



INDIAN RIVER COUNTY, FLORIDA DEPARTMENT OF UTILITY SERVICES

Date: November 17, 2017
To: Jason E. Brown, County Administrator
From: Vincent Burke, P.E., Director of Utility Services
Prepared By: Cindy Corrente, Utilities Finance Manager
Subject: Amendment to Elevated Water Tank Space License Agreement with T-Mobile South LLC

DESCRIPTIONS AND CONDITIONS:

In March 2004, the Board of County Commissioners (BCC) entered into a lease agreement with Omnipoint Holdings, now known as T- Mobile South LLC (T- Mobile). The agreement allowed the Licensee to install and operate a communications facility at the Indian River County Department of Utility Services’ (IRCDUS) elevated tank located at 4690 28th Court (Gifford Tank). In November 2013, the agreement was amended to allow for additional equipment on the elevated tank. Presently, the license fee is \$37,230.92 per year, and the fee increases four percent each year.

ANALYSIS:

Recently, representatives for T-Mobile contacted staff with a request to add antennas and affiliated mounting equipment to the elevated tank. Staff agreed to allow the additional equipment provided that it was mounted in a manner that was conducive to IRCDUS’ maintenance of the elevated tank. This requirement meant that T-Mobile had to modify their construction plans to include certain specific mounting criteria. Given this requirement, staff agreed to forego additional rent at this time. However, it was clarified with representatives of T- Mobile that any future equipment modifications may require an increase to rental fees.

FUNDING:

There is no cost to the department as a result of this lease. However, the department will continue to receive revenues as a result of this lease agreement. The revenues will be recorded in the operating fund under the Radio Tower Rents account. The operating fund is used to cover daily expenses encountered to provide services to existing customers.

Description	Account Number	Amount
Radio Tower Rents	471038-362011	\$37,230.92

RECOMMENDATION:

Staff recommends the approval of the Second Amendment to the Elevated Water Tank Space Agreement with T-Mobile South LLC and requests that the Board of County Commissioners authorize the Chairman to execute the lease on their behalf.

ATTACHMENT:

Second Amendment to the Elevated Water Tank Space License Agreement