



RESOLUTION NO. 2018-123

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, AUTHORIZING A COMMUNICATIONS FACILITIES LICENSE AGREEMENT AND ALL RELATED DOCUMENTS WITH T-MOBILE WEST LLC FOR PROPERTY LOCATED AT 3723 VALLEY VIEW LANE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, T-Mobile West LLC (T-Mobile) had been operating a cellular communications antenna system and required equipment building on City-owned property located at 3723 Valley View Lane (“the Property”) pursuant to a lease agreement with the City since 2003 (“the Lease”), and has been granted a Specific Use Permit for these operations in accordance with the City’s Comprehensive Zoning Ordinance; and

WHEREAS, T-Mobile has continued to operate its equipment on the Property on a month-to-month basis since the Lease terminated on April 30, 2018; and

WHEREAS, T-Mobile desires to continue operations of the same cellular communications antenna system and equipment building on the Property under a new license agreement; and

WHEREAS, City Administration and T-Mobile have negotiated a communications facilities license agreement for an initial term of five (5) years with options of renewing for three (3) additional five-year terms; and

WHEREAS, the annual base rent on the license agreement is \$43,200 to be paid in monthly installments of \$3,600 with an 18% increase at each renewal term.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:

SECTION 1. The City Manager is authorized to execute a communications facilities license agreement with T-Mobile West LLC for property located at 3723 Valley View Lane substantially in the form attached hereto as Exhibit “A” and incorporated herein by reference, and to negotiate and execute any related documents required by said agreement.

SECTION 2. This resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THIS 27TH DAY OF NOVEMBER 2018.

ATTEST:

APPROVED:

Amy Piukana, TRMC, City Secretary

Robert C. Dye, Mayor

APPROVED AS TO FORM:

Peter G. Smith, City Attorney
(kbl:11/8/18:104218)

Exhibit “A”
(agreement to be attached)