

## Legislation Details (With Text)

<b>File #:</b>	17-199	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Ordinance / Regular Agenda		<b>Status:</b>	Passed	
<b>File created:</b>	1/25/2017		<b>In control:</b>	City Commission	
<b>On agenda:</b>	3/14/2017		<b>Final action:</b>	3/14/2017	
<b>Title:</b>	P.H. 2017-32: (PUBLIC HEARING 2ND READING) AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NEW CINGULAR WIRELESS PCS, LLC, SUCCESSOR-IN-INTEREST TO BELL SOUTH MOBILITY INC., RELATING TO THE LEASE OF CERTAIN PROPERTY AND THE USE OF THE COMMUNICATION TOWER AT THE POMPANO BEACH PUBLIC SAFETY COMPLEX; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE (Fiscal Impact: \$29,592 per year revenue)  FIRST READING: FEBRUARY 28, 2017				

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. City Attorney Memo 2017-299.pdf, 2. Ordinance.pdf, 3. Second Amendment to Lease Agreement.pdf, 4. BellSouth Contract 94-36.pdf, 5. BellSouth contract 94-26.pdf

Date	Ver.	Action By	Action	Result
3/14/2017	1	City Commission	ADOPTED	Pass
2/28/2017	1	City Commission	APPROVED FIRST READING	Pass

### P.H. 2017-32: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA,  
APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND  
AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NEW  
CINGULAR WIRELESS PCS, LLC, SUCCESSOR-IN-INTEREST TO BELL SOUTH MOBILITY INC.,  
RELATING TO THE LEASE OF CERTAIN PROPERTY AND THE USE OF THE COMMUNICATION  
TOWER AT THE POMPANO BEACH PUBLIC SAFETY COMPLEX; PROVIDING FOR SEVERABILITY;  
PROVIDING AN EFFECTIVE DATE  
(Fiscal Impact: \$29,592 per year revenue)

### FIRST READING: FEBRUARY 28, 2017

(Staff Contact: Gene R. Zamoski)

### Summary Explanation/Background:

New Cingular Wireless is a tenant that leases space on our communications tower located at 100 SW 3rd street, Pompano Beach. Ordinance 1994-26 is set to expire on May 16, 2019. They wish to amend the original agreement, to add an additional 5-year term starting on May 16, 2019. The new rent they will pay to the City of Pompano Beach will be \$29,592 per year. Currently they pay \$26,235 per year. After this 5-year term ends, they will have the option to do another 5-year term at a 12.5% rent increase.

**Origin of request for this action:** Staff

**Fiscal impact and source of funding:** \$29,592 per year revenue