

City of Leawood

4800 Town Center Drive • Leawood, Kansas 66211 • (913) 339-6700
(913) 339-6781 Fax

April 8, 2013

Ms. Rachel Hack
Community Manager
Google Fiber
2812 W. 47th Avenue
Kansas City, Kansas 66103

Re: City of Leawood interest in Google Fiber

Dear Ms. Hack:

I am writing to let Google Fiber know of the of Leawood's interest in bringing Google Fiber to our City. Many of our residents have reached out to members of the City's Governing Body expressing their interests in having Google here, and we would love to work with you toward that end.

Currently, the City owns a great number of its own light poles and anticipates owning all of the poles by the middle of 2014 [a contract for their purchase is being reviewed at the current time]. The City does not own separate telephone or power poles, however. Those poles are owned by KCP&L, as the only provider of electrical service in the City.

The current utilities in the City include KCP&L, Kansas Gas Service, WaterOne, AT&T and Time Warner's Telecable and Roadrunner service. There doesn't appear to be other competitors, however, the City's other franchisees are: Blue Valley School District, AboveNet, Consolidated Communications [fka Everest, not currently serving Leawood], Zayo Group, LLC, Sprint, Extenet Systems, Inc., and MCI metro Access Transmission Services, LLC.

We certainly appreciate your consideration of the City of Leawood in your plans. While Scott Lambers, City Administrator, would be the primary contact for this purpose, please let me know if you have any questions or if I can be of further assistance.

Very truly yours,

Mayor Peggy Dunn

cc: Members of the City Council
Scott Lambers, City Administrator
Mark Andrasik, Director of Information Services

Google fiber

July 24, 2014

Scott Lambers
City Administrator
City of Leawood
4800 Town Center Drive
Leawood, KS 66211

Dear Scott:

As you know, we have been working hard to figure out how to bring Google Fiber to the city of Leawood. Through our discussions with the city, we have found that it would be difficult to make a fiber construction project work without months of major disruption to the community. Given these circumstances, I am writing to let you know that Google Fiber has decided not to pursue development of our network in Leawood.

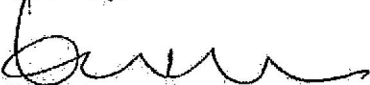
While we appreciate Leawood's desire to direct all new infrastructure underground, the city's prohibition on new market entrants using existing aerial infrastructure is a significant barrier to the construction of a new network. Building an entirely new fiber network is a major undertaking, and unnecessary underground construction — where there are already poles carrying other services above-ground — wouldn't be practical or efficient.

There has been lengthy discussion with city staff regarding an exception to the ordinance on poles where at least two other communications providers are already attached, but after a thorough assessment of impact and timing, we've found that this would not significantly improve certain construction conditions in Leawood.

Given the complexity and investment of building a new fiber network, and after careful evaluation of all conditions, we are not able to move forward. We genuinely appreciate your interest in bringing Google Fiber to the city of Leawood.

Please note that this letter also serves as notice of termination of the Network Services Agreement entered into between Google Fiber and the City of Leawood dated September 23, 2013, which shall be effective 60 days from the date of this letter.

Sincerely,



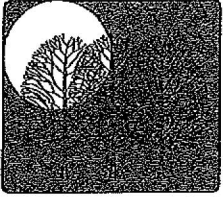
Kevin Lo
Google Fiber

Confidential Information

Google fiber

Cc: The Honorable Peggy Dunn, Mayor
Council Member James Azeltine
Council Member Julie Cain
Council Member Debra Filla
Council Member Andrew Osman
Council Member Louis Rasmussen
Council Member Jim Rawlings
Council Member Carrie Rezac
Council Member Tom Robinett
Patty Bennett, City Attorney
Frankl Shearer, Assistant City Attorney





City of Leawood

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August 5, 2014

Mr. Kevin Lo
Google
1600 Amphitheatre Parkway
Mountain View, CA 94043


Re: Network Services Agreement Termination

Dear Mr. Lo:

The City of Leawood's City Administrator, Scott Lambers, and I are in receipt of your letter dated July 24, 2014, wherein you notify the City of Google's official termination of the Network Services Agreement entered into between Google Fiber and the City of Leawood to be effective 60 days from the date of the letter. This letter serves as an acceptance of the termination of the Network Services Agreement to be effective 60 days from the date of your letter, which is September 22, 2014.

Should you have any questions, please feel free to contact me at (913) 663-9176 or frankip@leawood.org or Scott Lambers at (913) 663-9102 or scottl@leawood.org.

Sincerely,


Frank L. Parsons
Assistant City Attorney

cc: The Honorable Peggy Dunn, Mayor
Council Member James Azeltine
Council Member Julie Cain
Council Member Debra Filla
Council Member Andrew Osman
Council Member Louis Rasmussen
Council Member Jim Rawlings
Council Member Carrie Rezac
Patty Bennett, City Attorney

