

RESOLUTION NO. .

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

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RESOLUTION A) AUTHORIZING THE PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE AN AMENDMENT TO THE PERMIT AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, TO ENABLE ITS CONTINUED OPERATION OF A WIRELESS COMMUNICATION FACILITY AT THE HALF MOON BAY AIRPORT AT AN INITIAL MONTHLY BASE PERMIT FEE OF \$8,101, FOR AN APPROXIMATE TERM OF FIVE YEARS STARTING ON FEBRUARY 23, 2020, AND WITH ONE OPTION TO EXTEND THE TERM FOR AN ADDITIONAL FIVE YEARS, AND B) AUTHORIZING THE COUNTY MANAGER, OR HIS DESIGNEE, TO ACCEPT OR EXECUTE ON BEHALF OF THE COUNTY ANY AND ALL NOTICES, OPTIONS, CONSENTS, AND DOCUMENTS ASSOCIATED WITH THE PERMIT AGREEMENT INCLUDING, BUT NOT LIMITED TO, EXTENSION OR TERMINATION OF THE PERMIT AGREEMENT UNDER THE TERMS SET FORTH THEREIN.

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

WHEREAS, in 1992, the Bay Area Cellular Telephone Company, as New Cingular Wireless PCS, LLC's ("Cingular") predecessor in interest, entered into a permit agreement for the installation, construction, and operation of a wireless communication facility at the Half Moon Bay Airport; and

WHEREAS, in February 2010, the County and Cingular entered into a new permit agreement ("Permit Agreement"), enabling Cingular to continue to use the existing wireless communication facility at the Half Moon Bay Airport; and

WHEREAS, the Permit Agreement was later amended in 2015 to allow Cingular to upgrade its equipment and adjusted the base monthly permit fee accordingly; and

WHEREAS, the County and Cingular now desire to extend the term of the Permit Agreement and increase the monthly permit fee accordingly; and

WHEREAS, this Fourth Amendment to Permit Agreement (“Amendment to Permit Agreement”), reference to which is hereby made for further particulars, will extend the Term to February 28, 2025, provide Cingular with an option to extend the term five years, and increase the monthly Base Permit Fee to \$8,101 effective February 23, 2020, in accordance with the terms and conditions contained in the Permit Agreement; and

WHEREAS, this Board has been presented with the Amendment to 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 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 DETERMINEED 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, consents, and other documents associated with the Amendment to Permit Agreement, including, but not limited to, extension or termination of the Amendment to Permit Agreement under the terms set forth therein.

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