

**Amendment No. 7 ___ to Master Co-location and Shared Services Agreement between
Unite Private Network and City of Dubuque**

Pursuant to the Master Co-locations and Shared Services Agreement between City of Dubuque (City) and Unite Private Network (UPN) effectively dated November 16, 2017 and attached hereto, the Parties hereby agree to the following PROJECT STATEMENT:

Narrative description of co-location and service sharing:

- City will allow UPN access to and use of certain presently unused conduit, further defined in Exhibit A attached hereto, for purposes of providing broadband communication services and support to the community of Dubuque.
- UPN is responsible for obtaining all permits required from federal, state or local government including but not limited to Iowa Department of Transportation, United States Corps of Engineers, Iowa Dept. of Natural Resources and affected railroads, if any, for work on the conduit.
- City shall have the right of prior review and approval of any repairs, restoration, relocations, improvements, enhancements and maintenance of the conduit and fiber contained therein proposed by UPN.
- Any additional conduit and fiber capacity available or added, other than that which is specifically designated for UPN, shall be considered City assets and its future use controlled by City.
- During the term of this Project Statement, UPN will have the responsibility to manage and maintain the conduit and fiber therein, including but not limited to the following:
 - UPN shall provide physical assets and management services to City for its needs as it relates to this conduit and as further defined in Exhibit A attached hereto.
 - If UPN incurs costs associated with future fiber repairs, fiber restoration or fiber relocation, City will reimburse UPN for a percent of such costs on a pro-rata basis based on the proportionate utilization of the conduit by City
 - Each party will notify the other if it detects any problems that may interrupt service. UPN contact is _____. City contact is Dave Ness, City Engineering, dness@cityofdubuque.org (563) 589-1722.

Co-location or service site: The co-location and/or service site for this PROJECT STATEMENT is generally described as below and as further shown in Exhibit A:

- Shared service activity, repair, restoration, relocations, improvements and enhancements of such facilities starting at approximately the NW corner of the intersection of the NW Arterial and Dodge Street/Highway 20 and proceeding west approximately 810 linear feet and as further specified in Exhibit A.
- Shared service activity, repair, restoration, relocations, improvements and enhancements of such facilities starting at approximately the south-east corner of the intersection of John F. Kennedy

Road and Asbury Road and going west to approximately 3465 Asbury Road, estimated at approximately 1275 linear feet and as further specified in Exhibit A.

- Shared service activity, repair, restoration, relocations, improvements and enhancements of such facilities starting at approximately where 1st Street abuts Highway 151/61 and running north to 2nd Street then West to Main Street, approximately 565 linear feet and as further specified in Exhibit A.
- UPN will provide the following as described below and further specific in Exhibit A:
 - 330 feet of joint 7 way bored between existing city vault at electrical cabinet
 - 235 feet of joint 7 way and 2-2" bored along the south side of 2nd Street and east side of Main Street.
 - Installation of 2 vaults and 4 handholds for City along the bore path.
 - The cost of providing these services is \$12,766.25, which costs will be deducted from the license payment.

Charges and Payment Terms:

As estimated the total costs to City in implementing services to UPN is \$18,550 as follows:

- Duct license: From approximately the NW corner of the intersection of NW Arterial and Doge Street/Highway 20 and proceeding west approximately 810 linear feet ($810 \text{ f} \times \$7 = \$5,670$)
- Duct License: From approximately the south-east corner of the intersection of John F. Kennedy Road and Asbury Road and going west to approximately 3465 Asbury Road, estimated at approximately 1275 linear feet ($1275 \times \$7 = \$8,925$)
- Duct license: From approximately where West 2nd Street abuts Highway 151/61 and running to the NE Corner of the intersection of West 2nd Street and Main Street, approximately 565 linear feet ($565 \text{ lf} \times \$7 = \$3,955$)

As estimated the total costs to UPN in implementing services to City and fulfilling its responsibilities under this Project Statement is \$12,766.25 in specified services and a net license conduit fee of \$5,783.75.

There are no additional charges or payment terms required for the implementation of this Project Statement.

Term of Project:

Start Date: March 1, 2023

20 years from the start date with 5-year extensions at the mutual agreement of the parties.

Project Statement accepted:

Dated: _____

Dated: _____

CITY OF DUBUQUE, IOWA

Unite Private Network

By: _____

Michael Van Milligen, Dubuque City Manager

EXHIBIT A

Unite Private Network: Riley



Unite Private Network: Dutrac



Unite Private Network: Julien

