

ORDINANCE NO. _____

1 WHEREAS, The City of Lincoln, owns property, generally located at 3761
2 Normal, which could be used for telecommunication uses and associated ground
3 space; and

4 WHEREAS, the City of Lincoln and U.S. Cellular, are interested in entering
5 into an agreement to allow U.S. Cellular to use part of the property to construct a tower
6 lease tower space for a term of no less than 5 years with possible renewal options of
7 another 20 years.

8 WHEREAS, the application being proposed would be to construct the
9 tower, use one space on the tower and place facilities on associated ground space
10 around the tower.

11 NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of
12 Lincoln, Nebraska:

13 Section 1. Pursuant to Article VII Section 3 of the Charter of the City of
14 Lincoln, Nebraska, the Mayor is hereby authorized to enter into an agreement between
15 the City of Lincoln, Nebraska, as Licensor, and Florida RSA # 8, LLC, dba U. S.
16 Cellular, as Licensee, for a period not to exceed five years, with the various renewal
17 options of up to another 20 years, upon the terms and conditions as provided in the
18 attached Agreement, which is hereby accepted and approved and the Mayor is
19 authorized to execute the same and the associated Memorandum of License document
20 on behalf of the City and any associated amendments.

21 Section 2. The City Clerk is directed to contact Doug Rogers, 434-9307,
22 and deliver three fully executed copies of said Agreement to him as U.S. Cellular's
23 agent.

1 Section 3. That this ordinance shall take effect and be in force from and
2 after its passage and publication according to law.

Introduced by:

Approved as to Form and Legality:

City Attorney

<p>Approved this ___ day of _____, 2004:</p> <p>_____</p> <p>Mayor</p>
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