



# City of Madison

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

## Master

**File Number: 47012**

**File ID:** 47012

**File Type:** Resolution

**Status:** ATS Review

**Version:** 1

**Reference:**

**Controlling Body:** Economic  
Development  
Division

**File Created Date :** 04/25/2017

**File Name:** 10681 License Amendment Extenet Gammon /  
Mineral Point Rd

**Final Action:**

**Title:** A resolution authorizing the Mayor and City Clerk to enter into an amendment to the Pilot License Agreement with Extenet Systems, Inc. allowing for a month-to-month extension of the License term.

**Notes:**

**CC Agenda Date:** 05/02/2017

**Sponsors:** Paul R. Soglin and Paul E. Skidmore

**Effective Date:**

**Attachments:**

**Enactment Number:**

**Author:** Heidi Fischer, Real Estate Agent

**Hearing Date:**

**Entered by:** afreedman@cityofmadison.com

**Published Date:**

### Approval History

Version	Date	Approver	Action

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Economic Development Division	04/25/2017	Referred for Introduction				
	<b>Action Text:</b> This Resolution was Referred for Introduction						
	<b>Notes:</b> Finance Committee						

### Text of Legislative File 47012

#### Fiscal Note

During the month-to-month extension period, the Pilot License Fee and electrical usage cost payable under the agreement will continue to be deposited to Munis Charge Code 63039.

#### Title

A resolution authorizing the Mayor and City Clerk to enter into an amendment to the Pilot License Agreement with Extenet Systems, Inc. allowing for a month-to-month extension of the License

term.

**Body**

WHEREAS, Extenet Systems, Inc. (“Extenet”), a third-party neutral-host DAS Network service provider, and the City of Madison are parties to a Pilot License Agreement (the “Pilot License”) allowing for Extenet’s installation, as a pilot project, of DAS wireless attachments on two (2) existing City-owned street light poles, one on Mineral Point Road and one on Gammon Road (collectively, the “Poles”); and

WHEREAS, the term of the Pilot License is scheduled to expire on June 6, 2017 and there are no renewal options remaining, nor does the Pilot License allow for holding over; and

WHEREAS, City staff is in the process of developing an application process and form of license agreement for DAS and small cell installations and desires to allow for an extension of the Pilot License on a month-to-month basis; and

WHEREAS, Real Estate staff has prepared and the City Attorney’s office has reviewed and approved an amendment to the Pilot License allowing for such month-to-month extension.

NOW, THEREFORE, BE IT RESOLVED that the Common Council hereby authorizes an amendment to the Pilot License Agreement with Extenet Systems, Inc. (“Extenet”) on the following key terms and conditions:

1. Effective on June 7, 2017, the term of the Pilot License shall automatically continue on a month-to-month basis, terminable by either party on a minimum of thirty (30) days prior written notice to the other party.
2. All other terms and conditions of the Pilot License shall apply during such month-to-month extension period, except that the Pilot License Fee and electrical usage cost shall be prorated on a monthly basis.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute a First Amendment to the Pilot License Agreement with Extenet Systems, Inc. and any and all other documents necessary to complete this transaction, in a form approved by the City Attorney.