

ENROLLED ORDINANCE 169-88

APPROVE AMENDMENT TO OLD HEALTH AND HUMAN SERVICES  
BUILDING SMOKESTACK CELLULAR TOWER LEASE

WHEREAS, pursuant to a December 1, 1998 Lease, as amended, with Milwaukee SMSA Limited Partnership d/b/a New Cingular Wireless PCS, LLC (“New Cingular”), the County leases space to New Cingular on the Old Health and Human Services Building Smokestack for use as a cellular tower, and

WHEREAS, New Cingular wishes to make upgrades to antennas and related equipment on the smokestack, and

WHEREAS, the County is willing to permit the upgrades provided that a Five Thousand Five Hundred Thirty-Eight and 00/100 Dollar (\$5,538.00) increase in the annual rental rate is made to the Lease and the termination provision of the Lease is amended to provide flexibility to the County in the event that termination becomes necessary or desirable, and

WHEREAS, New Cingular is agreeable to such changes.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the second amendment to the December 1, 1998 Lease with Milwaukee SMSA Limited Partnership d/b/a New Cingular Wireless PCS, LLC for use of the Old Health and Human Services Building Smokestack as a cellular tower permitting upgrades to antennas and related equipment, increasing the amount of annual rent by Five Thousand Five Hundred Thirty-Eight and 00/100 Dollars (\$5,538.00), and modifying the termination provision of the Lease (the “Second Amendment”) on file with the Department of Emergency Preparedness is in all respects approved.

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

FISCAL NOTE

APPROVE AMENDMENT TO OLD HEALTH AND HUMAN SERVICES BUILDING  
SMOKESTACK CELLULAR TOWER LEASE

This ordinance approves an amendment to an existing agreement between the County and New Cingular Wireless PCS, LLC for lease of the old Health and Human Services building smokestack for use as a cellular tower. The amendment will allow for the installation of upgraded antennas and related equipment in exchange for an increased rental rate. The County will receive an additional \$5,538 annually, bringing the total rent received from New Cingular for this agreement to \$42,066 in 2015.

The lease agreement contains a provision to permit the County to terminate if the status of the building changes.

This ordinance results in no additional direct tax levy impact.



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Linda G. Witkowski

Budget Manager

11/25/2014

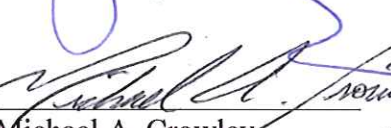
APPROVE AMENDMENT TO OLD HEALTH AND HUMAN SERVICES  
BUILDING SMOKESTACK CELLULAR TOWER LEASE


Approved By:  
Judiciary & Law Enforcement Committee

  
Peter M. Wolff, Chair

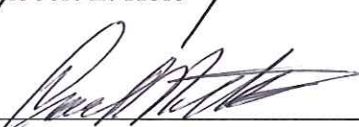
  
Jim Batzko

  
Janel Brandtjen

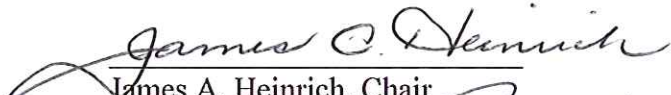
  
Michael A. Crowley


  
Kathleen M. Cummings

  
Robert L. Kolb

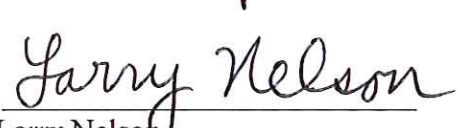
  
Carl Pettis

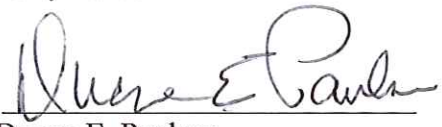
Approved By:  
Finance Committee

  
James A. Heinrich, Chair

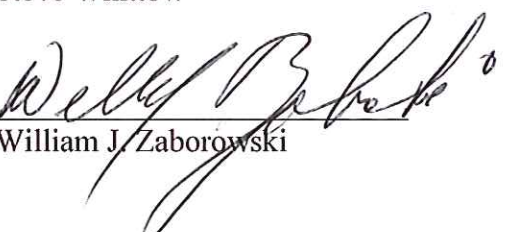
  
Eric Highum

  
Richard Morris


  
Larry Nelson

  
Duane E. Paulson

  
Steve Whittow


  
William J. Zaborowski

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

Date: 12/16/14,   
Kathleen Novack, County Clerk

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

Approved: X  
Vetoed: \_\_\_\_\_

Date: 12-22-14,   
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-12/16/14

(ORD) NUMBER-1690090

- |                          |                          |
|--------------------------|--------------------------|
| 1 R. KOLB.....AYE        | 2 D. Zimmermann.....AYE  |
| 3 R. MORRIS.....AYE      | 4 J. BATZKO.....AYE      |
| 5 J. BRANDTJEN.....AYE   | 6 J. WALZ.....AYE        |
| 7 J. GRANT.....AYE       | 8 E. HIGHUM.....AYE      |
| 9 J. HEINRICH.....AYE    | 10 D. SWAN.....AYE       |
| 11 C. HOWARD.....AYE     | 12 P. WOLFF.....AYE      |
| 13 P. DECKER.....AYE     | 14 C. PETTIS.....AYE     |
| 15 B. MITCHELL.....AYE   | 16 M. CROWLEY.....AYE    |
| 17 D. PAULSON.....AYE    | 18 L. NELSON.....AYE     |
| 19 K. CUMMINGS.....AYE   | 20 T. SCHELLINGER....AYE |
| 21 W. ZABOROWSKI.....AYE | 22 P. JASKE.....AYE      |
| 23 K. HAMMITT.....AYE    | 24 S. WHITTOW.....AYE    |
| 25 G. YERKE.....AYE      |                          |

TOTAL AYES-25

TOTAL NAYS-00

CARRIED \_\_\_\_\_

DEFEATED \_\_\_\_\_

UNANIMOUS   X  

TOTAL VOTES-25