

AN ORDINANCE **98742**

**APPROVING A JOINT USE AGREEMENT BY THE CITY OF SAN ANTONIO AND CITY PUBLIC SERVICE BOARD FOR THE RELOCATION, INSTALLATION, OPERATION, AND MAINTENANCE OF ELECTRIC TRANSMISSION AND DISTRIBUTION LINES AT MEDINA RIVER PARK TO PROVIDE ELECTRIC SERVICE TO THE SPECTRASITE CELL TOWER LEASE SITE AND THE PARK, LOCATED ON WATSON ROAD.**

\* \* \* \* \*

**WHEREAS**, a twenty-five year Ground Lease Agreement with Tower Asset Sub, Inc., a wholly owned subsidiary of SpectraSite Communications, Inc. for the purpose of constructing, maintaining, securing, and operating a communications facility at Medina River Park was authorized through Ordinance Number 98474 on November 13, 2003; and

**WHEREAS**, in connection with such Ground Lease, the City has been required to secure electrical power to the Lease site in in the Medina River Park ; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** A Joint Use Agreement with the City Public Service Board, for the relocation, installation, operation, and maintenance of electric transmission and distribution lines to provide electric service to the SpectraSite cell tower Lease site and the Medina River Park located on Watson Road is hereby approved. The City Manager or her designee is hereby authorized to take any steps necessary to implement this ordinance. A copy of the Joint Use Agreement, executed on behalf of City Public Service, is attached hereto and incorporated herein verbatim for all purposes as Attachment I.

**SECTION 2.** No financial impact will result from the passing of this Ordinance.

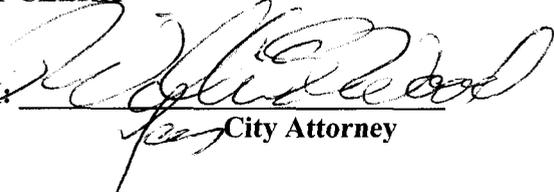
**SECTION 2.** This Ordinance shall be effective immediately if it receives eight affirmative votes. Otherwise, it shall be effective on February 8, 2004.

**PASSED AND APPROVED this 29<sup>th</sup> day of January, 2004.**



**M A Y O R**  
**EDWARD D. GARZA**

**ATTEST:**   
**CITY CLERK**

**APPROVED AS TO FORM:**   
**City Attorney**