

ENROLLED ORDINANCE 173-046

APPROVE THIRD AMENDMENT TO LEASE WITH NEW CINGULAR WIRELESS
AT THE HEALTH AND HUMAN SERVICES SMOKESTACK

WHEREAS, Waukesha County owns a smokestack (the "Structure") located at the Health and Human Services 500 Riverview Lane, the City of Waukesha, Waukesha County, State of Wisconsin (the "Site"); and

WHEREAS, New Cingular Wireless PCS, LLC ("New Cingular Wireless") currently leases space on the Structure and at the Site for operation of cellular communication facilities pursuant to a Lease dated December 1, 1998, as amended; and

WHEREAS, New Cingular Wireless desires to build a new equipment shelter at the Site to which it will to move its equipment; and

WHEREAS, the County and New Cingular Wireless desire to amend the Lease to permit New Cingular Wireless to install temporary communication equipment; and

WHEREAS, the County and New Cingular Wireless desire to amend the Lease to extend the term of the Lease.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Third Amendment to Lease between the County and New Cingular Wireless PCS, LLC is hereby approved.

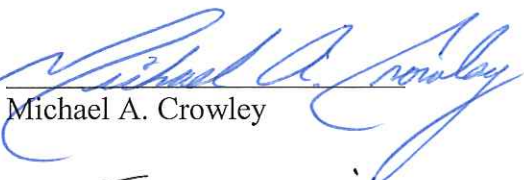
BE IT FURTHER ORDAINED that the Director of Emergency Preparedness or his designee is authorized to execute the Third Amendment to Lease and any other documents necessary to effectuate the intent thereof.

APPROVE THIRD AMENDMENT TO LEASE WITH NEW CINGULAR WIRELESS
AT THE HEALTH AND HUMAN SERVICES SMOKESTACK

Approved By:
Judiciary & Law Enforcement Committee


Peter M. Wolff, Chair


Jim Batzko


Michael A. Crowley

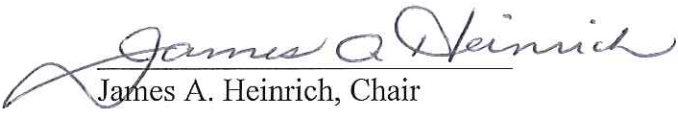

Timothy Dondlinger


Tyler J. Foti


Jennifer Grant


Chuck Wood

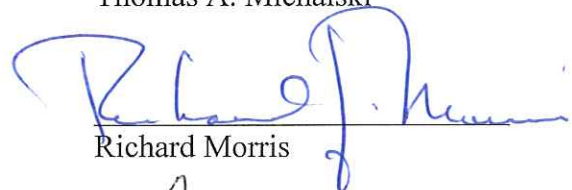
Approved By:
Finance Committee

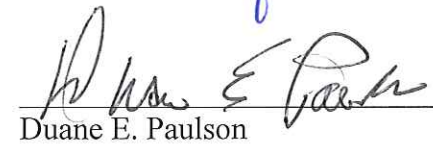

James A. Heinrich, Chair

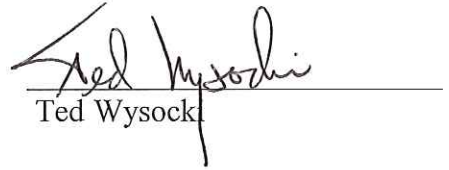

Timothy Dondlinger


Tyler J. Foti


Thomas A. Michalski


Richard Morris


Duane E. Paulson


Ted Wysocki

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 9/25/18, 
Kathleen Novack, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X
Vetoed: _____

Date: 9/28/18, 
Paul Farrow, County Executive

FISCAL NOTE

APPROVE THIRD AMENDMENT TO LEASE WITH NEW CINGULAR WIRELESS AT
THE HEALTH AND HUMAN SERVICES SMOKESTACK

This ordinance approves an amendment to the agreement between the Waukesha County Department of Emergency Preparedness and New Cingular Wireless PCS LLC for additional space to build an equipment shelter located at the Health and Human Services Smokestack site (500 Riverview Lane, Waukesha). The amendment also extends the term of the lease by three five-year renewal terms beginning on December 1, 2023, for a potential total period of 15 years.

Under the terms of the lease, Cingular will pay the County \$44,400 annually in 2019. There is no payment increase for the additional space, but the lease includes an automatic escalator clause of 5% annually. The revenue will be applied to the Radio Services proprietary fund. The Department anticipates no additional expenditures due to this lease.

This ordinance results in no direct levy impact.



Lawrence M. Dahl
Accounting Services Manager

D1 - Foti	AYE	D14 - Wood	AYE
D2 - Zimmermann	AYE	D15 - Mitchell	AYE
D3 - Morris	AYE	D16 - Crowley	(2) AYE
D4 - Batzko	AYE	D17 - Paulson	AYE
D5 - Dondlinger	AYE	D18 - Nelson	AYE
D6 - Walz	AYE	D19 - Cummings	AYE
D7 - Grant	AYE	D20 - Schellinger	AYE
D8 - Michalski	AYE	D21 - Gaughan	AYE
D9 - Heinrich	AYE	D22 - Wysocki	AYE
D10 - Swan	AYE	D23 - Hammitt	AYE
D11 - Howard	AYE	D24 - Whittow	AYE
D12 - Wolff	(M) AYE	D25 - Johnson	AYE
D13 - Decker	AYE		

173-0-046

Passed (25 Y - 0 N - 0 Absent)

Majority Vote >