032-002-000) WITH MCIMETRO ACCESS TRANSMISSION SERVICES LLC

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Approval of the recommended action will result in the extension by one year of a license granted by SacRT to MCImetro Access Transmission Services LLC (MCImetro) to operate and maintain transverse fiber crossings within SacRT owned property subject to Federal Transit Administration (FTA) approval at Arden Way and Oxford Street.

FISCAL IMPACT

MCImetro will pay SacRT a one-year license fee of \$918. This revenue was included in the FY 2024 Operating Budget.

DISCUSSION

The Board previously granted MCImetro a one-year license to operate and maintain fiber below and perpendicular to SacRT tracks at Arden Way and Oxford Street on February 28, 2022, and later amended the agreement to add a second year. MCImetro would like to renew its license for an additional year to operate and maintain 144 strands of fiber in a transverse presentation along SacRT property with the APN 275-0132-002-0000 and located in Fee Schedule Zone 2. In consideration for SacRT authorizing MCImetro to continue to operate and maintain its fiber within SacRT's right of way, MCImetro will pay an annual license fee of \$918. The fee amount was determined based on the Board-adopted Fee Schedule for a transverse crossing in Zone 2 (Resolution 09-11-0185), as escalated by the Consumer Price Index (CPI).

RESOLUTION NO. 2024-02-008

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

February 26, 2024

APPROVING THE SECOND AMENDMENT TO THE LICENSE AGREEMENT FOR UNDERGROUND CONDUIT AND FIBER (ARDEN AND OXFORD STREET – APN: 275-1032-002-000) WITH MCIMETRO ACCESS TRANSMISSION SERVICES LLC

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Second Amendment to License Agreement for Underground Conduit and Fiber within SacRT's Parcel known as Assessor Parcel Number 275-0132-002-0000 by and between the Sacramento Regional Transit District (therein "SacRT") and MCImetro Access Transmission Services LLC (therein "Licensee"), whereby the term of the existing license is extended by one year subject to payment by Licensee of an annual license fee of \$918 for 144 strands and SacRT retaining the right to terminate pending Federal Transit Administration's concurrence, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute the foregoing Second Amendment to License Agreement.

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary