

FILE NO. 00-1431

RESOLUTION NO. 870-00

1 [Sprint Spectrum Limited Partnership Company Transmitter Lease]

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3 **Resolution authorizing and approving a lease of cellular transmitter space at the Fire**
4 **Station 43 to Sprint Spectrum Limited Partnership.**

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WHEREAS, The San Francisco Board of Supervisors hereby adopts the following findings regarding a proposed lease of cellular transmitter space on the roof of Fire Station 43, 720 Moscow Street, Block 7338 Lot 24 (the "Station"), owned by the City and County of San Francisco (the "City"), operated by the Fire Department: (a) the Director of Property has negotiated a form of agreement (the "Lease") with Sprint Spectrum Limited Partnership (SSLP) for the lease of the Premises for a monthly rental of \$2,500.00 for a term of five years, with the City having the right to extend the lease for a period of five years; (b) there is an annual rent increase based upon the Consumer Price Index and the rent will be reappraised prior to the exercise of the option; (c) the Lease also provides that the cost of all tenant improvements to the Premises will be borne by SSLP; (d) SSLP will pay all electric utility costs; (e) SSLP has received a City Planning Commission approval and a building permit to place seven equipment cabinets and, nine antennae at the Station; (f) a form of the Lease is on file with the Clerk of the Board of Supervisors; now, therefore, be it

RESOLVED, That in accordance with the recommendation of the Chief of the San Francisco Fire Department and the Director of Property, the Mayor, the Clerk of the Board

(Real Estate)

1 of Supervisors and the Director of Property are hereby authorized to take all actions, on
2 behalf of the City and County of San Francisco, as Landlord, to execute a written lease and
3 other related documents with SSLP, as Tenant; and, be it

4 FURTHER RESOLVED, The Board of Supervisors hereby finds that it is in the best
5 interests of the City to enter into the Lease based upon direct negotiations with SSLP
6 without a competitive bid process. Competitive bidding in this situation would be
7 impracticable or impossible. There is sufficient space for a second cell phone company to
8 place a transmitter and antenna on this site; and, be it

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10 FURTHER RESOLVED, The Mayor or his designee is hereby authorized to
11 execute, and the Clerk of the Board of Supervisors is hereby authorized to attest and affix
12 the seal of the City thereon, the Lease on behalf of the City and County of San Francisco
13 on file with the Clerk of the Board of Supervisors; and, be it

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15 FURTHER RESOLVED, That the lease shall be subject to and conditioned upon,
16 the Human Rights Commission's approval of SSLP's compliance with City's Non-
17 Discrimination and Equal Benefits in Employment Ordinance; and, be it

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19 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of
20 Property to enter into any amendments or modifications to the Lease (including without
21 limitation, the exhibits) that the Director of Property determines, in consultation with the City
22 Attorney, are in the best interest of the City, do not increase the rent or otherwise materially
23 increase the obligations or liabilities of the City, are necessary or advisable to effectuate
24 the purposes of the Lease or this resolution, and are in compliance with all applicable laws,
25 including City's Charter.

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RECOMMENDED:

see original for signature

Chief, Fire Department

see original for signature

Director of Property

LjSprint_FireStn43-Cell SpaceBOS2.doc 9/28/00



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Resolution

File Number: 001431

Date Passed:

Resolution authorizing and approving a lease of cellular transmitter space at the Fire Station 43 to Sprint Spectrum Limited Partnership.

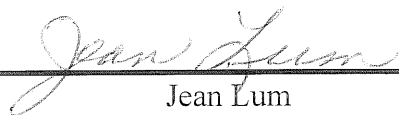
October 10, 2000 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Katz

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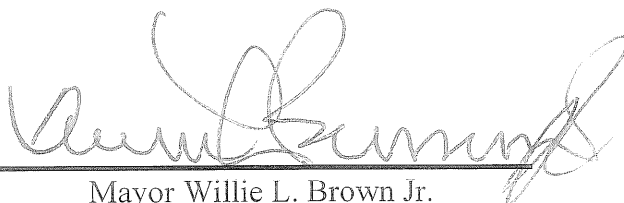
I hereby certify that the foregoing Resolution was ADOPTED on October 10, 2000 by the Board of Supervisors of the City and County of San Francisco.



Jean Lum
Acting Clerk of the Board

OCT 20 2000

Date Approved



Mayor Willie L. Brown Jr.