



Legislation Details (With Text)

File #: 120716 **Version:** 1
Type: Resolution **Status:** Passed
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On agenda: **Final action:** 2/27/2013

Effective date:

Title: Substitute resolution approving an amendment to lease agreement with T-Mobile Central, LLC for the placement of personal communications services antennas and ancillary equipment at the Hawley Road Water Tower at 5701 W. McKinley Ave.

Sponsors: THE CHAIR

Indexes: AGREEMENTS, COMMUNICATIONS SYSTEMS, LEASES, TELECOMMUNICATIONS

Attachments: 1. Third Amendment to Lease Agreement and Exhibits, 2. Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/25/2012	0	COMMON COUNCIL	ASSIGNED TO	Fail	
2/8/2013	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
2/11/2013	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
2/13/2013	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	3:0
2/27/2013	1	COMMON COUNCIL	ADOPTED	Pass	13:0
3/4/2013	1	MAYOR	SIGNED		

120716
SUBSTITUTE 1

The Chair

Substitute resolution approving an amendment to lease agreement with T-Mobile Central, LLC for the placement of personal communications services antennas and ancillary equipment at the Hawley Road Water Tower at 5701 W. McKinley Ave.

This resolution amends a lease agreement with T-Mobile Central LLC (T-Mobile) for the placement of personal communications services antennas at the Hawley Road Water Tower at 5701 W. McKinley Ave., which was authorized by Common Council Resolution File Number 000715, adopted on September 22, 2000. Whereas, The Common Council adopted Resolution File Number 000715 on September 22, 2000, approving a 5-year lease agreement with Voicestream Wireless for the placement of personal communications services antennas at the Hawley Road Water Tower at 1235 N. 57th St.; and

Whereas, The lease agreement with Voicestream Wireless was extended for a 5-year term authorized by resolution File Number 050899, adopted on November 15, 2005; and
Whereas, T-Mobile Central LLC (T-Mobile) has succeeded to the interests of Voicestream Wireless as tenant in the lease; and

Whereas, The Common Council adopted Resolution File Number 110462 on November 2, 2011, approving a 5-year lease agreement with T-Mobile for the placement of personal communications services antennas at the Hawley Road Water Tower at 5701 W. McKinley.; and

Whereas, The Milwaukee Water Works working with the City Attorney's Office, has negotiated an amendment to the lease agreement; and

Whereas, This amendment of the lease agreement between the City and T-Mobile for the placement of personal communications services antennas at the Water Works facility located at 5701 W. McKinley Ave., allows T-Mobile to upgrade its facilities and corrects a clerical error; and

Whereas, The lease agreement offers a fair market value to the City, protects other City interests, and is acceptable to all City participants; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Common Council approves and amends the lease agreement, identified as the "Third Amendment to Lease Agreement," between the City of Milwaukee and T-Mobile for the placement of personal communications services antennas at the Hawley Road Water Tower at 5701 W. McKinley Ave., a copy of which is attached to this file, and authorizes the proper City officials to enter into this lease agreement on behalf of the City of Milwaukee.

City Attorney
jm
2/11/13