

RESOLUTION NO. 071545

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING THE: 1) PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE A FIRST AMENDMENT TO PERMIT AGREEMENT WITH NEW CINGULAR WIRELESS PCS., LLC. FOR THE OPERATION OF A WIRELESS COMMUNICATION FACILITY ON THE ROOF OF THE COMMUNITY SERVICES BUILDING LOCATED AT 2415 UNIVERSITY AVE, EAST PALO ALTO, INCREASING THE PREMISES AREA, AUTHORIZING THE INSTALLATION OF NEW EQUIPMENT AND INCREASING THE MONTHLY BASE PERMIT FEE AMOUNT BY \$875.00 TO \$4,290.95; AND 2) COUNTY MANAGER OR HIS DESIGNEE TO ACCEPT OR EXECUTE NOTICES, OPTIONS AND DOCUMENTS ASSOCIATED WITH THE FIRST AMENDMENT AND AGREEMENT INCLUDING, BUT NOT LIMITED TO, EXTENSION OR TERMINATION OF THE AGREEMENT UNDER THE TERMS SET FORTH THEREIN. (PERMIT NO. 5282)

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 Ave, East Palo Alto, and

WHEREAS, the current Permit expires on May 31, 2016, the current monthly Base Permit Fee of \$3,415.95 increases annually by 4%, and the County and Cingular wish to amend the agreement to increase the Premises area, install additional equipment and increase the Base Permit Fee; and

WHEREAS, there has been presented to this Board of Supervisors for its consideration and acceptance a First Amendment to Permit Agreement, reference to which is hereby made for further particulars, increasing the Premises area by 75 square feet to approximately 315 square feet, authorizing the installation of three (3) new

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equipment cabinets on a new steel platform, three (3) new Long Term Evolution ("LTE") antennae, six (6) new Remote Radio Units ("RRUs"), one (1) new run of fiber/power conduit, six (6) new Remote Electrical Tilts ("RETs") per antenna configuration, three (3) new surge suppression boxes, and one (1) new Global Positioning System ("GPS") antenna mounted on a new outdoor cabinet and increasing the monthly Base Permit Fee from \$3,415.95 to \$4,290.95, in accordance with the terms and conditions contained in the First Amendment and Permit Agreement, and

WHEREAS, this Board has been presented with 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 this Board of Supervisors be, and is hereby, authorized and directed to execute said First Amendment to 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; and

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 notices, options and documents associated with the First Amendment and Agreement including, but not limited to, extension or termination of the Agreement under the terms set forth therein.

* * * * *

Regularly passed and adopted this 26TH day of July, 2011.

AYES and in favor of said resolution:

Supervisors: DAVE PINE
CAROLE GROOM
ROSE JACOBS GIBSON
ADRIENNE J. TISSIER
DON HORSLEY

NOES and against said resolution: NONE

Absent Supervisors: NONE

Carole Groom
President, Board of Supervisors
County of San Mateo
State of California

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.

R. Romero
Rebecca Romero, Deputy
Clerk of the Board of Supervisors

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