

BOARD OF WATER COMMISSIONERS  
RESOLUTION — GENERAL FORM

No. 7123

PRESENTED BY  
COMMISSIONER Bykowski

DATE May 10, 2011

**WHEREAS**, Zayo Bandwidth, LLC desires to lease space from the Board of Water Commissioners at the St. Anthony Water Tower located at 1515 North Cleveland Avenue in Saint Paul to install and operate a telecommunication system; and

**WHEREAS**, staff has prepared a Lease Agreement which provides for a 5-year term that automatically renews for three additional 5-year terms, starting at the annual rent of \$5,040 and increasing each year by five percent (5%); and

**WHEREAS**, staff has recommended approval of said Lease Agreement; now, therefore, be it

**RESOLVED**, that the Lease Agreement between the Board of Water Commissioners and Zayo Bandwidth, LLC allowing for the installation of telecommunication equipment at the Board's Saint Anthony Water Tower site is hereby approved in substantially the form submitted, and that the proper officers are hereby authorized and directed to execute said Lease Agreement on behalf of the Board following approval by the assistant city attorney; and, be it

**FURTHER RESOLVED**, that the Honorable Council of the City of Saint Paul is hereby requested to approve said Lease Agreement and to authorize and direct the proper officers of the City of Saint Paul to execute said Lease Agreement on behalf of the City.

**Water Commissioners**

<b>Yeas</b>	<b>Anfang</b>	<b>Nays</b>
	Bykowski	
	Kleindl	
Vice President	Zanmiller	

Adopted by the Board of Water Commissioners

May 10, 2011

In favor 4

Opposed 0

Mollie Sigel  
SECY.