

## **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 WITH NEW CINGULAR WIRELESS PCS, LLC, FOR THE CONTINUED OPERATION OF AN EXISTING WIRELESS COMMUNICATION FACILITY ON THE ROOF OF THE COMMUNITY SERVICES BUILDING LOCATED AT 2415 UNIVERSITY AVENUE IN THE CITY OF EAST PALO ALTO, TO MODIFY THE TERMINATION, INDEMNIFICATION, AND INSURANCE LANGUAGE, AND INCREASE THE MONTHLY BASE PERMIT FEE; AND B) THE COUNTY MANGER, OR HIS DESIGNEE, TO ACCEPT OR EXECUTE ON BEHALF OF THE COUNTY ANY AND ALL NOTICES, OPTIONS, CONSENTS, APPROVALS, TERMINATIONS, AND DOCUMENTS IN CONNECTION WITH THE AGREEMENT.**

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

**WHEREAS**, since 2000, as authorized by Resolution No. 64098, New Cingular Wireless PCS, LLC ("Cingular"), as successor in interest to Bay Area Cellular Telephone Company, has operated a wireless communications facility on the roof of the Community Services Building located at 2415 University Avenue in the City of East Palo Alto; and

**WHEREAS**, the current Permit expired on May 31, 2016, and the County and Cingular wish to amend the Permit to extend the term, increase the Base Permit Fee, and modify the insurance, indemnification, and termination sections of the Permit; and

**WHEREAS**, there has been presented to this Board of Supervisors for its consideration and acceptance an amendment to the Permit Agreement, reference to

which is hereby made for further particulars, whereby the County of San Mateo shall permit Cingular to continue to operate the existing wireless communication facility on the roof of the County's Community Services Building through May 31, 2021 with an option to extend for an additional five years, at an initial monthly fee of \$6,843.63, and increasing by 3% annually, in accordance with the terms and conditions contained in said Permit; and

**WHEREAS**, this Board has been presented with the 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 be, and is hereby, authorized and directed to execute said Permit Amendment 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 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 Agreement.

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