

CONTRACT APPROVAL FORM

(Contract Management Use only)

CONTRACT TRACKING NO.
CM2323-A1

CONTRACTOR INFORMATION

Name: Spectrasite Communications, LLC

Address: 10 Presidential Way Woburn MA 01801
City State Zip

Contractor's Administrator Name: Nicole Trupiano Title: Account Project Manager

Tel#: (781) 926-4767 Fax: _____ Email: nicole.trupiano@americantower.com

CONTRACT INFORMATION

Contract Name: Tower Facility License Agreement (Hilliard Site) Contract Value: \$2350/Month

Brief Description: Agreement to use certain portion of Tower Facility for Communication Equipment. Amendment # 1 is agreement between Spectrasite and County modifying said equipment on the portion of Tower Facility used by County. License fee increase is also applied.

Contract Dates : From: 5/1/2016 to: 4/30/2021 Status: New Renew Amend# WA/Task Order

How Procured: Sole Source Single Source ITB RFP RFQ Coop. Other _____

If Processing an Amendment:

Contract #: CM2323 Increase Amount of Existing Contract: \$150/Month

New Contract Dates: 5/1/2016 to 4/30/2021 TOTAL OR AMENDMENT AMOUNT: \$2500/Month

APPROVALS PURSUANT TO NASSAU COUNTY PURCHASING POLICY, SECTION 6

- | | | | |
|----|--|------------------------|---|
| 1. | <u>[Signature]</u>
Department Head Signature | <u>7/13/18</u>
Date | <u>Intergovernmental radio Program</u>
Submitting Department |
| 2. | <u>[Signature]</u>
Contract Management | <u>7/16/18</u>
Date | <u>49255525-351700</u>
Funding Source/Acct # |
| 3. | <u>[Signature]</u>
Office of Management & Budget | <u>7/23/18</u>
Date | <u>MS</u>
<u>NTALS</u>
<u>49255525-544000</u> |
| 4. | <u>[Signature]</u>
County Attorney (approved as to form only) | <u>7/24/19</u>
Date | |

Comments: _____

COUNTY MANAGER - FINAL SIGNATURE APPROVAL

[Signature] 7/24/19
Michael Mullin Date

RETURN ORIGINAL(S) TO CONTRACT MANAGEMENT FOR DISTRIBUTION AS FOLLOWS:

- Original: Clerk's Services; Contractor (original or certified copy)
- Copy: Department
- Office of Management & Budget
- Contract Management
- Clerk Finance

RCVD COUNTY MGR
 16 JUL '18 PM 4:44

FIRST AMENDMENT TO LICENSE AGREEMENT

This First Amendment (the "First Amendment") to that certain License Agreement dated July 6, 2016 by and between Spectrasite Communications, LLC and Nassau County Public Safety Radio System (the "Agreement") is made and entered into as of the latter signature date hereof, by and between Spectrasite Communications, LLC, a Delaware limited liability company (the "Licensor") and Nassau County Public Safety Radio System, a Florida government entity (the "Licensee") (collectively, the "Parties").

RECITALS

WHEREAS, Licensor owns a certain communications tower and leases a certain parcel of land located at 371105 Oxford Street, Hilliard, FL 32046-3155 more commonly known to Licensor as the Hilliard FL 2, FL tower site (the "Tower Facility"); and

WHEREAS, Licensor and Licensee entered into the Agreement for the use of a certain portion of the Tower Facility; and

WHEREAS, Licensee desires to modify its equipment at the Tower Facility ("Modified Equipment"); and

WHEREAS, the Parties agree that as consideration for Modified Equipment, the current License Fee payable under the Agreement shall be increased as set forth herein.

NOW THEREFORE, in consideration of the foregoing promises and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereto agree as follows:

- 1) Licensor and Licensee agree and acknowledge that Licensee shall modify its equipment for a final installed configuration pursuant to Exhibit A-1.
- 2) Licensor and Licensee agree and acknowledge that as of the date this First Amendment is fully executed, Licensee's equipment information set forth in the Agreement shall hereby be deleted in its entirety and shall be replaced with Exhibit A-1 attached hereto and incorporated by this reference. In the event of inconsistency or discrepancy between the Exhibit A-1 and Licensee's equipment information set forth in the Agreement, the Exhibit A-1 shall control.
- 3) Effective upon the earlier to occur of: i) commencement of installation of the Modified Equipment; or ii) August 13, 2018 ("Commencement Date"), the License Fee shall be increased by One Hundred Fifty and 00/100 Dollars (\$150.00) per month ("Increased Fee"). The Increased Fee for any fractional month at the beginning or end of the period shall be appropriately prorated.
- 4) Notwithstanding anything to the contrary in the Agreement, the offer to Licensee expressed in this First Amendment shall automatically become null and void with

Licensor Site Name/Number: Hilliard FL 2/302821

Licensor Contract Number: 533196

Licensee Site Name/Number: N/A/N/A

no further obligation by either party hereto if a structural analysis of the Tower Facility completed after the execution of this First Amendment by Licensor but before the Commencement Date of the installation of Licensee's Modified Equipment indicates that the Tower Facility is not suitable for Licensee's Modified Equipment unless Licensor and Licensee mutually agree that structural modifications or repairs shall be made to the Tower Facility on mutually agreeable terms.

- 5) Licensor and Licensee agree and acknowledge that all future payments of the License Fee shall be made to the Licensor at the following remittance address:

Spectrasite Communications, LLC
PO Box 751760
Charlotte, NC 28275-1760

Or for overnight delivery to:

SpectraSite Communications, LLC
PO Box 751760
1525 West WT Harris Blvd - 2C2
Charlotte, NC 28262

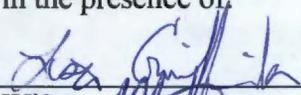
- 6) Capitalized terms contained herein, unless otherwise defined, are intended to have the same meaning and effect as that set forth in the Agreement.
- 7) All other terms and provisions of the Agreement remain in full force and effect.

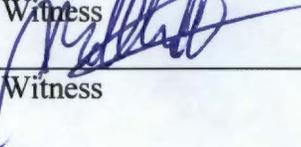
[SIGNATURES APPEAR ON THE NEXT PAGE]

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

IN WITNESS WHEREOF, the Parties hereto have set their hands to this First Amendment to that certain License Agreement as of the day and year written below:

Signed, sealed and delivered
in the presence of:



Witness


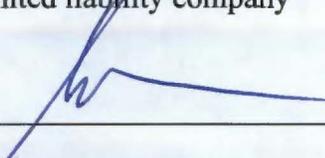
Witness

Agreed to and accepted by:

LICENSOR:

Spectrasite Communications, LLC, a
Delaware limited liability company

By:



Name:

Margaret Robinson
Senior Counsel

Title:

Date:

7-2-18

Signed, sealed and delivered
in the presence of:

Witness

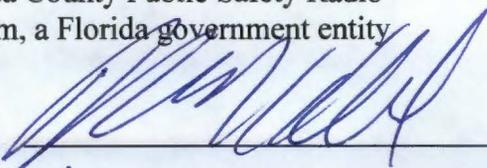
Witness

Agreed to and accepted by:

LICENSEE:

Nassau County Public Safety Radio
System, a Florida government entity

By:



Name:

Michael Mullin

Title:

Interim County Manager

Date:

7/24/18

Licensor Site Name/Number: Hilliard FL 2/302821

Licensor Contract Number: 533196

Licensee Site Name/Number: N/A/N/A

EXHIBIT A-1

Exhibit A-1

Customer Name: NASSAU COUNTY, FL		ATC Asset Name: Hilliard FL 2		ATC Asset #: 302821		
Customer Site Name: N/A				Customer Site #: N/A		
GROUND SPACE REQUIREMENTS						
Total Lease Area	Sq. Ft: 270.00'	Primary Contiguous Lease Area		L:15.00'	W:18.00'	H: Sq. Ft: 270.00
		Generator AREA		4.00'	4.00'	N/A 16.00
		Customer Building		11.50'	10.50'	N/A 120.75
		Outside Primary Lease Area		N/A	N/A	N/A Sq. Ft: N/A
BACKUP POWER REQUIREMENTS						
Generator: Stand Alone		Fuel Tank Size(gal): 132.0		Fuel Type: Diesel		Fuel Tank Setback(radius): N/A
UTILITY REQUIREMENTS						
Power Provided By: Utility Company Direct						
Telco/Interconnect: N/A						
TRANSMITTER & RECEIVER SPECIFICATIONS						
Type: N/A	Quantity: N/A		TX Power(watts): N/A		ERP(watts): N/A	
ANTENNA EQUIPMENT SPECIFICATIONS						
Type	OMNI	OMNI	TTA	DISH-RADOME	GPS	N/A
Manufacturer	Sinclair	Sinclair	Generic	mWAVE	Generic	N/A
Model #	SC488	SC488	TTA	RPD4-54-N	2" x 4" GPS	N/A
Dimensions HxWxD	183" x 2.5" x 2.5"	183" x 2.5" x 2.5"	12" x 12" x 6"	4.00' x 4.00' x 4.00'	2" x 4" x 2"	N/A
Weight(lbs.)	30.0	30.0	10.0	69.0	5.0	N/A
Location	Tower	Tower	Tower	Tower	Ground	N/A
RAD Center AGL	227.0'	227.0'	220.0'	155.0'	N/A	N/A
Antenna Tip Height	234.6'	234.6'	220.5'	157.0'	N/A	N/A
Antenna Base Height	219.4'	219.4'	219.5'	153.0'	N/A	N/A
Mount Type	Leg	Leg	N/A	Pole Mount	N/A	N/A
Quantity	1	1	1	1	1	N/A
Azimuths/Dir. of Radiation	0	0	0	138	N/A	N/A
Quant. Per Azimuth/Sector	1	1	1	1	N/A	N/A
TX/RX Frequency Units	MHz	MHz	MHz	MHz	N/A	N/A
TX Frequency	N/A	856.4875-860.4875		4940-4990	N/A	N/A
RX Frequency	811.4875-815.4875	856.4875-860.4875	806-824	4940-4990	N/A	N/A
Using Unlicensed Frequencies?	No	No	No	Yes	No	N/A
Antenna Gain	10	10	N/A	N/A	0.1	N/A
Total # of Lines	1	1	1	1	1	N/A
Line Quant. Per Azimuth/Sector	1	1	1	1	N/A	N/A
Line Type	Coax	Conduit	Coax	Coax	Coax	N/A
Line Diameter Size	7/8" Coax	1 1/4" conduit	3/8" Coax	7/8" Coax	3/8" Coax	N/A
Line Configuration	N/A	N/A	N/A	N/A	N/A	N/A