

ORDINANCE NO. _____

1 WHEREAS, The City of Lincoln owns a tower on Lincoln Water System
2 property, generally located at South 84th and South, which is generally used for
3 telecommunication uses and associated ground space; and

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

7 WHEREAS, the application being proposed would be to place antennas
8 on the tower, and place facilities on associated ground space around the tower.

9 NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of
10 Lincoln, Nebraska:

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

19 Section 2. The City Clerk is directed to contact Doug Rogers, 434-
20 9307, and deliver three fully executed copies of said Agreement to him as U.S.
21 Cellular's agent.

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

Introduced by:

Approved as to Form and Legality:

City Attorney

Approved this ___ day of _____, 2004:

Mayor