

**RESOLUTION TO ACCEPT THE THIRD AMENDMENT TO THE TOWER ATTACHMENT  
COMMUNICATIONS SITE LEASE AGREEMENT**

1 **TO THE POLK COUNTY BOARD OF SUPERVISORS:**

2  
3 **WHEREAS**, Polk County maintains a communications tower located in Johnstown Township, located at  
4 80 240<sup>th</sup> Avenue Cumberland, Wisconsin; and

5  
6 **WHEREAS**, pursuant to a Communications Site Lease Agreement, dated November 5, 2007; Polk County  
7 does lease to Wisconsin RSA #1 Limited Partnership d/b/a Verizon Wireless ground space and antenna  
8 space at said location; and

9  
10 **WHEREAS**, Wisconsin RSA #1 Limited Partnership d/b/a Verizon Wireless has requested certain  
11 modifications to the Communications Site Lease Agreement to allow for equipment additions or removals  
12 necessary to configure Verizon's project outlined in the "Third Amendment to Tower Attachment  
13 Communications Site Lease Agreement"; and

14  
15 **WHEREAS**, the additional equipment added to the communications tower, Verizon Wireless agreed that  
16 effective upon 3/31/2024, monthly rent for the current lease year shall be increased by \$100.00 and shall  
17 continue to be paid in accordance with the terms and conditions of the Agreement; and

18  
19 **WHEREAS**, as lease administrator, the Polk County Sheriff's Office has considered the requested  
20 modifications and has negotiated the terms and conditions of proposed amendments to the  
21 Communications Site Lease Agreement, as contained in the document entitled "Third Amendment to  
22 Tower Attachment Communications Site Lease Agreement"; and

23  
24 **WHEREAS**, upon the recommendation of the Polk County Public Safety and Highway Committee, it is in  
25 the interest of Polk County to amend the structure lease agreement consistent with the provisions of the  
26 first amendment to the 2007 Communications Site Lease Agreement; and

27  
28 **NOW, THEREFORE, BE IT RESOLVED**, that the Polk County Board of Supervisors, on behalf of the Polk  
29 County, agree to an amendment of the terms and conditions of the Communications Site Lease  
30 Agreement as set forth in the "Third Amendment to Tower Attachment Communications Site Lease  
31 Agreement", attached hereto and incorporated herein.

32  
33 **BE IT FURTHER RESOLVED**, that the Third Amendment to Tower Attachment Communications Site  
34 Lease Agreement shall remain in full force and effect in accordance with the original terms of the Lease.  
35  
36

Resolution No. 46-23

**RESOLUTION TO ACCEPT THE THIRD AMENDMENT TO THE TOWER ATTACHMENT  
COMMUNICATIONS SITE LEASE AGREEMENT**

**RESOLUTION SPONSOR(S):**

X _____	X _____
Brad Olson	Kim O'Connell
X _____	X _____
Doug Route	Amy Middleton
X <u>Steve Warndahl</u>	X _____
Steve Warndahl	Jay Luke
X _____	X _____
Ryan Wood	Denise L'Allier-Pray
X _____	X _____
Tracy LaBlanc	Russ Arcand
X _____	X _____
Dan Ruck	CJ Simones
X _____	X _____
Barbara McAfee	John Bonneprise
X _____	X _____
Jeremy Hall	Vince Netherland, Administrator

**COMMITTEE(S) REVIEW & RECOMMENDATION**

**Committee 1:** Public Safety and Public Works

Recommended  
 Not Recommended  
 Neutral

**Committee 2:** Select a Committee

Recommended  
 Not Recommended  
 Neutral

**Certification:**

I, Shabana Lundeen, Clerk of Polk County, hereby certify that the above is a true and correct copy of a resolution that was adopted on the 14<sup>th</sup> day of November, 2023 by the Polk County Board of Supervisors.

Shabana Lundeen  
 Shabana Lundeen, Polk County Clerk

**VOTE BY ROLL CALL**

Board Members	Aye	Nay	Excu.
Olson			
Route			
Warndahl			
Wood			
LaBlanc			
Ruck			
McAfee			
Hall			
O'Connell			
Middleton			
Luke (Chairperson)			
L'Allier-Pray			
Arcand (2 <sup>nd</sup> Vice Chair)			
Simones			
Bonneprise (Vice Chair)			

**BOARD ACTION**

Vote Required: \_\_\_\_\_

**Motion to Approve**                      Adopted       Defeated

1<sup>st</sup> O'Connell                                      Defeated

2<sup>nd</sup> Warndahl                                      Defeated

Yes: \_\_\_\_\_ No: \_\_\_\_\_ Excu: \_\_\_\_\_

Approved by unanimous voice vote  
 Approved by majority voice vote  
 Defeated by lack of majority voice vote

**RESOLUTION REVIEW COMPLETED BY:**

X Malia F. Malone  
 Malia Malone, Corporation Counsel

X Vince Netherland  
 Vince Netherland, Administrator

X Don  
 Don Wortham, Finance Director

**Fiscal & Legal Impact(s):**

\_\_\_\_\_