

**RESOLUTION NO. 92**

**AMENDING RESOLUTION NO. 194 FOR 2015 REGARDING AN EASEMENT AND LEASE AGREEMENT FOR A RADIO TOWER ON PROPERTY LOCATED AT 28 JANSEN LANE IN THE TOWN OF BERNE**

Introduced: 3/11/19

By Public Safety Committee:

WHEREAS, By Resolution No. 194 for 2015, this Honorable Body authorized a twenty-five year agreement with Mr. Jody Jansen for an easement and lease of property for the construction of a radio tower at 28 Jansen Lane in the Town of Berne for use by the Sheriff's Office 911 Dispatch Center, and

WHEREAS, The Albany County Sheriff and Mr. Jody Jensen have requested an amendment to the said agreement, and

WHEREAS, The Albany County Sheriff has indicated that the proposed amended easement and ground lease agreement shall be at an annual rent of \$13,000.00 payable in equal monthly installments of \$1,083.33 with an annual 3% escalator increase over the term of the agreement for an initial term of five years, followed by four five-year renewals subject to the authorization of the Albany County Legislature in compliance with Section 215 of the County Law, and

WHEREAS, The aforementioned amendment shall be retroactive to the date of execution of the original easement and ground lease agreement authorized by Resolution No. 194 for 2015, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 194 for 2015 is amended to reflect an annual rent of \$13,000.00 payable in equal monthly installments of \$1,083.33 with an annual 3% escalator increase over the term of the agreement, which will consist of an initial term of five years, followed by four five-year renewals subject to the authorization of the Albany County Legislature in compliance with Section 215 of the County Law, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

*Adopted by unanimous vote – 3/11/19*