

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED THIRD AMENDMENT TO TOWER SITING AGREEMENT, BETWEEN METROPCS FLORIDA, LLC, AND THE CITY OF HOLLYWOOD, FOR A WIRELESS COMMUNICATIONS SYSTEM AT 2600 HOLLYWOOD BOULEVARD RENEWING ITS TERM AND ADDING AN ADDITIONAL RENEWAL TERM.

WHEREAS, Resolution No. R-2004-350, approved on October 20, 2004, authorized the execution of a Tower Siting Agreement (“Agreement”) between MetroPCS California / Florida, Inc. and the City of Hollywood for the location of wireless communications equipment on the rooftop of City Hall at 2600 Hollywood Blvd.; and

WHEREAS, Resolution No. R-2012-219, approved on July 18, 2012, authorized the execution of a First Amendment to the Tower Siting Agreement between MetroPCS, LLC, successor in interest by assignment from MetroPCS California/Florida, Inc., providing for an increase from three to six antennae; and

WHEREAS, Resolution No. R-2014-061, approved on March 19, 2014, authorized the execution of a Second Amendment to the Tower Siting Agreement between MetroPCS, LLC, providing for twelve roof top antennae; and

WHEREAS, the R-2004-350 Tower Siting Agreement allowed for one additional ten-year renewal, and the initial term expired on November 1<sup>st</sup>, 2014; and

WHEREAS, MetroPCS is proposing a renewal for ten years, effective November 1, 2014, and amending the Agreement to provide another renewal term of ten years; and

WHEREAS, the IT Department and Financial Services Department have reviewed the requested changes and recommend approval;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD FLORIDA:

Section 1: That it hereby approves and authorizes the execution, by the appropriate City Officials, of the attached Third Amendment to Tower Siting Agreement, between MetroPCS Florida, LLC and the City of Hollywood, together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form and legality by the City Attorney.

A RESOLUTION TO EXECUTE THE THIRD AMENDMENT TO TOWER SITING AGREEMENT, BETWEEN METROPCS FLORIDA, LLC, AND THE CITY OF HOLLYWOOD, FOR A WIRELESS COMMUNICATIONS SYSTEM AT 2600 HOLLYWOOD BOULEVARD RENEWING ITS TERM AND ADDING AN ADDITIONAL RENEWAL TERM.

Section 2: That this resolution shall be in full and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGALITY  
For the use and reliance of the  
City of Hollywood, Florida, only.

\_\_\_\_\_  
JEFFREY P. SHEFFEL, CITY ATTORNEY