

## INDIAN RIVER COUNTY

## DEPARTMENT OF INFORMATION TECHNOLOGY

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**DATE:** September 25, 2024

**TO:** Board of County Commissioners

**THROUGH:** John A. Titkanich, Jr., County Administrator

**FROM:** Zac Portwood, Acting Director of Information Technology

**SUBJECT:** New Cingular Cell Radio Lease for King's Highway

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**BACKGROUND**

In March 2004, the Board of County Commissioners entered into a lease agreement with Bellsouth Mobility, dba Cingular Wireless (now known as New Cingular Wireless, and owned by AT&T). The Agreement allowed New Cingular Wireless to install and operate a communications facility at Kings Highway Elevated Water Tank. On September 10, 2013, and again on October 15, 2015, and a third time on November 15, 2016, this License Agreement was Reinstated, Ratified, and Amended. This Agreement expired on March 28, 2024. New Cingular Wireless, in mutual interest with Indian River County, wish to Reinstated this agreement and make a Fourth Amendment.

**FUNDING**

There is no cost to the county as a result of this lease. New Cingular Wireless will pay One Million Twenty-Eight Thousand Five Hundred Thirteen and 00/100 Dollars (\$1,028,513.00), in monthly increments of Seven Thousand Dollars (\$7,000.00) over a period of ten (10) years. This money will be recorded under the Radio Tower Rents account.

Name	Account Number	Amount
Radio Tower Rents	471038-362011	\$7,000 Monthly \$84,000 Annually +4% Annual increase \$20,000 Contingency

**RECOMMENDATION**

Staff recommends the approval of this Reinstated and Amended agreement. Staff asks that the board authorize the Chairwoman to execute the agreement on their behalf.

**ATTACHMENTS**

1. New Cingular Wireless Lease Agreement for Kings Highway Elevated Water Tank Reinstatement and Fourth Amendment
2. Original Lease
3. Second Amendment
4. Third Amendment