

**BOARD OF WATER COMMISSIONERS
RESOLUTION**

PRESENTED BY _____
COMMISSIONER _____

No. 14-1073
DATE June 17, 2014

WHEREAS, the Board of Water Commissioners approved a water tower site lease agreement dated March 10, 1998 whereby the Board leased space to US West Wireless L.L.C. for the operation of wireless communication equipment at the Board's Cottage Avenue Standpipe located at 2095 Clear Avenue in Maplewood (the "Lease"); and

WHEREAS, Verizon Wireless (VAW) LLC d/b/a Verizon Wireless ("Verizon") assumed the Lease in 2005 and has since 2007 been operating its own wireless equipment within the leased premises; and

WHEREAS, at this time, Verizon desires to amend the Lease to provide for additional wireless equipment and a proportionate increase in annual rent; and

WHEREAS, Verizon agents prepared Amendment No. 1 to Water Tower Site Lease Agreement which provides for said modifications and increase in rent, and staff recommends approval of said Amendment; and

WHEREAS, the assistant city attorney has reviewed said Amendment and has approved it as to form; now, therefore, be it

RESOLVED, that Amendment No. 1 to Water Tower Site Lease Agreement between the Board of Water Commissioners and Verizon Wireless (VAW) LLC d/b/a Verizon Wireless providing for additional equipment and increased rent at the Board's Cottage Avenue Standpipe located at 2095 Clear Avenue in Maplewood is hereby approved and that the proper officers are hereby authorized and directed to execute said Amendment No. 1 on behalf of the Board.

Water Commissioners

Adopted by the Board of Water Commissioners

Yeas

Nays

June 17, 2014

In favor

Opposed

Secretary

ORIGINAL