

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED
ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.**

AN ORDINANCE

**AUTHORIZING A LEASE AGREEMENT WITH NEW CINGULAR
WIRELESS PCS, LLC, FOR COLLOCATION OF WIRELESS
FACILITIES ON A NEW WIRELESS TOWER AT THE SAN ANTONIO
INTERNATIONAL AIRPORT WITH AN ANNUAL REVENUE OF
\$50,000.00.**

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WHEREAS, the San Antonio International Airport (“SAT”) has begun construction of a Consolidated Rental Car Facility (“CONRAC”) and the footprint of the proposed facility sits over an existing wireless tower built by New Cingular PCS, LLC, (formerly AT&T) on which Verizon Wireless is collocated; and

WHEREAS, the existing wireless tower must be decommissioned in order to give way to construction of the CONRAC; and

WHEREAS, the City of San Antonio and New Cingular Wireless PCS, LLC, have reached an agreement on the terms of a Lease Agreement to collocate their wireless facilities on a new wireless tower being built by Verizon Wireless atop the existing long term parking garage at SAT; and

WHEREAS, the Lease Agreement is for a term not to exceed 30 years and will result in an initial annual rent of \$50,000.00 of which 80% will be paid to the City and 20% will be paid to Verizon Wireless which will grow at a rate of 3% per year; and

WHEREAS, the Aviation Department has reviewed the terms of the Lease Agreement and the Information Technology Services Department has reviewed the engineering design documents attached thereto, and both support the execution of the Lease Agreement; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The terms and conditions of a Lease Agreement with New Cingular Wireless PCS, LLC attached to this ordinance in substantially final form as Exhibit A are approved and incorporated into this Ordinance for all legal purposes.

SECTION 2. New Cingular Wireless PCS, LLC, is authorized to obtain all necessary work and building permits from the Development Services Department to undertake construction of the wireless facilities at SAT in compliance with the engineering design documents attached to the Lease Agreement.

SECTION 3. The City Manager or her designee is authorized to execute the Lease Agreement set out in **Exhibit A**.

SECTION 4. Funds generated by this Ordinance will be deposited into Fund 51001000, Internal Order 233000000002 and General Ledger 4401170.

PASSED and APPROVED this _____ day of _____, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek
City Clerk

Martha G. Sepeda
Acting City Attorney