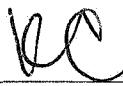


CITY OF MARYSVILLE AGENDA BILL
EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: 09/23/19

AGENDA ITEM:	
Agreement with Frontier for Delta Avenue Utility Undergrounding	
PREPARED BY:	DIRECTOR APPROVAL:
Jeff Laycock, City Engineer	
DEPARTMENT:	
Engineering	
ATTACHMENTS:	
Frontier Letter of Intent	
BUDGET CODE:	AMOUNT:
00100025.562000.1837	\$506,213.80
SUMMARY:	
As part of the Civic Campus Project, City staff have coordinated with Frontier staff to develop a plan to relocate overhead communication lines (for Frontier and Comcast) to underground along the frontage of Delta Avenue between 4 th Street and 8 th Street. Converting the existing overhead system to an underground system is required by City development standards and will enhance the appearance of the corridor. As part of the agreement, the City will reimburse Frontier for costs necessary to convert the utilities from overhead to underground, in accordance with RCW 35.99.060(3b).	

<p>RECOMMENDED ACTION: Staff recommends that Council authorize the Mayor to sign and execute the Agreement with Frontier, in the amount of \$506,213.80, to underground communication lines along Delta Avenue as part of the Civic Campus Project.</p>

Letter of Intent



Network Eng & Planning
1800 41st St. N-100
Everett, WA 98203

Date: 09/12/19

To: Jeff Laycock-C of Marysville

Subject: Delta Ave underground joint utility trench cost estimation, and Frontier only conversion of aerial to underground facilities.-**REVISION 1, ELIMINATING APX 600' OF TRENCH LINE, AND ONE INTERSET SUBSURFACE VAULT (MANHOLE).**

This is in response to your request for Frontier to perform the following work: **To build an underground conduit system for use by Frontier and Comcast on Delta Ave between 4th St and 8th St.**

This cost also includes the conversion of aerial to underground Frontier telephone facilities within the project limits. It removes all aerial telephone cable and support structure with the project limits.

This cost does not include the conversion of aerial to underground of Comcast facilities or any other utility provider in the project limits.

We have estimated that the cost of this work effort will be:	\$506,054.21
Less the Advance Engineering Design Payment:	\$840.41
Balance due to Frontier Communications:	\$505,213.80

This is the amount of the advance payment that you will be required to make. You must return this signed agreement, along with the full advance payment, before your work will be scheduled.

Upon job completion, you may be issued either: **(1)** a refund for any overpayment, or **(2)** an invoice, if the final actual costs exceed the advance payments received.

If you agree to these terms, please sign below and forward this signed letter agreement, and a check for **\$505,213.80** made payable to Frontier Communications.

Frontier Communications
Attn: Jamie Evans
1800 41st St, Ste N100
MC: WA01020S
Everett, WA 98203

If you are signing for a company or other entity, then by signing below, you warrant that you are authorized to bind the company or entity to the terms of this letter agreement.

Upon receipt of your signed agreement and advance payment, your work order will be released to our Construction Department for scheduling.

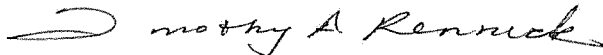
Frontier Communications shall not be responsible to the extent its performance is delayed or prevented due to causes beyond its control, including but not limited to acts of God or the public enemy, terrorism, civil commotion, embargo, acts of government, any law, order, ordinance, regulation, or requirement of any government, fires, explosions, weather, quarantine, strikes, labor disputes, lockouts, and other causes beyond the reasonable control of Frontier Communications.

Should you have any questions or concerns regarding these terms, please contact me at 425.263.4025.

Please be advised that the price estimate quoted above is only valid for sixty (60) days from the date of this letter. If this work request is cancelled after you have signed the agreement, you will be billed for any Engineering and Construction cost incurred after the date of signature that may include the cost to place and/or remove facilities.

If we do not receive this signed agreement and your full advance payment within this sixty (60) day period, we will assume that you do not want the work to be undertaken and the project will be **cancelled**.

Sincerely,



Tim Rennick
Network Engineer

I agree to the terms of this agreement:

Accepted (Signature): _____

Print Name & Title: _____

Company: _____

Billing Address: _____

Telephone #: _____

Date: _____

**Refunds/invoices will be made out and mailed to the signee and address you list above*