



Department Source: Parks and Recreation

To: City Council

From: City Manager & Staff

Council Meeting Date: August 5, 2024

Re: Third Amendment to PCS Tower Agreement – Cosmo Park

## Executive Summary

The Parks and Recreation Department is requesting approval of legislation allowing the City Manager to sign a third amendment to the PCS Tower Agreement with SBA 2012 TC Assets, LLC. The third amendment to the agreement relocates the legal description of the utility license used for the constructing, maintaining, operating, repairing and replacing fiber optic cables and conduit and other utility lines that serve the existing tower. City Council authorization to sign the third amendment will allow for the undergrounding of a portion of the existing overhead utility lines that serve the cell tower in the back of Cosmo Park. This coincides with the construction of the bike park in this location. Parks and Recreation staff will install the necessary conduits for the undergrounding of all utility lines currently on the overhead poles in the location of the bike park. SBA 2012 TC Assets will be responsible for relocating the utility lines from the overhead poles to the conduits on site. The work is scheduled to be completed by the end of August 2024.

## Discussion

On Jan. 17, 2023, City Council approved the Cosmo Bike Park capital improvement project at Columbia Cosmopolitan Recreation Area, 1615 Business Loop 70 West. Park staff and contractors have been working on different facets of the project and it is anticipated that work will be completed by Oct. 1, 2024.

Staff is requesting approval of the Council legislation authorizing the City Manager to sign a third amendment to the PCS Tower Agreement with SBA 2012 TC Assets, LLC. The original agreement was completed in January 2006 with additional amendments in January 2015 and January 2021.

As part of the capital improvement project, park staff has planned for the undergrounding of the existing overhead utility line that serves the cell tower located in the northeast corner of the bike park. Staff has been working with city staff and two private companies to complete the necessary easement documentation to remove the overhead utility lines and underground the electric and fiber lines located within the 10-acre area designated for the bike park. The undergrounding of the power line removes a safety issue at the park related to the overhead utility poles and riders at the park.

Parks and Recreation staff will install the necessary conduits for the undergrounding of all utility lines currently on the overhead poles in the location of the bike park. SBA 2012 TC Assets will be responsible for relocating the utility lines from the overhead poles to the conduits on site. The work is scheduled to be completed by the end of August 2024.



## Fiscal Impact

Short-Term Impact: Funding for the conduit for the undergrounding of the overhead utility line is included in the budget for the capital improvement project.

Long-Term Impact: None

## Strategic & Comprehensive Plan Impact

### Strategic Plan Impacts:

Primary Impact: Reliable Infrastructure, Secondary Impact: Not Applicable, Tertiary Impact: Not Applicable

### Comprehensive Plan Impacts:

Primary Impact: Infrastructure, Secondary Impact: Not applicable, Tertiary Impact: Not Applicable

## Legislative History

Date	Action
1/17/23	B355-22: Authorizing construction of a bike park in the northeast corner of Columbia Cosmopolitan Recreation Area to include a trailhead for Rhett's Run Mountain Bike Trail, asphalt pump track, mountain bike skills course, cyclocross event space, and bike playground; providing for construction of the improvement using a design/build contract. <a href="#">B355-22</a>
6/7/21	B169-21: Authorizing a second amendment to the PCS tower agreement with SBA 2012 TC ASSETS, LLC relating to the lease of City-owned property located at 1808 Parkside Drive. <a href="#">B169-21</a>
1/20/15	B13-15: Authorizing an amendment to the PCS tower agreement with SBA 2012 TC Assets, LLC relating to the lease of City-owned property located at 1808 Parkside Drive. <a href="#">B13-15</a>
1/3/06	B493-05: Authorizing a PCS Tower agreement with Alamosa Missouri Properties, LLC. to lease City property for installation of a cell phone antenna tower at 1808 Parkside Drive. <a href="#">B493-05</a>

## Suggested Council Action

Approve the Council legislation authorizing the City Manager to execute the third amendment to the agreement with SBA 2012 TC Assets, LLC. for the relocates the legal description of the utility license for the cell tower located at Cosmo Park.