



# City of Saint Paul

City Hall and Court  
House  
15 West Kellogg  
Boulevard  
Phone: 651-266-8560

## Signature Copy

Resolution: RES 16-2163

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**File Number: RES 16-2163**

Pertaining to a revised Amendment No. 1 to Site Lease Agreement with Sprint Spectrum Realty Company, L.P. to extend the term of a lease at the Cottage Avenue Standpipe site located at 2095 Clear Avenue in the city of Saint Paul.

**WHEREAS**, the Board of Water Commissioners approved a Site Lease Agreement dated September 19, 1996 between the Board and Sprint Spectrum, L.P. predecessor in interest to Sprint Spectrum Realty Company L.P. ("Sprint") which leased space to Sprint at the Board's Cottage Avenue Standpipe site at 2095 Clear Avenue in the city of Saint Paul for the operation of wireless communication equipment; and

**WHEREAS**, the Site Lease Agreement expired on September 25, 2016, and the parties desire at this time to extend the expiration date to March 31, 2017 to provide time to negotiate a new lease; and

**WHEREAS**, staff prepared an Amendment No. 1 to Site Lease Agreement which provided for said extension and which also provided for an increase in annual rent to \$46, 650.00 effective January 1, 2017, and the Board approved said amendment by Resolution No. 16-1568 on September 13, 2016; and

**WHEREAS**, after Board's said approval, Sprint submitted a late request for minor revisions to Amendment No. 1 to Site Lease Agreement, which revisions do not change the terms and conditions of the amendment in any substantive way; and

**WHEREAS**, said revisions submitted by Sprint are reflected in a revised Amendment No. 1 to Site Lease Agreement, which has been approved by staff and approved as to form by the assistant city attorney; now, therefore, be it

**RESOLVED**, that revised Amendment No. 1 to Site Lease Agreement between the Board of Water Commissioners and Sprint Spectrum Realty Company L.P. providing for an extension of the lease term and increased rent for wireless equipment upgrades at the Board's Cottage Avenue Standpipe site at 2095 Clear Avenue in the city of Saint Paul is hereby approved in substantially the form submitted, and that the proper officers are hereby authorized and directed to execute said revised Amendment No. 1 on behalf of the Board; and, be it

**FURTHER RESOLVED**, that the Board does hereby rescinds its Resolution No. 16-1568 of September 13, 2016; and, be it

**FINALLY RESOLVED**, that the Honorable Council of the City of Saint Paul is hereby requested to approve said revised Amendment No. 1 to Site Lease Agreement and to authorize and direct the proper officers of the City of Saint Paul to execute said Amendment on behalf of the City.

At a meeting of the Board of Water Commissioners on 12/13/2016, this Resolution was Adopted.

**Yea:** 5 Chair Anfang, Vice Chair Brendmoen, Commissioner Tolbert,  
Commissioner Rossbach, and Commissioner Noecker

**Nay:** 0

**Absent:** 1 Commissioner Meisinger

Board Secretary Mollie Longelina

Date 12/13/16