

PUBLIC WORKS AND UTILITIES COMMITTEE

10-0112R

RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, FOR INSTALLATION OF WIRELESS COMMUNICATIONS EQUIPMENT AT THE ORPHANAGE WATER TOWER.

CITY PROPOSAL:

RESOLVED, that the proper city officials are hereby authorized to enter into a lease agreement with New Cingular Wireless PCS, LLC, substantially the same as that on file in the office of the city clerk as Public Document No. _____, for the location and operation by New Cingular of wireless communication equipment on the Orphanage Water Tower, payments to be paid to the Water Fund 510, Agency 500, Revenue Source 4809.

Approved:

Department Director

Approved as to form:

Attorney

PW&U/ATTY GBJ:cjk 1/15/2010

Approved for presentation to council:

Chief Administrative Officer

Approved:

Auditor

STATEMENT OF PURPOSE: This resolution authorizes execution of a lease agreement with New Cingular Wireless, PCS, LLC, which authorizes them to install and maintain wireless communications antennas on the Orphanage Water Tower and to install and maintain related equipment on that site.

Under this agreement, New Cingular will bear all of the costs associated with erecting the antennas and related equipment. All installation must be performed in a manner which does not interfere with the city's use of the towers for their primary purpose and does not interfere with the city or others which the city permits to use the tower for similar purposes.

New Cingular will pay the city \$23,400 for the use of the space, which amount will increase annually at the rate of three percent per year. The initial term of the lease is three years, ten months, with an option to renew the lease for three additional five year terms.