

RESOLUTION NO. 3002

A RESOLUTION OF THE CITY OF WILSONVILLE AUTHORIZING THE CITY MANAGER TO ENTER INTO THE FIRST AMENDMENT TO COMMUNICATIONS FACILITY GROUND LEASE WITH CLACKAMAS 800 RADIO GROUP FOR THE USE OF CITY-OWNED PROPERTY ON LEVEL C RESERVOIR PARCEL AS A WIRELESS COMMUNICATION FACILITY TOWER SITE.

WHEREAS, on August 5, 2019 the City of Wilsonville adopt Resolution No. 2665 authorizing a Lease Agreement with Clackamas 800 Radio Group (C800 Group) for the use of City-owned property; and

WHEREAS, after execution of the Ground Lease it was determined that Lessee placed an electrical transformer and associated power cables in an unauthorized location in the middle of the property, in violation of the Ground Lease; and

WHEREAS, C800 Group desired to cure the violation of the Ground Lease; and

WHEREAS, the City drafted the First Amendment to the Communication Facility Ground Lease with requirements for C800 Group to mitigate the violation of the Ground Lease; and

WHEREAS, C800 Group Board has approved and signed the First Amendment agreement; and

WHEREAS, C800 Group has now completed the requirements set out in the First Amendment agreement.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

Section 1. Authorizes the City Manager to sign the First Amendment to the Communication Facility Ground Lease.

Section 2. Said agreement is attached to this Resolution as "Exhibit A".

Section 3. Effective Date. This Resolution is effective upon adoption.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 17 day of October 2022, and filed with the Wilsonville City Recorder this date.

JULIE FITZGERALD, MAYOR

ATTEST:

Kimberly Veliz, City Recorder

SUMMARY OF VOTES:

Mayor Fitzgerald

Council President Akervall

Councilor Lehan

Councilor West

Councilor Linville

EXHIBIT:

A. First Amendment to Communications Facility Ground Lease