



## Dinwiddie County Attorney's Office

14010 Boydton Plank Road

Dinwiddie, Virginia 23841

Phone: 804-469-4500

FAX: 804-469-5322

---

### **MEMORANDUM**

TO: Board of Supervisors

FROM: Tyler Southall, County Attorney

DATE: April 21, 2020

SUBJECT: Landfill Tower Lease Related to County Broadband Project

---

### **Background**

In the fall, Dinwiddie and Amelia entered into an agreement (the "Comprehensive Agreement") with the RiverStreet family of companies to bring widespread fixed wireless internet coverage to unserved and underserved areas of Dinwiddie County. After the agreement was signed, RiverStreet held community meetings to discuss the project with citizens. As a next step, RiverStreet submitted a Coverage, Phasing, and Implementation Plan for the Project on February 14 as required by the Comprehensive Agreement. After the County was able to review and comment upon the Coverage, Phasing, and Implementation Plan, the Board of Supervisors approved it on March 17.

One of the four broadcast points identified in Phase One of the Coverage, Phasing, and Implementation Plan is the Communications Tower at the Landfill. Although final details are falling into place, the form of a lease has been provided to the Board of Supervisors along with this memo. The rent paid by RiverStreet is set forth in the Comprehensive Agreement, and is set at \$200 per month, which may be adjusted upward or downward depending on the number of customers that RiverStreet obtains. The County would maintain responsibility for normal maintenance of the tower. The term of the lease would be the same as the term of the Comprehensive Agreement, which is five years, but which can be extended to 15 years at the County's option.

### **Resolution**

After a public hearing is held, the Board may vote on the below resolution.

BE IT THEREFORE RESOLVED, that the County Administrator is authorized to enter into a lease agreement in a form presented to the Board with such changes substantive or otherwise as

may be approved by the County Administrator with Gamewood Technology Group, Inc. and/or its affiliates in the RiverStreet Networks family of companies, which lease agreement would lease space on the communications tower at the landfill together with space in the shelter for equipment.

BE IT FURTHER RESOLVED THAT the County Administrator is hereby authorized to execute easements in a form approved by the County Attorney's Office for utilities, including, but not limited to fiber, in connection with the aforementioned lease, either at the time that the lease is signed or afterwards.