

1 [Lease Amendment - T. Mobile West, LLC - Cellular Service Equipment Sites]

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3 **Resolution retroactively approving Amendment No. 1 to the Cellular Service Equipment**
4 **Sites Lease No. 09-0051C between T-Mobile West, LLC, and the City and County of San**
5 **Francisco, acting by and through its Airport Commission, extending the term for five**
6 **years from July 1, 2014 through June 30, 2019.**

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8 WHEREAS, The Airport Commission adopted on March 3, 2009, Resolution
9 No. 09-0051C awarding the Cellular Service Equipment Sites Lease (“Lease”) to T-Mobile
10 West, LLC (“Tenant”); and

11 WHEREAS, The Lease commenced on July 1, 2009, with a term of five (5) years, with
12 a Base Rent of \$350,000, which was adjusted upwards in increments of \$25,000 each Lease
13 year; and

14 WHEREAS, On March 4, 2014, the Airport Commission adopted Resolution
15 No. 14-0044 approving a five (5) year extension for T-Mobile West, LLC, through an
16 Amendment No. 1, for a new expiration date of June 30, 2019; and

17 WHEREAS, The Airport Commission approved the base rent to continue to be adjusted
18 upwards in increments of \$25,000 each Lease year during the five (5) year extension for
19 T-Mobile West, LLC; now, therefore, be it

20 RESOLVED, That this Board of Supervisors approves Amendment No. 1 to
21 T-Mobile West, LLC, which extends the term by five (5) years, for a new expiration date of
22 June 30, 2019, and the continued increase in base rent in \$25,000 increments each Lease
23 year; and, be it

24 FURTHER RESOLVED, That this Board of Supervisors authorizes the Airport Director
25 to enter into non-material modifications to the Lease that the Commission, in consultation with

1 the City Attorney, determines are in the best interests of the Commission, and necessary to
2 effectuate the purposes of the Agreement and are in compliance with all applicable laws,
3 including the City's Charter; and, be it

4 FURTHER RESOLVED, That the Lease Agreement and Lease Amendment No. 1 are
5 on file with the Clerk of the Board of Supervisors in File No. 140501, which is hereby declared
6 to be a part of this resolution as if set forth fully herein; and, be it

7 FURTHER RESOLVED, That within thirty (30) days of Amendment No. 1 being fully
8 executed by all parties, the Airport Commission shall provide the final Amendment No. 1 to
9 the Clerk of the Board for inclusion into the official file.

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