

AN ORDINANCE AUTHORIZING THE CONSENT TO ASSIGNMENT OF THE COMMUNICATIONS ANTENNA SITE LEASE AGREEMENT DATED NOVEMBER 22, 2010, BETWEEN THE CITY OF VINELAND AND CALVARY CHAPEL OF VINELAND, INC.

WHEREAS, The City of Vineland City is the owner and operator of a water tower (Magnolia Road Water Tower) located at Magnolia Road, Block 5223, Lot 2, in the City of Vineland which, in addition to its function as a water tower, serves as a site for communications antennas and related facilities, the installation space for which is leased, for appropriate consideration, by the City to communications facility operators; and

WHEREAS, Calvary Chapel of Vineland, Inc. (Calvary Chapel) has been the owner of the FCC issued radio station license WPOV-LP FM and had, by a Communication Antenna Site Lease Agreement (Lease) with the City, dated November 22, 2010, maintained and operated a radio station antenna at the Magnolia Road Water Tower. Calvary Chapel, as of June 19, 2020, completed the transfer of its radio station license to Advantage Ministries, Inc. (Advantage) and by Notice (**Exhibit A**, attached) dated July 30, 2020 formally advised the City of the assignment of its Lease with the City to Advantage. The Notice, executed on behalf of both Calvary Chapel and Advantage, provides that Advantage will honor the terms of Calvary Chapel's Lease with the City and Calvary Chapel is not released from its obligations under the Lease. In connection with that assignment, Advantage has executed an acknowledgement dated July 30, 2020 (**Exhibit B**, attached) of its agreement to honor the terms of the Lease dated November 22, 2010; and

WHEREAS, Calvary Chapel remains liable for the obligations, financial and otherwise, under the terms of the original Lease, and Advantage will continue to maintain and operate the subject communications antenna and facilities for the purpose of operating a radio station under license WPOV-LP FM issued by the FCC and be likewise obligated to abide by the terms and conditions of the Leaser, the City deems it to be in its best interests grant its Consent to the subject Assignment of Lease;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland as follows:

1. The City of Vineland does hereby grant its consent to the Assignment of the subject Communication Antenna Site Lease Agreement of November 22, 2010 from Calvary Chapel, Inc. to Advantage Ministries, Inc., without release of Calvary Chapel, Inc. from its terms and conditions, said consent to be memorialized in a CONSENT TO ASSIGNMENT OF COMMUNICATIONS ANTENNA SITE LEASE AGREEMENT (**Exhibit C**, attached).
2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. This ordinance shall be a part of the Vineland City Code as though codified and fully set forth therein. The City shall have this ordinance codified and incorporated in the official copies of the Vineland City Code.
4. This ordinance shall take effect in the time and manner as prescribed by law.
5. The City Clerk and City Solicitor are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealer's of existing provisions.

Passed first reading:

Passed final reading:

President of Council

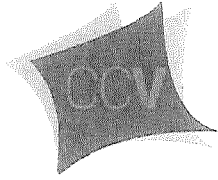
Approved by the Mayor:

Mayor

ATTEST:

City Clerk

EXHIBIT A



Calvary Chapel Vineland

4630 Mays Landing Rd.
Vineland NJ 08361
856.696.9409
info@ccvineland.org

July 30, 2020

City of Vineland
640 Wood Street
Vineland NJ 08360

On June 19, 2020 Calvary Chapel of Vineland, Inc. completed a transfer of the FCC issued radio station license WPOV-LP FM to Advantage Ministries Inc. As a result, Advantage Ministries is now the licensee of WPOV-LP. Part of the agreement calls for Advantage Ministries to honor the terms of the current lease between the City of Vineland and Calvary Chapel of Vineland, Inc. The original lease was dated November 22, 2010, of a portion of the Lessor's Magnolia Road Water Tower, at Lessor's property known as Block 5223, Lot 2 on the tax map of the City of Vineland. Calvary Chapel of Vineland, Inc. also acknowledges that even though Advantage Ministries, Inc. will honor the terms of the lease it does not release Calvary Chapel of Vineland, Inc. from its obligations under the lease.

Additionally, Advantage Ministries, Inc. has included a letter acknowledging it will honor the lease and as an additional step have also signed this document. Should you need anything else please let us know.

Pastor Frank Ippolito
Calvary Chapel of Vineland, Inc.

Greg Hennis
Advantage Ministries, Inc.

4630 Mays Landing Road, Vineland, New Jersey 08361
Office: 856.696.9409 Fax: 856.506.8729
email: info@ccvineland.org Website: ccvineland.org

EXHIBIT B



207 Bogden Blvd. Suite A, Millville NJ 08332
856-765-5647 • fax 856-765-5610 • www.AdvantageRadioMinistries.org

July 30, 2020

Attention:

City of Vineland

640 Wood Street

Vineland NJ 08360

To whom it may concern,

Advantage Ministries Inc. agrees to honor the terms of the current lease between the City of Vineland and Calvary Chapel of Vineland. The original lease dated November 22, 2010, of a portion of the Lessor's Magnolia Road Water Tower, at Lessor's property known as Block 5223, Lot 2 on the tax map of the City of Vineland.

A handwritten signature in black ink, appearing to read "Greg Hennis", is written over a horizontal line.

Greg Hennis

President of Advantage Ministries Inc.

Spreading The Word of God

EXHIBIT C

