

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners

DATE: May 25, 2017

FROM: Alan Fallik, City Attorney

SUBJECT: Proposed Agreement with T-Mobile South LLC for Attachment of Antennas and Related Facilities to City-Owned Light Poles

I have reviewed the above-captioned agreement for form and legality, and the general business terms and other significant provisions are as follows:

- 1) Department/Office involved – Information Technology
- 2) Type of Agreement – Pole Attachment Agreement
- 3) Method of Procurement (RFP, bid, etc.) – n/a
- 4) Term of Contract
 - a) initial – 5 yrs.
 - b) renewals (if any) – Four automatic 5-yr. renewals
 - c) who exercises option to renew – T-Mobile can exercise the option not to renew.
- 5) Contract Amount – T-Mobile will pay for the electricity used to operate its attachments and for any taxes that may be assessed by reason of the attachments.
- 6) Termination rights – Except for T-Mobile’s option not to renew (which can be exercised without cause), the parties can terminate for cause only.
- 7) Indemnity/Insurance Requirements – T-Mobile will indemnify City and provide insurance.
- 8) Scope of Services – T-Mobile will attach antennas and related facilities to pre-approved City-owned light poles.
- 9) City’s prior experience with Vendor – Yes.
- 10) Other significant provisions – None.

cc: Wazir A. Ishmael, Ph.D., City Manager