

FIRST AMENDMENT TO COMMUNICATIONS SITE LICENSE AGREEMENT

THIS FIRST AMENDMENT TO COMMUNICATIONS SITE LICENSE AGREEMENT (First Amendment) is made and entered into on April 1, 2019 (Effective Date), by and between the City of Fresno, a municipal corporation (Licensor), and T-Mobile West LLC., a Delaware limited liability company, formerly known as T-Mobile West Corporation, as successor-in-interest to TMO CA/NV LLC., formerly known as Pacific Bell Wireless, LLC., a Nevada limited liability company, d/b/a Cingular Wireless (Licensee).

RECITALS

The parties hereto recite, declare and agree as follows:

A. Licensor and Licensee entered into a Communications Site License Agreement (the License), dated November 1, 2002 located at the Fresno City Parking Garage #7 (Fresno County Assessor's Parcel Numbers 468-255-11T and 468-255-015T) (the Premises).

B. Licensor and Licensee desire to enter into this First Amendment in order to modify and amend certain provisions of the License.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Licensor and Licensee covenant and agree as follows:

1. Licensor Consent. Licensor hereby grants Licensee the right and consents to Licensee's expansion of the Premises and the installation of communications equipment as described and depicted on **Exhibit B-1**, which is attached hereto and by this reference incorporated herein, which equipment shall be considered part of the *Licensee's Facilities* under the License. The attached **Exhibit B-1** shall replace in its entirety the **Exhibit B** currently attached to the Lease.

2. Interference with Communications. The License is hereby modified such that the first paragraph of Section 7 is deleted in its entirety and replaced with the following:

"Licensee's Facilities shall not disturb the communications configurations, equipment and frequency which exist on Licensor's Property on the Effective Date (Pre-existing Communications). Licensee's Facilities shall comply with all non-interference rules of the Federal Communications Commission (FCC) and all Licensee's radio transmission frequencies used at this site shall be between the ranges of:

2110-2155 MHz (Tx) and 1710-1755 MHz (Rx)
1955-1990 MHz (Tx) and 1875-1910 MHz (Rx)
728-734 MHz (Tx) and 698-704 MHz (Rx)
668-683 MHz (Tx) and 622-637 MHz (Rx)

Any broadcasting equipment installed at Licensee's Facilities that will operate outside the aforementioned range will require approval of the City of Fresno, and may require prior submission of intermodulation studies."

3. Licensee's Notice Address. Licensee's notice addresses in Sections 5 and 17(c) of the License are deleted in their entirety and replaced with the following:

If to Licensee: T-Mobile USA, Inc.
12920 S.E. 38th Street
Bellevue, WA 98006
Attn.: Lease Compliance/SC08734A

4. Terms; Conflicts. The terms and conditions of the License are incorporated herein by this reference, and capitalized terms used in this Amendment shall have the same meanings such terms are given in the License. Except as specifically set forth herein, this Amendment shall in no way modify, alter or amend the remaining terms of the License, all of which are ratified by the parties and shall remain in full force and effect. To the extent there is any conflict between the terms and conditions of the License and this Amendment, the terms and conditions of this Amendment will govern and control.

5. Approvals. Licensor represents and warrants to Licensee that the consent or approval of no third party, including, without limitation, a lender, is required with respect to the execution of this First Amendment, or if any such third party consent or approval is required, Licensor has obtained any and all such consents or approvals.

6. Authorization. The persons who have executed this First Amendment represent and warrant that they are duly authorized to execute this First Amendment in their individual or representative capacity as indicated.

[SIGNATURES FOLLOW ON THE NEXT PAGE.]

IN WITNESS WHEREOF, the parties have executed this First Amendment on the day and year first written above.

City of Fresno,
A California municipal corporation

By: _____

[Name] _____

[Title] _____

William J. Schacter
City Manager

T-Mobile West LLC.,
a limited liability company

By: _____

Name: _____

Anthony Howard
Market Manager

Title: _____

(If corporation or LLC., Board Chair,
Pres. or Vice Pres.)

APPROVED AS TO FORM:

DOUGLAS T. SLOAN

City Attorney

By: _____

Brandon m. Collet

3/28/19
Date

Senior Deputy City Attorney

By: _____

Name: _____

Title: _____

(If corporation or LLC., CFO,
Treasurer, Secretary or Assistant
Secretary)

ATTEST:

YVONNE SPENCE, CRM MMC

City Clerk

By: _____

Maxwell Carlson

Deputy

Maxwell Carlson

4/1/19
Date

TMO 2019.02.1
Legal 1 16:18:54
-05'00'

Attachment: Exhibit B-1

EXHIBIT B-1

DESCRIPTION OF PREMISES

Subject to the terms and conditions of this License, the location of the Premises is generally described and depicted as shown below or in the immediately following attachment(s).

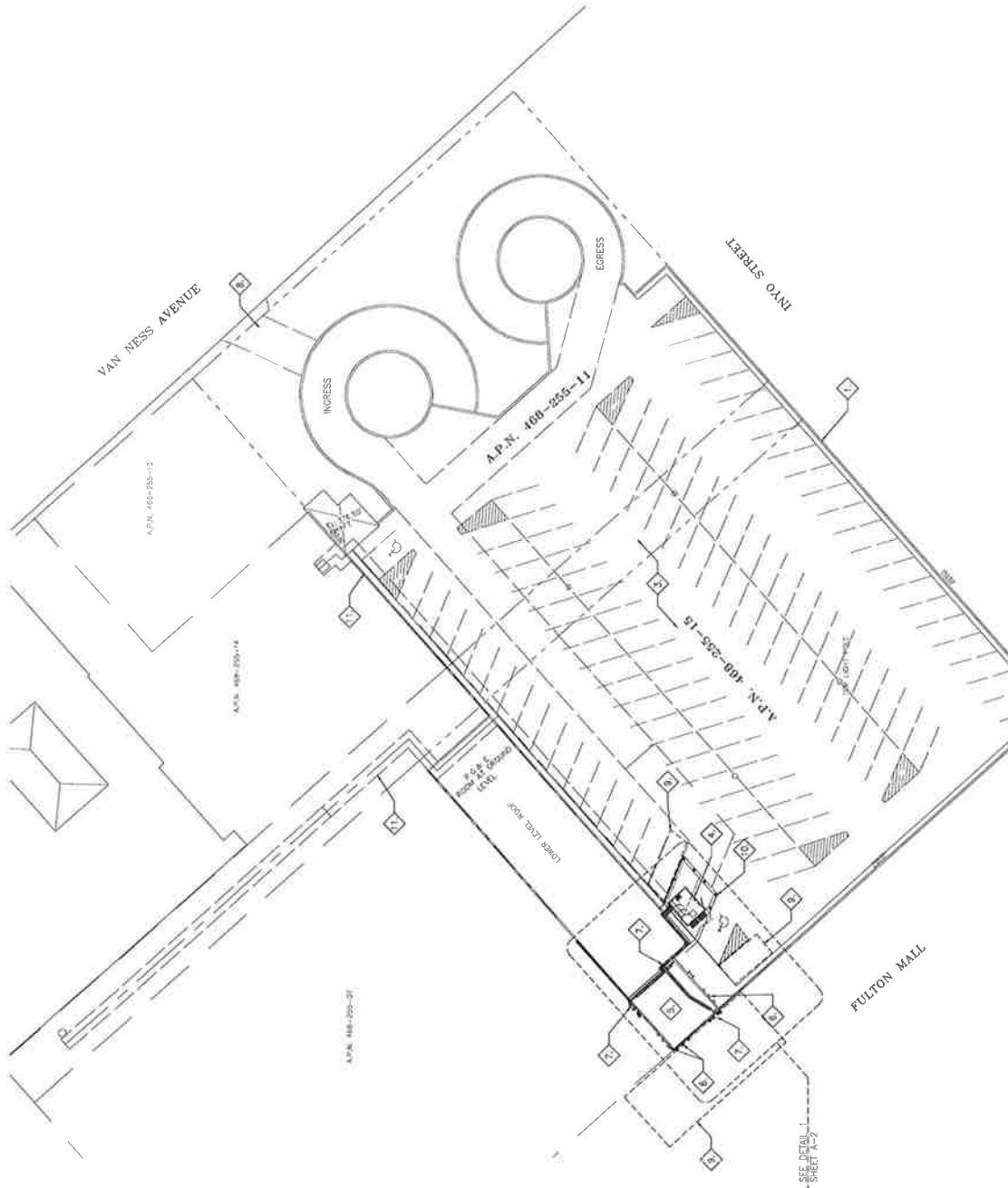
However, it is expressly agreed and understood by and between Licensor and Licensee that the exact and precise location of Licensee's Facilities are subject to review and approval by the planning and/or zoning Boards having jurisdiction over the Property.

Notwithstanding anything to the contrary, the specific number and type of equipment described in this Exhibit B-1 is for illustrative purposes only and in no way limits Licensee's ability to alter, replace, add to, expand, enhance, modify, supplement, replace, refurbish, relocate or upgrade any such equipment within the Premises.

EXHIBIT B-1 INCLUDES THE ATTACHED THREE (3) SHEETS

SITE PLAN KEY NOTES:

1. (E) PARKING GARAGE
2. (E) PROPERTY LINE
3. (E) PARKING LOT
4. (E) T-MOBILE SHELTER
5. (E) PENTHOUSE
6. (E) ANTENNA OTHER CARRIER
7. (E) T-MOBILE ANTENNAS
8. (E) T-MOBILE INGRESS & EGRESS FROM PUBLIC R/W TO LEASE AREA
9. (P) LOCATION FOR T-MOBILE TEMPORARY SHEDS FOR MAIN LOT
10. (E) T-MOBILE 20' X 20' LEASE AREA
11. (E) T-MOBILE 9' WIDE UTILITY EASEMENT



SITE PLAN

24"X36" SCALE: 1" = 20'-0"
11"X17" SCALE: 1" = 40'-0"

PREPARED FOR:

T-Mobile
WEST LLC

1755 CRENSHAW DRIVE
SACRAMENTO, CA 95833

CONSULTING FIRM:

SINGLE SOURCE

2025 BULLY HILL STREET
SUITE 200
SACRAMENTO, CA 95811
PHONE: 916-441-5000 FAX: 916-441-1271

PROJECT NO:

0000

DRAWN BY:

CH

CHECKED BY:

CH

DATE:

DESCRIPTION:

10/15/18 ISSUE FOR SUBMITTAL

9/22/18 ISSUE FOR REVIEW

KEY

DATE

DESCRIPTION



FRESNO GRIZZLIES
SC08734A

BUSINESS ARE
FURNISH CERTS

SHEET TITLE

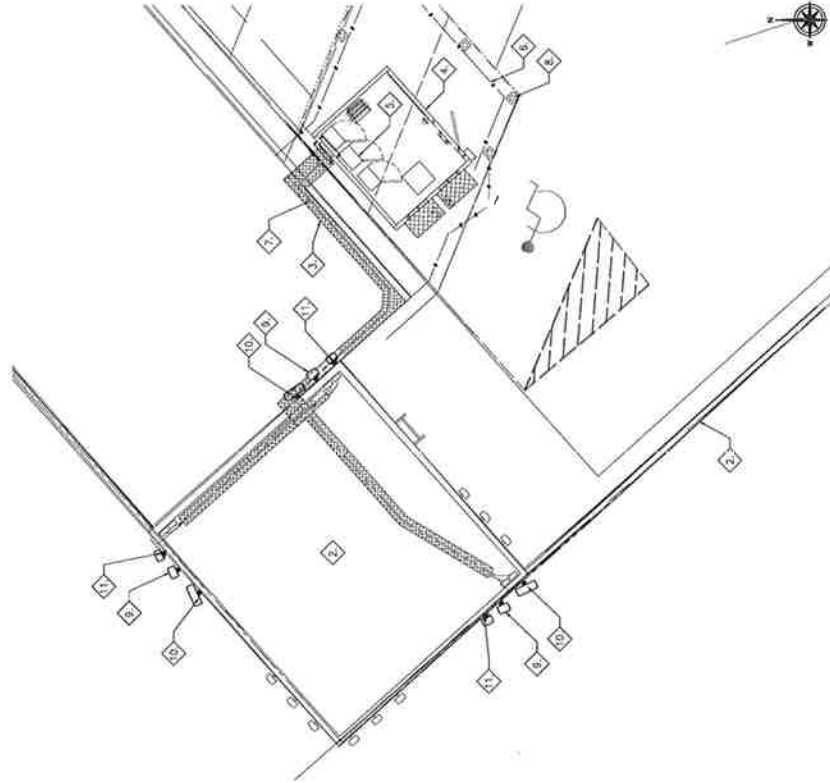
SITE PLAN

SHEET NUMBER

A-1

SITE PLAN KEY NOTES:

- 1 (E) PARKING GARAGE
- 2 (E) PENHOUSE
- 3 (E) CABLE TRAY
- 4 (E) T-MOBILE EQUIPMENT SHELTER
- 5 (E) T-MOBILE EQUIPMENT
- 6 (E) CHAIN LINK FENCE
- 7 (E) DC POWER CABLE REEL BANK 500M 40-50M & (12) 7/8" COAX, (3) HSS CABLES & LOOSE FIBER
- 8 (E) BOLLARDS
- 9 (E) (3) ANTENNAS PER SECTOR (TOTAL OF 9 ANTENNAS)
- 10 (E) (1) RRU'S PER SECTOR (TOTAL OF 3 RRU'S)
- 11 (E) (1) TMA'S PER SECTOR (TOTAL OF 3 TMA'S)
- 12 (E) (1) TMA'S PER SECTOR (TOTAL OF 3 TMA'S)
- 13 (N) (1) ANTENNA PER SECTOR (TOTAL OF 3 ANTENNAS)
- 14 (N) (3) 6X12 HSS CABLES
- 15 (P) LOCATION FOR T-MOBILE TEMPORARY BARRICADE FOR MAN LIFT
- 16 (E) T-MOBILE 20' X 20' LEASE AREA
- 17 (P) T-MOBILE TEMPORARY PARKING DURING CONSTRUCTION FOR EQUIPMENT STAGING

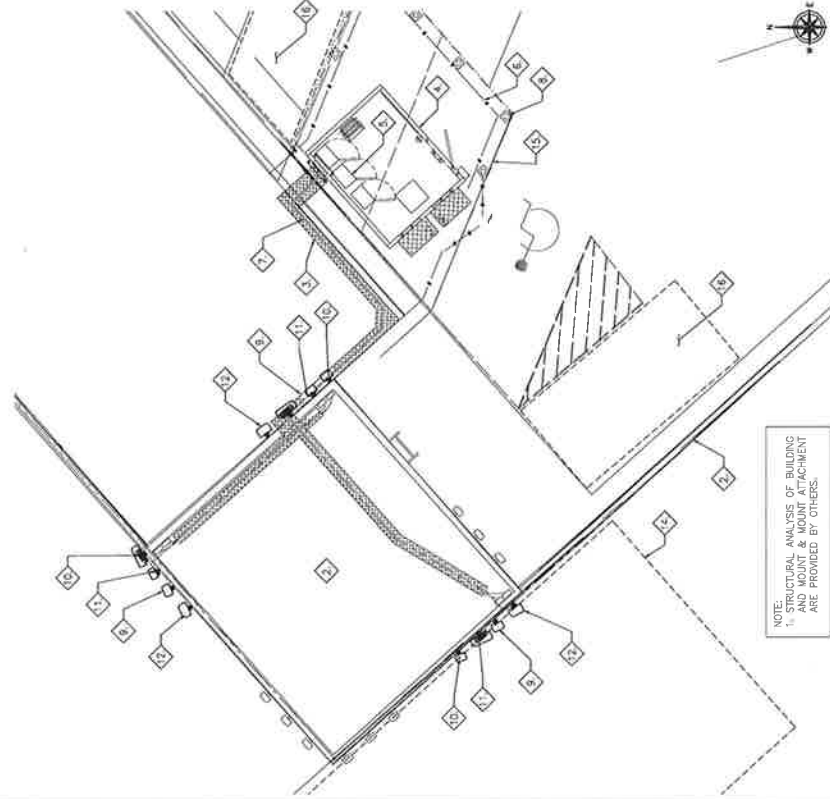


EXISTING ENLARGED SITE PLAN

24'-0" SCALE 3/16" = 1'-0"
11'-0" SCALE 3/32" = 1'-0"

SITE PLAN KEY NOTES:

- 1 (E) PARKING GARAGE
- 2 (E) PENHOUSE
- 3 (E) CABLE TRAY
- 4 (E) T-MOBILE EQUIPMENT SHELTER
- 5 (E) T-MOBILE EQUIPMENT
- 6 (E) CHAIN LINK FENCE
- 7 (E) DC POWER CABLE REEL BANK 500M 40-50M & (12) 7/8" COAX, (3) HSS CABLES & LOOSE FIBER
- 8 (E) BOLLARDS
- 9 (E) (3) ANTENNAS PER SECTOR (TOTAL OF 9 ANTENNAS)
- 10 (E) (1) RRU'S PER SECTOR (TOTAL OF 3 RRU'S)
- 11 (E) (1) TMA'S PER SECTOR (TOTAL OF 3 TMA'S)
- 12 (E) (1) TMA'S PER SECTOR (TOTAL OF 3 TMA'S)
- 13 (N) (1) ANTENNA PER SECTOR (TOTAL OF 3 ANTENNAS)
- 14 (N) (3) 6X12 HSS CABLES
- 15 (P) LOCATION FOR T-MOBILE TEMPORARY BARRICADE FOR MAN LIFT
- 16 (E) T-MOBILE 20' X 20' LEASE AREA
- 17 (P) T-MOBILE TEMPORARY PARKING DURING CONSTRUCTION FOR EQUIPMENT STAGING



PROPOSED ENLARGED SITE PLAN

24'-0" SCALE 3/16" = 1'-0"
11'-0" SCALE 3/32" = 1'-0"

PREPARED FOR:

T-Mobile
WEST LLC

1755 OREGON DRIVE
SUNAMITE, CA 95353

CONSULTING FIRM

SINGLE SOURCE

2000 PIONEER DRIVE
SUITE 100
SUNAMITE, CA 95353
PHONE: 925-912-0030 FAX: 925-278-1271

PROJECT NO: 0000
DRAWN BY: CH
CHECKED BY: GH

REV	DATE	DESCRIPTION
0	10/18/18	ISSUE FOR SUBMITTAL
1	9/22/18	ISSUE FOR REVIEW



FRESNO GRIZZLIES
SC087344

RES. VAN NESS ARE
FRESNO, CA 93721

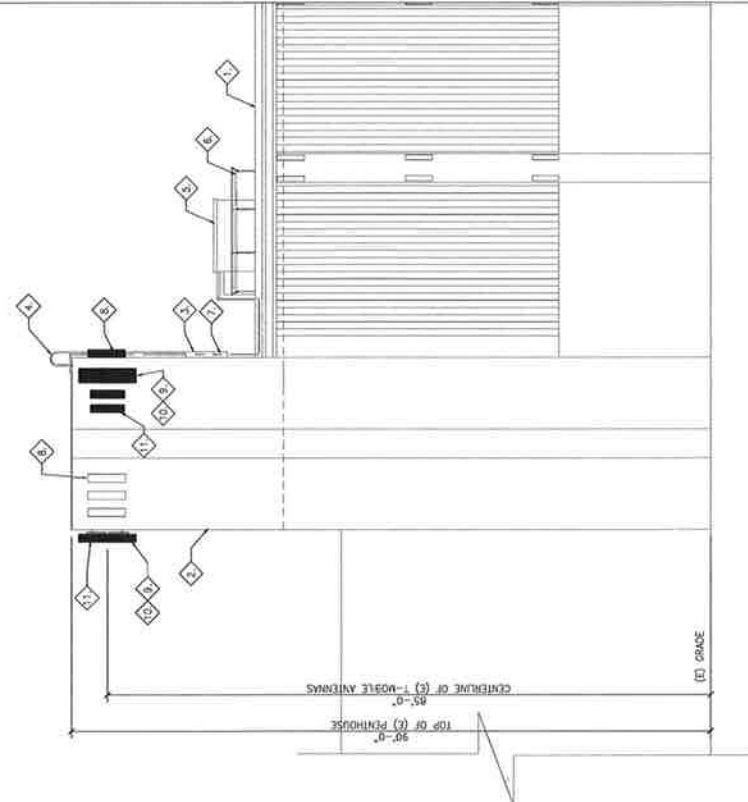
SHEET TITLE
ENLARGED SITE
PLAN

SHEET NUMBER

A-2

SITE PLAN KEY NOTES:

1. (E) PARKING GARAGE
2. (E) PENTHOUSE
3. (E) CABLE TRAY
4. (E) ACCESS LADDER
5. (E) T-MOBILE EQUIPMENT SHELTER
6. (E) CHAIN LINK FENCE
7. (E) DC POWER CABLE REEL SAWG 500M 40-60M & (12) 7/8" COAX.
8. (E) CABLES & LOOSE FIBER
9. (E) ANTENNAS (OTHER CARRIER)
10. (E) 3 ANTENNAS PER SECTOR (TOTAL OF 9 ANTENNAS)
11. (E) 1 RRUS PER SECTOR (TOTAL OF 3 RRUS)
12. (E) 1 TMA'S PER SECTOR (TOTAL OF 3 TMA'S)

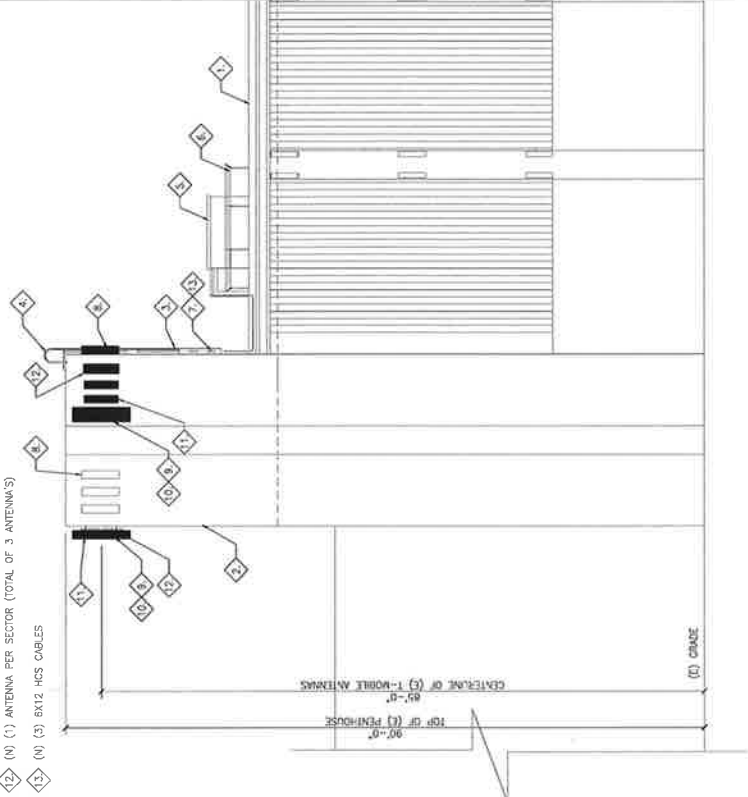


EXISTING NORTH ELEVATION

24"x36" SCALE: 1/8" = 1'-0"
11"x17" SCALE: 1/32" = 1'-0"

SITE PLAN KEY NOTES:

1. (E) PARKING GARAGE
2. (E) PENTHOUSE
3. (E) CABLE TRAY
4. (E) ACCESS LADDER
5. (E) T-MOBILE EQUIPMENT SHELTER
6. (E) CHAIN LINK FENCE
7. (E) DC POWER CABLE REEL SAWG 500M 40-60M & (12) 7/8" COAX. (3) HCS CABLES & LOOSE FIBER
8. (E) ANTENNAS (OTHER CARRIER)
9. (E) 3 ANTENNAS PER SECTOR (TOTAL OF 9 ANTENNAS)
10. (E) 1 RRUS PER SECTOR (TOTAL OF 3 RRUS)
11. (E) 1 TMA'S PER SECTOR (TOTAL OF 3 TMA'S)
12. (N) 1 ANTENNA PER SECTOR (TOTAL OF 3 ANTENNAS)
13. (N) 3 BX12 HCS CABLES



PROPOSED NORTH ELEVATION

24"x36" SCALE: 3/16" = 1'-0"
11"x17" SCALE: 3/32" = 1'-0"

PREPARED FOR:

T-Mobile
WEST LLC

1735 DECEMBER 2016 DATE
1735 DECEMBER 2016 DATE
1735 DECEMBER 2016 DATE

CONSULTING FIRM

SINGLE SOURCE

2027 SOUTH 100 STREET
SUITE 100
FRESNO, CA 93721
PHONE: 408-973-8000 FAX: 408-278-1371

PROJECT NO: 0000
DRAWN BY: CH
CHECKED BY: CH

REV	DATE	DESCRIPTION
0	11/15/16	ISSUE FOR SUBMITTAL
1	9/22/16	ISSUE FOR REVIEW



FRESNO GRIZZLIES
SC08734A

NO VANITIES ARE
PERMITTED TO BE
INSTALLED

SHEET TITLE
ELEVATIONS

SHEET NUMBER

A-3

PROPOSED FOR

T-Mobile
WEST LLC

175 CRENSHAW DRIVE
SHERMAN, CA 95353

CONSULTING FIRM

SINGLE SOURCE

20770 CROWN RD. SUITE 200
SHERMAN, CA 95353
PHONE: 925-933-6000 FAX: 925-278-1271

PROJECT NO:

0000

DATE:

08/18/18

DESIGNED BY:

CH

CHECKED BY:

CH

0 10/18/18 DATE FOR SUBMITTAL

1 9/29/18 DATE FOR REVIEW

2 10/18/18 DATE FOR REVIEW

3 10/18/18 DATE FOR REVIEW

4 10/18/18 DATE FOR REVIEW

5 10/18/18 DATE FOR REVIEW

6 10/18/18 DATE FOR REVIEW

7 10/18/18 DATE FOR REVIEW

8 10/18/18 DATE FOR REVIEW

9 10/18/18 DATE FOR REVIEW

10 10/18/18 DATE FOR REVIEW

FRESNO GRIZZLIES
SC08734A

803 VANNESS AVE
FRESNO, CA 93721

SHEET TITLE

ANTENNA PLAN
AND ANTENNA
SCHEDULE

SHEET NUMBER

A-4

SECTOR	ANTENNA POSITION	ANTENNA MODEL	ANTENNA LENGTH	RAD. CENTER	AZIMUTH	RRU MODEL	TMA MODEL	SMART BUS-T MODEL	ACTIVE TECHNOLOGY	JUMPER CABLE LENGTH (±')	COAX CABLE TYPE	COAX/FIBER CABLE LENGTH (±')
SECTOR A	A1	(N) ERICSSON - AR3246 B66	58.66"	85°-0"	85°	(E) (1) RUD 4449 B71+B12	(E) (1) ERICSSON TMA STYLE 1B	-	L2100/L2100/L2100/L2100	(4) 16' FIBER	(N) (1) 80/2 HES CABLE	-
	A2	(E) RFS - APXVARR24_43-U-NA20	95.9"	85°-0"	55°	-	-	-	L1500/L200	(9) 16' FIBER	-	-
	A3	(E) ERICSSON - AR21 KRC18023-1_B2A_B4P	55.98"	85°-0"	55°	-	-	-	U1500/L2100/L2100	(2) 16' FIBER	(E) (4) 7/8" COAX	70'
	A4	(E) ERICSSON - AR32 KRC18023-1_B2A_B4P	55.6"	85°-0"	55°	-	-	-	L1500/L1600	(2) 16' FIBER	-	-
SECTOR B	B1	(E) ERICSSON - AR21 KRC18023-1_B2A_B4P	55.98"	85°-0"	245°	(E) (1) RUD 4449 B71+B12	(E) (1) ERICSSON TMA STYLE 1B	-	U1500/L2100/L2100/L2100	(4) 16' FIBER	(N) (1) 80/2 HES CABLE	85'
	B2	(E) ERICSSON - AR32 KRC18023-1_B2A_B4P	55.6"	85°-0"	245°	-	-	-	L1500/L1600	(2) 16' FIBER	-	-
	B3	(E) RFS - APXVARR24_43-U-NA20	95.9"	85°-0"	245°	-	-	-	L1500/L200	(9) 16' FIBER	(E) (4) 7/8" COAX	-
	B4	(N) ERICSSON - AR3246 B66	58.66"	85°-0"	245°	-	-	-	L2100/L2100/L2100/L2100	(4) 16' FIBER	-	-
SECTOR C	C1	(N) ERICSSON - AR3246 B66	58.66"	85°-0"	335°	(E) (1) RUD 4449 B71+B12	(E) (1) ERICSSON TMA STYLE 1B	-	L2100/L2100/L2100/L2100	(4) 16' FIBER	(N) (1) 80/2 HES CABLE	95'
	C2	(E) ERICSSON - AR32 KRC18023-1_B2A_B4P	55.6"	85°-0"	335°	-	-	-	U1500/L200	(2) 16' FIBER	-	-
	C3	(E) ERICSSON - AR21 KRC18023-1_B2A_B4P	55.98"	85°-0"	335°	-	-	-	U1500/L2100/L2100	(2) 16' FIBER	(E) (4) 7/8" COAX	-
	C4	(E) RFS - APXVARR24_43-U-NA20	95.9"	85°-0"	335°	-	-	-	L1500/L200	(9) 16' FIBER	-	-

DESIGN BASED ON RFDS DATED:
8/08/18 VERSION: B6.1

IMPORTANT NOTES: INSTALLER TO VERIFY CURRENT RFDS SECTOR SHEET PRIOR TO INSTALLATION.
ANTENNA LAYOUT IS FROM THE BACK OF SECTOR FROM LEFT TO RIGHT

NOTE:
(E) (3) HES CABLES & LOOSE FIBER CABLES TO BE REMOVED &
(E) (2) DC POWER CABLE REEL 6AWG 500W 40-80W TO REMAIN

KEY NOTES:

1. (E) PENHOUSE

2. (E) (1) T-MOBILE ANTENNA RFS - APXVARR24_43-U-NA20
(1 PER SECTOR, 3 SECTORS)

3. (E) (1) T-MOBILE ANTENNA ERICSSON - AR32 KRC18023-1_B2A_B4P
(1 PER SECTOR, 3 SECTORS)

4. (E) (1) T-MOBILE ANTENNA ERICSSON - AR21 KRC18023-1_B2A_B4P
(1 PER SECTOR, 3 SECTORS)

5. (E) (1) RUD 4449 B71+B12

6. (E) (1) GENERIC TMA STYLE 1B - AWS

NOTE:

1. STRUCTURAL ANALYSIS OF BUILDING AND MOUNT & MOUNT ATTACHMENT
2. CC TO REMOVE ALL UNUSED COAX FROM ROOFTOP
3. NEW ANTENNAS SHALL BE PAINTED TO MATCH (E) SCREEN WALL

PROPOSED ANTENNA SCHEDULE

2

KEY NOTES:

1. (E) PENHOUSE

2. (E) (1) T-MOBILE ANTENNA RFS - APXVARR24_43-U-NA20
(1 PER SECTOR, 3 SECTORS)

3. (E) (1) T-MOBILE ANTENNA ERICSSON - AR32 KRC18023-1_B2A_B4P
(1 PER SECTOR, 3 SECTORS)

4. (E) (1) T-MOBILE ANTENNA ERICSSON - AR21 KRC18023-1_B2A_B4P
(1 PER SECTOR, 3 SECTORS)

5. (E) (1) RUD 4449 B71+B12

6. (E) (1) GENERIC TMA STYLE 1B - AWS

7. (N) (1) ERICSSON - AR3246 B66
(1 PER SECTOR, 3 SECTORS)

EXISTING ANTENNA PLAN

3

PROPOSED ANTENNA PLAN

1