

**CITY OF WHEAT RIDGE, COLORADO  
INTRODUCED BY COUNCIL MEMBER WEAVER  
COUNCIL BILL NO. 02  
ORDINANCE NO. 1754  
Series 2023**

**TITLE: AN ORDINANCE APPROVING THE FIRST AMENDMENT TO SITE LEASE AGREEMENT WITH T-MOBILE WEST LLC FOR USE OF THE MUNICIPAL BUILDING CELLULAR TOWER**

**WHEREAS**, the City of Wheat Ridge, Colorado (the “City”), is a Colorado home rule municipality, duly organized and existing pursuant to Section 6 of Article XX of the Colorado Constitution and governed by its elected City Council; and

**WHEREAS**, the City Council has authority to approve leases for uses of City property; and

**WHEREAS**, the Council has previously approved a lease with T-Mobile West LLC for use of the municipal building cellular tower, subject to terms and conditions of said lease; and

**WHEREAS**, upon recommendation of the Parks and Recreation Director, the lease must be amended to adjust the initiation of the Commencement Date and to provide a mechanism for minor amendments to the lease.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WHEAT RIDGE, COLORADO:**

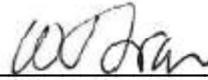
**Section 1. First Amendment to Site Lease Agreement Approved.** The First Amendment to Site Lease Agreement between the City of Wheat Ridge and T-Mobile West LLC attached hereto as **Exhibit A**, is hereby approved, and the Mayor and City Clerk are authorized and directed to execute the same, in form approved by the City Attorney.

**Section 2. Effective date.** This Ordinance shall take effect upon adoption and signature by the Mayor, as permitted by Section 5.11 of the Charter.

**INTRODUCED, READ, AND ADOPTED** on first reading by a vote of 8 to 0 on this 9th day of January 2023, ordered published in full in a newspaper of general circulation in the City of Wheat Ridge, and Public Hearing and consideration on final passage set for January 23, 2023 at 7:00 p.m., in the Council Chambers, 7500 West 29<sup>th</sup> Avenue, Wheat Ridge, Colorado.

**READ, ADOPTED AND ORDERED PUBLISHED** on second and final reading by a vote of 7 to 0, this 23rd day of January 2023.

SIGNED by the Mayor on this 24<sup>th</sup> day of January, 2023.



\_\_\_\_\_  
Bud Starker, Mayor

ATTEST:



\_\_\_\_\_  
Stephen Kirkpatrick, City Clerk

Approved as to Form



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Gerald E. Dahl, City Attorney

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**EXHIBIT A**

**FIRST AMENDMENT TO SITE LEASE AGREEMENT**