

Agenda Item # 28

DISTRIBUTION

County Board
Radio Division
States Attorney
County Administrator

STATE OF ILLINOIS)) SS
COUNTY OF LAKE))

COUNTY BOARD, LAKE COUNTY, ILLINOIS

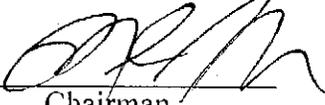
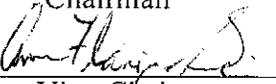
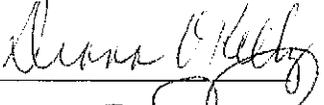
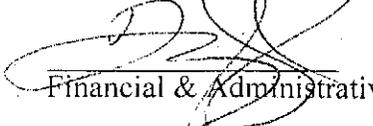
ADJOURNED REGULAR SEPTEMBER, A.D., 2006 SESSION

January 16, A.D., 2007

MADAM CHAIR AND MEMBERS OF THE COUNTY BOARD:

Your Financial and Administrative Committee presents herewith a Resolution authorizing the Chair of the Board to execute the attached Waiver of Privilege and Confidentiality with the 800 MHz Transition Administrator for the purpose of Rebanding the County's Public Safety and Public Service Radio System, and request its adoption.

Respectfully submitted,

	Aye	Nay
Chairman	X	
	✓	
Vice-Chairman		
	✓	
	X	
	✓	
	✓	
	X	
Financial & Administrative Committee		

RESOLUTION

WHEREAS, the County owns and maintains a 800 MHz Public Safety and Public Service Radio System, and

WHEREAS, the County, as an 800 MHz band licensee, must relocate to another part of that frequency band pursuant to the Federal Communications Commission's ("FCC") 800 MHz Reconfiguration Report and Order in WT Docket No. 02-55, and

WHEREAS, the County and Sprint Nextel are in Frequency Reconfiguration Agreement ("FRA") negotiations, and

WHEREAS, the 800 MHz Transition Administrator is assigned by the FCC to mediate FRA negotiations, and

WHEREAS, the 800 MHz Transition Administrator is requesting that the County sign a Waiver of Privilege and Confidentiality.

NOW, THEREFORE, BE IT RESOLVED, by this County Board of Lake County, Illinois, that the Chair of the Board is authorized to execute the attached Waiver of Privilege and Confidentiality with the 800 MHz Transition Administrator.

DATED, AT WAUKEGAN, LAKE COUNTY, ILLINOIS, on this 16th day of January, A.D., 2007.



WAIVER OF PRIVILEGE AND CONFIDENTIALITY

Name of Licensee: County of Lake, Illinois

License Call Sign(s): WPMB711, WPSZ771

To the extent not in conflict with state or local law, the Licensee named above, by its duly authorized officer or other representative, hereby waives any privilege from or other objection to disclosure of mediation communications by 800 MHz Transition Administrator, LLC ("TA") to the Federal Communications Commission ("FCC"). This waiver includes all statutory and common law privileges or rights to confidentiality, including but not limited to Sections 4 through 6 (governing privilege) and Section 8 (governing confidentiality) of the "Uniform Mediation Act" as adopted by any state.

To the extent not in conflict with state or local law, the Licensee agrees not to call any TA Mediator as a witness, or to subpoena any records of a TA Mediator, in any litigation or other adversarial proceeding of any nature, including administrative proceedings before the FCC, with respect to any mediation conducted by a TA Mediator or any information obtained by a TA Mediator in connection with such mediation.

Signature

Suzi Schmidt

Printed name of individual signing waiver

County Board Chairman

Title of individual signing waiver

Date

Contact Information:

Address: 18 N. County Street

10th Floor

Waukegan, IL 60085

Telephone: 847-377-2300

Fax: 847-356-9668

Email: SSchmidt@co.lake.il.us

The TA reminds licensees that representations made to the TA are held to the same requirement of truth and candor as representations made to the FCC.

