

LOWNDES COUNTY BOARD OF COMMISSIONERS
COMMISSION AGENDA ITEM

SUBJECT: Amendment #1 to Windstream Build Agreement

DATE OF MEETING: January 14, 2025

Work
Session/Regular
Session

BUDGET IMPACT: \$0

FUNDING SOURCE:

- Annual
- Capital
- N/A
- SPLOST
- TSPLOST

COUNTY ACTION REQUESTED ON: Amendment #1 to Windstream Build Agreement

HISTORY, FACTS AND ISSUES: On March 28, 2023, the County entered into a Build Agreement with Windstream Georgia Communications, LLC and Kinetic Fiber, LLC regarding the County's Broadband Expansion Infrastructure project. On May 17, 2023, the United States Treasury published an update to the State and Local Fiscal Recovery Fund Supplementary Broadband Guidance. The update by Treasury resulted in the Georgia Office of Planning and Budget amending the Terms and Conditions with the County to reflect the updated Treasury guidance and to designate the County's Broadband Infrastructure grant as a Fixed Amount Subaward. As the County serves as a pass-through entity in regard to this award, Amendment #1 to the Build Agreement passes the updated Treasury guidance and fixed amount subaward designation through to Windstream Georgia Communications, LLC and Kinetic Fiber, LLC.

Attached is the proposed Amendment #1 to the Build Agreement between the County and Windstream Georgia Communications, LLC and Kinetic Fiber, LLC, the executed Build Agreement between the County and Windstream Georgia Communications, LLC and Kinetic Fiber, LLC, and the Amended Broadband Infrastructure Award Terms and Conditions between the County and the Georgia Office of Planning and Budget.

OPTIONS: 1. Approve and authorize the Chairman to sign Amendment #1 to the Build Agreement as presented.
2. Redirect.

RECOMMENDED ACTION: Option 1

DEPARTMENT: Finance

DEPARTMENT HEAD: Rachel Bowen

ADMINISTRATIVE COMMENTS AND RECOMMENDATIONS: