



Dave Cummings  
Chief Information Officer

## Technology Services

121 Library Court Oregon City, OR 97045

January 24, 2019

Board of County Commissioners  
Clackamas County

Members of the Board:

Approval for Service Level Agreement Amendment #1 between  
Clackamas Broadband eXchange and the City of Wilsonville

<b>Purpose/Outcomes</b>	Clackamas Broadband eXchange (CBX) is looking for approval for a Service Level Agreement (SLA) amendment #1 with the City of Wilsonville for exchanging dark fiber connections.
<b>Dollar Amount and Fiscal Impact</b>	No money will be exchanged between CBX and the City of Wilsonville.
<b>Funding Source</b>	The funding source for the expansion of the CBX fiber network will be contributed by the West Linn-Wilsonville SD for redundant paths to all of their school locations.
<b>Duration</b>	Effective upon signature by the board the SLA amendment #1 is effective until 02/05/2025.
<b>Previous Board Action</b>	Board previously approved CBX to exchange fiber connections with the City of Wilsonville in 2015.
<b>Strategic Plan Alignment</b>	1. Build a strong infrastructure. 2. Build public trust through good government.
<b>Contact Person</b>	Dave Devore (503)723-4996

**BACKGROUND:**

CBX negotiated an exchange of fiber connection with the City of Wilsonville when applying for the city franchise agreement in 2015. This amendment will increase the exchanged fiber connection; 2 (total of 5) for CBX and 1 (total of 6) for the City of Wilsonville. The new fiber connections will be utilized to provide the West Linn-Wilsonville School District redundant paths to all of their school locations.

**RECOMMENDATION:**

Staff respectfully recommends approval to enter into this new fiber agreement with PGE. Staff further recommends the Board delegate authority to the Technology Services Director to sign agreements necessary in the performance of this agreement.

This Service Level Agreement has been reviewed and approved by County Counsel.

Sincerely,

Dave Cummings  
CIO Technology Services

**AMENDMENT #1**

**TO THE CLACKAMAS COUNTY/CITY OF WILSONVILLE FIBER OPTIC INTERGOVERNMENTAL AGREEMENT ON SHARING DATA NETWORK**

This Amendment #1 is entered into by and between the City of Wilsonville (“City”) and the Clackamas County (“County”) and it shall become part of the Fiber Optic Service Intergovernmental Agreement entered into by and between the parties on February 5, 2015 (“Agreement”).

The Purpose of the Amendment #1 is to make several changes to Section II, Shared Resources, of the Agreement.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the receipt and sufficiency of which are hereby acknowledged, it is mutually agreed upon that Section II is hereby amended as follows:

1. Section II, Subsection A (3) is hereby deleted and replaced with the following:

A.

(3) Provide the County with five (5) pairs of fiber on the City’s fiber network, at no charge, for the following institutions: Providence, Clackamas Community College, and the remainder to an as yet to be identified public entity. Clackamas County and not the City will then be entitled to charge these entities for services provided.

2. Section II, Subsection B (1), is hereby deleted and replaced with the following:

B.

(1) In consideration of the City’s waiver of franchise fees and provision of resources, as set forth above, the County will provide the City with six (6) pairs of fiber on the CBX fiber network, at no charge. The six public sites will be identified by the City as the need arises. Once identified, the City and not Clackamas County will then be entitled to charge these entities for services provided.

Except as expressly amended above, all other terms and conditions of the Agreement shall remain in full force and effect. By signature below, the parties agree to this Amendment #1, effective upon the date of the last signature below.

City of Wilsonville



Authorized Signature

Bryan Cosgrove / City Manager

Name / Title (Printed)

December 13, 2018

Date

Clackamas County

Authorized Signature

Name/Title (Printed)

Date