

RESOLUTION NO. 2012-50

A RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WAYNE (“CITY”) AND ALLTEL COMMUNICATIONS OF NEBRASKA, INC., D/B/A VERIZON WIRELESS (“ALLTEL”).

WHEREAS, the City and Alliant Cellular, Inc., Alltel’s predecessor in interest, entered into a Communication Tower and Real estate Lease Agreement dated March 1, 1999, as amended by the October 2, 2003 First Amendment to Lease Agreement, as further amended by the December 14, 2004 Second Amendment to Lease Agreement, pursuant to which the City leases to Alltel space on the City’s communications tower and a portion of the property located at 306 Pearl Street, Wayne, Wayne County, Nebraska 68787; and

WHEREAS, the City and Alltel wish to file a Memorandum of Understanding in the County Clerk’s Office of Wayne County, Nebraska, to provide record notice to third parties of Alltel’s leasehold interest in the premises.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of Wayne, Nebraska, that the Memorandum of Understanding between the City and Alltel is hereby approved, and the City Administrator and/or Mayor is authorized and directed to execute said Memorandum of Understanding on behalf of the City.

PASSED AND APPROVED this 3rd day of July, 2012.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk