

Alameda Unified School District

Board Meeting

12 August 2014

Cell Phone Tower/Antennae Contracts

DISCLAIMER

The contract summary chart below is presented for information only. It is not intended, nor should it be relied upon, as legal advice or as a party admission regarding the contracts. The District reserves all rights, claims, and defenses available to it at law or equity, or under the contracts themselves.

Cell Phone Tower/Antennae Contracts in AUSD

Location	Maya Lin (Washington)	Wood MS	Wood MS	AHS
Vendor	Cingular/AT&T	AT&T	Nextel/Sprint	T-Mobile
Date	October 2, 2004	October 3, 2002	February 18, 2006	March 1, 2006
Length	5 years, with four automatic 5-year renewals	5 years, with five automatic 5-year renewals	5 years, with four automatic 5-year renewal terms	5 years, with four automatic 5-year renewal terms
Payments to District	\$2167/month	\$1500/month with 3% increase/year	\$3000/month with 3% increase/year	\$3000/month with 3% increase/year
Termination	<p><u>By Cingular/AT&T:</u> Without cause on 60 days' notice with payment, or on 30 days' notice if District defaults.</p> <p><u>By District:</u> On 30 days' notice if: (a) final state or federal gov't finding that cell field is a material health risk, or (b) AT&T defaults.</p>	<p><u>By AT&T:</u> Without cause on 60 days' notice with payment, or on 30 days' notice if District defaults.</p> <p><u>By District:</u> Without cause on one year's notice after end of initial 5-year term, or 30 days' notice if AT&T defaults.</p>	<p><u>By Nextel/Sprint:</u> Without cause on 60 days' notice with payment, or on 30 days' notice if District defaults.</p> <p><u>By District:</u> On 30 days' notice if (a) final state or federal gov't finding that cell field is a material health risk, or (b) Nextel/Sprint defaults.</p>	<p><u>By T-Mobile:</u> Without cause on 60 days' notice with payment, or on 30 days' notice if District defaults.</p> <p><u>By District:</u> On 30 days' notice if (a) final state or federal gov't finding that cell field is a material health risk, or (b) T-Mobile defaults.</p>
Amendment Date (if any)	January 12, 2012			
Amended Terms	Increased payments by \$400/mo, plus one-time \$45,000 payment to fund playground project.			
Additional Information			Sprint gave notice of cancellation in December 2013; antenna will be removed before start of school.	