

Amendment No. 1
To Interlocal Grant Agreement # 201908011
BETWEEN WHATCOM COUNTY AND THE PORT OF BELLINGHAM
Economic Development Investment Program

This agreement is made by and between Whatcom County (hereinafter referred to as “the County”) and the Port of Bellingham (hereinafter referred to as “the Port”), political subdivisions of the State of Washington, pursuant to the Interlocal Cooperation Act, RCW 39.34.

WHEREAS, the Port and County have entered into an interlocal grant agreement, dated September 11, 2019 and designated “Whatcom County Contract No. 201908011”, which agreement provided for grant funding to support the Whatcom County Rural Broadband project (hereinafter referred to as “the Project”); and

WHEREAS, the Port of Bellingham pursued additional funding partners to move this Project forward and the process has resulted in delays as well as subsequent changes to the project location and scope; and

WHEREAS, the Interlocal grant agreement includes an Attachment B which is the original EDI Program application for funding, and within the application is a Project Description page as well as project area diagram (outlining proposed fiber placement); and

WHEREAS, this is a multi-year project and the Port’s project description and location for Phase 1 of this project has changed;

NOW THEREFORE, in consideration of the mutual benefits to be derived, the parties agree to amend the interlocal agreement as follows :

Attachment B -EDI Program Application

Replace Project Description sheet and Proposed Fiber Placement map with the new Project Description and location maps, attached hereto as Attachment B-1.

Unless specifically amended by this agreement, all other terms and conditions of the original contract shall remain in full force and effect.

This Amendment takes effect: June ____, 2022, regardless of the date of signature.

IN WITNESS WHEREOF, Whatcom County and Port of Bellingham have executed this Amendment on the date and year below written.

DATED this _____ day of _____, 2022.

PORT OF BELLINGHAM

Rob Fix, Executive Director

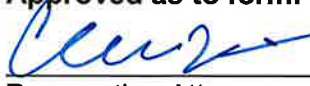
STATE OF WASHINGTON)
) ss.
COUNTY OF WHATCOM)

On this ____ day of _____, 2022, before me personally appeared Rob Fix, to me known to be the Executive Director and who executed the above instrument and who acknowledged to me the act of signing and sealing thereof.

NOTARY PUBLIC in and for the State of
Washington, residing at
_____. My commission expires
_____.

WHATCOM COUNTY:

Approved:

Approved as to form:
 7/29/22
Prosecuting Attorney Date

Accepted for Whatcom County:

By: _____
Satpal Singh Sidhu, Whatcom County Executive

STATE OF WASHINGTON)
) ss
COUNTY OF WHATCOM)

On this ____ day of _____, 2022, before me personally appeared Satpal Singh Sidhu, to me known to be the Executive of Whatcom County, who executed the above instrument and who acknowledged to me the act of signing and sealing thereof.

NOTARY PUBLIC in and for the State of
Washington, residing at
_____. My commission expires
_____.

Update in change in location to proposed project area

Contract number	201908011
Applicant	Port of Bellingham
Project	Whatcom County Rural Broadband project
Source	Funding
EDI	\$750,000
CERB	\$1,168,781
Port of Bellingham	\$114,000
TOTAL	\$2,032,781

Change in Scope of Work:

The change in location for the first phase of the Whatcom County Rural Broadband project is being changed from highway 542 towards the town of Glacier to East Nooksack and North Mosquito Lake road.

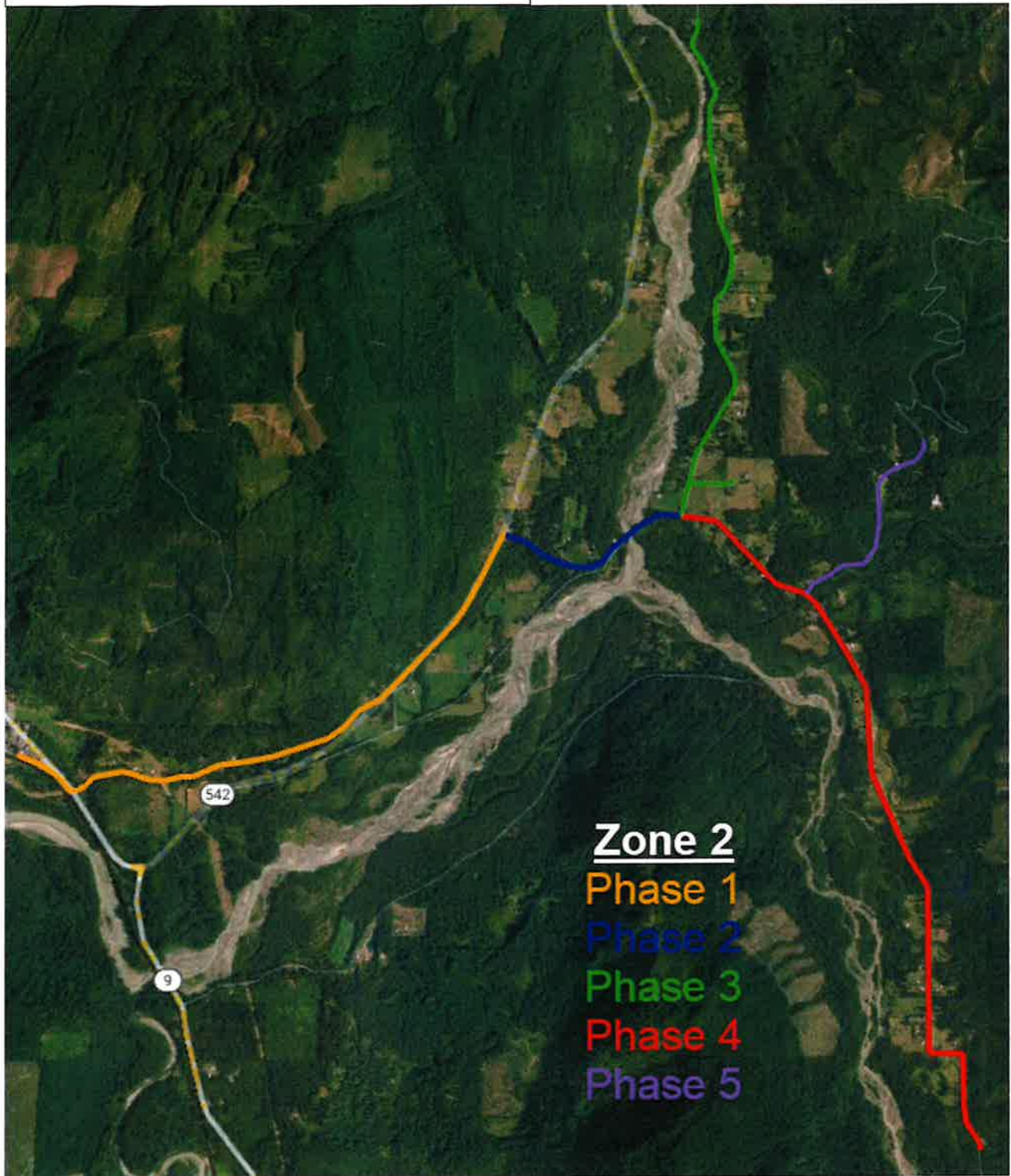
The change of location and scope was requested by the Port of Bellingham and approved by one of the projects funder Community Economic Revitalization Board (CERB) due to Zply the incoming Internet Service Provider (ISP) plans to upgrade their broadband infrastructure in the same area and requesting funding not be used to overbuild.

The new scope is to construct 37.7 miles of open access middle mile and last mile fiber to the premise (FTTP) in two locations. One is located just east of the town of Nooksack (Map 2, including all phases) and the second is located on the northern portion of Mosquito Lake Road (Map 1, including all phases). The funding will be used to cover the costs for permitting, fiber network design, splicing, purchasing of materials, labor, boring, trenching, hanging of telecommunication fiber, and other costs as related to fiber construction.

ORIGINAL PROJECT LOCATION



New Project Location – Map 1



New Project Location – Map 2

