



City of Coral Gables
CITY COMMISSION MEETING
January 12, 2021

ITEM TITLE:

Resolution. A RESOLUTION OF THE CITY OF CORAL GABLES, FLORIDA AUTHORIZING ENTERING INTO THE FIFTH AMENDMENT TO LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC WITH REGARDS TO CITY OWNED PROPERTY LOCATED AT 11911 OLD CUTLER ROAD, CORAL GABLES, FLORIDA.

BRIEF HISTORY:

The City entered into a Third Amendment and Extension to Lease Agreement with New Cingular Wireless PCS, LLC d/b/a "AT&T Wireless" ("Tenant") dated September 26, 2019, (the "Lease Agreement"), for the City-owned Tower and Fire Station Property located at 11911 Old Cutler Road, Coral Gables, FL 33156 (the "Property"). Among other terms, the Lease Agreement extended the term through April 21, 2028, with four 5-year options to extend, and increased the rent to \$5,000/month (\$60,000/year) effective April 22, 2018 (the original expiration date), and with increases of 3% per year. The current rent is \$5,304.50/month. Tenant is in compliance with the Lease Agreement.

Tenant has requested to modify its equipment on the tower. The City's tower engineering consultant reviewed Tenant's proposed modification and determined that the modification would reduce the load on the tower, and thus, the tower could accommodate the proposed modification. The City's outside attorney, Gary Resnick, with input and support of the City staff, prepared the proposed Fifth Amendment to Lease Agreement, with the Tenant paying cost recovery to reimburse the City's costs.

ATTACHMENT(S):

1. Draft Resolution
2. Fifth Amendment to Lease Agreement, executed by New Cingular Wireless PCS, LLC.
3. Third Amendment and Extension to Lease Agreement, fully executed.