



# RESOLUTION No. 21-193

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

### RESOLUTION APPROVING AMENDMENT 1 TO THE LAST MILE BROADBAND GRANT AGREEMENT DATED APRIL 28, 2020 BETWEEN THE COUNTY OF NEVADA AND EXWIRE INC. EXTENDING THE TERM FROM TWELVE MONTHS TO TWENTY-FOUR MONTHS ENDING ON APRIL 28, 2022 AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT

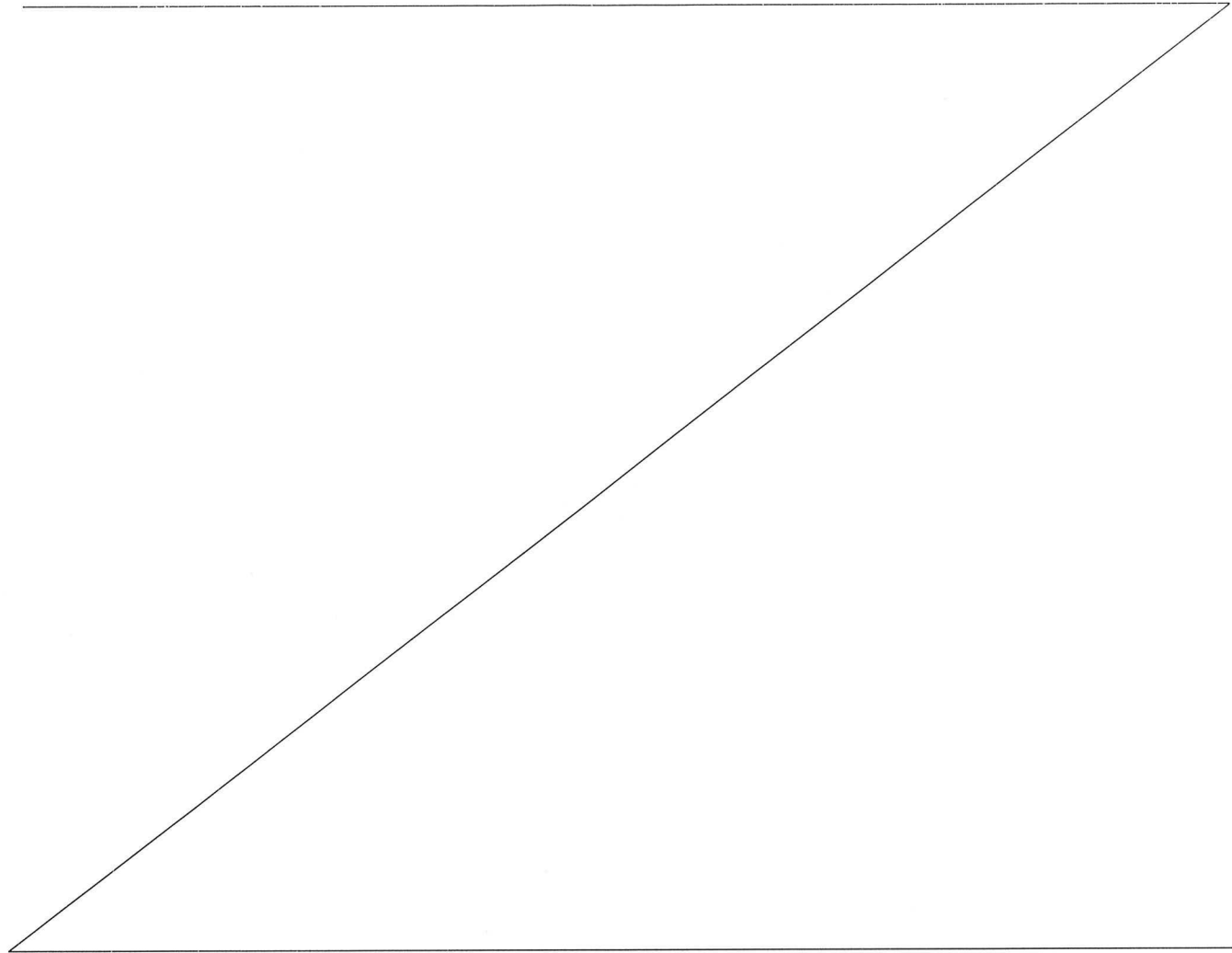
WHEREAS, On April 28, 2020 through Resolution 20-147, the Board of Supervisors awarded Exwire, Inc. dba Oasis Broadband, Inc. a grant in the amount of \$52,900 for the Truckee Prosser Area Project; and

WHEREAS, The Project scope was to provide wireless internet service to 124 homes, including 16 home based businesses, in an underserved community in Truckee by deploying wireless technologies in the proposed access site; and

WHEREAS, The project has progressed since April 2020. Exwire Inc. dba Oasis Broadband Inc. has finished building all the infrastructure, completed testing, and are now serving 22 of the targeted homes. Due to the pandemic completion of grant objectives have been slower than anticipated; and

WHEREAS, Exwire Inc and County staff are extending the term of the grant from twelve months to twenty-four months with the new termination date of April 28, 2022 to allow for completion of the installation phase, labor, outreach and installation.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors, of the County of Nevada, State of California, that Amendment No. 1 to the Grant Agreement by and between the County of Nevada and Exwire Inc. dba Oasis Broadband Inc extending the term from twelve months to twenty-four months with a new termination date of April 28, 2022 to provide additional time to complete the installation phase for the Truckee Prosser Area Project, hereby is approved in the form attached and the Chair of the Board of Supervisors is hereby authorized to execute the Amendment.



PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 8th day of June, 2021, by the following vote of said Board:

- Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Hardy Bullock.
- Noes: None.
- Absent: None.
- Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
\_\_\_\_\_  
Dan Miller, Chair

6/8/2021 cc: IGS\*  
AC\*(hold)

7/19/2021 cc: IGS\*  
AC\* (Release)

**AMENDMENT TO GRANT AGREEMENT WITH EXWIRE, INC dba OASIS BROADBAND, INC.**

**THIS AMENDMENT** is executed this 8 day of June, 2021 by and between Exwire, Inc. dba Oasis Broadband, Inc. and COUNTY OF NEVADA. Said Amendment will amend the prior agreement between the parties entitled Nevada County Last Mile Broadband Grand FY 2019/20 Grant Agreement (Truckee Prosser Area Project) executed on April 28, 2020 by Resolution No. 20-147.

**WHEREAS**, the parties desire to amend their agreement to allow or provide for extending the completion date as stated in paragraph 2 the change desired to extend the agreement from twelve (12) months to twenty-four (24) months per mutual agreement of both parties; and

**WHEREAS**, the Organization has requested additional time to complete the grant objectives due to delays related to the pandemic; and

**NOW, THEREFORE**, the parties hereto agree as follows:

1. This amendment shall be effective as of April 29, 2021.
2. Section 2 of the Agreement shall be replaced in its entirety as follows:

ORGANIZATION shall obtain all approvals for and shall execute the Project so that within twenty-four (24) months after the Effective Date of this Agreement, the Project shall be completed to the satisfaction of, and accepted by, the COUNTY, and shall be ready and available wireless service within the proposed project area; provided, however, that said timeframe may be extended by mutual written agreement of the parties. Any funds not utilized by ORGANIZATION within this timeframe shall be retained by COUNTY and may be reallocated to other qualifying projects.

3. That in all other respects the prior agreement of the parties shall remain in full force and effect except as amended herein.

APPROVED AS TO FORM:

Rhetta Vander Ploeg  
By: Rhetta Vander Ploeg (Jul 19, 2021 10:10 PDT)  
County Counsel

COUNTY OF NEVADA

Dan Miller  
By: Dan Miller (Jul 17, 2021 21:00 CDT)  
Honorable Dan Miller  
Chair, of the Board of Supervisors

ATTEST:

Julie Patterson Hunter  
By: Julie Patterson Hunter  
Julie Patterson Hunter  
Clerk of the Board of Supervisors

Exwire, Inc.

Devin Koch  
By: Devin Koch (Jul 15, 2021 22:15 PDT)  
Devin Koch, CEO