

MEMORANDUM

TO: Franchise and Concession Review Committee, Honorable Borough Presidents, Honorable City Council Members, Community Boards

FROM: Tynia Richard, General Counsel, Deputy Commissioner, Legal Matters and Franchises. Citywide IT

DATE: November 12, 2021

SUBJECT: Notice of Public Hearing, December 6, 2021 Regarding Information Services Franchise Agreements

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE (“FCRC”) PUBLIC HEARING to be held on December 6, 2021 at 2:30 p.m. at Spector Hall, 22 Reade Street, Manhattan relative to the following:

#1) a proposed information services franchise agreement between the City of New York (the “City”) and TC Systems, Inc.; #2) a proposed information services franchise agreement between the City and Crown Castle Fiber LLC; #3) a proposed information services franchise agreement between the City and Stealth Communications Services, LLC. #4) a proposed information services franchise agreement between the City and Transit Wireless, LLC; #5) a proposed information services franchise agreement between the City and Mobilitie LLC; #6) a proposed information services franchise agreement between the City and Annex Fiber Inc., held over from the November 8, 2021 FCRC hearing and #7) a proposed information services franchise agreement between the City and Virtue Media Visions Network, LLC, held over from the November 8, 2021 FCRC hearing.

The proposed franchise agreements would grant nonexclusive franchises to construct, install, use, operate and/or maintain wire, cable, and/or optical fiber and associated equipment on, over, and under the inalienable property of the City for the provision of Information Services, as defined in the proposed franchise agreements. The proposed franchise agreements have a term of ten years with an option, at DoITT’s sole discretion, for the Parties to extend the Agreement for up to a further five-year period. The compensation includes the following: \$0.19 per foot with an escalator, except that no fee shall be charged per foot of Installation Area of which construction was initiated and completed within the first five years of the term in one or more of the Boroughs of the Bronx, Brooklyn, Queens, Staten Island or Manhattan above 96th Street. There is a quarterly minimum fee due to the City.

The public may also participate in the public hearing by calling the dial-in number below. Written testimony may be submitted in advance of the hearing electronically to fcrc@mocs.nyc.gov. All written testimony must be received by December 3rd, 2021. In addition, the public may also testify during the hearing in person or by calling the dial-in number.

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The dial-in information is below:

Dial-in #: +1 646-893-7101
Access Code: 558 797 353#
Press # on further prompts

A draft copy of the proposed franchise agreements may be obtained at no cost by any of the following ways:

1) Submitting a written request to DoITT at franchiseopportunities@doitt.nyc.gov from **November 15, 2021** through **December 6, 2021**.

2) Downloading from **November 15, 2021** through **December 6, 2021** on DoITT's website. To download a draft copy of the proposed franchise agreements, visit <https://www1.nyc.gov/site/doitt/business/information-services-franchises.page>

3) by submitting a written request by mail to NYC Department of Information Technology and Telecommunications, 2 MetroTech Center, P-1 Level Mailroom. Written requests must be received by **November 19, 2021**. For mail-in request, please include your name, return address, and a request for a specific calendar item franchise agreement.

A transcript of the hearing will be posted on the FCRC website at <https://www1.nyc.gov/site/mocs/reporting/agendas.page>.

Please be aware that masks will be required, and social distancing will be enforced in line with COVID-19 guidelines at the hearing venue. All meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status.

Please do not attend this meeting if:

- You have experienced any symptoms of COVID-19 within the past 10 days (a fever of 100.0 degrees Fahrenheit or greater, a new cough, new loss of taste or smell, or shortness of breath).
- You have tested positive for COVID-19 within the past 10 days.
- You have been in close contact (within 6 feet for at least 10 minutes over a 24-hour period) with anyone while they had COVID-19 within the past 10 days and are required to quarantine under existing CDC guidance (you have not had COVID-19 within the past 3 months, and you are not fully vaccinated).

This location is accessible to individuals using wheelchairs or other mobility devices. For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS) via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at (646) 872-0231. Any person requiring reasonable accommodation for the public hearing should contact MOCS at least five (5) business days in advance of the hearing to ensure availability.

