

RESOLUTION NO.
BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING: A) THE PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE AN AMENDMENT TO THE PERMIT AGREEMENT TO EXTEND THE AGREEMENT FROM AUGUST 1, 2019 THROUGH JULY 31, 2024 WITH NEW CINGULAR WIRELESS PCS, LLC. TO ENABLE THEIR CONTINUED OPERATION OF A WIRELESS COMMUNICATION SITE AT THE TOWER ROAD COMMUNICATION FACILITY AT A STARTING PERMIT FEE OF \$5,607.92; AND B) THE COUNTY MANAGER, OR HIS DESIGNEE, TO ACCEPT OR EXECUTE ALL NOTICES, OPTIONS AND DOCUMENTS ASSOCIATED WITH THE SECOND PERMIT AMENDMENT AND AGREEMENT INCLUDING, BUT NOT LIMITED TO, EXTENSION OR TERMINATION OF THE AGREEMENT UNDER THE TERMS SET FORTH THEREIN.

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on July 14, 2009, as authorized by Resolution No. 70283, County and New Cingular Wireless PCS, LLC. entered into a Permit Agreement for use of an equipment building and space on County's water tower on a portion of the Tower Road Complex located in San Mateo, California, for the installation, construction, operation, and maintenance of a communications facility; and

WHEREAS, on March 29, 2011, as authorized by Resolution No. 71317, County and New Cingular Wireless PCS, LLC. entered into a First Amendment to the Permit Agreement to authorize the installation of additional equipment on the Premises and increase the Base Permit Fee accordingly; and

WHEREAS, the current Permit will expire on July 31, 2019, and the County and New Cingular Wireless PCS, LLC. desire to amend the Permit to extend the term; and

WHEREAS, there has been presented to this Board of Supervisors for its consideration and acceptance a Second Amendment to the Permit Agreement, reference to which is hereby made for further particulars, whereby New Cingular Wireless PCS, LLC. may extend its Permit Agreement through July 31, 2024 with an option to extend for an additional five years, in accordance with the terms and conditions contained in said Second Amendment to the Permit Agreement, including a schedule for base permit fee increases; and

WHEREAS, this Board has been presented with a Second Amendment to the Permit Agreement and has examined and approved same as to both form and content and desires to enter into same.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the President of the Board of Supervisors be, and is hereby, authorized and directed to execute said Amendment to the Permit Agreement for and on behalf of the County of San Mateo, and the Clerk of this Board shall attest the President's signature thereto.

IT IS FURTHER DETERMINED AND ORDERED that the County Manager, or his designee, is hereby authorized to accept or execute on behalf of the County, any and all amendments, options, notices, consents, approvals, termination, and documents in connection with the Permit.

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