

MEMORANDUM

December 9, 2014

TO: Honorable Mayor and City Commission

VIA: Kenneth Fields, City Manager

FROM: Tom Moran, P.E., Utilities Director
Sarah B. Kirkland, Utilities Projects Administrator

SUBJECT: Second Amendment to Communications Site Lease Agreement

SYNOPSIS: Staff requests commission approval of the signing of the MetroPCS Networks Florida, LLC cell site lease second amendment.

STAFF RECOMMENDATION

It is recommended that the City Commission consider taking the following action:

1. Accept the Amendment to the MetroPCS Networks Florida, LLC cell site lease second amendment.
2. Authorize the Mayor to execute the appropriate documents, on the City's behalf.

BACKGROUND

On November 27, 2006, the City of Lake Wales entered into a site lease agreement with the MetroPCS Networks Florida, LLC provider allowing the corporation to construct and install cellular antennae and a control building at the location of 1051 5th Street North. MetroPCS Networks Florida, LLC now wishes to amend the original agreement to allow for the upgrades of its network system. There will be no additional equipment added.

The Water Division staff and Utilities Director have pre-determined that the proposed replacement and upgrade of equipment will not interfere or hamper any of its daily operational activities.

OTHER OPTIONS

Choose not to allow the Cell provider the opportunity to upgrade its facilities.

FISCAL IMPACT

This provider currently pays an annual lease of \$27,186.00.

ATTACHMENTS

MetroPCS Networks Florida, LLC Second Amendment
Exhibit A

SECOND AMENDMENT TO COMMUNICATIONS SITE LEASE AGREEMENT

THIS SECOND AMENDMENT TO Communications Site Lease Agreement ("Amendment") is made and entered into by and between City of Lake Wales, a Florida non-profit corporation, ("Lessor"), and MetroPCS Networks Florida, LLC, a Delaware limited liability company, as successor in interest to Royal Street Communications, LLC ("Lessee").

Recitals

The parties hereto recite, declare and agree as follows:

A. Lessor and Lessee (or as applicable, their respective predecessors in interest) entered into a Communications Site Lease Agreement dated November 27, 2006, and further amended by First Amendment to Communications Site Lease Agreement dated May 17, 2014, collectively (the "Lease Agreement"), with respect to Premises located at 1051 5th Street N., Lake Wales, FL 33859.

B. Lessor and Lessee desire to enter into this Amendment in order to modify and amend certain provisions of the Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee covenant and agree as follows:

1. Effective as of December 1, 2014, Lessee will have the right to modify its Premises as described and depicted on Exhibit A, which is attached hereto and by this reference incorporated herein, and Lessor hereby consents to and approves of the modifications described and depicted on Exhibit A in all respects.

2. The terms and conditions of the Agreement are incorporated herein by this reference, and capitalized terms used in this Amendment shall have the same meanings such terms are given in the Agreement. Except as specifically set forth herein, this Amendment shall in no way modify, alter or amend the remaining terms of the Agreement, all of which are ratified by the parties and shall remain in full force and effect. To the extent there is any conflict between the terms and conditions of the Agreement and this Amendment, the terms and conditions of this Amendment will govern and control.

3. Lessor represents and warrants to Lessee that the consent or approval of no third party, including, without limitation, a lender, is required with respect to the execution of this Amendment, or if any such third party consent or approval is required, Lessor has obtained any and all such consents or approvals.

IN WITNESS WHEREOF, the parties have executed this Amendment effective as of the date of execution by the last party to sign.

City of Lake Wales,
a Florida non-profit corporation,

MetroPCS Networks Florida, LLC,
a Delaware limited liability company

Site # A2B1023A-LAK497
Site Name North Lake Wales
Market Central Florida

By: _____
Name: _____
Title: _____
Date: _____

Witnesses:

Printed Name:

| Printed Name:

By: _____
Name: _____
Title: _____
Date: _____

Witnesses:

Printed Name:

Printed Name:

Site # A2B1023A-LAK497
Site Name North Lake Wales
Market Central Florida

Exhibit A

EXISTING CARRIER ANTENNAS

TOP OF TOWER @ 107.2'

EXISTING CARRIER ANTENNA @ 60.8'

EXISTING CARRIER ANTENNA @ 33.0'

EXISTING 24" WAVEGUIDE
BRIDGE

EXISTING T-MOBILE CONCRETE
EQUIPMENT PAD

PROPOSED & EXISTING T-MOBILE ANTENNAS
(TYPICAL 4 PER SECTOR) RAD CENTER = 85'

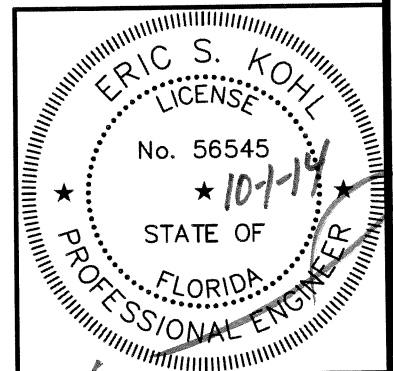
TOWER LOADING AND WIND SPEED DESIGN

FOR ANTENNA AND CABLE LOADING
AND WIND SPEED DESIGN CRITERIA, SEE
STRUCTURAL ANALYSIS BY KCI
TECHNOLOGIES

NOTES:
1. ELEVATION SHOWN FOR REFERENCE ONLY.
DO NOT USE FOR DIMENSIONING.

2. EXISTING EQUIPMENT NOT SHOWN FOR
CLARITY.

TANK ELEVATION
NOT TO SCALE



REVISIONS			
NO.	DATE	BY:	LV
A	09/26/14	90% SUBMITTAL	LV
0	10/01/14	100% SUBMITTAL	LV
1			
2			

DRAWN BY: T. SMALL
CHECKED BY: S. ARBUTHNOT
APPROVED BY: E. KOHL

KCI
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KCI TECHNOLOGIES, INC.
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T-Mobile
5901 BENJAMIN CENTER DRIVE
SUITE 170 A,B
TAMPA, FL 33636
A2B1023A
NORTH LAKE WALES
1051 STEVENSON STREET
LAKE WALES, FL 33859

ENGINEER:
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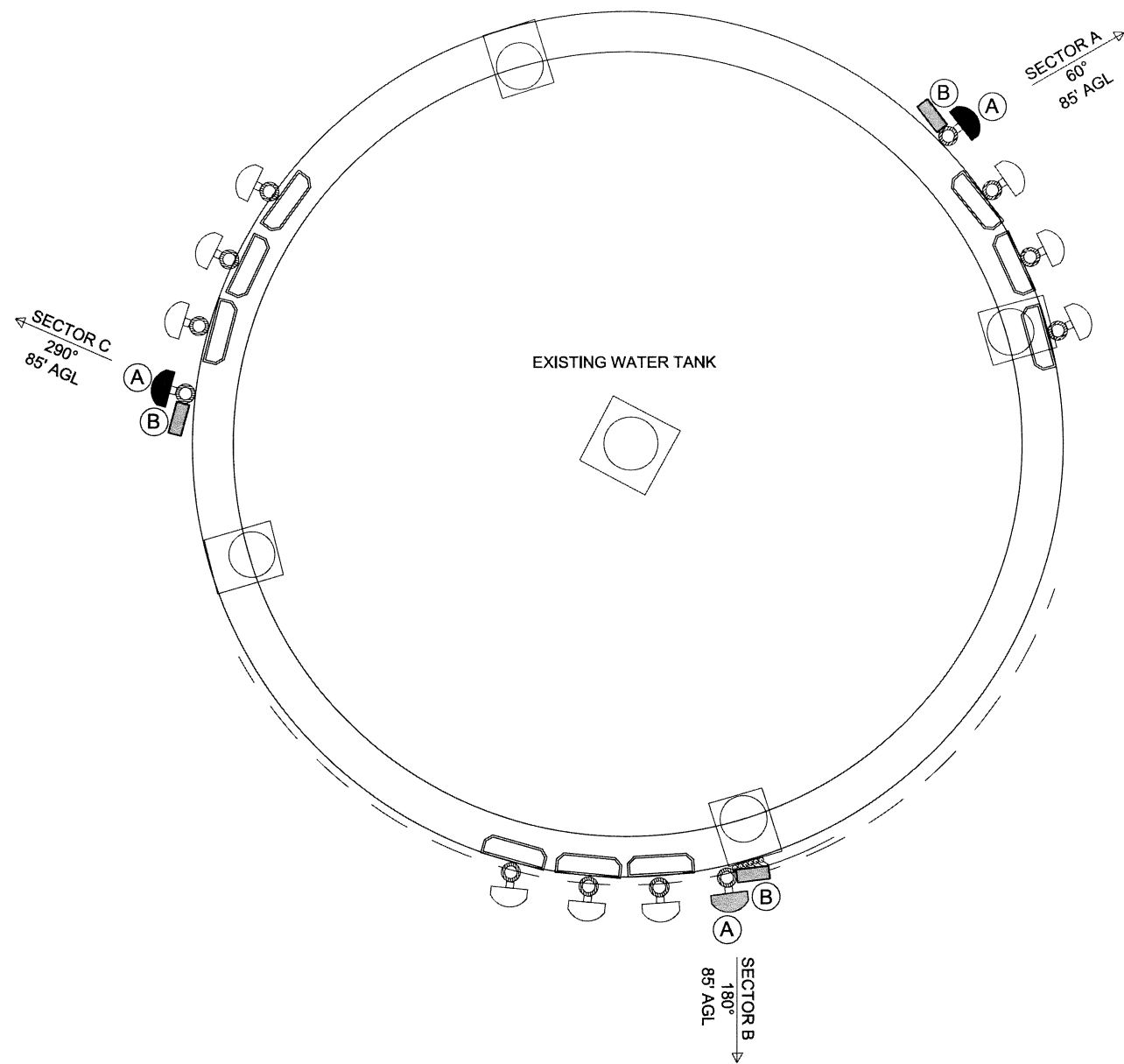
SCALE: AS NOTED

DATE: 09/26/14

KCI JOB NUMBER: 02146472AX

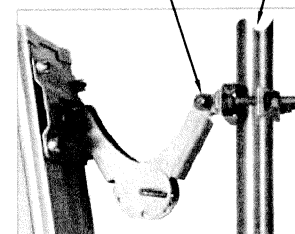
SHEET TITLE
ELEVATION VIEW

SHEET
C-2



PROPOSED 6"x2 1/2" SCHED. 40
ANTENNA MOUNTING PIPE

MOUNTING HARDWARE PROVIDED
BY MANUFACTURER

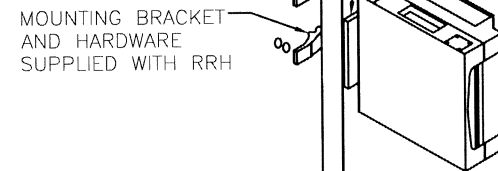


ANTENNA MOUNTING DETAIL
NOT TO SCALE

PROPOSED ANTENNA
MOUNTING PIPE (TYP.)

MOUNTING BRACKET &
HARDWARE SUPPLIED
w/RRH (TYP.)

PROPOSED RRH



RRU MOUNTING DETAIL
NOT TO SCALE

	EXISTING EQUIPMENT TO REMAIN	PROPOSED EQUIPMENT INVENTORY
ANTENNAS	(9)-TMBXX-6517-R2M	(3)-LNX-6515DS-A1M
COAXIAL CABLE	(6)-1-5/8" COAX (3)-1.24" LOW CAP. HCS HYBRID	
TMA		
RADIOS	(3)-NSN FRIG (3)-NSN FXFB (3)-NSN FRIE	(3)-FRLB
DISTRIBUTION BOX	(3)-LARGE COVP	

ALL PROPOSED EQUIPMENT IS LOW VOLTAGE, DC POWER.

(A)	LNX-6515DS-A1M	(LTE 700)
(B)	FRLB	(RADIO)

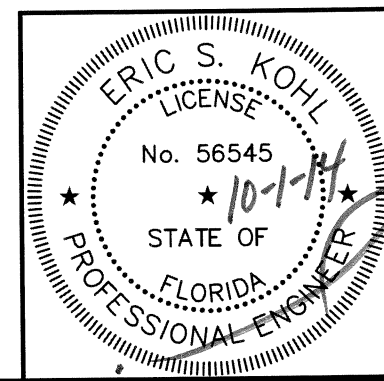
DETAIL KEY

NOTE:
BLACK SHADED ANTENNA AND RADIO ARE PROPOSED.
WHITE (UNSHADED) ANTENNAS AND APPURTENANCES
ARE EXISTING FROM PREVIOUS INSTALLATIONS, LEAVING
(12) TOTAL ANTENNAS & (12) RADIOS AT THE RAD CENTER
BEING MODIFIED.

ALL INFORMATION SHOWN ON CONFIGURATION DETAIL
PROVIDED BY T-MOBILE. REFER TO ANTENNA PLUMBING
DIAGRAM AND RADIO FREQUENCY DATA SHEET ON SHEETS
C-4 AND C-5 RESPECTIVELY.

NOTES:
JUMPER LENGTHS NOT TO
EXCEED 15' FROM TANK
MOUNTED RADIO UNITS TO
ANTENNAS.

OTHER CARRIER ANTENNAS
NOT DEPICTED.



709A_RUN SECTOR CONFIGURATION DETAIL
NOT TO SCALE

REVISIONS			
NO	DATE	BY	LV
A	09/26/14	90% SUBMITTAL	LV
0	10/01/14	100% SUBMITTAL	LV
1			
2			

DRAWN BY: T. SMALL
CHECKED BY: S. ARBUTHNOT
APPROVED BY: E. KOHL

KCI
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10401 HIGHLAND MANOR DRIVE
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SHEET TITLE
**709A_RUN SECTOR
CONFIGURATION**

SHEET
C-3