



Synergen No. B 503164  
 Pima County Contract No. 12-14-K-130119-0102-02  
 Effective Date: 7-1-09  
 Term Date: 6-30-2012  
 Cost: 43,263.79  
 Revenue: \_\_\_\_\_ NTE: \_\_\_\_\_  
 Total: 43,263.79  
 Renewal By: Action 4-1-2012  
 Term: 6-30-2012  
 Reviewed By: [Signature]

**BOARD OF SUPERVISORS AGENDA ITEM SUMMARY**

Requested Board Meeting Date: March 16, 2010

**ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:**

This Second Amendment to License Agreement between KMSB-TV, Inc. and Pima County, grants permission for Pima County to utilize the Elephant Head radio site for its radio communications facility.

Pima County's Wireless Services Division has an ongoing need for use of the KMSB-TV tower to provide coverage for the entire southern area of the Santa Cruz Valley within Pima County for Public Safety and Public Works departments, and to accommodate the federal agencies that utilize the County's existing radio system, including Bureau of Land Management, US Marshals, and Counter Narcotics Alliance. This site is a critical part of Pima County's Radio System and will not function properly without it.

This Second Amendment is retroactively effective to July 1, 2009 for a three year term ending June 30, 2012.

CONTRACT NUMBER (If applicable): 12-14-K-130119-0102

**STAFF RECOMMENDATION(S):**

The Information Technology Department recommends that the Pima County Board of Supervisors adopt and the Chairman sign the Second Amendment to License between KMSB-TV and Pima County.

CORPORATE HEADQUARTERS: Arizona

(3)

To: CHH. 3-2-10  
 CoB - 3-4-10  
 Agenda 3-16-10  
 Addendum

This is an Official Copy of the Pima County contract executed and on file with Pima County.

MAR 05 10AM 0914 PC CLK DF BD [Signature]

Procurement 03/02/10 PM 03:03

CLERK OF BOARD USE ONLY: BOS MTG. \_\_\_\_\_

ITEM NO. \_\_\_\_\_

PIMA COUNTY COST: \$43,263.79 and/or REVENUE TO PIMA COUNTY:\$

FUNDING SOURCE(S): General Fund  
(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

**Advertised Public Hearing:**

		YES	X	NO
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**Board of Supervisors District:**

1		2		3		4		5		All	X
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**IMPACT:**

**IF APPROVED:**

Pima County will continue to use KMSB-TV's radio communications facility to provide coverage for the entire southern area of the Santa Cruz Valley within Pima County for Public Safety and Public Works departments, and to accommodate the federal agencies that utilize the County's existing radio system, including Bureau of Land Management, US Marshals, and Counter Narcotics Alliance.

**IF DENIED:**

Pima County will not have access to KMSB-TV's radio communications facility and will be unable to provide coverage for the entire southern area of the Santa Cruz Valley within Pima County for Public Safety and Public Works departments, and will not be able to accommodate the federal agencies that currently utilize the County's existing radio system, including Bureau of Land Management, US Marshals, and Counter Narcotics Alliance.

DEPARTMENT NAME: Information Technology

CONTACT PERSON: Julie K McWilliams TELEPHONE NO.: 243-7133

This is an Official Copy of the Pima County contract created and available with Pima County.

PIMA COUNTY DEPT OF INFORMATION TECHNOLOGY  
PROJECT: License Agreement-Elephant Head Radio Site  
CONTRACTOR: KMSB-TV, INC.(KMSB-TV)  
CONTRACT NO.: 12-14-K-130119-0102  
CONTRACT AMENDMENT NO.: TWO (2)

CONTRACT  
NO. 12-14-K-130119-0102  
AMENDMENT NO. 02  
This number must appear on all  
invoices, correspondence and  
documents pertaining to this  
contract.

ORIG. CONTRACT TERM: 1 July 01 – 30 Jun 06  
TERMINATION DATE PRIOR AMENDMENT: 30 Jun 09  
TERMINATION THIS AMENDMENT: 30 Jun 2012

ORIG. CONTRACT AMOUNT: \$42,142.04  
PRIOR AMENDMENTS: \$34,344.32  
AMOUNT THIS AMENDMENT: \$43,263.79  
REVISED CONTRACT AMOUNT: \$119,750.15

### CONTRACT AMENDMENT

WHEREAS County and Contractor entered into a Contract for services as referenced above, and

WHEREAS County and Contractor, pursuant to Article 3 – License Term, have agreed to extend the Contract term for a period of three years, and

WHEREAS County and Contractor have agreed to increase the contract amount to allow payment for the continued provision of leasing the Elephant Head Radio Site during the extended term of the contract,

NOW, THEREFORE, it is agreed as follows:

**CHANGE: ARTICLE 3 – LICENSE TERM:**

From: "...shall terminate on the 30th day of June 2009 unless...."

To: "...shall terminate on the 30th day of June 2012 unless...."

**CHANGE: ARTICLE 4 - PAYMENT:**

From: "Total payment for this Contract shall not exceed \$76,486.36. "

To: "Total payment for this Contract shall not exceed \$119,750.15. "

The effective date of this Amendment shall be the 1st day of July 2009.

All other provisions of the Contract, not specifically changed by this Amendment, shall remain in effect and be binding upon the parties.

(THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK)

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contract executed and on file with Pima County.

IN WITNESS THEREOF, the parties have affixed their signatures to this Amendment on the dates written below.

**PIMA COUNTY:**

*Lamin Valadez*  
Chair, Board of Supervisors  
MAR 16 2010

Date

**LICENSEE:**

*PMCie*  
Authorized Agent  
KMSB-TV, Inc.

ROBERT SIMONE President/son  
Name and Title (Please Print)

02/15/10  
Date

**ATTEST:**

*Sori Godashian*  
Clerk of the Board of Supervisors  
MAR 16 2010

Date

**INFORMATION TECHNOLOGY DEPARTMENT:**

*Scott A. Bates*  
Chief Information Officer

3/2/10  
Date

**APPROVED AS TO FORM:**

*[Signature]*  
Deputy County Attorney

2/1/10  
Date

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