



County of Monterey

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Legislation Details (With Board Report)

File #: A 22-354 **Name:** American Towers - Fremont
Type: BoS Agreement **Status:** Passed
File created: 6/14/2022 **In control:** Board of Supervisors
On agenda: 6/21/2022 **Final action:** 6/21/2022

Title: a. Approve and authorize the Chief Information Officer to sign an Amendment No. 1 to a non-standard License Agreement with American Tower, LLC for the Next Generation Radio System (NGEN) - Fremont Peak site extending the agreement for an additional five (5) years to December 28,2027, and adding \$370,000 for a total agreement of \$593,000; and
b. Accept non-standard provisions as recommended by the Chief Information Officer; and
c. Authorize the Chief Information Officer or designee to execute up to three (3) future amendments, subject to County Counsel review, to extend the non-standard License Agreement term for five (5) additional years per amendment and to allow for a four percent (4%) annual increase per year provided the amendments do not significantly change the scope of work and do not alter the non-standard terms of the License Agreement.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Board Report, 2. Original Agreement, 3. Amendment No.1, 4. Payment Schedule, 5. Completed Board Order Item No. 85

Date	Ver.	Action By	Action	Result
6/21/2022	1	Board of Supervisors	approved	Pass

a. Approve and authorize the Chief Information Officer to sign an Amendment No. 1 to a non-standard License Agreement with American Tower, LLC for the Next Generation Radio System (NGEN) - Fremont Peak site extending the agreement for an additional five (5) years to December 28,2027, and adding \$370,000 for a total agreement of \$593,000; and

b. Accept non-standard provisions as recommended by the Chief Information Officer; and

c. Authorize the Chief Information Officer or designee to execute up to three (3) future amendments, subject to County Counsel review, to extend the non-standard License Agreement term for five (5) additional years per amendment and to allow for a four percent (4%) annual increase per year provided the amendments do not significantly change the scope of work and do not alter the non-standard terms of the License Agreement.

RECOMMENDATION:

It is recommended that the Board of Supervisors:

a. Approve and authorize the Chief Information Officer to sign an Amendment No. 1 to a non-standard License Agreement with American Tower, LLC for the Next Generation Radio System (NGEN) - Fremont Peak site extending the agreement for an additional five (5) years to December 28,2027, and adding \$370,000 for a total agreement of \$593,000; and

b. Accept non-standard provisions as recommended by the Chief Information Officer; and

c. Authorize the Chief Information Officer or designee to execute up to three (3) future amendments, subject to County Counsel review, to extend the non-standard License Agreement term for five (5) additional years per amendment and to allow for a four percent (4%) annual increase per year provided the amendments do not significantly change the scope of work and do not alter the non-standard terms of the License Agreement.

SUMMARY:

Monterey County Information Technology Department, recommends extending the License Agreement with American Tower, LLC for co-occupancy at the Fremont Peak radio communications site, located at 8 Fremont Peak, Salinas, CA. This License Agreement provides for the use of a tower and shelter at the Fremont Peak radio site to provide public safety radio and microwave communications for North Monterey County. The analog radio system provides analog coverage for law, fire, and ambulance services.

DISCUSSION:

The New Generation Radio (NGEN) System is a public safety radio communications system project. The Fremont Peak site has two-way analog conventional radio systems that work in conjunction with the digital radio system. In addition, microwave systems have been installed to seamlessly and reliably connect the Fremont Peak site to the central hub for the radio system. This site is a part of the analog portion of the county-wide NGEN Public Safety radio system project and the county-wide microwave backhaul system.

The NGEN - Fremont Peak site is a vital hub for radio coverage for our first responders. This agreement was managed through the Emergency Communications Department of the County of Monterey but will reside with Information Technology Department (ITD) going forward, as all radio lease agreements are to be managed by ITD.

ITD is requesting that there be up to three (3) future amendments, to extend the non-standard License Agreement term for five (5) additional years per amendment. This Lease agreement may be canceled by either party at any time upon providing ninety (90) day advance written notice to the other party.

This Amendment No. 1 to the non-standard Site License Agreement with American Tower, LLC provides public safety and microwave communications for Monterey County. The increased amount for payment is due to the added equipment by the county to the existing site. The Chief Information Officer recommends entering into this Agreement to provide analog two-way radio coverage for the County's first responders, law, fire, and ambulance services.

OTHER AGENCY INVOLVEMENT:

County Counsel and Auditor Controller's office has reviewed this agreement and has approved as to form.

FINANCING:

No additional funds are required as the cost of this site lease is covered by the NGEN users, who are aware of this additional expense. The original cost was already included in the FY21-22 Approved Budget for the Information Technology Department, ITD 1930, Appropriations Unit INF002, along with off-setting income. Transactions relating to future fiscal years will be addressed in the same manner and included in each respective Recommended Budget based upon the anticipated utilization of the services.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

This radio site will provide critical radio communications to the north county portion of Monterey County and enhance public safety for all first responders and the community.

☐ Economic Development
☐ Administration
☐ Health & Human Services
☒ Infrastructure
☒ Public Safety

Prepared by: Teresa Meister, Management Analyst I, 759-6938

Approved by:

_____, Date: _____
Eric A. Chatham, Chief Information Officer, 759-6928

Attachments:
Original Agreement
Amendment No. 1
Payment Schedule