CONTRACT FACE SHEET

Document Type: □ Contract □ MOU □ Interlocal Agreement □ Notice of Acceptance □ Retainage □ Franchise Agreement □ Right of Way Use Agreement □ Lien □ Correspondence □ Collective Bargaining Agreement

Status: □ New □ Amendment □ Change Order □ Renewal □ Cancellation

*Vendor Name: Lake Washington School District

*JDE PO Number: 550214-042

*Effective Date: 12/06/2003

*Termination Date: 12/06/2013

Amendment Effective Date: 02/17/2009

*Clerk's Receiving Number: 43915

Related Receiving Number: 34007

Bid/RFP/RFQ/ITQ Number: 1

Ordinance Number:

Resolution Number: 7884 02-17-2009

CIP Number: 1

Project Name: Fiber Optic Project 42

Site Name: Fairwood to S. Creston Backbone 288 count SM (FCB288)

Vendor Number: 70404

File Location: 09.19.10

*Denotes mandatory fields. If referring to Retainage, please indicate the Termination Date same as the Contract Termination Date.

Face Sheet Date: 03.18.2009 C JDE

Scan Index Date: 311-09 MT ECM
Fiber Optic Project Agreement 42

SPU Fairwood Control Works
17001 140th Ave SE
Renton, WA

Creston-Nelson Substation
5310 S Creston St
Seattle, WA

Connect Fairwood Control Works to S. Creston Substation.

Provide backbone fiber for future connection of 15 Renton Schools.

Extend UW's Lake Washington fiber ring.

An Addendum to the
General Terms and Conditions
for Sharing of Fiber Optic Installation Projects
Interlocal Agreement
Table of Contents

I. Project Description ........................................................................................................... 3
   A. Project Number 42 ....................................................................................................... 3
   B. Project Name Fairwood to S. Creston Backbone 288 count SM (FCB288).............. 3
   C. Project Description .................................................................................................... 3
   E. Participating Agencies ............................................................................................... 3

II. Physical Description of Project .................................................................................... 3
   A. Project Route ............................................................................................................. 3
   B. Points of Demarcation ............................................................................................... 5
   C. Facilities to be Used, Owners and Managers .......................................................... 5
   D. Project Specifications and Scope of Work ............................................................... 5
   E. Fiber Apportionment ................................................................................................. 10

III. Project Budget ........................................................................................................... 11
   A. Construction Budget ................................................................................................. 11
   B. Construction Cost Apportionment ............................................................................ 12
   C. Maintenance Responsibilities and Costs, including Ongoing Maintenance and
      Responsibilities for Moves ....................................................................................... 13

IV. Apportionment of Liability ......................................................................................... 14
V. Project Schedule ........................................................................................................... 15
VI. Changes or Addenda to General Terms and Conditions ........................................... 15
I. **Project Description**

A. **Project Number**
42

B. **Project Name**
Fairwood to S. Creston Backbone 288 count SM (FCB288)

C. **Project Description**
Provide a fiber optic network connection from Seattle Public Utilities Fairwood Control Works (FCW) to the S. Creston Substation (SCS) for Seattle Public Utilities (SPU) and Seattle City Light (SCL).

Extend the University of Washington (UW) fiber optic ring from the S. Creston Substation to downtown Renton (approximately 5 miles).

Provide backbone fiber optic cable adjacent to Renton High School (RHS), Black River High School (BRHS), Dimmit Middle School (DMS), Nelsen Middle School (NMS), Campbell Hill Elementary School (CHES), Talbot Hill Elementary School (THES), and Tiffany Park Elementary School (TPES) and splice into the existing backbone to the Kohlwey Education Center (KEC).

Subsequent projects will provide home run connections for the above schools and 8 other schools that connect through DMS and NMS.

Install a 288 count single mode (SM) fiber backbone cable from the FCW master distribution frame (MDF) to the vault on the NW corner of S Grady Way and Wells Ave. S. Install a 288 count SM fiber cable from the vault on the NW corner of S Grady Way and Wells Ave. S to a new vault near S 126th St. and 84th Ave. S. Install a 288 count SM fiber cable from the new vault near S 126th St. and 84th Ave. SE to an existing aerial fiber near S Leo St. and 51st Ave. S.

E. **Participating Agencies**
Renton School District, City of Renton, City of Seattle Department of Information Technology (Seattle Public Utilities and Seattle City Light), University of Washington, City of Kirkland, City of Bellevue

II. **Physical Description of Project**

A. **Project Route**
Segment A: Southeast FCB288 (SE-FCB288)
From the FCW MDF through approximately 1,500’ of existing building entrance conduit to a SCL pole near the facility entrance on 132nd Place SE, transition to aerial through a new pole riser and follow the existing SCL pole line NW then west (entering the City of Renton) along the SPU pipeline right-of-way approximately 13,000’ to Talbot Rd. S and S 26th St., then north along the PSE pole line on Talbot Rd. S approximately 2,700’ to Benson Drive S., down a new
pole riser connecting to existing City of Renton Traffic telemetry conduit on the west side of Talbot Rd. S (Benson Drive S. becomes Talbot Rd. S at this location), through the telemetry conduit on the west side of Talbot Rd. S approximately 2,700’ to the NE corner of Talbot Rd. S and S Grady Way, into an existing 2” City of Renton conduit on the north side of S Grady Way, east approximately 1,000’ to the NW corner of S Grady Way and Wells Ave. S into an existing 25-TA splice vault.

Segment B: Central FCB288 (C-FCB288)
From splice vault on the NE corner of Grady Way S and Wells Ave. S north approximately 1,700’ along the west side of Wells Ave. S to the SE corner of S 3rd St., loop through an existing, adjacent 25-TA vault, continue west on the south side of S 3rd through traffic telemetry conduit approximately 1,900’ to the SE corner of S 3rd St. and Shattuck Ave. S where a new 25-TA will be installed to interconnect the traffic telemetry conduit system with an existing 3”. AirPort conduit system. North from S. 3rd on the east side of Shattuck Ave. S approximately 650’ to the north side of S 2nd St., then west on the north side of S. 2nd St. approximately 650’ to the NW corner of S 2nd St. and Lake Ave. S, then north on the west side of Lake Ave. S approximately 1,400’ to the north side of Airport Way, loop through an existing, adjacent 2.5 X 2.5 splice vault labeled “Electrical” and continue west on the north side of Airport Way approximately 400’ to the NE corner of Airport Way and Rainier Ave. S, turn north through the park area then along and beyond the east edge of the parking area then jog east down the embankment turning north to parallel West Perimeter Rd. a total of approximately 2,400’ to the West Hill Pump Station #1. An existing 2” conduit interconnects the airport 3” conduit system to the Water Department West Hill telemetry conduit. Continue west from the West Hill Pump Station approximately 1,300’ crossing Rainier Ave. N, through the Rainier Station shopping area, up the hill to the north side of NW 6th St., continuing along the north side of the NW 6th St. to the NE corner of NW 6th St. and Taylor Pl. NW, then turn north on the east side of Taylor Pl. NE approximately 250’ then sweep west onto the NW corner of S 124th St. and 87th Ave. S, while entering King County. Continue on the north side of S 124th St. approximately 1,200’ to a 25-TA located IN the westbound lane of S 124th St. just west of 84th Ave S, continue south on the west side of 84th Ave. S approximately 700’ to the NW corner of 84th Ave. S and S 126th St., turn west on the north side of S 126th St. approximately 150’ to a point adjacent to the SCL pole where a new 25-TA vault will be installed adjacent to the conduit and a new pole riser will be installed.

Segment C: Northwest FCB288 (NW-FCB288)
From the new 25-TA vault up the SCL pole through a new pole riser then east on a new span approximately 200’ to an existing aerial pathway on the west side of 84th Ave. S, south on 84th Ave. S approximately 700’ to the SE corner of 84th Ave. S and S 128th St., west approximately 5,700’ on the south side of S 128th St. to the SW corner of S 128th St. and Beacon Ave. S, northwest on Beacon Ave. S approximately 7,500’ following the primary pole route to the NE corner of
Beacon Ave. S / 51st Ave S and S Leo St. where there is an existing City of Seattle 144 count single mode fiber.

B. Points of Demarcation
Fairwood Control Works MDF
Existing 25-TA on NW corner of Grady Way S and Wells Ave. S
Existing 25-TA on SW corner of S 3rd St. and Wells Ave. S
New 25-TA at S 126th St. 150’ west of 84th Ave S
Aerial splice point on NE corner of Beacon Ave. S and S Leo St.

C. Facilities to be Used, Owners and Managers
New aerial conduit system installed by City of Seattle, DoIT, on Seattle City Light poles and on Puget Sound Energy poles.
City of Renton conduit system

D. Project Specifications and Scope of Work
This project shall meet all the requirements of the City of Renton Public Works Department and the King County Public Works Department, i.e. traffic control plans, street use permits, waiver of existing underground ordinance, Renton Business License, etc.

• Route Preparation
  • Work to be done during normal working hours:
    Segment A: Southeast FCB288 (SE-FCB288)
    1. At the FCW adjacent to the SCL pole near the facility entrance on 132nd Place SE, provide and install a 2” schedule 80 PVC conduit in a 36” deep trench from the hand hole at the end of the building entrance conduit approximately 10 feet to the adjacent SCL pole. Sweep the conduit into a pole riser ending 3 feet below the cable attachment. Bed the underground conduit in 6” of rock free fill and backfill the trench. Restore all adjacent landscaping to the condition that existed prior to the start of work.
    2. Inventory the SCL poles on the route from the SCL pole near the FCW facility entrance on 132nd Place SE to Talbot Rd. S and S 26th St. Inventory the PSE poles from Talbot Rd. S and S 26th St. to Benson Drive S. Obtain the required permits and permissions, make-ready any existing strands as needed, provide and install a new aerial cable strand with required support equipment according to PSE and SCL specifications and provide and lash a 1” aerial conduit to the strand.
    3. Locate the existing 1 ½” rigid galvanized steel (RGS) conduit adjacent to the PSE pole nearest the west side of Talbot Rd. S approximately 160’ south of the intersection of Talbot Rd. S and S Puget Drive. Provide and install a new 25-TA vault over the conduit adjacent to the pole. Cut and sweep the
telemetry conduit into the new hand hole. **Preserve the existing 6 strand copper telemetry cable in the conduit.**

4. Provide and install a 2” schedule 80 PVC conduit in a 36” deep trench from the new hand hole to the adjacent PSE pole. Sweep the conduit into a pole riser ending 3 feet below the cable attachment. Bed the underground conduit in 6” of rock free fill and backfill the trench. Restore all adjacent landscaping to the condition that existed prior to the start of work.

5. Provide and install approximately 2,700’ of pull-rope into the pole riser and through the conduit pathway to the NE corner of S Grady Way and Talbot Rd. S.

Segment B: Central FCB288 (C-FCB288)

1. At the SE corner of S 3rd St. and Shattuck Ave. S. provide and install a new 25-TA splice vault. Provide and install 3” schedule 80 PVC conduits to the adjacent traffic signal type III hand hole and to the type I hand hole for the existing 3” Airport conduit system located approximately 15’ south of the corner marked “LT”. Replace the type I hand hole on the airport conduit.

2. Provide the vault with a non-skid lid with welded raised lettering that reads: “LT / ITS”. Replace sidewalk panels with 3,000 PSI concrete and finish to city specifications.

3. Provide and install approximately 1,900’ of pull rope in the traffic signal telemetry conduit on the south side of S 3rd St. between Wells Ave. S and Shattuck Ave. S.

4. **Provide and install approximately 1,700’ of pull-rope. Remove the existing 24 count single mode cable from the 2” conduit on the west side of Wells Ave. S between Grady Way S and S 3rd St. using the cable to pull-in the pull-rope. Temporarily store the fiber cable in the 25-TA on the SW corner of S 3rd St. and Wells Ave. S.**

Segment C: Northwest FCB288 (NW-FCB288)

1. Inventory the SCL poles on the route from the SCL pole on 84th Ave. S just north of S 126th St. to the NE corner of Beacon Ave. S / 51st Ave S and S Leo St., obtain the required permits and permissions, make-ready any existing strands as needed, provide and install a new aerial cable strand with required support equipment according to SCL specifications and provide and lash a 1” aerial conduit to the strand.

2. Provide and install a new aerial strand from the SCL pole on the north side of S 126th St approximately 150’ west of 84th Ave. S. to the new aerial strand on the west side of 84th Ave. S, intercept the span at approximately the midpoint between the poles to align the aerial pathway with S 126th St. and lash a 1” aerial conduit to the strand.

3. Locate the West Hill telemetry conduit adjacent to the SCL pole on the north side of S 126th St. approximately 150’ west of 84th Ave. S. Provide and install a 25-TA vault between the conduit and the SCL pole. Avoid locating the vault over the existing, adjacent West Hill Reservoir water main. Expose the existing conduit, cut and remove a segment sufficient to allow the installation
of 3” conduit sweeps with a radius of 24”. **Do not damaging the existing 12 strand SM fiber cable in the conduit.** Move 50’ of the existing 12 count SM cable from slack storage in the type II hand hole on the NW corner of S 126th St and 84th Ave. S. Provide and install 3” schedule 80 PVC sweeps with a radius of 24” and interconnect the West Hill Reservoir conduit into the new vault. Provide the vault with a non-skid lid with welded, raised lettering that reads: “City of Renton LT / ITS”.

4. Provide and install a 2” schedule 80 PVC conduit in a 36” deep trench from the new hand hole to the adjacent SCL pole. Sweep the conduit into a pole riser ending 3 feet below the cable attachment. Bed the underground conduit in 6” of rock free fill and backfill the trench. Restore all adjacent landscaping to the condition that existed prior to the start of work. Replace damaged grass with live turf.

**Underground and Aerial Fiber Placement**

- **Work to be done during normal working hours:**

  Segment A: Southeast FCB288 (SE-FCB288)
  
  1. Reel bare fiber test and provide test results of the customer-provided 288 count single mode (SM) fiber cable.
  2. Install the 288 count SM fiber cable from the FCW MDF through the building entrance conduit, through the pole riser and through the aerial conduit route to the PSE pole on the west side of Talbot Rd. S approximately 160’ south of S Puget Drive, continue down the pole riser and through the City of Renton telemetry conduit to the splice vault at S Grady Way and Wells Ave. S. Provide a 50’ service loop in the MDF. Provide not less than 200’ of slack storage for every 2,000’ of pathway and 100’ at each end of the pathway.
  3. Provide at least 100’ of slack storage at the following locations along the aerial route:
     a. 123rd Ave. SE just south of SE 160th St. where fiber to Tiffany Park Elementary school will be spliced,
     b. 116th Ave. SE at 160th St. where fiber to Nelsen Middle School will be spliced,
     c. S 23rd St. 275’ west of Benson Drive S where fiber to Teasdale Park will be spliced.
     d. S 23rd St. at Morris Ave. S where fiber to Talbot Hill Elementary School will be spliced.
  4. Provide at least 200’ of slack storage in the new 25-TA vault adjacent to the pole riser at Talbot Rd. S 160’ south of S Puget Drive. This slack will be used when the cable under the I-405 project is relocated and spliced.
  5. Attach a “002” tag and label to the 288 count SM fiber cable at each access point reading “NW-FCB288 – Contact City of Seattle Department of Information Technology, (206) 386-1212”.
  6. Provide and install toneable mule tape along fiber cable in the underground.
Segment B: Central FCB288 (C-FCB288)

1. Reel bare fiber test and provide test results of the customer-provided 288 count SM fiber cable.
2. Install a 288 count SM fiber cable from the splice vault on the NW corner of Wells Ave. S and S Grady Way to the SW corner of Wells Ave. S and S 3rd St. Loop the cable through the 25-TA adjacent to the traffic signal type III hand hole and store cable in the vault. Continue west on S 3rd to Shattuck Ave. S through the signal telemetry conduit. In addition to the 288 count SM cable, install the existing 24 count SM cable stored in the hand hole on the NW corner of S 3rd St. Store 100' of the 24 count SM cable in the Wells Ave. S vault and store the remainder of the SM cable in the traffic hand hole on the SW corner of S 3rd St. and Whitworth Ave. S. At Shattuck Ave. S store slack 288 count SM fiber in the 25-TA vault, continue north on Shattuck Ave. S to S 2nd St. If the conduit interconnect to Renton High School is complete, store slack 288 count SM fiber in the vault that will be at this location. Continue west on S. 2nd St. to Lake Ave. S and north on Lake Ave. S to Airport Way, loop the fiber through the adjacent vault and store slack 288 count SM fiber in the vault. Continue west on Airport way and north on Perimeter Rd. west to the West Hill Pump house. Pass through the interconnecting 2" conduit to the West Hill telemetry conduit. Continue west across Rainier Ave. N into the Rainier Station shopping center. Store slack 288 count SM fiber in the existing 25-TA at the base of the hill. Continue west to the 25-TA on the northwest side of NW 6th St. Cul-de-sac, store slack 288 count SM fiber in the vault. Continue west on NW 6th St. to Taylor Pl. NW, north to S 124th St. and west to the existing 25-TA in the westbound lane of S 124th St. just west of 84th Ave. S. Store slack 288 count SM fiber in the vault. Continue south on 84th Ave. S and west on S 126th St. to the new 25-TA vault. Store slack 288 count SM fiber in the vault.
3. Attach a label to the 288 count SM fiber cable at each access point reading “C-FCB288 – City of Renton contact City of Renton Information Services Division”.
4. Attach a label to the 24 count SM fiber cable at each access point reading “City of Renton Traffic Signal Department contact City of Renton Information Services Division”.
5. Provide and install toneable mule tape along fiber cable in the underground.

Segment C: Northwest FCB288 (NW-FCB288)

1. Reel bare fiber test and provide test results of the customer-provided 288 count SM fiber cable.
2. Install a 288 count SM fiber cable from the 25-TA vault on the north side of S 126th St. 150' west of 84th Ave. S up the pole riser and through the aerial pathway, west to 84th Ave. S, south to S 128th St., west to Beacon Ave. S, and northwest to the NE corner of Beacon Ave. S / 51st Ave S and S Leo St. where there is an existing SPU 144 count SM fiber. Provide not less than 200' of
slack storage for every 2,000' of pathway and 100' at each end of the pathway.

3. Provide at least 100' of slack at the following locations along the aerial route:
   a. S 128\textsuperscript{th} St. at 80th Ave. S,
   b. S 128\textsuperscript{th} St. at 78\textsuperscript{th} Ave. S where fiber to Black River High School will be spliced,
   c. Approximately 7404 S 128\textsuperscript{th} St. immediately across S 128\textsuperscript{th} St. from the Skyway Water and Sewer District elevated reservoir at the top of the hill,
   d. Beacon Ave. S at S 124\textsuperscript{th} St where fiber to Campbell Hill Elementary will be spliced.

4. Attach a “002” tag and label to the 288 count SM fiber cable at each access point reading “NW-FCB288 – Contact City of Seattle Department of Information Technology, (206) 386-1212”.

**Fiber Terminations and Splicing**

- **Work to be done during normal working hours:**
  1. See attached spreadsheet A tab Assignments for details.
E. Fiber Apportionment

One 288 count single mode fiber optic backbone cable will be installed in three segments.

See attached spreadsheet for details.
III. Project Budget

A. Construction Budget

Estimated Construction Budget

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<th>Item Description</th>
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<tr>
<td>Total</td>
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<td>$573,000</td>
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Additional information on attached spreadsheet.
B. Construction Cost Apportionment

In consideration for the City of Renton allowing Renton School District, Seattle Public Utilities, Seattle City Light, City of Kirkland, City of Bellevue, and the University of Washington fiber to occupy certain portions of the City’s conduit system, approximately 3 miles in length with an estimated value of $1,500,000 for the useful life of the fiber, as defined by the participating agencies, Renton School District, Seattle Public Utilities, Seattle City Light, City of Kirkland, City of Bellevue, and the University of Washington agree to pay for most costs such as but not limited to: fiber optic cable, conduit upgrades, splice enclosures, fiber patch panels, miscellaneous parts and supplies and labor to install, test and certify the fiber system. All upgrades to the conduit system on city property and in the city right of way will be owned and maintained by the City of Renton. Conduit on Seattle Public Utilities property will be owned and maintained by the Utility. At such time as all of the parties to this agreement shall determine that utilizing the fiber optic cable is no longer in their interest, the parties shall transfer ownership of the fiber to the City of Renton or remove the fiber from the city’s conduit system, leaving the conduits in original condition.

See attachment for an estimate and all agencies will be billed based on actual costs in proportion to their fiber ownership, not including spares.
C. Maintenance Responsibilities and Costs, including Ongoing Maintenance and Responsibilities for Moves.

Expected future maintenance has been broken down into the categories below. If a maintenance issue arises that is not listed below, those costs will be proportionately split based on fiber ownership in each fiber segment by the participating agencies as detailed in the attached table.

Locates

The City of Renton agrees to perform all locates required and requested through Underground Utilities Locate Center (UULC) for the fiber and conduit installed as a result of this agreement that is on property owned by the City of Renton or in the City of Renton right-of-way or in areas of King County immediately adjacent to City of Renton Water Department water mains. This includes all of the underground portions of this project as of December 31, 2008.

Relocation

Any and all relocations on Seattle City Light poles, Puget Sound Energy poles or City of Renton conduit will be proportionately split based on fiber ownership by the participating agencies. See attachment for the ownership percent of each fiber segment.

Important Note: The Interstate 405 widening project, currently underway, will cause approximately 1,200' of conduit on Talbot Rd. S between Renton Village Place and S Puget Drive to be relocated sometime in 2009 or early 2010. The City of Renton will pay the State’s contractor to install a new 4” conduit in the project area. This cost will be deducted from the 25% maintenance cost apportionment that the City of Renton is responsible for in this fiber segment for this fiber relocation only.

Repairs/Breaks

The City of Seattle DoIT shall contract with a competent and qualified vendor to provide 7x24x365, four hour response to any fiber breaks or outages that happen on the SE-FCB288 fiber segment.

The City of Renton shall contract with a competent and qualified vendor to provide 7x24x365, four hour response to any fiber breaks or outages that happen on the C-FCB288 fiber segment. This service level agreement will require an annual premium, estimated to be $3,000.00, to ensure services are available when needed.

The City of Seattle DoIT shall contract with a competent and qualified vendor to provide 7x24x365, four hour response to any fiber breaks or outages that happen on the NW-FCB288 fiber segment.
Annual Pole Attachment Fees
Seattle City Light charges an annual attachment fee for each pole to which an aerial strand has been attached. This fee is currently $18.97 per attached pole per year. This project will attach aerial strands to 92 SCL poles. The associated annual fee is $1,745 per year.
In consideration for the significant savings to Seattle City Light afforded by the joint construction of this fiber project, estimated to be $325,000, Seattle City Light hereby waives the pole attachment fees that would normally be assessed for the fiber segments associated with this and only this project. This waiver is specific to the fiber segments specified in this document and does not preclude Seattle City Light from collecting the usual pole attachment fees required by agreements with agencies participating in this project currently in force or that may be made in the future.

IV. Apportionment of Liability

During construction, the Contractor shall be responsible for the project work and the project site. In the event that the project work causes or contributes to any harm, damage, injury or loss to any person or property, whether during construction or after completion of the project, each party shall be responsible to the extent the party is found to be at fault.

City of Seattle shall ensure that the City and all persons performing the Work, including without limitation the Utility’s suppliers and subcontractors, maintain in effect at all times during the Work, coverage or insurance in accordance with the applicable laws relating to worker’s compensation and employer’s liability insurance (including, but not limited to, the Washington Industrial Insurance Act and the laws of the state in which any such person was hired), regardless of whether such coverage or insurance is mandatory or merely elective under the law. The Utility shall furnish to Participating Agencies such assurance and evidence of such coverage or insurance (such as copies of insurance policies and Certificates of Compliance issued by the Washington State Department of Labor and Industries) as Participating Agencies may request.

City of Seattle shall maintain in full force and effect throughout the term of this Agreement, a minimum of One Million Dollars ($1,000,000) liability insurance for property damage and bodily injury. In satisfying the insurance requirements set forth in this section, the City may self-insure against such risks in such amounts as are consistent with good utility practice or shall obtain a coverage agreement through a Risk Pool authorized by Chapter 39.24 RCW which shall provide liability coverage to the City for the liabilities contractually assumed by the City in this Agreement. At the time of execution of this Agreement, and prior to commencement of performance of any of the Work, the City shall furnish Participating Agencies, upon request, with a Certificate of Insurance as evidence that policies providing insurance (or self-insurance) with such provisions, coverage’s and limits are in full force and effect.
V. Project Schedule

<table>
<thead>
<tr>
<th>Task</th>
<th>Target Completion Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>NW aerial conduit installed</td>
<td>January 1, 2009</td>
</tr>
<tr>
<td>NW vault installed</td>
<td>February 1, 2009</td>
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<tr>
<td>NW-FCB288 fiber installed</td>
<td>January 1, 2009</td>
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<td>Central vault installed</td>
<td>December 15, 2008</td>
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<td>Central conduit proofed and rope installed</td>
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<tr>
<td>C-FCB288 fiber installed</td>
<td>January 1, 2009</td>
</tr>
<tr>
<td>SE aerial conduit installed</td>
<td>December 15, 2008</td>
</tr>
<tr>
<td>SE hand hole installed</td>
<td>December 15, 2008</td>
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<tr>
<td>SE-FCB288 fiber installed</td>
<td>January 1, 2009</td>
</tr>
<tr>
<td>Splicing, Termination and Testing</td>
<td>January 15, 2009</td>
</tr>
</tbody>
</table>

The above dates are subject to change based on issuance of the required permits.

VI Changes or Addenda to General Terms and Conditions

This Agreement shall run concurrent with the Interlocal Agreement General Terms and Conditions document. This document supersedes the Interlocal Agreement General Terms and Conditions document to the extent it contains terms and conditions which change, modify, delete, add to, supplement or otherwise amend the terms and conditions of the Interlocal Agreement General Terms and Conditions document.
Approvals

IN WITNESS WHEREOF, the parties hereto have executed this Fiber Optic Project Agreement on the respective dates indicated below.

Denis Law
Mayor,
City of Renton

Date

City Attorney

Attest:

Jason A. Seth, Deputy City Clerk

Stan Wu
Director of Major Projects
City of Seattle Department of Information Technology

Date

Stanley Morency
Director of Information Services
Renton School District 403

Date

Scott Mah
Director of Information Technology
University of Washington

Date

Brenda Cooper
CIO
City of Kirkland

Date

Steve Sarkozy
City Manager, City of Bellevue

Date

R. Berman, COO, RD
February 12, 2009

Ms. Brenda Cooper
Information Technology Department
City of Kirkland
123 Fifth Avenue
Kirkland, WA 98033

Re: City of Renton Contract CAG-08-195
Fiber Optic Project Agreement #42

Dear Ms. Cooper:

Attached are six original copies of the Fiber Consortium FOPA #42. Please sign each of the copies on the designated area and return them to me so I can gather the remaining signature.

Once all copies have original signatures, I will send you your copy for your records. If you have any questions, please call me at (425) 430-6868. Thanks!

Sincerely,

[Signature]

Mary Roy
Administrative Assistant
City of Renton/Finance Department

Enclosures
<table>
<thead>
<tr>
<th>Item #</th>
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Kilometers: 14.55, 17.47

$4,962 $573,000
CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. __6911__

A RESOLUTION authorizing the City Manager or designee to execute an Interlocal Agreement with the City of Kirkland, University of Washington, and the Lake Washington School District for sharing fiber optic installation projects.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The City Manager or designee is authorized to execute, on behalf of the City, an Interlocal Agreement with the City of Kirkland, University of Washington, and the Lake Washington School District for sharing fiber optic installation projects, a copy of which has been given Clerk's Receiving No. __34607__.

Passed by the City Council this __20th__ day of __October__, 2003, and signed in authentication of its passage this __20th__ day of __October__, 2003.

(SEAL)

Connie B. Marshall
Connie B. Marshall, Mayor

Attest:

Myrna L. Basich, City Clerk
CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 7884

A RESOLUTION authorizing the City Manager or his designee to execute Fiber Optic Project Agreement #42, for the installation of fiber optic cable in the right of way in the City of Renton as part of the fiber optic network infrastructure around Lake Washington, said agreement being an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, with the City of Kirkland, the Lake Washington School District, and the University of Washington, approved October 20, 2003 (Resolution 6911).

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The City Manager or his designee is hereby authorized to execute a Fiber Optic Project Agreement #42 for the installation of fiber optic cable in the right of way in the City of Renton as part of the fiber optic network infrastructure around Lake Washington, said agreement being an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, with the City of Kirkland, the Lake Washington School District, and the University of Washington, approved October 20, 2003 (Resolution 6911), a copy of which Fiber Optic Project Agreement #42 has been given Clerk’s Receiving No. 43965.

Passed by the City Council this 17th day of February, 2009, and signed in authentication of its passage this 17th day of February, 2009.

(SEAL)

Grant S. Degginger, Mayor

Attest:

Myrna L. Basich, City Clerk
Agenda

City Council

Regular Session

TUESDAY
February 17, 2009

8:00 – 10:00 p.m.
Council Chambers (1E-126)

1. Call to Order
2. Roll Call, Flag Salute
3. Communications: Written and Oral
   Note: *Three-minute limit per person, or five minutes if representing the official position of a recognized community organization. Maximum of three persons are permitted to speak to each side of any one topic. Additional presentations may be heard at Agenda Item 13, including three additional persons speaking to topics heard at Agenda Item 3.*
4. Reports of Community Council, Boards and Commissions
   (a) Youth Link Board (no packet materials)
5. Report of the City Manager
6. Council Business and New Initiatives
7. Approval of the Agenda

City Council meetings are wheelchair accessible. American Sign language (ASL) interpretation is available upon request. Please phone 452-6805 at least 48 hours in advance. Assisted Listening Devices are also available upon request.
8. Consent Calendar

(a) Minutes of January 20, 2009 Study Session
Minutes of January 20, 2009 Regular Session

(b) Resolution No. 7878 authorizing execution of a Settlement Agreement and Release of Claims with Loyd C. Moore transferring title of a portion of 105th Avenue SE and SE 8th Street and settling the quiet title action filed in King County Superior Court, cause number 08-2-38871-9SEA.

(c) Resolution No. 7879 adopting the City of Bellevue 2009 Federal Legislative Agenda.

(d) Motion to approve payment of claims for the period January 31, 2009 through February 13, 2009 and payroll for the period January 16, 2009 through January 31, 2009.

(e) Resolution Nos. 7880, 7881, 7882 authorizing execution of 3 two-year professional services agreements with R. Lee Springer, Anthony Koczyynski and Roberto de las Alas, in a combined contract amount not to exceed $332,000 with an option to renew for an additional two years, to perform audits of businesses to determine compliance with the tax chapters of the Bellevue City Code.

(f) Resolution No. 7883 authorizing execution of a contract with Braun Northwest, Inc., in an amount not to exceed $176,951.37, to purchase one Advanced Life Support (ALS) medic unit.

(g) Resolution No. 7884 authorizing execution of Fiber Optic Project Agreement #42, for the installation of fiber optic cable in the right of way in the City of Renton as part of the fiber optic network infrastructure around Lake Washington, said agreement being an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, with the City of Kirkland, the Lake Washington School District, and the University of
Washington, approved October 20, 2003, Resolution No. 6911.

(h) Resolution No. 7885 authorizing execution of an Interlocal Agreement with the Seattle-King County Department of Public Health, for a training and performance standards revenue agreement.

(i) Resolution No. 7886 authorizing execution of a Facility Relocation Agreement with Puget Sound Energy, in an estimated amount not to exceed $57,650, to relocate existing underground electrical facilities associated with the Northup Way Roadway Improvements Project (CIP Plan No. PW-R-133).

Motion to award Bid No. 9002, Northup Way Roadway Improvements – 120th Avenue NE to 124th Avenue NE to Northwest Construction Inc., in the amount of $3,689,960, as the lowest responsive bidder (CIP Plan No. PW-R-133).

(j) Motion to award Bid No. 9014, 2009 ADA Ramp Upgrade and Sidewalk Repair Project, to Dennis R. Craig Construction, in the amount of $511,622.00, as the lowest responsible and responsive bidder (CIP Plan Nos. PW-M-1 and PW-M-3).

(k) Ordinance No. 5857 establishing a “No Parking Anytime” zone on both sides of SE 28th Place from Richards Road, east 270 feet to the end of the street, and from there 75 feet north to the end of the street right-of-way.

(l) Motion to award Bid No. 9009, Wilburton Neighborhood Traffic Calming Project to Dennis R. Craig Construction, Inc., in the amount of $77,882.00, as low bidder to install four patterned brick entry treatments, three speed humps, and one circular speed hump in the Wilburton neighborhood.

(m) Resolution No. 7887 authorizing execution of a five-year lease agreement, with an automatic five-year
extension, with T-Mobile West Corporation at the Woodridge Water Reservoir Site, located at 1843 125th Avenue SE, Bellevue.

(n) Motion to award Bid No. 8298 for AC Water Main Replacement (2009) – Phase 1, to Nor Tec Construction, Inc., in an amount not to exceed $617,477.23, as low bidder (CIP Plan No. W-16).

(o) Resolution No. 7888 authorizing execution of a one-year agreement with Ball Janik LLP, with an option to renew for one additional year, for a total two-year amount not to exceed $136,300, for federal lobbying services.

9. Public Hearings
10. Land Use
11. Other Ordinances, Resolutions and Motions

(a) 2008 Comprehensive Plan Amendments

(Previously discussed with Council on January 5, January 20, February 2, and February 9, 2008.)

Ordinance No. 5858 relating to the Comprehensive Plan of the City of Bellevue, as required and adopted pursuant to the Growth Management Act of 1990, as amended (Chapter 36.70A RCW); adopting 2008 amendments to the Comprehensive Plan known as the Bel-Red CPA; amending the Bel-Red/Northup Subarea Plan by replacing it with a new Bel-Red Subarea Plan with new text, policies, maps and project lists; amending the boundaries of the Crossroads and Wilburton/NE 8th Street Subareas to align with the new Bel-Red Subarea; amending the Transportation Element to add a new mobility management policy related to the BNSF corridor, and to modify the Mobility Management Areas and the Level of Service standards in Figure TR.1 and Table TR.1 respectively for consistency with the new Bel-Red Subarea Plan; adding new definitions to the Glossary; and establishing an
(Planning Commission recommends approval.)

Ordinance No. 5862 relating to the Comprehensive Plan of the City of Bellevue, as required and adopted pursuant to the Growth Management Act of 1990, as amended (Chapter 36.70A RCW); and as adopted pursuant to Chapter 35A.63 RCW, adopting the city's 2008 amendments to the Comprehensive Plan as separately set forth in Ordinance Nos. 5858, 5859, 5860, and 5861; and establishing an effective date.

(Planning Commission recommends approval.)

12. Unfinished Business
13. Continued Oral Communications
14. New Business
15. Executive Session
16. Adjournment
effective date.

(Planning Commission recommends approval.)

Ordinance No. 5859 relating to the Comprehensive Plan of the City of Bellevue, as required and adopted pursuant to the Growth Management Act of 1990, as amended (Chapter 36.70A RCW); adopting 2008 amendments to the Comprehensive Plan, known as the Sambica CPA, amending the Glossary and the Newcastle Subarea Plan; and establishing an effective date.

(Planning Commission recommends approval.)

Ordinance No. 5860 relating to the Comprehensive Plan of the City of Bellevue, as required and adopted pursuant to the Growth Management Act of 1990, as amended (Chapter 36.70A RCW); adopting 2008 amendments to the Comprehensive Plan, known as the Coal Creek Urban Growth Boundary CPA, amending the Annexation Element and the Newcastle Subarea Plan; and establishing an effective date.

(Planning Commission recommends approval.)

Ordinance No. 5861 relating to the Comprehensive Plan of the City of Bellevue, as required and adopted pursuant to the Growth Management Act of 1990, as amended (Chapter 36.70A RCW); adopting 2008 amendments to the Comprehensive Plan known as the Pedestrian and Bicycle Transportation Plan Update CPA, amending existing pedestrian and bicycle transportation policies in the Transportation Element and adding a new Goal statement to the Pedestrian and Bicycle Transportation subsection, amending Figures TR-11 and TR-12, amending Policy UD-53 in the Urban Design Element and Policy PA-21 in the Parks, Open Space and Recreation Element, amending existing policies and adding new policies in the Pedestrian and Bicycle Transportation Facility Plan, amending the project list and maps in the Pedestrian and Bicycle Transportation Facility Plan; and establishing an effective date.
CITY COUNCIL AGENDA MEMORANDUM

SUBJECT

Resolution No. 7344, authorizing execution of Fiber Optic Project Agreement #42 as an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, approved October 20, 2003 (Resolution No. 6911). Fiber Optic Project Agreement #42 is for the installation of a 288 strand fiber optic cable in the right of way in the City of Renton as part of the fiber optic network infrastructure around Lake Washington.

FISCAL IMPACT

Fiber Optic Project Agreement #42 (FOPA42) obligates the City to pay $14,857 as its contribution to the fiber optic network infrastructure installation project. The cost of this project was contemplated in the development of the 2009-2010 budget and sufficient funding exists in the Land Purchase Revolving Fund for purposes of this and future fiber optic network infrastructure expansion projects.

STAFF CONTACT

David Kerr, ITD Manager 452-6139
Information Technology Department

POLICY CONSIDERATION

Should the Council authorize FOPA42 as an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects?

The City adopted Resolution No. 5591 with the goal of creating and implementing a “Smart City” with state-of-the-art communications and technology to better position Bellevue to compete in the global economy. The Comprehensive Plan states that the City supports the increased availability of improved telecommunications services in Bellevue.

This agreement contributes directly to the goal of becoming a “Smart City” by allowing us to partner with other agencies to install and share fiber optic network infrastructure. Further, this agreement allows for sharing resources and utilizing partnerships to more effectively utilize and less expensively manage the fiber optic network infrastructure.

BACKGROUND

In 2003, the cities of Bellevue, Kirkland, Lake Washington School District and the University of Washington entered into an Interlocal Agreement describing the General Terms and Conditions for Sharing of Fiber Optic Installation Projects. The General Terms and Conditions of the Interlocal Agreement establish a structure whereby participating agencies plan and execute individual fiber optic projects.
Subsequently, Evergreen Hospital in Kirkland, Bellevue School District, the City of Renton, the Renton School District and Bellevue Community College (BCC) have joined as participating members. Overlake Hospital in Bellevue has participated in projects by leasing fiber strands from the City of Bellevue.

Each individual project is controlled by an amendment to the General Terms and Conditions called a Fiber Optic Project Agreement (FOPA). The FOPA for each individual project describes: the participating agencies’ specific roles; committed resources; project budget; project schedule; allocation of fiber ownership; maps; and project-specific details. The FOPA needs to be approved and executed only by the agencies that participate in that particular project.

FOPA #42 installs critical fiber optic network infrastructure and extends the regional fiber network through the City of Renton to connect to City of Seattle fiber optic network infrastructure at the South Creston substation in Tukwilla and eventually back to the University of Washington. Future projects are expected to connect the Bellevue City Hall data center and Renton City Hall by installing fiber optic network infrastructure south through Newcastle and eventually continue the fiber optic network infrastructure to connect Valley Communications Center and LESA regional dispatch with the Bellevue data center and NORCOM regional dispatch center.

Participating agencies for this project are: the cities of Renton, Bellevue, Kirkland, Seattle, the Renton School District, and the University of Washington.

**EFFECTIVE DATE**

If approved, this Resolution becomes effective immediately upon Council adoption. The Fiber Optic Project Agreement #42 becomes effective upon execution by all the parties.

**OPTIONS**

1. Adopt Resolution No. 7834 authorizing execution of Fiber Optic Project Agreement #42 as an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, approved October 20, 2003 (Resolution No. 6911).

2. Do not adopt Resolution No. 7834 and provide alternative direction to staff.

**RECOMMENDATION**

Adopt Resolution No. 7834 authorizing execution of Fiber Optic Project Agreement #42 as an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, approved October 20, 2003 (Resolution No. 6911).

**MOTION**

Move to adopt Resolution No. 7834 authorizing execution of Fiber Optic Project Agreement #42 as an amendment to the Interlocal General Terms and Conditions for Sharing of Fiber Optic Installation Projects, approved October 20, 2003 (Resolution No. 6911).
ATTACHMENTS

Proposed Resolution No. 7984

AVAILABLE IN COUNCIL OFFICE

Fiber Optic Project # 42
General Terms and Conditions for Sharing of Fiber Optic Installation Projects
CITY OF BELLEVUE, WASHINGTON

RESOLUTION NO. 71914

A RESOLUTION authorizing the City Manager or his
designee to execute Fiber Optic Project Agreement #42, for
the installation of fiber optic cable in the right of way in the
City of Renton as part of the fiber optic network
infrastructure around Lake Washington, said agreement
being an amendment to the Interlocal General Terms and
Conditions for Sharing of Fiber Optic Installation Projects,
with the City of Kirkland, the Lake Washington School
District, and the University of Washington, approved
October 20, 2003 (Resolution 6911).

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES
RESOLVE AS FOLLOWS:

Section 1. The City Manager or his designee is hereby authorized to execute
a Fiber Optic Project Agreement #42 for the installation of fiber optic cable in the
right of way in the City of Renton as part of the fiber optic network infrastructure
around Lake Washington, said agreement being an amendment to the Interlocal
General Terms and Conditions for Sharing of Fiber Optic Installation Projects, with
the City of Kirkland, the Lake Washington School District, and the University of
Washington, approved October 20, 2003 (Resolution 6911), a copy of which Fiber
Optic Project Agreement #42 has been given Clerk's Receiving No. ____________

Passed by the City Council this _____ day of __________________, 2009,
and signed in authentication of its passage this _____ day of __________________,
2009.

(SEAL)

__________________________________________
Grant S. Degginger, Mayor

Attest:

__________________________________________
Myrna L. Basich, City Clerk
Doing business

Home / Doing business / Register my business / Lookup business information / Results

NOTE: If the word "non-revenue" appears in the space after Tax Registration Number, the account is not registered with the Department of Revenue. Although the business may not be required to register with the Department of Revenue, it is registered with one or more other agencies in the state.

Washington State Department of Revenue
State Business Records Database Detail

TAX REGISTRATION NUMBER: 600371793
UBI: 600371793
LEGAL ENTITY: BELLEVUE CHAMBER OF COMMERCE
DOING BUSINESS AS:

MAILING ADDRESS: BUSINESS LOCATION:
302 BELLEVUE SQ 302 BELLEVUE SQ
BELLEVUE, WA 98004-5000 BELLEVUE, WA 98004-5000

OWNER TYPE: CORPORATION
ACCOUNT OPENED: 07/01/1980
ACCOUNT CLOSED: OPEN
NAICS CODE: 813910 03/15/2009 12:03 PM

FOR NON-COMMERCIAL USE ONLY

As of 8/31/2005, the Standard Industrial Code (SIC) has been replaced with the North American Industry Classification System Code (NAICS). For more information, click here.
Doing business

Results

NOTE: If the word "non-revenue" appears in the space after Tax Registration Number, the account is not registered with the Department of Revenue. Although the business may not be required to register with the Department of Revenue, it is registered with one or more other agencies in the state.

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FOR NON-COMMERCIAL USE ONLY

As of 8/31/2005, the Standard Industrial Code (SIC) has been replaced with the North American Indust Classification System Code (NAICS). For more information, click here

http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/Results.aspx?RequestType=3&UBI=600... 3/15/2009
Department of Labor and Industries

Employer Liability Certificate

Date: 03/15/2009

UBI #: 600 371 793

Legal Business Name: BELLEVUE CHAMBER OF COMMERCE

Account #: 308,940-00

'Doing Business As' Name: BELLEVUE CHAMBER OF COMMERCE

Estimated Workers Reported: Quarter 4 of Year 2008 "11 to 20 Workers"

(See Description Below)

Workers' Comp Premium Status: Account is current. Firm has voluntarily reported and paid their premiums.

Licensed Contractor? No

Account Representative: T3 / MICHAEL MURPHY (360)902-4735 - Email: MURY235@lni.wa.gov

What does "Estimated Workers Reported" mean?
Estimated workers reported represents the number of full time position requiring at least 480 hours of work per calendar quarter. A single 480 hour position may be filled by one person, or several part time workers.

Industrial Insurance Information
Employers report and pay premiums each quarter based on hours of employee work already performed, and are liable for premiums found later to be due. Industrial insurance accounts have no policy periods, cancellation dates, limitations of coverage or waiver of subrogation (See RCW 51.12.050 and 51.16.190).

**Search Results**

**Your Search Criteria:**
- **License Type:** All Business and Professional Licenses
- **License/UBI/Dealer #:** 600371793
- **Sort By:** Name

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Results 1 - 1 of 1:

Information Current as of 03/12/2009 3:17AM Pacific Time

This site is limited to searching for business and professional licenses issued by the Department of Licensing or through the Master License Service. You may wish to click on OTHER LICENSES to check for information on licenses issued by other agencies.

**Department of Licensing Home**  **Privacy Policy**  **Other Licenses**  **Contact Us**

Use of lists of individuals provided on this site for commercial purposes is prohibited under Chapter 42.56 of the Revised Code of Washington.

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3/15/2009
Search Results for Parties Excluded by
Exact Name: Bellevue Chamber of Commerce
Classification: Firm
State: WASHINGTON
As of 15-Mar-2009 3:05 PM EDT
Save to MyEPLS

Your search returned no results.

It is further recommended that you perform a Partial Name search on any word of the name to further confirm the eligibility status of the party. An additional Partial Name search might be necessary because an Exact Name match will not be found if the spelling or format of the name you are searching for is different than the name of the exclusion in EPLS.

Back New Search Printer-Friendly
City of Bellevue
Finance Department - Contracting Services
450 110th Ave. NE. Bellevue, WA 98004

Contract Routing Form

Current Contract Information:
Contract Title: FOPA 42
Contract Description: Amendment to General Terms and Conditions for Sharing of Fiber Optic Instal Proj
Total Contract Value: $142,049.77
This Amendment Value: $14,857.00

Department: Information Technology - 558
Contract Manager: David Kerr
Contract Type: Interlocal Agreement (ILA)
Contract Form: Custom contract document
Budget Expenditure: Expenditure Contract - Sufficient Funds

Vendor Information:
Is this a new vendor? No
Vendor Name: Lake Wash. School Dist
JDE Vendor Number: 70404
Is this vendor an independent contractor? Yes
Tax ID #: n/a
COB License #: n/a
UBI #: n/a
Contractor's License #: n/a

Contract Terms:
Original Effective Date: 12/06/2003 End Date: 12/06/2013
Subject To: No Renewal

Related Contract Information:
Is this an amendment/change order/renewal? Yes
Amendment #: 42
Amendment Effective Date: 2/17/2009
Original Contract Value: $0.00
Total value of Previous Change Orders: $127,192.77
Original PO #: 550214

Council Approval:
Does this contract require council approval? Yes
Council Award Date: 2/17/2009 Council Action: Resolution Legislative #: 7884

Route:
Contracting Services: 3/4/09 3/9/09
Information Technology: 3/2/09 3/2/09
Legal: 3/4/09 3/11/09
Insurance Reviewed By: 6/14/09 3/13/09
Department Director: 5/3/09 3/2/09
Contracting Services: 3/16/09 3/14/09
Return To: Bev Ni
City Clerk's Office: 03.18.09 03.18.08
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**Additional Comments:**