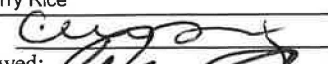
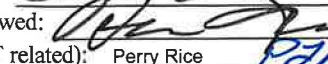



# WHATCOM COUNTY CONTRACT INFORMATION SHEET

Whatcom County Contract No.  
202310024-3

Originating Department:	Administrative Services								
Division/Program: (i.e. Dept. Division and Program)	AS-IT-Technology								
Contract or Grant Administrator:	Perry Rice - IT Manager								
Contractor's / Agency Name:	Astound Business Solutions, LLC								
Is this a New Contract? If not, is this an Amendment or Renewal to an Existing Contract? Yes <input type="radio"/> No <input checked="" type="radio"/> If Amendment or Renewal, (per WCC 3.08.100 (a)) Original Contract #: 202310024									
Does contract require Council Approval? Yes <input checked="" type="radio"/> No <input type="radio"/> If No, include WCC: _____									
Already approved? Council Approved Date: _____ (Exclusions see: Whatcom County Codes 3.06.010, 3.08.090 and 3.08.100)									
Is this a grant agreement? Yes <input type="radio"/> No <input checked="" type="radio"/> If yes, grantor agency contract number(s): _____ CFDA#: _____									
Is this contract grant funded? Yes <input type="radio"/> No <input checked="" type="radio"/> If yes, Whatcom County grant contract number(s): _____									
Is this contract the result of a RFP or Bid process? Yes <input type="radio"/> No <input checked="" type="radio"/> If yes, RFP and Bid number(s): _____ Contract Cost Center: 1000									
Is this agreement excluded from E-Verify? No <input type="radio"/> Yes <input checked="" type="radio"/> If no, include Attachment D Contractor Declaration form.									
If YES, indicate exclusion(s) below: <table border="0"> <tr> <td><input type="checkbox"/> Professional services agreement for certified/licensed professional.</td> <td><input type="checkbox"/> Goods and services provided due to an emergency</td> </tr> <tr> <td><input type="checkbox"/> Contract work is for less than \$100,000.</td> <td><input checked="" type="checkbox"/> Contract for Commercial off the shelf items (COTS).</td> </tr> <tr> <td><input type="checkbox"/> Contract work is for less than 120 days.</td> <td><input type="checkbox"/> Work related subcontract less than \$25,000.</td> </tr> <tr> <td><input type="checkbox"/> Interlocal Agreement (between Governments).</td> <td><input type="checkbox"/> Public Works - Local Agency/Federally Funded FHWA.</td> </tr> </table>		<input type="checkbox"/> Professional services agreement for certified/licensed professional.	<input type="checkbox"/> Goods and services provided due to an emergency	<input type="checkbox"/> Contract work is for less than \$100,000.	<input checked="" type="checkbox"/> Contract for Commercial off the shelf items (COTS).	<input type="checkbox"/> Contract work is for less than 120 days.	<input type="checkbox"/> Work related subcontract less than \$25,000.	<input type="checkbox"/> Interlocal Agreement (between Governments).	<input type="checkbox"/> Public Works - Local Agency/Federally Funded FHWA.
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<input type="checkbox"/> Contract work is for less than 120 days.	<input type="checkbox"/> Work related subcontract less than \$25,000.								
<input type="checkbox"/> Interlocal Agreement (between Governments).	<input type="checkbox"/> Public Works - Local Agency/Federally Funded FHWA.								
Contract Amount:(sum of original contract amount and any prior amendments): \$ 8,127.33 per mo \ Total \$394,802.76 over 5 years This Amendment Amount: \$ 2,760.28 per mo \ Total \$75,079.49 over 5 years Total Amended Amount: \$ 10,887.61 per mo \ Total \$469,882.25 over 5 years	Council approval required for; all property leases, contracts or bid awards <b>exceeding \$40,000</b> , and professional service contract amendments that have an increase greater than \$10,000 or 10% of contract amount, whichever is greater, <b>except when</b> : <ol style="list-style-type: none"> <li>1. Exercising an option contained in a contract previously approved by the council.</li> <li>2. Contract is for design, construction, r-o-w acquisition, prof. services, or other capital costs approved by council in a capital budget appropriation ordinance.</li> <li>3. Bid or award is for supplies.</li> <li>4. Equipment is included in Exhibit "B" of the Budget Ordinance.</li> <li>5. Contract is for manufacturer's technical support and hardware maintenance of electronic systems and/or technical support and software maintenance from the developer of proprietary software currently used by Whatcom County.</li> </ol>								
Summary of Scope:									
Request approval for the County Executive to enter into Amendment 3 to the agreement between Whatcom County and Astound Business Solutions, LLC (formerly Wave) for additional fiber optic connectivity from the Courthouse to the 400 N. Commercial Street building and to the 104/110 Unity Street building. Amendment 3 would increase monthly fees from \$8,127.33 (including applicable taxes, fees and surcharges) to \$10,887.61 for a total amount over the five years of \$469,882.25									
Term of Contract: 5-Years	Expiration Date: July 26, 2028								

Contract Routing:	1. Prepared by: Perry Rice	Date: 4/4/2025
	2. Attorney signoff: 	Date: 4/4/25
	3. AS Finance reviewed: 	Date: 4/7/25
	4. IT reviewed (if IT related): Perry Rice 	Date: 4/4/2025
	5. Contractor signed: _____	Date: 4/21/2025
	6. Submitted to Exec.: Jake Logan	Date: 04/07/2025
	7. Council approved (if necessary): AB2025-296	Date: 04/15/2025
	8. Executive signed: SSidhu	Date: 4/24/2025
	9. Original to Council: _____	Date: _____

**WHATCOM COUNTY  
ADMINISTRATIVE SERVICES**



**INFORMATION TECHNOLOGY**

Whatcom County Courthouse  
311 Grand Avenue, Suite 305  
Bellingham, WA 98225-4038

**PERRY L. RICE**  
IT Director

**MEMORANDUM**

**TO:** Satpal Singh Sidhu, County Executive  
Aly Pennucci, Deputy Executive  
Kayla Schott-Bresler, Deputy Executive

**FROM:** Perry Rice, IT Director *PJR*

**RE:** Fiber Optic Lease Agreement Amendment 3 for Multiple Locations

**DATE:** April 4, 2025

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Enclosed for your consideration is the proposed Amendment 3 to the Dark Fiber Optic Lease agreement between Whatcom County and Astound Business Solutions, LLC (Astound) to increase the connectivity from the Courthouse to the 400 N. Commercial Street building and to the 110 Unity Street building.

**Background and Purpose**

Whatcom County currently has a consolidated 60-month lease agreement (Contract #202310024) in place with Astound for fiber optic connectivity to buildings in the following nine locations: Laurel, Mount Baker Highway, Iron Gate, Barkley, Williamson Way, Unity Street, Dupont Street, State Street and Commercial Street.

These fiber optic circuits provide the County Data Network (file services, print services, telecommunications, servers, etc.) to each building and in some cases the Facilities Network (proximity lock, security video and HVAC) and our public WiFi network.

This proposed amendment would:

- 1) Extend the existing 18-month term for three fiber optic strands to the building at 400 N. Commercial Street to be coterminous with the consolidated lease agreement. This will be occupied by County IT staff to make room for the new 3<sup>rd</sup> Floor Courtroom for Superior Court.
- 2) Add two additional fiber optic strands to the building at 110/104 Unity Street for the Facilities Network and our public WiFi network. This will prepare the building to be occupied by County employees from the Health Department to help address the space shortage.

**Funding Amount and Source**

The total amount of this third amendment over the remaining 38-month service term is \$75,079.49 (\$2,760.28 per month) which includes applicable taxes, fees and surcharges. Funding would be from department base budgets.

**Contact Information**

Please contact Perry Rice at x5235 if you have any questions or concerns regarding the terms of this amendment.



OP445078

### THIRD AMENDMENT TO DARK FIBER ORDER Multiple Fiber Routes

This Third Amendment to Dark Fiber Order: Multiple Fiber Routes (this "Third Amendment") is entered into as of the date of last signature below (the "Effective Date"), by and between ASTOUND BUSINESS SOLUTIONS, LLC, a Delaware limited liability company, acting on behalf of itself and as agent for its Affiliates (collectively, "Provider"), and WHATCOM COUNTY, a political subdivision of the State of Washington ("Customer").

#### BACKGROUND

A. Provider and Customer are the parties to that certain Master Services Agreement dated October 26, 2023, Whatcom County Contract No. 202310021 (the "MSA"), pursuant to which Customer may elect to order from Provider certain telecommunications services, including, including Ethernet transport, dedicated internet access, phone over fiber, dark fiber, and other related services.

B. As contemplated by the MSA, Provider and Customer entered into that certain Dark Fiber Order: Multiple Fiber Routes dated November 9, 2023, Whatcom County Contract No. 202310024 (the "November 9 Order"), as subsequently amended by that certain First Amendment to Dark Fiber Order: Multiple Fiber Routes dated July 31, 2024, Whatcom County Contract No. 202310024-1 (the "First Amendment"), and by that certain Second Amendment to Dark Fiber Order: Multiple Fiber Routes dated December 20, 2024, Whatcom County Contract No. 202310024-2 (the "Second Amendment," and, together with the November 9 Order, and the First Amendment the "Original Order"), pursuant to which Customer receives certain dark fiber Services from Provider at multiple Service Sites.

C. The Initial Service Term of the Original Order is scheduled to expire on July 26, 2028 (the "Expiration Date").

D. Pursuant to the Second Amendment, Customer receives from Provider an additional dark fiber route connecting the A Location End Point of 400 N. Commercial Street, Bellingham, WA to the Z Location End Point of 311 Grand Avenue, Bellingham, WA 98225 for a Service Term of eighteen (18) months.

E. Customer now desires to amend the Original Order (i) for the Services listed under Paragraph D above to expire on the same date as the Expiration Date, and (ii) to add an additional dark fiber route, as more fully describe below.

F. All capitalized terms used but not defined in this Third Amendment shall have the meanings given to them in the MSA or the Original Order, as applicable.

#### AGREEMENT

**Section 1: Additional Dark Fiber Route.** Promptly following the Effective Date of this Third Amendment, Provider shall deliver to Customer the following additional dark fiber route (the "Additional Dark Fiber Services") described in the table below, in exchange for the NRC and the MRC set forth below:

Fiber Route Identifier	A Location End Point	Z Location End Point	Description of Fiber	NRC	MRC
Fiber Route 1	311 Grand Avenue Bellingham, WA 98225	104-110 Unity Street Bellingham, WA 98225	2 strands single mode dark fiber	\$0	\$1,000
TOTAL COST:				\$0	\$1,000

**Section 2: Service Term.** The new Additional Dark Fiber Route and the dark fiber route listed under Paragraph D above shall be coterminous and expire on the Expiration Date.



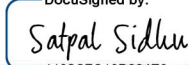


**Section 3: Miscellaneous.** Except as expressly amended by this Third Amendment, the Original Order as amended remains in full force and effect in accordance with its terms and is hereby ratified and affirmed by the parties. This Third Amendment may be executed in multiple counterparts, each of which shall constitute an original, and all of which shall constitute one and the same instrument. Any executed documents sent to one party by the other party in portable document format (pdf) images via email will be considered the same as an original document.

This Third Amendment will become effective only when both parties have signed it.

**CUSTOMER:**

Whatcom County, a political subdivision  
of the State of Washington

By   
DocuSigned by:  
1192C7C18B004E3...  
 Name: Satpal Sidhu  
 Title: Whatcom County Executive  
 Date: 4/24/2025

**PROVIDER:**

Astound Business Solutions, LLC, a Delaware  
limited liability company

By   
Signed by:  
1F254AA39A00450...  
 Name: David Lampkin  
 Title: VP Business Solutions  
 Date: 4/21/2025

**WHATCOM COUNTY:**

Recommended for Approval:

 4/4/2025  
 IT Director Date

Approved as to form:

 4/11/25  
 Prosecuting Attorney Date

*[The remainder of this page is intentionally left blank.]*