

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF THE FIFTH AMENDMENT TO THE COMMUNICATIONS FACILITIES LICENSE WITH DALLAS MTA, L.P. D/B/A VERIZON WIRELESS; AND AUTHORIZING THE CITY MANAGER TO ADMINISTER THE AGREEMENT ON BEHALF OF THE CITY.

WHEREAS, the City of Mesquite (the “City”) and Dallas MTA., L.P. d/b/a Verizon Wireless (“Licensee”) entered into a Communications Facilities License on October 13, 1997 (the “Original License Agreement”); and

WHEREAS, the Original License Agreement has been amended previously on June 5, 2012; March 19, 2015; July 30, 2015; and July 18, 2017.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the terms and conditions of the amendment to the Agreement, attached hereto as Exhibit “A,” are found to be acceptable and in the best interest of the City and its citizens, and are hereby approved.

SECTION 2. That the City Manager is hereby authorized to finalize and execute the amendment to the Agreement and all other documents necessary to consummate the transactions contemplated by the Agreement.

SECTION 3. That the City Manager is further hereby authorized to administer the Agreement on behalf of the City including, without limitation, the City Manager shall have the authority to: (i) provide any notices required or permitted by the Agreement; (ii) approve minor amendments to the Agreement provided such amendments do not change either party’s use of the property or change the rent charged; (iii) exercise any rights and remedies available to the City under the Agreement; and (vi) execute any notices, amendments, approvals, consents, denials and waivers authorized by the Agreement.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 5th day of March, 2018.

\_\_\_\_\_  
Stan Pickett  
Mayor

ATTEST:

APPROVED:



\_\_\_\_\_  
Sonja Land  
City Secretary

\_\_\_\_\_  
B. J. Smith  
City Attorney

**EXHIBIT “A”**

**Agreement between the City of Mesquite, Texas and**

**Dallas MTA, L.P., d/b/a/ Verizon Wireless**

**(to be attached)**