

Appendix A - Bell Alternate Locate Agreement



Kawartha Lakes
26 Francis Street
Kawartha Lakes
K9V 5R8



Bell Canada
400 Newbold St
London, ON.
N6E 1K1
519-281-2554
Attn: Shawn Bissell
shawn.bissell@bell.ca

Re: Implementation of the Locate Protocol with the City of Kawartha Lakes:

This letter of agreement once fully executed will confirm that the City of Kawartha Lakes and Bell Canada have agreed to implement a Locate Protocol (the "Protocol") effective (Date). Through this Protocol Bell can request locates within the Geographic Areas of the City of Kawartha Lakes for qualifying excavations, as defined per the attached Locate Protocol, which is a component of this agreement.

In the unlikely event that your buried infrastructure is damaged during the course of our work operation Bell will assume full financial liability for any and all damages incurred including infrastructure restoration.

The undersigned hereby agrees to the terms and conditions of this Protocol.

Sincerely,

Shawn Bissell
Damage Prevention Manager
Bell Canada

ACCEPTED and Agreed this _____ day of _____ 2020.

Bell Canada

Shawn Bissell
Damage Prevention Manager
"I have authority to bind the corporation"

The Corporation of the City Kawartha Lakes

Name: Andy Letham
Title: Mayor
"I have authority to bind the corporation"

Name: Cathie Ritchie
Title: Clerk
"I have authority to bind the corporation"

This Protocol applies to the following Station Codes: KWLKWS01, KWLKPF01

Locate Protocol

Between Bell and the City of Kawartha Lakes agree to the following

The purpose of this Locate Protocol (the "Protocol") is to define the basis upon which Bell can utilize the process described in this protocol to obtain (nature of infrastructure-water, sewer, hydro, etc.) infrastructure locate approvals from the City of Kawartha Lakes.

1. Coverage Area:

The geographic area for this Protocol is the boundary of the City of Kawartha Lakes (the "Geographic Area") unless otherwise stated.

2. Qualifying Excavations

The Protocol may be used by Bell to obtain immediate locate approvals from the city of Kawartha Lakes for the following types of excavations completed by Bell:

All excavations conducted in full compliance of Section 7.0 of the Ontario Guideline for excavation in the vicinity of Bell Network, which may be amended from time to time. All excavations will be conducted by hand operated equipment comprised of hand digging without the use of power assisted equipment and not exceed a maximum depth of twelve (12) inches.

3. Locate Request Procedure

In requesting locates for a Qualifying Excavation within the City Kawartha Lakes, Bell will submit a request to Ontario One Call using their unique identification code. Ontario One Call will issue an automatic clearance based on the parameters of this Protocol. Locates will be valid for 60 days providing the following terms and conditions are met:(i) Construction within the located area must start within 60 days of the issuing date of locate. (ii) The construction by the company named on the locate request must remain active until completion.

4. Notification ID

Bell, with Ontario One Call has created a unique Identification code for Bell technicians, prior to the commencement of the Protocol. This identification code is to be used solely by Bell employees and not by their contractors/sub contractors. This code will apply exclusively to this Protocol.

5. Non-Qualifying Excavations

This Protocol shall not apply to any work where excavation methods are not listed in the "Qualifying Excavations" section of this protocol.

6. Compliance with Laws

The parties shall comply with all laws, rules and regulations of all applicable government authorities, and obtain any necessary consent from government authorities required or any applicable third parties, in respect of their respective obligations and conduct pursuant to this Protocol.

7. Cancellation

This Agreement may be cancelled at any time by either party with written notice to the other.