

RESOLUTION NO. 3106

A RESOLUTION OF THE CITY OF WILSONVILLE AUTHORIZING THE CITY MANAGER TO EXECUTE A FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT ON BROADBAND SERVICES AND INFRASTRUCTURE SHARING BETWEEN THE CITY OF WILSONVILLE AND THE CITY OF SHERWOOD.

WHEREAS, the City of Sherwood (“Sherwood”) and the City of Wilsonville (“Wilsonville”) are parties to the Intergovernmental Agreement on Broadband Services and Infrastructure Sharing dated April 4, 2023 (the “IGA”); and

WHEREAS, the IGA was the result of collaboration between Sherwood and Wilsonville to use grant funds to expand the broadband infrastructure within Sherwood and Wilsonville; and

WHEREAS, the work completed as a result of the IGA has furthered the City’s efforts to strengthen its broadband infrastructure and to provide expanded and equitable access to high-speed internet; and

WHEREAS, Wilsonville has identified an opportunity to add broadband fiber conduit along SW Boberg Road that will connect the SMART administrative and new Public Works facilities to Wilsonville’s broadband network (the “Boberg Road Network Expansion”), which would strengthen Wilsonville’s broadband infrastructure by adding redundant pathways; and

WHEREAS, the City separately plans to resurface Boberg Road later this year as part of the City’s street maintenance program; and

WHEREAS, completing the Boberg Road Network Expansion before Boberg Road is resurfaced will allow Wilsonville to save time and money; and

WHEREAS, the expected cost to complete the Boberg Road Network Expansion is less than or equal to \$145,000.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

Section 1. Findings. The above-recitals are incorporated as if fully set forth herein as findings of the City Council, along with the staff report accompanying this Resolution.

Section 2. The City Manager is hereby authorized to enter into a First Amendment to Intergovernmental Agreement on Broadband Services and Infrastructure Sharing between the City of Wilsonville and the City of Sherwood, in a form substantially similar to **Exhibit 1** (the “First

Amendment"). Further, the City Manager is hereby authorized to approve any amendment to the First Amendment resulting in an increase in total compensation payable under the First Amendment of no more than 15% of the Consideration, as that term is defined in the First Amendment.

Section 3. Effective Date. This Resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 4th day of March, 2024, and filed with the Wilsonville City Recorder this date.

JULIE FITZGERALD, MAYOR

ATTEST:

Kimberly Veliz, City Recorder

SUMMARY OF VOTES:

Mayor Fitzgerald

Council President Akervall

Councilor Linville

Councilor Berry

Councilor Dunwell

EXHIBIT:

1. First Amendment to Intergovernmental Agreement on Broadband Services and Infrastructure Sharing Between the City of Wilsonville and the City of Sherwood