



CARLA M. BUTLER

April 1, 2014

Filing Center  
Oregon Public Utility Commission  
P.O. Box 1088  
Salem, OR 97308-1088

Re: UM- Recovery of Relocation Costs

Dear:

Enclosed for filing please find CenturyLink's Petition for Recovery of Relocation Costs.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Carla".

Carla M. Butler  
Paralegal

Enclosures  
cc: Certificate of Service

310 SW Park Ave., 11<sup>th</sup> Flr.  
Portland, OR 97205  
Ph. 503.242.5420  
Fx. 503.242.8589  
carla.butler@centurylink.com

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

Docket UM \_\_\_\_

In the Matter of

QWEST CORPORATION, D/B/A  
CENTURYLINK QC  
Petition for Recovery of Relocation Costs  
Pursuant to ORS 758.025 and OAR 860-  
022-0047

**PETITION FOR RECOVERY  
OF RELOCATION COSTS**

Pursuant to ORS 758.025 and OAR 860-022-0047, Qwest Corporation, d/b/a CenturyLink QC (“Qwest Corporation” or “Qwest”) respectfully submits this Petition to Recover Relocation Costs for 21 independent relocation projects in the state of Oregon.

In support of this Petition, and in order to comply with OAR 860-032-0035, Qwest Corporation provides the following information:

**1. Name and address of the public utility – subsections (4)(a) through (c):**

Qwest Corporation d/b/a CenturyLink QC  
100 CenturyLink Drive  
Monroe, Louisiana 71203

Petitioner’s Representatives:

William E. Hendricks III  
Senior Corporate Counsel  
CenturyLink

902 Wasco Street  
Hood River, OR 97031  
[tre.hendricks@centurylink.com](mailto:tre.hendricks@centurylink.com)

Ron Trullinger  
Regulatory Affairs Director  
CenturyLink

310 SW Park Ave., 11<sup>th</sup> Floor  
Portland, OR 97205  
[ron.trullinger@centurylink.com](mailto:ron.trullinger@centurylink.com)

**2. Qwest Corporation form of regulation:**

Qwest Corporation is authorized by the Commission to operate as a telecommunications utility. Qwest Corporation is not subject to rate-of-return regulation, and is regulated under ORS 759.255.

**3. General description of the projects – subsections (4)(d) through (f):**

This Petition seeks Commission approval for the recovery of the costs to relocate network facilities or make other changes to infrastructure as mandated by certain government entities. Qwest Corporation seeks recovery for 21 facility relocation projects. Those projects are outlined, and the mandates by the various government entities are included, in Attachment 1. The projects were necessary and unavoidable, as described in the documents contained in Attachment 1. In addition, for each of the 21 projects, the company participated in the planning and design process described in ORS 758.025.

Only projects with an impact of greater than \$25,000 are included in the Petition. This threshold level was deemed reasonable by the company after calculating the three-year (2009-2011) total project cost average for relocation efforts, which was \$20,150 per project. Based on this analysis, the company believes that a \$25,000 threshold is reasonable and has only included in the Petition projects the costs of which that meet or exceed that threshold. The \$25,000 threshold was also used for the 2013 petition which was approved by the Commission in Order No. 13-173, dated May 7, 2013.

**4. Overall impact to Qwest Corporation – subsections (4)(g) and (h):**

Qwest Corporation as an ILEC in Oregon may be required to relocate its network facilities that are in the public rights-of-way when mandated to do so by Federal, State, Municipal and County authorities. A utility has finite capital for investing and upgrading its

network. The capital dollars used to move its facilities for highway widening projects, new government buildings, convention centers, etc. are not considered normal costs of business operations, because the costs are not associated with normal plant maintenance, nor can they be associated with any particular revenue source. Such costs have a substantial, unforeseeable impact on the company's capital expenditures and are therefore properly recoverable as set forth in ORS 758.025 and OAR 860-022-047. See Attachment 2.

**5. Proposed allocations, recovery and notice – subsections (4)(i) through (m)**

A detailed summary of Actual Recoverable Costs and Undepreciated Investments as well as the amounts for each project that Qwest Corporation is seeking recovery are contained in Attachment 2. The costs will be recovered under a Facility Relocation Cost Recovery Fee that will be included on the bills of all retail customers in Qwest Corporation's serving territory. In addition, the fee will be placed on customers' monthly bill, will appear as an additional charge of \$.15, and will run on the bills for a period of twelve months, beginning on July 1, 2014. See Attachment 3, Customer Notice. In addition, the affidavit relating to the customer notice is included in Attachment 4.

**CONCLUSION**

For the above reasons, Qwest Corporation requests that the Commission grant this Petition.

Respectfully submitted this 1st day of April, 2014.

Sincerely,



Ron Trullinger  
State Regulatory Affairs Director

**CERTIFICATE OF SERVICE**

I hereby certify that on the 1<sup>st</sup> day of April, 2014, I served a true copy of the foregoing **QWEST CORPORATION D/B/A CENTURYLINK QC'S PETITION FOR RECOVERY OF RELOCATION COSTS** on the following persons via e-mail transmission only:

Michael Weirich, Esq.  
Assistant Attorney General  
Oregon Department of Justice  
100 Justice Building  
1162 Court St. NE, Room 100  
Salem, OR 97302  
[Michael.weirich@state.or.us](mailto:Michael.weirich@state.or.us)

Mr. Bryan Conway  
Administrator, Telecommunications Services  
Oregon Public Utility Commission Staff  
P. O. Box 2148  
Salem, OR 97308-2148  
[Bryan.conway@state.or.us](mailto:Bryan.conway@state.or.us)

DATED this 1<sup>st</sup> day of April, 2014.



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By: Carla M. Butler  
310 SW Park Ave., 11<sup>th</sup> Flr.  
Portland, OR 97205  
Telephone: 503-242-5420  
Facsimile: 503-242-8589  
e-mail: [carla.butler@centurylink.com](mailto:carla.butler@centurylink.com)  
Paralegal for CenturyLink



Sam Adams Mayor

Susan D. Keil Director

EVIDENCE JOB #

E. 289101

E. 309492

E. 307493

E. 397547

August 2, 2011

RE: Future Street Improvement, Job # T00138 CDS (formerly 62326) PORTLAND TO MILWAUKIE- Light Rail Project

Page 1 of 2

Dear Sir or Madam:

The City of Portland is assisting TriMet with the completion of design and development of construction plans and specifications for the Portland-Milwaukie Light Rail project. As the owner of utility facilities, you will be responsible for adjusting your facilities horizontally and/or vertically as required by project construction.

TriMet's utility coordinators, Simon Cooper and Bobby Bartels have worked with you to identify and document your relocation needs. Enclosed for your use are the 60% civil drawings east and west for the project. Please use this information to confirm your final facility locations.

At this time, it is important that you research your facilities within the improvement area and determine whether your utility information is shown and if it correctly represents your facilities. If you need additional detail, please contact TriMet. Any corrections or information on additional facilities planned for the project area should be provided in writing to TriMet.

Newly installed facilities, as well as existing facilities must be located below the subbase of this improvement as designed or above/outside of the light rail catenary system and light rail operational envelope as required by codes, except for surface appurtenances such as meters, manholes, handholes, telephone closures, valves and covers, etc clearly visible on the surface of the ground.

Any utility facilities in conflict with the project plans which have not been relocated prior to the start of construction by TriMet or its contractors may cause delay to the project, and the owner of the facilities will be held responsible for any costs there from. All work by the owners of these facilities must be completed prior to the start of construction by TriMet or its contractors unless a prior written agreement is made between the utility owner, TriMet, and the City.

TriMet will provide detailed information on schedule and relocation timing throughout the final engineering and construction phases of the project.

1120 S.W. 5th Avenue, Suite 800 • Portland, Oregon, 97204-1914 • 503-823-5185  
FAX 503-823-7576 or 503-823-7371 • TTY 503-823-6868 • www.portlandoregon.gov

An Equal Opportunity Employer

To ensure equal access, the Portland Bureau of Transportation will make accommodations in full compliance with Title VI of the Civil Rights Act of 1964, the ADA Title II, and related statutes and regulations in all programs and activities. For accommodations and additional information, and complaints, contact the Title II and Title VI Coordinator at Room 1204, 1120 SW 5th Ave, Portland, OR 97204, or by telephone 503-823-5185, City TTY 503-823-6868, or use Oregon Relay Service: 711.

ATTACHMENT 1

PAGE 1 OF 40

EVIDENCE Attachment #

E. 289101

E. 309492

E. 307493

If you have any questions regarding the nature and scheduling of your work, please contact: Simon Cooper at (503) 962-2146, [coopers@trimet.org](mailto:coopers@trimet.org) or Bobby Bartels at 503-962-8807, [bartelsr@trimet.org](mailto:bartelsr@trimet.org).

Sincerely,

Steve Townsen  
City Engineer

Utility Coordination, Street Systems Management  
Link: Civil Drawings east and west

E. 397547

Page 2 of 2

ATTACHMENT 1

Page 2 of 40

Martin, Jim

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**From:** BECHTEL Kirk P [Kirk.P.BECHTEL@odot.state.or.us]  
**Sent:** Friday, August 02, 2013 3:11 PM  
**To:** Martin, Jim  
**Cc:** HOWE Heather C; LEEVER Dick B; THOMAS Joseph R \* ODOT; FLETCHER Timothy W; SNYDER Todd W; ALLEMAND Roger B  
**Subject:** 12723-FVI-CenturyLink Time Requirements Letter  
**Attachments:** 12723-I5\_Fern\_Valley\_Int-CenturyLink\_Timing\_Letter.pdf; 12723 CenturyLink Add Work Agreement Nov 19 2012\_Signed.pdf

Hello Jim,

Based on our written & verbal conversations, we have agreed that CenturyLink will have all work described in the approved relocation plans for the subject project completed no later than December 31, 2013.

This date is based on ODOT having possession of all proposed ROW's & PE's associated with the CenturyLink relocation plans no later than *October 15, 2013*. If the possession of ROW & PE date changes, this may affect CenturyLink's above completion date. We can revise the completion date as needed if this happens.

Work to be performed in coordination with the ODOT Contractor that is not included in this timeline is as follows:

- *CenturyLink to connect conduits placed in the approved relocation plan to the conduits placed on the Bear Creek Bridge by the ODOT Contractor. As described in the project special provisions, the ODOT Contractor will provide CenturyLink with a four week notice and allow three weeks to perform this work.*
- *CenturyLink will adjust all of their own manholes and vaults within the project limits. As described in the project special provisions, the ODOT Contractor will provide CenturyLink with a two week notice and allow one week to perform this work.*

I will be placing the attached letter in the mail today. As the letter states, if there is any anything that is not correct in this letter, please let me know ASAP so that it may be addressed.

Thank you very much for all your work in preparing the approved relocation plans to help make our project a success! If you have any questions, please let me know.

Kirk Bechtel  
ODOT - Region 3 Utility Specialist  
(541) 774-6382





Oregon

John A. Kitzhaber, MD, Governor

page 20 of 7

## Department of Transportation

Region 3, Rogue Valley Office

100 Antelope Road

White City, OR 97503

Voice (541) 774-6299

Fax (541) 774-6349

August 2, 2013

**CenturyLink**150 W. Stewart Ave., Room 4  
Medford, OR 97501

Subject: **RELOCATION TIME REQUIREMENTS**  
**FFO-I-5: Fern Valley Interchange, Unit 2**  
 Pacific Highway  
 Jackson County  
 Key No.: 12723

Attention: **Jim Martin / Sr. Design Engineer**

Pursuant to the provisions of Paragraph 734-55-045 (2) of the Oregon Administrative Rules, Chapter 734, Division 55, you have advised the Oregon Department of Transportation verbally and in writing that your relocation work will be completed as listed below:

RELOCATION WORK:

- CenturyLink will relocate all facilities which have been determined to be in conflict with the project as described & shown in the relocation plan approved on June 18, 2013.
- CenturyLink will adjust their manhole lids located throughout the project by coordinating with the ODOT Contractor during construction.

RELOCATION COMPLETION:

- All relocation work described in the approved relocation plan shall be performed by CenturyLink construction crews and completed no later than December 31, 2013. This date is contingent on ODOT having possession of all proposed Right of Way & Permanent Easements associated with your relocation plan by October 15, 2013.
- ODOT Contractor shall provide a two (2) week notice to CenturyLink before beginning work on the project.
- ODOT Contractor shall provide a four (4) week notice to CenturyLink before completing work on the first phase of the Bear Creek Bridge which includes completion of the Bid Item – "Utility Attachment on Structures, Communications" and allow CenturyLink three (3) weeks to complete their relocation work. See the attached "Add Work Agreement" for the bid item work.
- ODOT Contractor shall provide a two (2) week notice to CenturyLink before beginning paving operations. CenturyLink will adjust their manhole lids within the paving operation limits in coordination with the ODOT Contractor.

Relocation Time Requirements

Revision Date: March 2009

Page 1 of 3

ATTACHMENT 1

Page 4 of 40

EVIDENCE Job # E 296097 Attachment  
page 3 of 7

CenturyLink  
Key: 12723  
Date: August 2, 2013

YOU ARE DIRECTED TO PROCEED with the above work at any time so long as the required ODOT permit to occupy highway right-of-way has been granted. An ODOT Permit is required on your plan for relocation.

Please contact Roger Allemand, ODOT District Permit Specialist in White City, at (541) 774-6360, to begin your permit application process. It is your obligation to apply for the necessary permit in advance of the work to be performed, in order to meet the above completion time commitment.

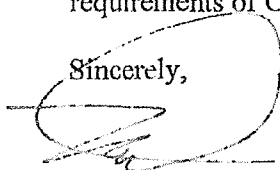
YOU ARE DIRECTED TO CONTACT the Project Manager Tim Fletcher, at (541) 774-6356, before entering on any newly acquired right-of-way to commence your utility relocation. He can advise you as to any property on which the state does not yet have a legal right of entry.

Contact Mr. Fletcher to schedule an on-site meeting to review and approve your field staking. This step shall ensure that your relocated facility will accommodate the proposed project construction. With this same call, you may request to have ODOT provide reference staking or marks, to assist your field staking activity.

If you fail to meet the time requirement specified above, you will be subject to the provisions of OAR 734-55-045 (6). A copy of this Oregon Administrative Rule subsection is enclosed for your information. The complete Oregon Administrative Rule, Chapter 734, Division 55, along with federal and state laws, rules, regulations and policies pertaining to utility relocations and reimbursement, are located at ODOT's Utility Relocation Program Resources website on the Internet at: [http://www.oregon.gov/ODOT/HWY/ROW/utility\\_resource.shtml](http://www.oregon.gov/ODOT/HWY/ROW/utility_resource.shtml)

If the time requirements stated above are incorrect, please give me a call at (541) 774-6382 as soon as possible, so that I may address your concern and make a revision, if possible. This notice fulfills the requirements of OAR paragraph 734-55-045 (4).

Sincerely,



Kirk P. Bechtel  
Region Utility Specialist  
Phone: 541-774-6382  
Cell: 541-890-3506  
Email: [Kirk.P.Bechteler@odot.state.or.us](mailto:Kirk.P.Bechteler@odot.state.or.us)

Cc: Heather Howe, ODOT State Utility Liaison  
Dick Leever, ODOT Project Team Leader  
Joseph Thomas, ODOT Region 3 Right of Way / Survey / Utility Manager  
Tim Fletcher, ODOT Project Manager  
Todd Snyder, ODOT Sr. Project Inspector  
Roger Allemand, ODOT District Permit Specialist

Relocation Time Requirements  
Revision Date: March 2009  
Page 2 of 3

ATTACHMENT 1

Page 5 of 40

CenturyLink  
Key: 12723  
Date: August 2, 2013

734-055-0045

**Removal, Relocation or Repair**

(1) The permit is issued pursuant to the law of the State of Oregon which authorizes the Commission to subsequently require applicant to remove, relocate or repair the facility covered by the permit at the sole cost of applicant.

(2) Upon receiving written notice from the Engineer to remove, relocate or repair the said facility, applicant shall within 30 days or within the time frame contained in the notice, provide to the Engineer its time estimated requirements for accomplishing the directed action.

(3) The Engineer, after applicant has provided its estimated time requirement for removal, relocation or repair of said facility, may schedule a preconstruction meeting with all applicants and affected contractors to coordinate the requested activity.

(4) The Engineer in a second notice shall direct applicant, within a specified time frame and consistent with a coordination plan, to complete the removal, relocation or repair of said facility. The time frame outlined in the notice shall take into consideration the applicant's estimated time requirements to accomplish the directed action. Such removal, relocation, or repair shall be at applicant's sole cost in accordance with said second notice and instructions received from the Engineer. Before commencing said removal, relocation or repair, applicant shall furnish such insurance and post such bond as the Engineer may consider necessary at that time in the manner provided for in OAR 734-055-0035(1) and (2).

(5) Should applicant fail to remove, relocate or repair the facility as provided in section (4) of this rule, the DM may remove, relocate or repair same and submit a statement of total costs for this work to applicant. Applicant upon receiving said statement will immediately, or within a period of time agreed upon between applicant and Engineer, pay to the Department the full amount of said removal, relocation or repair costs.

(6) If the section of highway in which applicant is required by the Engineer to remove, relocate or repair a facility is or will be under construction or reconstruction or improvement under a contract entered into between the Department and an independent contractor and applicant's failure to remove, relocate or repair said pole line, buried cable, pipe line, sign or miscellaneous facility within the time specified in section (4) of this rule, or such other time as may be specified by the Engineer, results in payment by Department to its contractor of any claim for extra compensation for any work under said contract, applicant shall be liable to the Department for payment of the amount paid to Department's contractor as a direct result of applicants failure to comply with the time requirements of the Engineer.



# Oregon

John A. Kitzhaber, Governor

Department of Transportation  
 Right of Way Section  
 4040 Fairview Industrial Drive SE MS#2  
 Salem, OR 97302-1142  
 503-986-3600  
 Fax 503-986-3625

November 19, 2012

CenturyLink

Attn: Jim Martin  
 150 W. Stewart Ave, Room 4  
 Medford, OR 97501

**SUBJECT:** Add Work Letter Agreement  
**PROJECT:** I-5: FERN VALLEY INTERCHANGE, UNIT 2  
**KEY#:** 12723

Dear Mr. Martin:

This letter serves as an agreement between CenturyLink and the Oregon Department of Transportation (ODOT) for utility relocation work that is to be added to the above titled Oregon Transportation Commission project. This agreement sets forth the provisions for including utility work into the ODOT project.

For the utility work to be included in the above mentioned project, CenturyLink will be responsible for paying 100% of the relocation/installation costs. CenturyLink requested to add the work to the contract in an email dated, November 19, 2012.

The estimated cost to accommodate CenturyLink relocation work is shown below:

Item Description	Item Code	Unit	Quantity	Estimated Unit Price	Cost Split %	Cost
UTILITY ATTACHMENT ON STRUCTURE, COMMUNICATIONS	0589-0100000A	LS	1	\$20,000.00	67%	\$13,400.00
<b>Total</b>						<b>\$13,400.00</b>

With regard to the payment of funds, the Oregon Constitution states that the revenue collected from taxes on motor vehicle use and fuel are used exclusively for highway purposes. Highway trust funds cannot be utilized for non-highway purposes, i.e., non-reimbursable utility work. Therefore, funds covering the cost of non-highway construction must be deposited with the agency administering the highway construction contract in advance of the actual construction. Since ODOT will administer the contract for this project, CenturyLink will be required to make a deposit of monies to ODOT for the non-reimbursable work included in the contract.

All work added to the project will comply with Buy America requirements as described in Section 10.340 (5) of Chapter 10 of the Right of Way Manual [http://www.oregon.gov/ODOT/HWY/ROW/docs/row\\_manual\\_chapter\\_10.pdf](http://www.oregon.gov/ODOT/HWY/ROW/docs/row_manual_chapter_10.pdf). Should CenturyLink supply materials to the ODOT contractor, those materials will also comply with Buy America requirements.

At this time, no payment of funds is due. A letter will be sent by our Active Transportation Section, prior to the bid opening, requesting the above stated payment. Please note that the bid costs could vary substantially from the estimated costs. **You should be advised that the execution of this agreement means that the non-reimbursable**

ATTACHMENT 1

Page 7 of 40

Key # 12723 CenturyLink Letter of Agreement

November 19, 2012

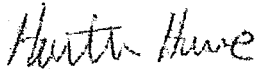
utility work cannot be removed from ODOT's construction contract, even if the cost of the bid items exceeds the estimate. CenturyLink will be responsible for paying its entire share of the charges for the above work.

When construction has been completed, verification will be made of the expenditures involved in the ODOT contract. CenturyLink will be billed for any costs that exceed the bid amount or a refund will be issued for any excess funds that were collected.

CenturyLink is required to pay actual costs as per 23 CFR 645.117 (Code of Federal Regulations). To view the awarded contract bid prices, precede to [http://www.oregon.gov/ODOT/CS/CONSTRUCTION/Bid\\_Award.shtml](http://www.oregon.gov/ODOT/CS/CONSTRUCTION/Bid_Award.shtml).

If the terms set forth above are acceptable to CenturyLink, please sign in the space provided on the following page and return the original to this office by *November 30, 2012*. If you have any questions, please do not hesitate to contact me at 503-986-3658.

Sincerely,



Heather Howe  
State Utility Liaison  
4040 Fairview Industrial Dr SE MS#2  
Salem, OR 97302-1142

Cc: Kirk Bechtel, Region Utility Specialist  
Dick Leever, Project Manager  
Lenny D'Ambrosia, CenturyLink

Key # 12723 CenturyLink Letter of Agreement

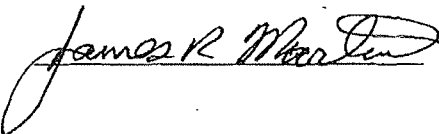
November 19, 2012

By signing this letter agreement, you agree to the conditions of the letter and acknowledge that CenturyLink is responsible for the cost of the non-reimbursable utility work. CenturyLink will compensate ODOT for that portion of non-reimbursable utility work added to ODOT's contract, including any administrative costs ODOT incurs that are associated with the work.

Print name and title of the authorized CenturyLink representative then sign and date as provided below.

**APPROVED:**

Name JAMES R. MARTIN

Signature 

Title SENIOR ENGINEER

Date 11-29-12

STATE OF OREGON DEPARTMENT OF TRANSPORTATION  
UTILITY CERTIFICATION  
Local Agency

Date: February 3, 2012  
To: Kelli Sparkman  
Local Agency Liaison, ODOT

CC: Heather Howe  
State Utility Liaison

Project: Garfield Street: Columbus Avenue to Lillian Street  
Key No: 17240

This is to certify that for this project based on plans dated February 2, 2012, all utility work has been completed or that all necessary arrangements have been made for it to be undertaken and completed as required for proper coordination with the physical construction schedule.

Appropriate notification identifying all utility relocation work together with status of/or schedule for completion for each utility company involved within the limits of this project has been made a part of the special provisions.

The following utilities are in the project limits and will be adjusting, relocating, or installing facilities, before, during, or after, construction. Relocation time requirements for these utilities are attached to this Certification.

- Medford Water Commission, Avista Utilities, Pacific Power, and CenturyLink

The following utilities are within the project limits but no conflicts are anticipated.

- Charter Communications, Rogue Valley Sewer Services, and Medford Irrigation District

Utility Certification: Larry Beskow City of Medford City Engineer  
Print Name: Larry Beskow, P.E.

**UTILITY EXCEPTIONS**

*(Provide a Public Interest Finding below, for approval by the Area Manager)*

The following Utilities have been appropriately notified of the project and the impacts to their facilities, however, a written schedule for their relocation has not been obtained. A utility schedule has been included in the contract special provisions however, without approval from the utility. An approved schedule will be obtained from the utility(s) listed below and any modification will be presented at the Pre-Construction meeting.

- 

Utility Certification - Exception: \_\_\_\_\_, Local Agency Signature  
Print Name:  
Title:

EVIDENCE

Job# E, 296550

Attachment 1  
page 2 of 5



**CITY OF MEDFORD**

PUBLIC WORKS DEPARTMENT  
ENGINEERING & DEVELOPMENT DIVISION

411 WEST 8<sup>TH</sup> STREET  
MEDFORD, OREGON 97501  
[www.ci.medford.or.us](http://www.ci.medford.or.us)

TELEPHONE (541) 774-2100  
FAX (541) 774-2552

January 11, 2012

CenturyLink  
150 Stewart Avenue  
Medford, OR 97501

Subject: Relocation Time Requirements  
Garfield Street: Columbus Avenue to Lillian Street – P1778 (KN#17240)

Attention: Jim Martin

Pursuant to the provisions of Paragraph 734-55-045 (2) of the Oregon Administrative Rules, Chapter 734, Division 55, you have advised the City of Medford, verbally, that your relocation/adjustment work will be completed as listed below:

**RELOCATION WORK:** CenturyLink will adjust phone lines (9 locations) and relocate pedestals (5 locations) with new storm drain located in Garfield Street and Peach Street prior to construction.

**RELOCATION COMPLETION:** All work performed by Avista Utilities crews shall be completed no later than 05/31/2012.

You are directed to proceed with the above work at any time so long as the required permits to occupy City of Medford and/or ODOT right-of-way have been granted.

Upon approval of your relocation plan by, Dennis Hart, City of Medford Design & Construction Manager, at (541) 774-2127, you can begin your permit application process. It is your obligation to apply for the necessary permit in advance of the work to be performed, in order to meet the above completion time commitment.

You are directed to contact the City of Medford Right of Way Manager, Kenneth Parducci, at (541) 774-2123, before entering on any newly acquired right-of-way to commence your utility relocation. I will be able to advise you as to any property on which the City of Medford does not yet have legal right of entry.

Contact Kenneth Parducci to schedule an on-site meeting to review the field staking. This step shall ensure that your relocated facility will accommodate the proposed project construction.

If you fail to meet the time requirement specified above, you will be subject to the provisions of OAR 734-055-0045 (6). A copy of this Oregon Administrative Rule subsection is enclosed for your information. The complete Oregon Administrative Rule, Chapter 734, Division 55, along with federal and state laws, rules, regulations and policies pertaining to utility relocations and reimbursement, are located at ODOT's Railroad and Utility Website on the Internet at:

ATTACHMENT 1

Page 11 of 40



EVIDENCE Job # E. 298550 Attachment 1  
page 3 of 5

[http://www.oregon.gov/ODOT/HWY/ROW/utility\\_resource.shtml](http://www.oregon.gov/ODOT/HWY/ROW/utility_resource.shtml)

If the time requirements stated above are incorrect, please give me a call at (541) 774-2123 as soon as possible, so that I may address your concern and make a revision, if possible. This notice fulfills the requirements of OAR paragraph 734-55-045 (4).

All correspondence and plans must be identified with the project name and number as shown above. Please give me a call at (541) 774-2123 to facilitate the coordination of this work or if you have any questions or comments regarding this notification and its requirements.

Sincerely,



Kenneth L. Parducci  
CITY OF MEDFORD - PUBLIC WORKS DEPT/ENGINEERING DIVISION

Cc: File

Enclosures: OAR 734-055-0045 (6) / Conflict List & Conflict Exhibit Map

ATTACHMENT 1

page 12 of 40

734-055-0045

**Removal, Relocation or Repair**

- (1) The permit is issued pursuant to the law of the State of Oregon which authorizes the Commission to subsequently require applicant to remove, relocate or repair the facility covered by the permit at the sole cost of applicant.
- (2) Upon receiving written notice from the Engineer to remove, relocate or repair the said facility, applicant shall within 30 days or within the time frame contained in the notice, provide to the Engineer its time estimated requirements for accomplishing the directed action.
- (3) The Engineer, after applicant has provided its estimated time requirement for removal, relocation or repair of said facility, may schedule a preconstruction meeting with all applicants and affected contractors to coordinate the requested activity.
- (4) The Engineer in a second notice shall direct applicant, within a specified time frame and consistent with a coordination plan, to complete the removal, relocation or repair of said facility. The time frame outlined in the notice shall take into consideration the applicant's estimated time requirements to accomplish the directed action. Such removal, relocation, or repair shall be at applicant's sole cost in accordance with said second notice and instructions received from the Engineer. Before commencing said removal, relocation or repair, applicant shall furnish such insurance and post such bond as the Engineer may consider necessary at that time in the manner provided for in OAR 734-055-0035(1) and (2).
- (5) Should applicant fail to remove, relocate or repair the facility as provided in section (4) of this rule, the DM may remove, relocate or repair same and submit a statement of total costs for this work to applicant. Applicant upon receiving said statement will immediately, or within a period of time agreed upon between applicant and Engineer, pay to the Department the full amount of said removal, relocation or repair costs.
- (6) If the section of highway in which applicant is required by the Engineer to remove, relocate or repair a facility is or will be under construction or reconstruction or improvement under a contract entered into between the Department and an independent contractor and applicant's failure to remove, relocate or repair said pole line, buried cable, pipe line, sign or miscellaneous facility within the time specified in section (4) of this rule, or such other time as may be specified by the Engineer, results in payment by Department to its contractor of any claim for extra compensation for any work under said contract, applicant shall be liable to the Department for payment of the amount paid to Department's contractor as a direct result of applicants failure to comply with the time requirements of the Engineer.

Stat. Auth.: ORS 184 &amp; ORS 374

Stats. Implemented: ORS 374.310

Hist.: HC 1176, f. 9-24-68; 2HD 2-1981, f. &amp; ef. 2-25-81; HWY 6-1989, f. &amp; cert. ef. 10-25-89



UTILITY CONFLICT LIST

DATE: 01/11/12

UTILITY: CenturyLink

PROJECT NAME: Garfield Street: Columbus Avenue to Lillian Street (KN#17240)

PROJECT NUMBER: P-1778

ITEM	STATION	DISTANCE FROM C/L	LT/RT	R/W	REMARKS, ITEMS LISTED CONFLICT WITH...
PHONE-1	10+45.77	48' (Garfield St.)	RT	varies	Verify location/depth (Relocate as needed)
PHONE-2	16+60.36	4' (Garfield St.)	RT	varies	Verify location/depth (Relocate as needed)
PHONE-3	16+68.81	15' (Garfield St.)	LT	varies	Verify location/depth (Relocate as needed)
PED-1	17+45.50	28' (Garfield St.)	LT	varies	Verify location/depth (Relocate as needed)
PED-2	19+15.00	26' (Garfield St.)	RT	varies	Verify location/depth (Relocate as needed)
PHONE-4	19+19.00	4' (Garfield St.)	RT	varies	Verify location/depth (Relocate as needed)
PED-3	19+40.40	28' (Garfield St.)	LT	varies	Verify location/depth (Relocate as needed)
PHONE-5	19+98.00	24' (Garfield St.)	RT	varies	Verify location/depth (Relocate as needed)
PED-4	21+38.59	28' (Garfield St.)	LT	varies	Verify location/depth (Relocate as needed)
PHONE-6	22+08.00	0' (Garfield St.)	N/A	varies	Verify location/depth (Relocate as needed)
PHONE-7	22+08.00	14' (Garfield St.)	RT	varies	Verify location/depth (Relocate as needed)
PHONE-8	22+64.00	20' (Garfield St.)	LT	varies	Verify location/depth (Relocate as needed)
PED-5	26+33.39	30' (Garfield St.)	RT	varies	Verify location/depth (Relocate as needed)
PHONE-9	6+65.83	0' (Peach St.)	N/A	varies	Verify location/depth (Relocate as needed)



# Oregon

Theodore R. Kulungoski, Governor

## Department of Transportation

Region 2  
455 Airport Rd. SE, Bldg B  
Salem, OR 97301-5395  
503-986-2600  
FAX 503-986-2630

December 3, 2003

FILE CODE:

### QWEST

Key 13164

Attn: Lenny D'Ambrosia  
300 Country Club Road, Suite 110  
Eugene, OR 97401

**Subject: RELOCATION TIME REQUIREMENTS**  
I-5: McKenzie & Willamette Brs. (Detour/Temporary Repair) Section Project  
Pacific Highway  
Lane County  
CON02272 000

Dear Mr. D'Ambrosia:

Pursuant to the provisions of Paragraph 734-55-045 (2) of the Oregon Administrative Rules, Chapter 734, Division 55, you have advised the Oregon Department of Transportation in writing that your relocation/adjustment work will be completed as listed below:

**CONDITION: QWEST has utility facilities within Union Pacific Railroad right of way that conflict with the above ODOT project. Three phone utility poles must be removed and an aerial phone line running on the three poles must be relocated underground to accommodate work associated with the installation (and future removal) of the temporary bridge structure and repairs to the permanent bridge structure.**

### UTILITY RESPONSE:

- QWEST will remove the three phone poles, identified as TQ2 at station LD 11+321, TQ6A at station LD 11+295 and TQ5A at station LD 11+271.
- QWEST shall relocate the aerial phone line, attached to the three poles that will be removed. The phone line shall be buried along the L5D Offramp Alignment, between stations L5D 11+200 and L5D 11+400, at a minimum depth of 0.91m. However, at station L5D 11+337.5, 8m left, the phone line shall be buried in conduit, at a depth between 1.5m and 3.0m, to avoid a conflict with the drainage pipe for the Water Quality Facility.



Relocation Time Requirement  
I-5 McKenzie & Willamette Brs. (Detour/Temp. Repair) Section  
Page 2 of 3

**Additionally, the phone line shall be buried in conduit, deep enough along the L5D Offramp Alignment to avoid potential conflict with the future Offramp Re-alignment, which will match up with the permanent I-5 bridge structure that will be repaired within the next 5 to 10 years.**

**RELOCATION COMPLETION: QWEST shall relocate its utility facilities no later than January 15, 2004 as specified in the ODOT permit.**

**DELAY TO PROJECT: None anticipated.**

**CONTACT INFORMATION: Lenny D'Ambrosia, Design Engineer, at office number (541) 484-8952.**

**YOU ARE DIRECTED TO PROCEED with the relocation facility work after you have received an approved Schedule "B" ODOT Permit to Occupy or Perform Operations upon A State Highway, with the approved Relocation Plan, from the District 5 Springfield Office. I have forwarded the permit application to Mike Wilbur, District Permit Utility Specialist, for processing and approval. Mr. Wilbur can be reached at (541) 726-2552.**

**The ODOT Schedule "B" Permit is necessary for this relocation proceeding and must be obtained prior to relocating the facilities within ODOT right of way. *The Department will reimburse Qwest for those costs already pre-approved by ODOT for specific relocation work within the Union Pacific Railroad right of way that is required to accommodate ODOT's project.***

**YOU ARE ALSO DIRECTED TO CONTACT Jeff Payne, Project Manager, or Chuck Lemos, Assistant Project Manager, at (541) 744-8080 before entering onto any newly acquired right-of-way to commence your utility relocation. Mr. Payne or Mr. Lemos can advise you as to any property on which the state does not yet have a legal right of entry.**

**Failure to meet the time requirement specified above will subject QWEST to the provisions of OAR 734-55-045 (6). The complete Oregon Administrative Rule, Chapter 734, Division 55, along with federal and state laws, rules, regulations and policies pertaining to utility relocations and reimbursement, are located at ODOT's Railroad and Utility Website on the Internet at:**

**[www.odot.state.or.us/rowutilrailpub](http://www.odot.state.or.us/rowutilrailpub)**

**If the time requirement stated above is incorrect, please contact me immediately at (503) 986-2895, so that I can address your concerns. This notice fulfills the requirements of OAR paragraph 734-55-045 (4).**

**[Redacted Signature]**



Harper  
Houf Peterson  
Righellis Inc.

ENGINEERS ♦ PLANNERS  
LANDSCAPE ARCHITECTS ♦ SURVEYORS

CLA-44B

**TO:** KURT SAUVOLA – CLACKAMAS RIVER WATER, 16770 SE 82<sup>ND</sup> DR., CLACKAMAS, OR 97015  
JODI WRIGHT – NW NATURAL GAS, 220 NW SECOND AVENUE, PORTLAND, OR 97209  
KENNETH WILLS – COMCAST, 18031 SE CASCADE AVE, TIGARD, OR 97223  
SCOTT MILLER – QWEST, 8021 SW CAPITAL HILLS RD, RM. 110, PORTLAND, OR 97219  
CARL WATERS – PORTLAND GENERAL ELECTRIC, 1705 NE BURNSIDE, GRESHAM, OR 97030  
AROUN XAYBANHA – PGE - LIGHTING SERVICES, 1705 NE BURNSIDE, GRESHAM, OR 97030  
TIM JANNSEN – SUNRISE WATER AUTHORITY, 10602 SE 129<sup>TH</sup> AVENUE, PORTLAND, OR 97236  
JAMES CROOKER – LEVEL 3 COMMUNICATIONS, 1335 NW NORTHRUP ST., PORTLAND, OR 97209

**FROM:** DAN HOUF, P.E.  
HARPER HOUF PETERSON RIGHELLIS, INC.

**DATE:** JULY 18, 2012

**RE:** FINAL CONSTRUCTION PLANS  
PHASE 3 OF HIGHWAY 212 TO LAWNFIELD ROAD CONNECTION

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Please find enclosed Final plan sets for Phase 3 of the Highway 212-Lawnfield Road Connector Project.

The project will be in the ROW acquisition phase the remainder of the year, with an anticipated construction schedule of spring through fall of 2013. It should be noted that a roadway closure is proposed for a period of six months for this segment of roadway.

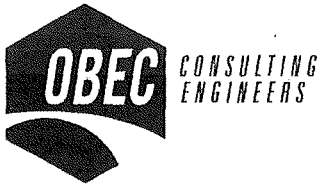
To ensure that the relocation plans for utilities can be accommodated with the project, preliminary plans for the relocation work are requested to be provided to the County and HHPR by November 1<sup>st</sup>, 2012.

If you have any questions, or need any information, please feel free to call me at 503-221-1131 or e-mail me at [dan@hhpr.com](mailto:dan@hhpr.com).

Once again, thank you for your assistance.

**Copies:**

TERRY MUNGENAST, PROJECT MANAGER – CLACKAMAS COUNTY DTD



EVIDENCE JOB#

December 28, 2012

Scott Miller  
Senior Engineer, Network Services  
CenturyLink Local (Qwest LN)  
8021 SW Capitol Hill Road  
Portland, OR 97219

Re: OR212/224: Sunrise Corridor (I-205 to SE 122nd Ave.)  
Clackamas County  
Key No: 15555  
OBEC Job No. 19-0101

E, 412312  
E, 482880  
E, 492291  
E, 400373  
E, 401686

Dear Mr. Miller:

**Subject: Utility Relocation Timing Requirements**

Page 10 of 10

This letter is to advise CenturyLink Local (CenturyLink) that OBEC Consulting Engineers (OBEC) is an authorized consultant for Oregon Department of Transportation (ODOT) and will be performing utility coordination activities for the subject project. In its capacity as authorized consultant, OBEC will serve as the "Engineer" in performing all notice and compliance requirements for utility removal, relocation, or repair.

From the meeting with CenturyLink on August 8, 2012, relocation plans provided by CenturyLink on October 29, 2012, and multiple phone calls and emails, relocation/adjustment work will be completed as summarized in the attached Utility Conflict List and as shown on the attached Utilities Relocation Master Plans.

**Relocation Tasks: CenturyLink will complete the following tasks:**

**Note: all location calls are in the form "Sta. (line) (station)-(offset) (direction)."  
Dimensions are approximate.**

**PRIOR TO CONSTRUCTION**

- 1. CenturyLink shall complete the following relocations (listed by item number): CL-1, CL-6, CL-7, CL-8, CL-9, CL-10, CL-11, CL-12, CL-13, CL-14, CL-15, CL-16, CL-17, CL-18, CL-20, CL-21, CL-22, CL-23, CL-24, CL-25, CL-28, CL-29, CL-30, CL-32, CL-33, CL-35, & CL-40. Please reference the enclosed Utility Conflict List and Utility Relocation Master Plans for details.**

EUGENE – Corporate Office  
541.683.6090  
Fax: 541.683.6576  
920 Country Club Road, Suite 100B  
Eugene, Oregon 97401-6089

PORTLAND AREA  
503.620.6103  
Fax: 503.620.8416  
5000 Meadows Road, Suite 420  
Lake Oswego, Oregon 97035-2224

SALEM  
503.589.4100  
Fax: 503.589.4141  
2235 Mission Street SE, Suite 100  
Salem, Oregon 97302-1295

MEDFORD  
541.774.5590  
Fax: 541.774.5591  
831 O'Hare Parkway  
Medford, Oregon 97504-4005

Scott Miller  
CenturyLink Local (Qwest LN)  
December 28, 2012  
Page 2

EVIDENCE Job#



E, 412312, E, 482880,  
E, 492291, E, 400373,  
E, 401686 page 2 of 10

**DURING CONSTRUCTION**

1. CenturyLink shall complete relocation/adjustment/monitoring activities at the following locations during construction (listed by item number): CL-4, CL-5, & CL-27. Please reference the enclosed Utility Conflict List and Utility Relocation Master Plans for details.

**Contact Information:** Scott Miller, 8021 SW Capitol Hill Road, Portland, OR 97219, phone number: 503.242.4144.

**Relocation Schedule:** Relocation tasks will be completed prior to and during construction. The work completed prior to construction, summarized above, shall be completed no later than March 28, 2013.

**Adjustments and relocations during construction, as summarized above, will happen at various different times as dictated by the construction contractor's schedule of activities. CenturyLink will complete all relocations during construction within 14 days of receiving notice each time work is required.**

I concur with your relocation plans, and you are directed to proceed with relocation work at any time so long as required permits to occupy the roadway right-of-way have been granted by Clackamas County and/or ODOT. It is your obligation to apply for the necessary permit(s) in advance of the work to be performed in order to meet the above completion time commitment. Contact Kermit Meling, ODOT Permit Specialist, 971.673.6225, [Kermit.S.Meling@odot.state.or.us](mailto:Kermit.S.Meling@odot.state.or.us), to begin your permit application process with ODOT. Contact Clackamas County, Engineering Division, 503.742.4400, to begin your permit application process with the County.

You are directed to notify Brad Krumel, OBEC Consulting Engineers, prior to backfilling any utility relocation. OBEC will survey relocated facilities in order to provide an "as-built" record of relocated facilities within the project area. If trenchless methods are used, accurate elevation readings must be provided and marked in the field. Coordinate with OBEC prior to starting relocation work to determine where elevations readings will be needed.

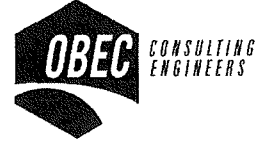
Payment for reimbursable utility relocation will be made only for design and construction completed AFTER ODOT has issued authorization to proceed. You will receive a letter entitled "Notice to Proceed with Reimbursable Work" (NTP) only after your Reimbursement Information Form, relocation plan, and cost estimate with the Estimate Information Form are received, reviewed, and approved for completeness by ODOT staff. **Regardless of whether or not CenturyLink completes the reimbursable paperwork or receives NTP, all relocations must be completed according to the relocation schedule outline above.** If you have not yet completed the required documentation or received an NTP that you are expecting, you are urged to complete the process immediately.



# Evidence Job #

Attachment 1

Scott Miller  
CenturyLink Local (Qwest LN)  
December 28, 2012  
Page 3



E, 412 312

E, 482880

E 492291

E. 400373

E. 401686

If you fail to remove/relocate your facilities by the notification and duration requirements set forth above and such failure results in payment by ODOT to its contractor of any claim for extra compensation, CenturyLink will be liable to ODOT for the amount paid by ODOT to the contractor as a direct result of such failure.

page  
30 of 40

If the information summarized above is incorrect or incomplete, please call me as soon as possible at (971-634-2016) so that I may address your concern and make any necessary revision.

Thank you for your cooperation.

Sincerely,

Brad Krume  
Utility Coordinator

BK:pjs

Enclosures: Utility Relocation Master Plans & Utility Conflict List

cc: Nathan Potter, ODOT  
Jesse Threlkel, ODOT  
Heather Howe, ODOT  
Larry Fox, OBEC  
Corporate File (w/encl.)

**Miller, Scott**

**From:** James Stupfel [JStupfel@obec.com]  
**Sent:** Tuesday, January 08, 2013 5:00 PM  
**To:** Miller, Scott  
**Cc:** Brad Krumel  
**Subject:** RE: Sunrise-Utilities\_\_CenturyLink Local Relocation Timing Requirements  
**Attachments:** OBEC SURVEY REQUEST.doc; Land Acquisition (2).pdf

Scott,

Responses to your questions are provided in red below. We can discuss these items further at our meeting tomorrow.

-James

Please note my new direct phone number below

**James Stupfel**  
OBEC Consulting Engineers  
jstupfel@obec.com  
**direct: 971.634.2014**  
main: 503.620.6103  
fax: 503.620.8416  
cell: 541.731.0079

EVIDENCE Job #  
E, 412312 E, 482882  
E, 492291, E, 400373  
E 401686  
page 4 of 10

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**From:** Miller, Scott [mailto:Scott.Miller4@CenturyLink.com]  
**Sent:** Wednesday, January 02, 2013 2:49 PM  
**To:** James Stupfel  
**Cc:** Brad Krumel  
**Subject:** RE: Sunrise-Utilities\_\_CenturyLink Local Relocation Timing Requirements

James,

I reviewed the updated conflict list and timing requirements. Changes need to made per the following:

**Lawnfield Rd**

Conflicts CL-6, CL-7, CL-8, CL-9, CL-12, CL-13, CL-30, CL-32, and CL-33 are all tied to the proposed conduit install on SE Lawnfield Rd, including crossing the RR tracks. CTL cannot complete the conduit install until ODOT has acquired R/W on both sides of Lawnfield. It is my understanding that R/W may not be acquired until project award. I'm working on a schedule, but my initial review shows that CTL will need at least 10 weeks to complete relocations after R/W has been acquired.

See attached PDF for information on which parcels have been acquired to date. The remaining parcel on the north side of Lawnfield Road is anticipated to be acquired by 3/15/2013. For this section, the relocation timing can be extended to May 2, 2013. If this is not enough time, we may need to re-evaluate CTLs proposal for relocation to utilize R/W currently under ODOT/County control.

CenturyLink is reminded that the Union Pacific Rail Road permits will need to be completed and shall not delay the March 28, 2013 deadline.

CTL will complete as much relocation work as possible along SE 82<sup>nd</sup> Dr and along SE Lawnfield east of the tracks prior to R/W acquisition.

Please indicate all relocations, along with reasons, that you do not think can be completed by March 28, 2013. We will discuss possibilities for additional time once this information is received.

Also, ~~CL-28~~ (pole) will be removed once PGE relocates adjacent pole (P-11). CTL requires minimum 30 days after PGE relocates pole.

PGE to relocate pole by March 28, 2013. CenturyLink will then need to relocate by April 26, 2013.

Mather Rd @ Bordeaux Ln

April 26 - wait until PGE pole complete

CTL to underground existing aerial facilities between PGE poles on either side of proposed highway. It is my understanding that PGE may be relocating either or both of the existing poles. CTL will need any PGE pole relocations complete before starting any conduit work. CTL will need 3 weeks to complete once PGE is complete with pole relocations. These relocations will take care of conflicts ~~CL-14~~, ~~CL-15~~, ~~CL-17~~, and ~~CL-18~~. Conflict ~~CL-16~~ cannot be resolved until the building demo.

PGE to relocate poles by March 28, 2013, Upon PGE's completion, CenturyLink shall have conduits installed by April 18, 2013. CL-16 may need to be resolved during construction. Contractor will notify CTL 14 days prior to building demo.

SE 122<sup>nd</sup>, HWY 212 to SE Ford

CTL has aerial facilities on existing PGE poles that will be relocated – no conflicts identified on conflict list. CTL will be last to transfer and remove old poles. CTL will need 30 days after Comcast has completed transfers.

Correct, the aerial conflicts for CenturyLink were not identified on the utility conflict list. PGE is to relocate poles P-21, P-22, & P-28 by March 28, 2013. CenturyLink will then need to relocate lines and remove poles by April 26, 2013.

SE 125<sup>th</sup>/HWY 212

Conflict ~~CL-27~~ can be completed before project award as long as there is survey for the proposed walk. CTL will plan to complete this relocation with the other relocations at SE 122<sup>nd</sup>/HWY 212.

CenturyLink to notify OBEC of survey requests, please fill out the attached survey request and email to OBEC.

SE Industrial Way

CTL has existing aerial facilities on PGE poles (~~CL-40~~). PGE to relocate poles. CTL will be last to transfer and remove old poles. CTL will need 30 days after Comcast has completed transfers.

We recognize that additional time is needed for all of the under hanging communications utilities to complete their relocations after PGE is done. As such, aerial comm utilities were given until April 25<sup>th</sup> to relocate to the new PGE poles (which are to be relocated by 3/28/13). It appears that we did not get this into CenturyLink's TRL, but the same timing applies. Please plan on completing all aerial relocation and pole removal by April 26<sup>th</sup>, 2013.

I am working on the permit drawings for the new conduit installations. I will submit to OBEC for review prior to submitting for permit. I may be able to send in Lawnfield/82<sup>nd</sup> by the end of next week.

My sequence for the relocation plans is:

1. Lawnfield/82<sup>nd</sup> Dr
2. 122<sup>nd</sup>/Ford/HWY 212
3. Mather Rd
4. I-205/Lake Rd

I will also be working on a relocation plan for the HWY 212 Corporate Park (~~CL-35~~) and a cost estimate.

This relocation work will need to happen by 3/28/2013. Please let us know if you need anything from us to make this happen.

page 6 of 10

The comment in the relocation letter saying that CenturyLink will complete all relocations during construction within 14 days of notification won't work. I think I have identified the timelines with the comments above.

This comment applies only to CL-4, 4, & 27. CL-4 & 5 are simply service disconnects for which 14 days' notice should be adequate. If not, please contact us to discuss a workable schedule. CL-27 is a pedestal relocation that MAY not need to happen. If 14 days is not enough notice, please relocate prior to construction.

Also, the March 28, 2013 completion date seems a little early. When is project construction truly expected to start? CenturyLink has a significant amount of relocation work for this project, as well as hundreds of other projects throughout the metro area. With limited resources, it will be very challenging to meet a 3/28/13 date. It would be unfair to CenturyLink if we jeopardize other project commitments to meet this date, only to have project construction start weeks/months later.

The Project is scheduled to bid on March 28, 2013. This was addressed in the conflict letter sent on September 11, 2012 and has not changed. This schedule was also discussed as far back as our initial conversations on the project in late 2011. Construction will start shortly after the project bid date once the contract award is issued, but probably not before May 2013. If CTL cannot meet the 3/28/12 timeframe, please let us know which conflicts will be affected and when you expect to be able to get to them. We can look at the schedule and discuss it with ODOT, but there is no guarantee as to how much additional time may be available without looking at it on a case by case basis.

For the pole relocations and where the right-of-way has not been acquired, we are able to extend the deadline as indicated above. Any additional timeline extensions could potentially delay the project.

Please let me know if you have any questions.

Thank you,

**Scott Miller**  
Sr. Engineer  
Network Services



8021 SW Capitol Hill Rd  
Portland, OR 97219  
Phone: 503-242-4144  
Fax: 503-242-7513  
[Scott.Miller4@centurylink.com](mailto:Scott.Miller4@centurylink.com)

---

**From:** James Stupfel [<mailto:JStupfel@obec.com>]  
**Sent:** Friday, December 28, 2012 6:20 PM  
**To:** Miller, Scott  
**Cc:** Brad Krumel  
**Subject:** Sunrise-Utilities\_\_CenturyLink Local Relocation Timing Requirements

Scott,

Attached please find the Timing Requirements letter for the Sunrise Project. Please review the letter, the Conflict List, and the Utilities Relocation Master Plan to be sure that all relocations are adequately captured and that all

conflicts have been eliminated. The Utilities Relocation Master Plan is a reflection of the relocation plan provided by your utility during the coordination process.

Prior to submitting for permits to Clackamas County and/or ODOT, please provide OBEC with a copy of your FINAL relocation plans (i.e. the plans that you will be using for construction). OBEC will need review these plans for consistency to ensure there are no conflicts. Any deviations from the attached relocation plans will need to be coordinated with OBEC ASAP.

You are also reminded that your reimbursable paperwork is still outstanding. If your utility expects to receive reimbursement for any eligible relocation work, you must complete the paperwork submit it to OBEC immediately for processing.

If you have any questions, please don't hesitate to contact Brad Krumel or me.

Thanks!

-James

Please note my new direct phone number below



**James Stupfel**  
OBEC Consulting Engineers  
Utility Coordinator  
[jstupfel@obec.com](mailto:jstupfel@obec.com)  
direct: 971.634.2014  
main: 503.620.6103  
fax: 503.620.8416  
cell: 541.731.0079  
5000 SW Meadows Road, Suite 420  
Lake Oswego, OR 97035  
[www.obec.com](http://www.obec.com)

EVIDENCE Job #  
E 412312 E: 482880  
E 492291 E 400373  
E 401686

page 7 of 10

E, 412312, E 482880, E, 492291  
E 400373, E401686



ODOT Key # 15555  
Contract # 29268

page 8 of 10

**Sunrise JTA- CenturyLink  
Utility Relocations & Reimbursement**

January 9, 2013, 9:45 a.m. to 11:40 a.m.

OBEC Consulting Engineers  
5000 SW Meadow Rd, Suite 420  
Lake Oswego, OR 97035

**NOTES**

**A. Attendees-**

1. Scott Miller
2. James Stupfel
3. Brad Krumel

**B. Project Update**

1. Reviewed and discussed relocation plans, right-of-way acquisitions, completion dates, & reimbursable information.
2. Scott mentioned that meeting the dates could be an issue at the beginning of the meeting. Upon the completion of the meeting it did not appear that meeting the dates would be an issue.
3. Also, it was mentioned that CenturyLink is waiting on PGE. Different options were looked at to minimize delays that potentially could be caused by PGE.
4. Once CenturyLink has permits it will take approximately 2 weeks to get a contractor on board.
5. For 82nd and Lawnfield, CenturyLink is going to apply for permits hopefully by next week from the County and State so there are no delays.
6. CenturyLink to have all permits and final design by the end of the month and anticipate starting construction in mid February 2013.
7. CenturyLink will send final design to OBEC to look over conflicts.
8. CenturyLink will contact OBEC before burying conduits so as-built information can be collected and all boring information will be sent to OBEC.
9. The date for relocations to be complete is March 28, 2013 unless otherwise noted.

**C. Utility Relocations**

1. OR 224
  - CenturyLink to verify location where underground line crosses sound wall. If the line does not conflict with the sound wall shafts, CenturyLink will not have to relocate. OBEC will stake shaft locations when CTL requests.
2. 82nd and Lawnfield
  - CenturyLink is going to revise plans for Lawnfield and also for 82nd in front of Enoch. Scott thought he would have the plans finished tomorrow. On Lawnfield, the

~~WV 12/16~~

Evidence Job #

E. 412312, E. 482880, E. 492291, E 400373

plan will be to install the line on the South side of Lawnfield instead of the initial relocation plan to install it on the North side of Lawnfield. This would eliminate the right-of-way acquisition issue. On 82nd in front of Enoch, the plan is to install the new conduits next to Enoch's parking lot (~5' behind the existing PGE pole line) and not disrupt the bike path.

E. 40168

page 9  
of 10

- Near Lawnfield, CTL will shift back to the west and the proposed ducts will be approx. 1' behind the sidewalk. They will trench from the drop near I-205 to the Enoch vault, then bore to the south.
- 82nd and Lawnfield conduit installation alone could take up to 2 months.
- Access to CenturyLink's Manhole on 82nd-- A driveway will not be installed for access because the public would then use it. CenturyLink will be able to jump the curb and is considering putting crushed rock down.
- CenturyLink is in the process of applying for the Union Pacific Rail Road Permit for the Lawnfield crossing. They will complete all components that do not require the UPRR crossing in the meantime.

3. Mather Road

- Approximately 4 weeks to complete work.
- OBEC will stake new pole location upon the request from CenturyLink. This will allow CenturyLink to know where they will tie into the new pole.
- Everything on Mather & Bordeaux will be completed by April 26, 2013 instead of March 28, 2013.
- CenturyLink may have to mobilize a second time to tie into new PGE pole.
- CenturyLink will bore between the two poles on Mather and the rest (north to Bordeaux) will be cut and cover.
- Poles on either side of Sunrise alignment will need anchors that will extend approx 15' from the pole- will put the anchors in fill. **Another option to evaluate is CTL simply replacing their line with a cable between poles to eliminate need for guying. Possible?**

4. 122nd Avenue

- CenturyLink is currently installing a tracer wire in the conduit located in 122nd. CenturyLink will locate and notify OBEC so the information can be collected.
- The pedestal located north of OR212 on 122 by the proposed island has an underground line going north that has not been located in the basemap.

5. Corporate Park

- Reimbursable location.
- CenturyLink will have to work with the property owner. If they do not cooperate please notify OBEC.
- The relocation must be complete prior to construction. The contractor only has very limited time to install the proposed storm line.

6. Reimbursable Information

- Only two locations that may be reimbursable are 212 Corporate Park and the north side of OR212 by 122nd.

ATTACHMENT 1

page 26 of 40

E, 412312, E, 482880, E, 492291,

E, 400373, E, 401686

page 10 of 10

**D. Action Item Overview**

1. OBEC to provide invert elevation of the Manhole on Lawnfield.
  - **Invert of Manhole at "SR1" 523+67, 48' Rt is 109.90'. Conduits to be installed below elevation 137'. Existing surface elevation is approximately 141'.**
2. OBEC to check CenturyLink's relocation elevations once submitted by CenturyLink.
3. CenturyLink to provide updated final relocation plans.
  - 82<sup>nd</sup> ave
  - Lawnfield
  - Herbert
  - OR 212 Corporate Park
  - CTL to explore partnering with PGE to complete this relocation since they are both underground in the same area.
  - 122<sup>nd</sup>/OR 212
  - 122<sup>nd</sup> Avenue
  - Ford Street
4. CenturyLink to provide reimbursable information.
5. OBEC to coordinate anchor need for pole located by Mather. Anchor could potentially be located in the fill.
  - **Discussions with construction folks indicate that guys in the fill are not likely to be approved. Consider replacing CTL aerial line with cable between the two poles?**
6. OBEC to see if pole on Herbert is in conflict. PGE may need to relocate.
  - **Pole is in conflict. PGE coming up with relocation plan.**
7. OBEC to provide contact information for OR 212 Corporate park
  - **Joseph Tenant, PO Box 1658, Portland, OR 97207, 503.241.1255**
8. OBEC to see if buildings on Lawnfield can have service cut off before contractor notice—may be alarms, etc.
  - **Once building is abandoned, service can be disconnected. CenturyLink to verify prior to disconnecting.**
9. OBEC to double check depth requirement along Lawnfield Road at KEX storm pipe crossing
  - **Invert of Manhole at "SR1" 525+86, 97' Lt is 108'. Conduit to be installed below 106'. Existing surface elevation is approximately 116'.**
  - **KEX storm pipe invert elevation is 103.7'. The existing ground elevation is approximately 108'. Conduit to be installed below elevation 101'.**





Development Services Section  
Public Works Department  
555 Liberty Street SE, Room 325  
Salem OR 97301-3508  
Telephone: 503-588-6211  
TTY: 503-588-6292  
FAX: 503-588-6025

FRANCHISE UTILITY CONSTRUCTION:  
PLAN REVIEW/PERMIT

Plan Review Fee	\$								
Permit Fee	\$								
Erosion Control	\$								
2% NPTS Surcharge	\$								
Automation Fee									2.50
Processing Fee									10.00
Total	\$								
Permit No.									

FRANCHISE UTILITY CONSTRUCTION: PLAN REVIEW/PERMIT

Reference: SRC Chapter 35

Utility Company Name: Qwest Corporation  
Mailing Address: 740 State St, Rm 407, Salem, Oregon 97301  
Contact Person: CORKY FALLIN  
24-Hour Emergency Phone Number: 1-800-573-1311  
Project Location: Township: 8S Range: 3W Section: 8 City Utility Grid Map No.:  
Project Address: Aumsville Hwy Se Project No.: E.41780  
Project Description/Comments: RELOCATE I PEDESTAL, REPLACE HANDHOLE AND LOWER AN ADJUST FACILITIES PER BEN HANEY'S REQUEST

P.O. No.:

Telephone: (503) 399-4856

Proposed Start Date: 2/19/2013 Completion Date: 2/28/2013

Franchise Permit Design Requirements:

- Three sets of construction plans: Show alignment and dimensions of proposed utility from property line or face of curb; show existing utilities, name of existing streets, cross streets, north arrow, name of subdivision (if applicable), show street and sidewalk alignment if removal and replacement is required during construction, show proper depth of installation, 30-inch minimum cover.
2. Note the following on submitted plans:
  - Removal and replacement of all City of Salem improvements shall conform to Public Works "Design Standards" and "Standard Construction Specifications."
  - Contractor shall have a copy of "Franchise Permit" and approved construction drawing by the City of Salem prior to start of construction.
  - City Franchise Utility Inspector requires 24 hours notice prior to start of work 503-588-6063.
  - Traffic control shall conform to the requirements of the Manual on Uniform Traffic Control Devices.
  - A copy of an approved permit and construction drawings must be on the job at all times that work is being performed.

Permit To Be Issued With Conditions:

- All work shall be done in accordance with all applicable provisions of Federal, State, and local law, ordinance, and administrative rule.
- All work in public right-of-way and all work which is connected, directly or indirectly, to City of Salem water, sanitary sewer, or storm sewer lines shall be constructed in accordance with applicable City of Salem Standard Construction Specifications.
- Permittee shall indemnify, defend, and save harmless the City of Salem, its officers, employees, and agents from any and all claims arising out of or in connection with any work done under this permit.

Attention: Oregon law requires you to follow rules adopted by the Oregon Utility Notification Center. Those rules are set forth in OAR 952-001-0010 through OAR 952-001-0090. You may obtain copies of the rules by calling the center. (Note: The telephone number for the Oregon Utility Notification Center is 503-232-1987 or 1-800-332-2344.)

Permit Plan Review Fee: \$66 Erosion Control Fee: \$66 Franchise Construction Fee: \$397 Additional Inspection Fee: \$66

Applicant Signature: Corky Fallin Title: Sr. Design Engineer Date: 2/5/2013

Approved By: \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_ Disapproved By: \_\_\_\_\_ Date: \_\_\_/\_\_\_/\_\_\_  
This application is valid for 180 days from the date of application. Extension may be granted at the discretion of the Public Works Department.

Check \$ \_\_\_\_\_ Check # \_\_\_\_\_ Cash \$ \_\_\_\_\_ Credit \$ \_\_\_\_\_ Billed \$ \_\_\_\_\_ Rec'd \_\_\_/\_\_\_/\_\_\_ By \_\_\_\_\_



# Lane County Public Works Department

---

February 23, 2011

Norm Palmer  
Qwest Communications  
112 E. 10th  
Eugene, OR 97401

**Re: Scope Letter – Sweet Creek Rd – Retaining Wall Replacement**

Norm,

**Scope of Project:**

Lane County is preparing to replace the retaining wall adjacent to the Siuslaw River at Milepost 1.9 to 2.2 on Sweet Creek Road in Mapleton, OR.

The preliminary design of the project has been awarded to OBEC Consulting Engineers. They will be working on plans for the upcoming 2012 construction project.

Lane County will be coordinating utility relocations if needed.

We have included a vicinity map showing the project area.

**General Information:**

Lane County & OBEC will endeavor to locate existing utilities within the project area. These locates will be plotted into the design for your review. The preliminary design is scheduled to be available for your review around September 29<sup>th</sup>, 2011. It is imperative that you review the preliminary plans to verify the accuracy of located utilities and mark any utilities not shown, including abandoned underground lines. Lane County will be requesting both horizontal and vertical information on all underground utilities.

The bid opening for this project is currently scheduled for April, 2012.

We anticipate any Utilities to be relocated by June, 2012.

If there are any questions concerning this project, I can be reached at (541) 682-8527.

Sincerely,

Jim Franklin  
Engineering Associate

Attachments: Vicinity Map



WHERE THE ROGUE RIVER RUNS

**Hubbard Lane Widening**  
**Project No. TR4924**  
**NOTICE OF PRE-CONSTRUCTION MEETING**

**TO: JIM DEATHERAGE**, Engineering Division – Engineering Technician  
**FRED SAUNDERS**, Engineering Division – Project Supervisor  
**BOB HAMBLIN** – Public Works – Collections & Distribution Superintendent  
**STEVE SCRIVNER** – Public Works – Streets Superintendent

- JEFF WEDMAN**, CenturyLink..... Fax: 541-776-8026
- DENNY FORD**, Avista..... Fax: 541-858-4791
- JEFF KEYSER**, Pacific Power..... Fax: 541-955-7923
- BRAD DILL**, Charter Communications..... Fax: 541-773-2856
- GERALD ODEN**, Hunter Communications..... Fax: 541-772-4805
- ROBERT PEARCE** Timber Mountain Construction, Inc..... Fax: 541-956-8646
- JAKE SCHMIDT**, Timber Mountain Construction, Inc..... Fax: 541-956-8646
- BOB COPELAND**, Copeland Paving, Inc..... Fax: 541-862-7404
- MARK PRICE**, Specialized Pavement Marking, Inc..... Fax: 503-582-8629
- MAX HULL**, Max Hull Land Surveying..... Fax: 541-471-4318
- MUNROE CRUTCHLEY**, Jo Co Public Works..... Fax: 541-474-5468
- RICK LANGELIERS**, Roger Langeliers Construction Co..... Email: rick@rlcgroup.com
- DAN SHEPARD**, GPID..... Email: dans@gpid.com
- DON MILLER**, GPID..... Email: don@gpid.com

**FROM:** City of Grants Pass, Engineering Division

**DATED:** March 21, 2013

Your attendance is requested at the pre-construction meeting for the Hubbard Lane Widening Project. The meeting is scheduled for **Wednesday, March 27, 2013 at 10:00 a.m.** in the Courtyard Conference Room at the City of Grants Pass, Oregon, 101 N.W. "A" Street. If you cannot attend the pre-construction meeting, or have comments regarding the project, please contact the following:

- Jim Deatherage, Engineering Technician, (541) 450-6093

cc: Suzette Nelson, Engineering Division  
Project File: TR4924

March 27, 2013

Robert Pearce, President  
Timber Mountain Construction, Inc.  
PO Box 930  
Rogue River, OR 97537

**RE: NOTICE TO PROCEED – HUBBARD LANE WIDENING  
PROJECT NO. TR4924**

Dear Mr. Pearce:

It appears that all items from the Notice of Award are now in order. As per our preconstruction conference with you and Jake Schmidt on March 27, 2013, we will be expecting construction to begin Monday, April 15, 2013. This letter constitutes the Notice to Proceed with the construction work on said project. This Notice to Proceed is effective as of April 15, 2013. As stated in the contract documents, Timber Mountain Construction, Inc. has 120 calendar days to complete this project. This makes the final completion date August 14, 2013.

I understand that you will act as the on-site superintendent for all work and both you and Jake Schmidt will have the authority to sign and accept field change orders, partial payments and the final payment under the contract. If this is not so, please advise of any changes.

Progress payments will be one (1) per month as stated in the contract documents. Only one (1) check will be processed per month and the Final Payment will not be made until all work is completed and accepted by the City.

Enclosed is your bid bond.

We look forward to the start of this project.

Sincerely,

Jim Deatherage  
Engineering Technician

cc: CF  
ECF  
File: TR4924

Enclosure: Bid Bond



CITY OF PORTLAND ENVIRONMENTAL SERVICES



1120 SW Fifth Avenue, Room 1000, Portland, Oregon 97204 ■ Dan Saltzman, Commissioner ■ Dean Marriott, Director

FINAL NOTICE

January 2<sup>nd</sup>, 2013

Century Link  
8021 SW Capitol Hill Rd.  
Portland, OR 97219  
Attn: Scott Miller

**Certified Mail  
Return Receipt Requested**

RE: Final Utility Notification for Capital Construction Project # E10007  
SE Clay Green Streets from SE Water Ave to SE 12<sup>th</sup> Ave

Dear Scott Miller:

The City intends to issue its **Notice to Proceed (NTP)** in May 2013 to begin construction on this project. Our previous letters to you included a copy of the construction plans and identified conflicts with your utility.

All utility work within the project area must be done prior to the NTP date unless prior written approval has been granted. Any delay to the project due to utility work after that date will be billed to the utility or utilities causing that delay. Work which must be completed prior to our issuance of the NTP is as follows:

- 1) Relocation of three power poles.
- 2) Adjust buried cable/fiber optic conduit at eight locations.

Per City Code, 17.56.060, **any utilities within the project area must be relocated at the expense of the utility owner when required by the City Engineer for a public improvement or for the public safety.**

The contractor is responsible for notifying the Oregon Utility Notification Center (OUNC) if they intend to do any excavation work. The plans are stamped with this statement and the OUNC telephone number.

Notify me immediately if there are utility conflicts that will take more than 2 weeks to relocate in the field. Thank you for your cooperation.

Sincerely,

Liz Moorhead, Construction Project Manager  
503-823-7228  
Liz.Moorhead@portlandoregon.gov



CH2M HILL  
2020 SW Fourth Ave.  
Suite 300  
Portland, OR 97201  
Tel 503.235.5000  
Fax 503.736.2058

September 12, 2012

Century Link Company  
8021 SW Capital Hill Road  
Portland, OR 97219

**Subject: Relocation Time Requirements for Non-Reimbursable Work**  
Sellwood Bridge Project – Sellwood Bridge, Foundations & Interchange Package –  
Revision 1  
Multnomah County  
Key Number: 13762

Attention: Mr. Scott Miller, Field Engineer

Pursuant to the provisions of Paragraph 734-55-045 (4) of the Oregon Administrative Rules, Chapter 734, Division 55, it has been agreed upon with the Project Representative Kevin Cooley, verbally, that your relocation work will be completed as listed below. This information has been revised since PGE has decided to temporarily remove many of their power poles which you had planned to use for your relocation, therefore requiring your relocation plans to change.

**RELOCATION WORK:** Century Link will relocate underground phone lines to Cemetery Building

**RELOCATION COMPLETION:** All work shall be completed no later than October 31, 2012.

Your relocation plan has not been received. After your relocation plan is approved by me, contact Jim Nelson, ODOT District Permit Specialist in Portland, at (503) 229-5002, to begin your permit application process. It is your obligation to apply for the necessary permit in advance of the work to be performed, in order to meet the above completion time commitment.

You are directed to contact the Project Utility Coordinator Kevin Cooley, at (503) 872-4710 before entering on any newly acquired right-of-way to commence your utility relocation. He can advise you as to any property on which the project does not yet have a legal right of entry.

If you fail to meet the time requirement specified above, you will be subject to the provisions of OAR 734-55-045 (6). The complete Oregon Administrative Rule, Chapter 734, Division 55, along with federal and state laws, rules, regulations and policies pertaining to utility relocations and reimbursement, are located at ODOT's Railroad and Utility Website on the Internet at:

[http://www.oregon.gov/ODOT/HWY/ROW/utility\\_resource.shtml](http://www.oregon.gov/ODOT/HWY/ROW/utility_resource.shtml)

EVIDENCE Attachment 1  
Job #

E. 369865

page 2 of 2

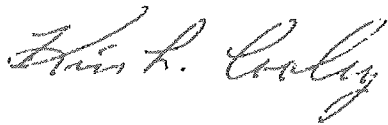
Mr. Scott Miller  
Page 2  
September 12, 2012

If the time requirements stated above are incorrect, please give me a call at (503) 872-4710 as soon as possible, so that I may address your concern and make a revision, if possible. This notice fulfills the requirements of OAR paragraph 734-55-045 (4).

Thank you for your cooperation.

Sincerely,

CH2M HILL



Kevin L. Cooley, PE  
Sellwood Bridge Project Utility Coordinator

Cc: Jon Henrichsen/Multnomah County  
Heather Howe/ODOT  
Steve Katko/CH2M HILL

ATTACHMENT 1

page 34 of 40



# CITY OF PORTLAND ENVIRONMENTAL SERVICES



1120 SW Fifth Avenue, Room 1000, Portland, Oregon 97204 ■ Dan Saltzman, Commissioner ■ Dean Marriott, Director

## 2<sup>nd</sup> NOTICE

EVIDENCE Job #

07/03/12

E. 389988

CenturyLink/ Qwest  
8021 SW Capitol Hill Rd.  
Portland, OR 97219  
Attn: Scott Miller  
scott.miller4@centurylink.com

page 1 of 1

*see e-mail for plans*

RE: Utility Notification—Capital Construction Project # E10261 Overlook Sewer Replacement Project

Dear Scott Miller:

Attached are the 90% construction plans and a conflict log summary in this letter for a sewer construction project in North Portland. The project is being designed by the City of Portland, Bureau of Environmental Services. Construction is scheduled to start in **March 2013 and last about a year.**

Please review the enclosed documents and:

- Confirm that all your utility conflicts have been identified.
- Mark additional conflicts, type and location, on the original drawings in red ink.
- If no conflicts are apparent, please note "No Conflict" on the cover sheet of the drawings or notify me via e-mail.
- Return all marked drawings to my attention no later than July 23<sup>rd</sup>.
- Forward a schedule and design for any relocations of your utility's facilities.
- Provide a positive location of your utility's facilities at locations listed in the attached log. This requires either pothole verification or other equivalent method to verify the physical location of your facility.

**Be advised that companies operating within the City of Portland public right-of-way may be required to relocate facilities at their expense, to accommodate this sewer construction project, per City Code 17.56.060.** If you have any utility conflict that will take more than two weeks to relocate in the field, please immediately notify the City in writing.

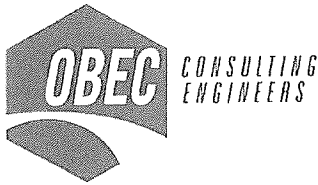
Thank you for your cooperation and response by July 23, 2012.

Sincerely,

*Jill Hutchinson*  
Jill Hutchinson, P.E., Project Manager  
503-823-7236  
Jill.Hutchinson@portlandoregon.gov



Bridge/Structures • Roadway/Civil • Heavy Civil/Industrial Facilities  
 Environmental/Permitting • Survey/Geomatics • Construction Engineering/Inspection



EVIDENCE Job # E.403062  
 page 10 of 3

November 2, 2012

Jim Martin  
 CenturyLink (Qwest LN)  
 150 West Stewart Avenue, Room 4  
 Medford, OR 97501

**Project Name:** Peachey Road: Walker Avenue to Hillview Drive  
**County:** Jackson County  
**Key No:** 15702  
**OBEC Job No:** 0019-0100.06

Dear Mr. Martin:

**Subject: Notice of Utility Conflicts**

OBEC Consulting Engineers (OBEC) has been retained by the Oregon Department of Transportation (ODOT) to provide design engineering services for the subject project located on Peachey Road in Jackson County. The subject project bid opening is scheduled for May 23, 2013. Facilities owned by your company conflict with the construction of the project and should be relocated or adjusted before construction begins. Please refer to the enclosed preliminary plan sheets that note and highlight the conflicting facilities. Facilities noted as "Potential Conflicts" are assumed to be in conflict and are required to be relocated within the schedule listed below until further investigation by your company can positively rule out the conflict. We ask for your cooperation to further investigate any "Potential Conflicts" by having your company pothole any buried facilities to determine the exact depth and horizontal location as soon as possible. The project schedule indicates that all utility facilities shall be relocated in the field complete **not later than May 23, 2013.**

CenturyLink's facilities are located on public right-of-way, and are not eligible for reimbursement under state policies and procedures, and the provisions of 23 CFR 645A (Code of Federal Regulations). A copy of 23 CFR 645A, along with copies of state rules and regulations pertaining to utility relocations and reimbursement, is located on the ODOT Railroad and Utility website at [http://www.oregon.gov/ODOT/HWY/ROW/utility\\_resource.shtml](http://www.oregon.gov/ODOT/HWY/ROW/utility_resource.shtml). If any impacted facilities are located on private property, please forward associated easement documentation to the Utility Coordinator for review. Providing easement documentation early is necessary to streamline any appropriate reimbursements.

921-634-2016

EUGENE – Corporate Office  
 541.683.6090  
 Fax: 541.683.6576  
 920 Country Club Road, Suite 100B  
 Eugene, Oregon 97401-6089

PORTLAND AREA  
 503.620.6103  
 Fax: 503.620.8416  
 5000 Meadows Road, Suite 420  
 Lake Oswego, Oregon 97035-2224

SALEM  
 503.589.4100  
 Fax: 503.589.4141  
 3990 Fairview Industrial Drive SE, Suite 200  
 Salem, Oregon 97302-1166

MEDFORD  
 541.774.5590  
 Fax: 541.774.5591  
 831 O'Hare Parkway  
 Medford, Oregon 97504-4005

Jim Martin, CenturyLink (Qwest LN)  
 Key No: 15702  
 Notice of Utility Conflicts  
 November 2, 2012  
 Page 2

EVIDENCE Job #



E.403062

Page 2 of 3

Description of Conflicts

This project is located in Ashland, Oregon, and the scope is to refurbish Peachey Road from Walker Avenue to Hillview Drive. A new 12-inch storm line with manholes and inlets will be installed under Peachey Road. The elevations for the storm drain system vary from the existing ground elevations, especially between Stations 2+50 to 5+00. Reference the enclosed drawings (Figures 5 and 6) for additional information on the new storm elevations. Also, in the attached drawings is Figure 7 (drainage and utility plan) that has been marked up with potential utility conflicts between the new storm drain system, retaining wall, and road widening with the existing utilities. In addition to the new storm system, the subgrade will be replaced throughout the project limits and could conflict with the existing utilities. Concrete curbs will be added to the edge of the roadway along with a new sidewalk on the south side of Peachey Road. Between Stations 4+49 and 6+20 a retaining wall will be installed on the south side of the street by the new sidewalk. Please reference enclosed Figure 2, Figure 5, and Figure 6 to determine additional utility conflicts with proposed elevation changes and the road installation.

There are underground and aerial utilities located within the project vicinity that appear to be in conflict with the construction requirements of the project and, therefore, may need to be adjusted or relocated. If you deem it to be helpful, representatives from OBEC and CenturyLink could meet on-site with you or someone from your company. Please let me know if you would like to meet to discuss the project. I can be reached by phone at 503.620.6103 or by direct line at 971.634.2016.

Relocation Plan, Depth Data, and Construction Timing Schedule – Submit

Submit preliminary drawings of CenturyLink's utility relocation work on copies of the project plan sheets to **Brad Krumel, utility coordinator**, at OBEC Consulting Engineers, 5000 Meadows Road, Suite 420, Lake Oswego, Oregon 97035, **by December 15, 2012**. In addition, please include a schedule for starting and completing CenturyLink utility relocations. Your relocation schedule should identify a critical relocation completion date of **May 23, 2013**, to accommodate the project schedule and public traffic needs.

If you are aware of any utilities not shown on these plans, please sketch them in and return to me or send me copies of your own facility maps. If you determine that your utility is not in conflict with the proposed construction, please inform me by letter or email at [bkrumel@obec.com](mailto:bkrumel@obec.com).

Your prompt attention is necessary to avoid costs associated with delaying construction of this ODOT project. In accordance with Oregon Administrative Rules, Chapter 734, Division 55, all delay costs and/or claims for extra compensation inflicted upon ODOT from a utility's lack of response shall be paid by the responsible utility. In the past, these costs have been financially substantial in size. **Final relocation plans and schedule shall be submitted not later than**

ATTACHMENT 1

page 37 of 40

Jim Martin, CenturyLink (Qwest LN)  
Key No: 15702  
Notice of Utility Conflicts  
November 2, 2012  
Page 3

EVIDENCE  
Job # E403062  
page 3 of 3



**January 25, 2013**, or the utility shall be considered non-responsive in accordance with Oregon Administrative Rules, Chapter 734, Division 55, Section 045.

CenturyLink is strongly encouraged to be proactive in providing schedules, sketches, depth data, and information associated with their utilities and relocation work to the Utility Coordinator to best ensure that utilities are protected and relocation work is completed successfully for all parties involved. Submitting schedules, relocation sketches, and information is critical to this project with multiple utilities and potentially multiple utility relocations. Failure to provide necessary utility information makes it unfeasible to coordinate all necessary utility relocations between utilities and with project activities, and will result in additional costs.

**ODOT Permits**

An ODOT permit is required for any alteration made to the location of a utility facility on state right-of-way, including raising wire heights or changing the depth of buried facilities. **The permit should include detailed relocation plans and be routed to the Utility/Specifications Engineer for processing.**

Contact Nancy Coates with Jackson County at 200 Antelope Road, White City, OR 97503, Telephone No. 541.774.8184 with questions about any required permits for the work. Please include the project key number identified above on all permit applications. For your information, all other required permits with all other regulatory agencies should be secured prior to making application to ODOT.

Sincerely,

  
Brad Krumel  
Utility Coordinator

BK:msm  
Enclosures: Preliminary marked up plans

cc: James Philp, Jackson County\*  
Kelli Sparkman, ODOT\*  
Heather Howe, ODOT\*  
Jeff Bernardo, OBEC\*  
Corporate File  
\* w/o enclosure

E. 426792

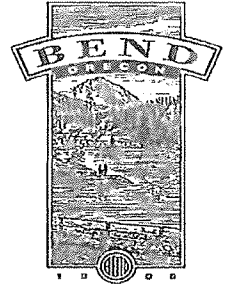
EVIDENCE Job # Attachment 1

E. 426589

Page 1 of 2

NOTICE OF CONFLICT

CenturyLink  
100 NW Kearney Ave  
Bend, OR 97701  
City Project #ST12CJ  
SE Reed Market Rd – 3<sup>rd</sup> Street to Newberry Drive



June 19, 2012

Attention: Bob Kitchen

Construction for the above named project will begin on **October 15, 2013**. Facilities owned by your company conflict with the construction of the project and should be relocated or adjusted before construction begins. Please refer to the enclosed preliminary plan sheets that note and highlight the conflicting facilities. Facilities noted as "Potential Conflict" are assumed to be in conflict and are required to be relocated within the schedule listed below unless further investigation by your company can positively rule out the conflict. We ask your cooperation to further investigate all "Potential Conflicts" as soon as possible.

The conflicting facilities are located on Public right of way and are assumed to be located by permission of your Franchise Utility Agreement with the City of Bend and are not eligible for reimbursement. If you feel your facilities have prior rights which qualify for reimbursement, you will need to provide evidence of your prior rights, such as an easement or special franchise agreement, and written authorization, before doing any relocation work.

The enclosed plans represent the complete mapping of your facilities, both locatable and un-locatable underground facilities, as provided by your company in accordance with OAR 952-01-80. You must review the mapping of your facilities on the enclosed plans for completeness and accuracy and contact the project utilities coordinator immediately for corrections to errors or omissions. If errors or omissions are discovered during construction, your company may be held responsible for delay claims that are caused by your company's failure to notify the City of Bend of errors or omissions.

The conflicting facilities must be completely relocated or adjusted by **October 1, 2013**, so as not to delay the construction of the project. ***If your company can not comply with the above completion date, you must contact the project utilities coordinator immediately and obtain written agreement on a revised relocation schedule. No***

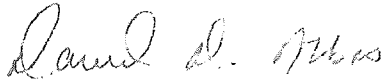
E: 426589

Page 2 of 2

*changes can be made to the relocation schedule after August 30, 2013.* The relocation schedule will be specified in the project contract documents and your company will be responsible to meet the schedule. Your company may be held responsible for delay claims that are caused by your company's failure to meet the specified relocation schedule(s).

For questions regarding this notification and its requirements, please call project utilities coordinator Erik Huffman at (541) 322-8962.

Sincerely,



David Abbas, P.E.  
Engineer  
City of Bend

Attachments Plan Sheets C-00 and P-01 through P-29

**Qwest Corporation dba CenturyLink QC  
Oregon  
Facility Relocation Cost Recovery  
2012 & 2013 Costs: July 2014 - June 2015 Recovery Period**

**Summary of Actual Recoverable Costs & Undepreciated Investment [1]**

**Intrastate Recoverable Amounts**

	<u>Oregon</u>
<b>1) Intrastate Recoverable Costs:</b>	
<b><u>Labor Related Costs:</u></b>	
Total Labor Related Costs	<u>971,574</u>
<b><u>Undepreciated value of plant abandoned or removed</u></b>	
Total Net Book Value, Intrastate	<u>50,647</u>
<b>Total Intrastate Recoverable Amount</b>	<b><u>1,022,221</u></b>

**2) Recovery Rate per Access Line per month:**

Total Intrastate Recoverable Amount	1,022,221
Recovery Period (months)	12
Average Access Lines - Projected to Recovery Period	344,195
<b>Recovery Per Access Line per month [2]</b>	<b>\$ 0.25</b>

Note 1: Includes costs only on jobs in excess of \$25,000 threshold value.

Note 2: Billing at an actual Recovery Per Access Line per Month rate of \$0.15 per line equates to \$619,551 estimated Total Intrastate Recoverable Amount for the

**Qwest Corporation dba CenturyLink QC**  
**Oregon**  
**Facility Relocation Cost Recovery**  
2012 & 2013 Costs: July 2014 - June 2015 Recovery Period

**Summary of Actual Total Costs & Undepreciated Investment [1]**

**Total State Amounts**

	<u><b>Oregon</b></u>
<i>Total Costs:</i>	
<b>Total Labor Related Costs</b>	<u><b>1,352,791</b></u>
<b><u>Undepreciated value of plant abandoned or removed</u></b>	
Total Net Book Value, Total State	<u><b>70,518</b></u>
<b>Grand Total Recoverable (Total State)</b>	<b>1,423,309</b>

Note 1: Includes costs only on jobs in excess of \$25,000 threshold value.

#	JobID	Cost	Address/Street Intersections
1	E.289101	\$ 65,810.00	SE 17th Ave between SE Pershing and SE Center St.
2	E.296097	\$ 242,896.83	ODOT project that replaces the I5 bridge on Fern Valley, replaces the Bear Creek bridge on Fern Valley, realigns Fern Valley Rd and Hwy 99, and then completely realigns N Phoenix Rd between Fern Valley Rd
3	E.296550	\$ 98,842.33	Garfield St from Kings Hwy all the way west to S Columbus Av
4	E.307492	\$ 148,090.33	SE DIVISION PL AT SE 8TH AVE
5	E.307493	\$ 63,603.14	17TH AVE BETWEEN SE POWELL AND SE MCLOUGHLIN
6	E.309759	\$ 75,881.14	I-5 Bridge over the Willamette River
7	E.397547	\$ 53,589.94	SE Old Water Ave and SE Caruthers
8	E.399587	\$ 64,276.59	SE Lawnfield Rd between SE 97th and SE 98th along SE Lawnfield Rd between SE 98th and SE Industrial Way.
9	E.412312	\$ 34,579.25	along SE Mather Rd and SE Bordeaux Ln.
10	E.417800	\$ 47,661.13	Aumsville Hwy between Eden St and 4000 Aumsville Hwy
11	E.434747	\$ 50,982.42	sweet creek rebuild
12	E.482880	\$ 32,421.74	intersection of SE 122nd and SE Ford
13	E.492291	\$ 32,565.00	Highway 212 between SE 122nd and SE 125th.
14	E.597323	\$ 32,143.54	Sand Creek Bridge Pedestrian crossing
15	E.360545	\$ 34,156.28	along SE Clay Street between SE 2nd Ave and SE 9th Ave.
16	E.369865	\$ 36,286.18	SW Macadam between SW Taylors Ferry Rd and the Sellwood Bridge
17	E.389988	\$ 50,417.97	intersection of N Willamette Blvd and N Burrage and along N Emerson between N Burrage and N Greeley Ave.
18	E.400373	\$ 115,146.91	SE Ambler Rd @ SE 82nd Dr; SE 82nd Dr between SE Ambler Rd and SE Herbert Ct, and SE Lawnfield Rd between SE 92nd Dr and SE Industrial Ct.
19	E.401686	\$ 32,639.56	SE 82nd Dr between SE Clackamas Rd and SE Lawnfield Rd
20	E.403062	\$ 18,079.52	Peachey Rd
21	E.426589	\$ 22,720.85	Highway 97/Murphy Rd



#	JobID	Description
1	E.289101	Existing aerial cables and poles along SE 17th conflict with proposed street improvements that are part of the Portland-Milwaukie Light Rail project. The existing pole line on the east side of the SE 17th will be moved to the west side of SE 17th. This project will place new aerial cable on the new power poles on the west side of SE 17th.
2	E.296097	This job is necessary due to a very large ODOT project that replaces the I5 bridge on Fern Valley, replaces the Bear Creek bridge on Fern Valley, realigns Fern Valley Rd and Hwy 99, and then completely realigns N Phoenix Rd between Fern Valley Rd and the North exchange boundary on N Phoenix Rd.
3	E.296550	This job is necessary due to a City of Medford road widening project on Garfield St from Kings Hwy all the way west to S Columbus Av
4	E.307492	CITY OF PORTLAND AND TRIMET ARE INSTALLING LIGHT RAIL TRACKS ACROSS SE DIVISION PL AT SE 8TH AVE
5	E.307493	CITY OF PORTLAND AND TRIMET ARE INSTALLING LIGHT RAIL TRACKS ALONG SE 17TH AVE BETWEEN SE POWELL AND SE MCLOUGHLIN
6	E.309759	ODOT is replacing the I-5 Bridge over the Willamette River
7	E.397547	Relocate existing manhole near SE Old Water Ave and SE Caruthers
8	E.399587	Relocate fiber talong SE Lawnfield Rd between SE 97th and SE 98th and replace fiber along SE Lawnfield Rd between SE 98th and SE Industrial Way.
9	E.412312	Relocate existing underground and aerial copper facilities along SE Mather Rd and SE Bordeaux Ln.
10	E.417800	on Aumsville Hwy between Eden St and 4000 Aumsville Hwy due the the City of Salem road widening
11	E.434747	proposal places steel pipe on the back of the guardrail
12	E.482880	Relocate conduit/cable at the intersection of SE 122nd and SE Ford
13	E.492291	Relocate poles and conduit/cable along Highway 212 between SE 122nd and SE 125th.
14	E.597323	Hubbard Ln Street Improvement- Sand Creek Bridge Pedestrian crossing
15	E.360545	Relocate existing poles and conduit along SE Clay Street between SE 2nd Ave and SE 9th Ave.
16	E.369865	Relocate existing conduit/handholes along SW Macadam between SW Taylors Ferry Rd and the Sellwood Bridge
17	E.389988	Relocate existing conduit in 2 locations – intersection of N Willamette Blvd and N Burrage and along N Emerson between N Burrage and N Greeley Ave.
18	E.400373	Relocate existing underground and aerial copper and fiber along SE Ambler Rd @ SE 82nd Dr, along SE 82nd Dr between SE Ambler Rd and SE Herbert Ct, and along SE Lawnfield Rd between SE 92nd Dr and SE Industrial Ct.
19	E.401686	Relocate existing underground and aerial copper and fiber along SE 82nd Dr between SE Clackamas Rd and SE Lawnfield Rd
20	E.403062	City of Ashland and ODOT road project on Peachey Rd in Ashland
21	E.426589	ODOT and City of Bend Road Project called Highway 97/Murphy Rd

Qwest Corporation dba CenturyLink QC

Oregon

Facility Relocation Cost Recovery

Customer Notification

CenturyLink has petitioned the Oregon Public Utility Commission (OPUC) for recovery of certain mandatory facility relocation costs, as approved by the Oregon Legislature in 2009 and codified as ORS 758.025. If approved, effective with your July 2014 bill and continuing for 12 months, there will be a monthly charge of 15 cents per access line to recover the costs of government-directed relocation of CenturyLink's network facilities in Oregon. Please note: 15 cents is the same amount you have been paying for the last 12 months. This will not be an increase.

If you have any objections or comments please call the CenturyLink customer call center at 877.440.8959. If you need further information from CenturyLink you can contact: Martin Flynn, 310 SW Park, Portland, OR 97205 [martin.flynn@centurylink.com](mailto:martin.flynn@centurylink.com) 503.425.3362. Objections or comments can also be submitted to the OPUC within 45 days of the date of this notice through the OPUC toll free hotline number 800.522.2404.

BEFORE THE PUBLIC UTILITY COMMISSION OF  
OREGON

In the Matter of )  
 )  
The Petition of Qwest Corporation d/b/a ) AFFIDAVIT OF CHARLES G.  
CenturyLink QC for Recovery of Certain Facility) DAWSON  
Relocation Costs Pursuant to OAR 860-022-0047 )  
\_\_\_\_\_ )

STATE OF COLORADO )  
 ) ss.  
County of Arapahoe )

I, Charles G. Dawson, being first duly sworn, hereby state:

1. I am a Senior Analyst for CenturyLink, located in Denver, Colorado. My business address is 700 W Mineral Ave., Littleton, Colorado, 80120.
2. Pursuant to OAR 860-022-0047(9), Qwest Corporation d/b/a CenturyLink QC has provided notice, prior to the filing of this Petition, to all customers whose bills will be affected if cost recovery is approved by the Commission.
3. No persons who are not customers have been asked to contribute to cost recovery.
4. Notice was completed to all affected customers by a bill insert.

5. DATED: March 31, 2014.

Charles G. Dawson  
NAME

SUBSCRIBED AND SWORN to before me this 31st day of March, 2014.

Shelah Garrison (SHELAH GARRISON)  
Notary Public for the State of Colorado  
My Commission Expires: JUL 15 2015

