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**Date** January 23, 2023

**RESOLUTION DISMISSING HEARING ON AN IN-BUILDING LEASE AND AGREEMENT WITH USCOC OF GREATER IOWA, LLC (US CELLULAR) FOR WIRELESS COMMUNICATION EQUIPMENT WITHIN MUNICIPAL SERVICES CENTER PHASE 2**

**WHEREAS**, United States Cellular is the cell phone service provider for the City of Des Moines, and because cellular phone service within the Municipal Services Center Phase 2 (MSC2) building is extremely poor, the US Cellular local affiliate, USCOC of Greater Iowa, LLC had proposed to install and lease to the City of Des Moines at no cost to the City certain wireless telecommunications antenna repeaters and related equipment that will provide the necessary in-building wireless communication service; and

**WHEREAS**, on January 9, 2023 by Roll Call No. 23-0024, it was duly resolved by the City Council of the City of Des Moines, Iowa, that the proposed lease of the wireless telecommunications antenna repeaters and related equipment be set down for hearing on January 23, 2023, at 5:00 p.m., in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa; and

**WHEREAS**, due notice of said hearing was given to all necessary parties as provided by law, setting forth the time and place for hearing on said proposal; and

**WHEREAS**, City of Des Moines staff has determined that granting a short-term license agreement to USCOC of Greater Iowa, LLC, rather than a longer-term lease, to allow the installation of the wireless telecommunications antenna repeaters and related equipment in MSC2 is in the best interests of the City.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, that the public hearing on the proposed in-building lease and agreement with USCOC of Greater Iowa, LLC is hereby dismissed, and the matter is withdrawn from City Council consideration.

Moved by \_\_\_\_\_ to adopt. Seconded by \_\_\_\_\_.

APPROVED AS TO FORM:

/s/ Mackenzie L. Moreno  
 Mackenzie L. Moreno, Assistant City Attorney

DM

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

**CERTIFICATE**

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
 Mayor

\_\_\_\_\_  
 Laura Baumgartner, City Clerk