

1 [Approving Letter Agreement]

2 APPROVING A LETTER AGREEMENT BETWEEN THE CITY AND COUNTY OF SAN
3 FRANCISCO AND RCN TELECOM SERVICES OF CALIFORNIA, INC., RELATING TO THE
4 PROVISION OF FREE EQUIPMENT AND SERVICES TO CITY DESIGNEES IN
5 ACCORDANCE WITH A PROGRAM TO BE DEVELOPED BY THE CITY'S DEPARTMENT
6 OF TELECOMMUNICATIONS AND INFORMATION SERVICES

7 WHEREAS, Concurrently herewith, the City is granting to RCN Telecom Services of
8 California, Inc. ("RCN") a franchise for use of the public rights of way within the City and
9 County of San Francisco to provide cable and other services pursuant to Ordinance No.
10 991521 (the "RCN Franchise"); and,

11 WHEREAS, The Department of Telecommunications and Information Services ("DTIS")
12 intends to establish a pilot project to provide access to certain technology and internet
13 services to low-income residents of the City to help bridge the digital divide; and,

14 WHEREAS, DTIS has negotiated a letter agreement with RCN for the provision of free
15 equipment and services by RCN in support of DTIS' efforts to bridge the digital divide, a copy
16 of which is on file with the Clerk of the Board (the "RCN Letter Agreement"); and,

17 WHEREAS, Concurrently herewith, the Board is making certain findings and
18 conclusions in the RCN Franchise in accordance with the California Environmental Quality
19 Act, and the Board incorporates said findings and conclusions as though fully set forth herein;
20 now, therefore, be it

21 RESOLVED, That the Board approves the RCN Letter Agreement, and authorizes the
22 Director of DTIS to execute, deliver, and perform the terms of the RCN Letter Agreement in
23 substantially the form presented to the Board; and be it

1 FURTHER RESOLVED, That the Board hereby approves the RCN Franchise in part
2 based upon RCN's commitments and obligations set forth in the RCN Letter Agreement, and
3 the Board would not approve the RCN Franchise but for the RCN Letter Agreement; and be it

4 FURTHER RESOLVED, That the Board authorizes the Director of DTIS and other City
5 officials to take any and all steps necessary and advisable to effectuate the purpose and
6 intent of this Resolution; and be it

7 FURTHER RESOLVED, That any and all acts previously performed by employees of
8 the City and County of San Francisco in furtherance of this Resolution are hereby ratified and
9 confirmed.

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12 Recommended:

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15 Liza A. Lowery
16 Director, Department of Telecommunications and Information Services
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 001271

Date Passed:

Resolution approving a Letter Agreement between the City and County of San Francisco and RCN Telecom Services of California, Inc., relating to the provision of free equipment and services to City designees in accordance with a program to be developed by the City's Department of Telecommunications and Information Services.

August 7, 2000 Board of Supervisors — CONTINUED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

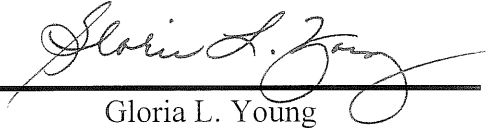
Absent: 1 - Brown

August 21, 2000 Board of Supervisors — ADOPTED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Teng, Yaki, Yee

File No. 001271

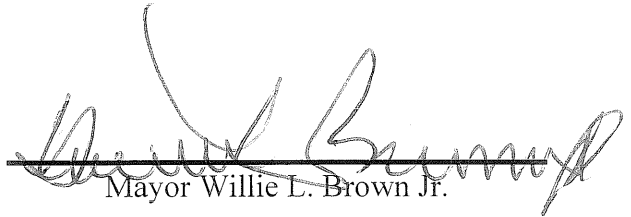
I hereby certify that the foregoing Resolution was **ADOPTED** on August 21, 2000 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

SEP - 1 2000

Date Approved



Mayor Willie L. Brown Jr.