

RESOLUTION NO. 28828

A RESOLUTION TO AMEND RESOLUTION NO. 28696 AUTHORIZING THE MAYOR TO EXECUTE AN AMENDED AND RESTATED LAND LEASE AGREEMENT WITH SBA STRUCTURES, LLC, IN SUBSTANTIALLY THE FORM ATTACHED, FOR A CELLULAR TOWER AT 8429 SANDERS ROAD, IDENTIFIED AS A PORTION OF TAX MAP NO. 140-141, FOR A TERM OF FIVE (5) YEARS COMMENCING ON FEBRUARY 1, 2018, WITH THE OPTION TO RENEW FOR THREE (3) ADDITIONAL AND SUCCESSIVE FIVE (5) YEAR RENEWAL TERMS WITH THE LAST ADDITIONAL RENEWAL TERM EXPIRING ON JANUARY 31, 2038, WITH LEASE EXECUTION SUBJECT TO NEGOTIATED ACCESS AGREEMENT TO DELETE THE REQUIREMENT FOR A NEGOTIATED ACCESS AGREEMENT.

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That it is hereby authorizing an amendment to Resolution No. 28696 for the Mayor to execute an Amended and Restated Land Lease Agreement with SBA Structures, LLC, in substantially the form attached, for a cellular tower at 8429 Sanders Road, identified as a portion of Tax Map No. 140-141, for a term of five (5) years commencing on February 1, 2018, with the option to renew for three (3) additional and successive five (5) year renewal terms with the last additional renewal term expiring on January 31, 2038, with lease execution subject to negotiated access agreement to delete the requirement for a negotiated access agreement.

ADOPTED: November 1, 2016

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