



LEGAL REQUEST MEMORANDUM (LRM)

To: Matthew Minter, County Attorney Dana E. Olesky, Chief Asst County Attorney Elizabeth Alt, Sr Asst County Attorney Russell Ward, Asst County Attorney William Harris, Asst County Attorney

From: (Name) Hubbuck Shawn (Dept) Office of the County Engineer - 4121
 (Title) Right of Way Manager (Phone) 352-671-8699
 Signature [Handwritten Signature] Date 8-12-21

The Office of the County Attorney is requested to provide legal assistance as detailed in this legal request and supporting documents (attached).

Request for: New Document Review & Comment RESUBMIT LRM No. _____
 Approve as to Form Other

Description of Request

This is a request to approve an "Assignment & Assumption of Site License Agreements" (AAA) & a "Settlement Agreement & Release" (SAR) associated with a Communications Tower Agreement (CTA) between L3Harris Technologies, Inc & Marion County for a portion of Parcel #32840-009-00. The CTA expired 12/31/2016, however L3Harris continued to occupy & operate the site, paying rent as provided in Section 3 of the CTA instead of Section 9, which requires that L3Harris pay a hold-over fee equal to 200% of the then effective monthly rent of ~~\$4,206.51~~. Additionally, as of July 1, 2021 the CTA was assigned to the State of Florida, Department of Management Services (DMS), which is memorialized by the AAA. The SAR proposes a settlement amount for the outstanding hold-over fee owed by L3Harris & releases them from the CTA. The SAR also stipulates that DMS will be responsible for payment from July 1, 2021 through December 31, 2021 & that Marion County & DMS will enter into a new agreement in the interim.
\$4,083.99

For more information or discussion, contact: Same as above
 (Name) Galarza Stephanie (Title) Land Management Agent II (Phone) 352-671-8667
 Last First 8-12-2021

COMPLETION IS REQUESTED BY: Thursday, August 19, 2021
Please allow for a MINIMUM of five (5) working days from receipt of LRM:
 Agenda Item? Yes No
 Agenda Deadline Date: Tuesday, September 14, 2021 Agenda Date: Tuesday, October 5, 2021

LRM No. 2021-1661 DO NOT COMPLETE - Office of the County Attorney use ONLY

Outcome: Approved as to form. Date Received: _____
 Marion County Attorney
 AUG 16 2021
 RECEIVED

Attorney Signature: [Handwritten Signature] Date 10-1-2021
 Staff Signature: [Handwritten Signature] Returned: Department Admin Procurement
 Completed

L3

10/1/2021