

Responses to Village Council Questions April 15, 2025

First Reading - [RES 2025-10767](#) A. Resolution: Approve a Master License Agreement with Metro Fibernet, LLC for Use of Village Rights-of-Way for the Installation, Operation and Maintenance of Telecommunication Facilities

1. Is there a limitation on the amount of fees the Village may charge a telecommunication carrier to enter into a license agreement for the use of Village right-of-ways?

Yes, the Village's authority to charge fees to a telecommunications carrier with respect to the use of the Village's ROW's is limited. The Village may only charge fees relative to reasonable costs incurred by the Village associated with entering into the license agreement, such as staff time dedicated to drafting and negotiating the license agreements. Moreover, the Illinois Telecommunications Infrastructure Maintenance Fee Act and the Illinois Simplified Municipal Telecommunications Tax Act impose further restrictions on a municipality's ability to charge fees in connection with the regulation of telecommunications facilities in the municipality's ROW's. Staff has spent a considerable amount of time drafting and negotiating license agreements related to "overbuild" projects, so this is why the fee relative to the "overbuild" licenses are a bit higher than previous license agreements for smaller fiber install projects.