

RESOLUTION APPROVING LICENSE AGREEMENT WITH CELLCO PARTNERSHIP (d/b/a VERIZON WIRELESS) FOR USE OF SPACE ON TELECOMMUNICATIONS TOWER LOCATED AT 5306 SPRUCE DRIVE AND AUTHORIZING THE ENTRY INTO A CONTRACT FOR THE SAME

WHEREAS, Fayetteville Public Works Commission (PWC), successor in interest to the City of Fayetteville, exclusively controls and manages certain real property not within a public right of way, located at 5306 Spruce Drive, Fayetteville, North Carolina, upon which a communications tower is located (the “Tower”);

WHEREAS, the Fayetteville PWC is a public authority authorized by North Carolina General Statutes Section 160A-272, et al., to enter into a license agreement granting Cellco Partnership d/b/a Verizon Wireless the right to locate and operate certain telecommunications equipment on or about the Tower; and

WHEREAS, Fayetteville PWC and/or the City of Fayetteville by and through Fayetteville PWC have previously entered prior agreements granting Cellco Partnership d/b/a Verizon Wireless the right to operate its equipment on or about the Tower; and

WHEREAS, Fayetteville PWC and Cellco Partnership d/b/a Verizon Wireless have negotiated a renewed agreement with updated terms and conditions, for the right to locate and operate certain telecommunications equipment on or about the Tower, a copy of which is attached hereto as Exhibit A and incorporated herein by reference; and

WHEREAS, it is in Fayetteville PWC’s best interest to enter into the agreement with Cellco Partnership d/b/a Verizon Wireless and that the Board of Commissioners authorize entry into the same.

THEREFORE, LET IT BE RESOLVED BY THE COMMISSIONERS OF THE FAYETTEVILLE PUBLIC WORKS COMMISSION THAT:

The Commission hereby approves and authorizes its CEO/General Manager, Timothy L. Bryant, to enter into the proposed Tower License Agreement by and between the Fayetteville Public Works Commission and Cellco Partnership d/b/a Verizon Wireless

ADOPTED this ___ day of December, 2024

FAYETTEVILLE PUBLIC WORKS COMMISSION

Christopher G. Davis, Chairperson

ATTEST:

Ronna Rowe Garrett, Secretary