

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON
AUTHORIZING A GROUND LEASE AGREEMENT BETWEEN NEW CINGULAR
WIRELESS PCS, LLC AND THE CITY OF OLYMPIA FOR INSTALLATION OF CELLULAR
ANTENNAE AND RELATED EQUIPMENT ON THE ELLIOT AVENUE WATER STORAGE
TANK**

WHEREAS, the City operates the Elliott Avenue water storage tank, which, like other water storage tanks within the City, is suitable for the installation of cellular antennae, and related equipment, given its geographic location, height, and other physical characteristics; and

WHEREAS, using existing structures, such as water tanks, as platforms for cellular antennae, is an efficient use of resources as it obviates the need for cellular carriers to construct stand-alone cellular towers, thus reducing the impacts associated with such stand-alone towers and reducing the infrastructure costs cellular carriers pass on to their customers; and

WHEREAS, by granting leases for installation of cellular antennae and related equipment on City water storage tanks, the City generates revenues that go into the City water utility's annual operating budget; these revenues help reduce rates that are charged to City water utility customers; and

WHEREAS, New Cingular Wireless PCS, LLC, which operates as AT&T Wireless, a cellular carrier, wishes to install cellular antennae and related equipment on the Elliott Avenue water storage tank and wishes to enter into a five-year lease with the City to facilitate this installation; and

WHEREAS, New Cingular Wireless PCS, LLC will pay to the City a total of \$64,427 through this lease arrangement, an amount that is consistent with lease rates charged for similar leases by other public agencies in the area and which amount will go into the City's water utility account; and

WHEREAS, given the revenues to be generated for the City's water utility and given the efficiencies realized by using an existing structure as a platform for cellular antennae and related equipment, the Council finds that entering into a non-exclusive ground lease with New Cingular Wireless PCS, LLC for the placement of its cellular antennae and related equipment on the Elliot Avenue water tower is in the best interests of the City.

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL DOES HEREBY RESOLVE as follows:

1. The Olympia City Council hereby approves the form of the Ground Lease Agreement between the City of Olympia and New Cingular Wireless PCS, LLC for placement of its cellular antennae and related equipment on the Elliot Avenue water tower and the terms and conditions contained therein.

2. The City Manager is authorized and directed to execute on behalf of the City of Olympia the Ground Lease Agreement, and any other documents necessary to execute said Agreement, and to make any minor modifications as may be required and are consistent with the intent of the Agreement, or to correct any scrivener's errors.

PASSED BY THE OLYMPIA CITY COUNCIL this _____ day of _____ 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:



DEPUTY CITY ATTORNEY