

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

ORDINANCE

**APPROVING A FINAL FIVE-YEAR EXTENSION TO A LEASE
AGREEMENT WITH T-MOBILE WEST LLC FOR WIRELESS
TOWER FACILITIES LOCATED AT 2059 WEST BITTERS ROAD**

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WHEREAS, on May 21, 1999, the City of San Antonio, as landlord, executed a lease agreement with Western PCS BTA I Corporation, as tenant, pursuant to Ordinance number 83931 for certain premises at 2059 West Bitters Road for the installation of a macro cell tower with an initial term of twenty (20) years, commencing on the date of execution with two (2) possible five (5) year extensions and is attached to this Ordinance as **ATTACHMENT I**; and

WHEREAS, on April 28, 1999, Western PCS BTA I Corporation became VoiceStream Wireless PCS BTA I Corporation; and

WHEREAS, on September 2, 2001 VoiceStream Wireless PCS BTA I Corporation became T-Mobile US Inc. ("T-Mobile"); and

WHEREAS, on May 21, 2019, the first five (5) year extension of the lease agreement was granted, ending on May 20, 2024; and

WHEREAS, on July 16, 2024, T-Mobile submitted a renewal notice to request an extension of the lease agreement for the second and final five (5) year period ending on May 20, 2029; and

WHEREAS, the second and final five (5) year extension is subject to approval by the City Council; and

WHEREAS, the tenant has performed satisfactorily under the lease and the City of San Antonio wishes to continue its lease agreement with the tenant; **NOW THEREFORE:**

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

SECTION 1. The City Manager, or their designee, is authorized to approve and execute a five (5) year extension to the lease agreement attached hereto as **ATTACHMENT I** and may execute any related documents in furtherance of the intent and purpose of this Ordinance without further City Council action.

SECTION 2. Funds received for this Ordinance for rent will be deposited in Fund 11001000, Internal Order 209000000042 and General Ledger 4401170.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS

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9/12/2024

Item No. ##

Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 4. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 12th day of September 2024.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

ATTACHMENT I