



FOR: UC2B POLICY COMMITTEE

FROM: Richard Schnuer, UC2B Policy Committee Member
Finance Director, City of Champaign

DATE: June 1, 2011

SUBJECT: EXPLANATION OF RESOLUTION NO. 2011-01
RESOLUTION DELEGATING OPERATIONAL RESPONSIBILITIES

A. Introduction: The attached Resolution, if approved, will delegate responsibility for certain operational tasks to the City of Champaign. Delegation of these responsibilities to the City of Champaign does not diminish the Policy Committee's authority established by the UC2B Intergovernmental Agreement.

B. Recommended Action: Adoption of the attached Resolution delegating certain operational responsibilities to the City of Champaign.

C. Prior Policy Committee Action:

- At its meeting on May 18, 2011, the Policy Committee discussed a proposal that the Committee designate the City of Champaign as Lead Agency for Operations at a future meeting.
- At its meeting on June 1, 2011, the Policy Committee discussed the status of the lead agency issue and a proposal that the Committee delegate certain operational responsibilities to the City of Champaign as an interim step to designating a Lead Agency for Operations. While the Committee took no action, members who spoke to this issue were in favor of this proposal.

D. Discussion: In fulfilling the responsibilities described in the attached Resolution, the City of Champaign would consult as appropriate with various parties including but not limited to the Policy Committee, any committees established by the Policy Committee, UC2B customers including anchor institutions and residents and business of designated census areas, the public, and UC2B partner agencies and funders. In all actions the City will adhere to direction received from the Policy Committee.

Attachment

UC2B RESOLUTION NO. 2011-01

A RESOLUTION DELEGATING OPERATIONAL RESPONSIBILITIES

WHEREAS, construction of the UC2B network will commence shortly, and

WHEREAS, planning for operations and implementing said plans must proceed expeditiously, and

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WHEREAS, doing so will require dedicated staff resources and contractual services; and

WHEREAS, the Intergovernmental Agreement creating the UC2B Policy Committee ("Agreement") in Section 5(f) provides that the Committee is empowered to contract with any governmental body to perform services on behalf of the UC2B Consortium; and

WHEREAS, it is anticipated that the services provided by virtue of this resolution refer to those services that the City of Champaign will perform pursuant to the aforementioned provision; and

WHEREAS, the parties to the agreement are in discussion with respect to the terms and condition regarding the assumption by the City of Champaign of the role of Lead Agency for Operation.

NOW, THEREFORE, BE IT RESOLVED BY THE UC2B POLICY COMMITTEE, as follows:

Section 1. That, pursuant to Section 5(h) of the Agreement the UC2B Policy Committee hereby requests the City of Champaign to manage the following services, pursuant to any direction that the Policy Committee might provide, and the Committee hereby authorizes the City of Champaign to perform the following services:

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- a. Market UC2B to potential customers, including canvassing the designated census areas.
- b. Plan for operations and implement such plans as may be approved by the Policy Committee, including managing operations of the fiber network, providing service to UC2B's customers, and collecting fees for services from such customers.
- c. Solicit and evaluate proposals for professional services to provide advice and/or other services necessary to plan for operations and implement such plans, and recommend contracts for such services to the Policy Committee.
- d. Assist the Chair of the Policy Committee in establishing an agenda for each meeting and transmitting the agenda to Policy Committee members, the public, and other appropriate parties along with such documents necessary for these parties to understand issues brought before the Policy Committee.
- e. Provide notices of UC2B meetings as required by the Open Meetings Act.
- f. Record minutes of Policy Committee meetings.
- g. Designate an individual to serve as the Freedom of Information Act Officer

Section 2. That performance of the services provided for in Section 1 shall constitute services provided under Section 5 of the Agreement and shall be reimbursed as provided by further agreement of the parties to the Agreement.

| **Section 3.** That this Resolution shall become effective July 1, 2011.

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RESOLUTION NO. 2011 - 01

PASSED:

APPROVED: _____
Policy Committee Chair

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City Attorney¶