

# PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. 17-0144

WHEREAS, American Towers LLC owns certain real property consisting of Tower 3, located at Tower Facility: 300 Radio Road, in Daly City, California (Premises); and

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) wishes to connect its in-City Microwave Network to the Peninsula and complete the path to Moccasin and encompass critical facilities in between; and

WHEREAS, The expanded Microwave Network will enhance the coverage and reliability of SFPUC's data and voice communications, including Supervisory Control And Data Acquisition (SCADA) and Security, and provide a redundant path to mission critical SFPUC facilities; and

WHEREAS, The Premises, located on San Bruno Mountain in Daly City, are uniquely situated as a Microwave Repeater between SFPUC's existing sites at 525 Golden Gate Ave and Harry Tracy Water Treatment Plant; and

WHEREAS, The SFPUC desires to obtain a license to install, maintain, and operate SFPUC microwave communications antennas, radio communication, and other general telecommunications equipment on the Premises for a term of seven (7) years with three (3) additional renewal periods of five (5) years each, at an initial annual rent of \$22,800 with four percent annual increases; and

WHEREAS, American Towers LLC desires to enter into the License, allowing the SFPUC to use the Premises for the installation, maintenance, and operation of SFPUC microwave communications antennas, radio communication, and other general telecommunications equipment; and

WHEREAS, Entering into this License does not constitute a project under the California Environmental Quality Act (CEQA) Guidelines Section 15378; now, therefore, be it

FURTHER RESOLVED, That this Commission hereby ratifies, approves and authorizes all actions heretofore taken by any City official in connection with this License; and be it

FURTHER RESOLVED, That this Commission hereby approves the terms and conditions of this License; and be it

FURTHER RESOLVED, That this Commission hereby authorizes and directs the SFPUC General Manager to execute the License following approval by resolution of the Board of Supervisors and the Mayor under Charter section 9.118(b); and be it

FURTHER RESOLVED, That this Commission hereby authorizes the General Manager of the San Francisco Public Utilities Commission to enter into future amendments to this License to expand the premises to include additional SFPUC communications antennas and equipment, as needed by SFPUC, provided that such amendments do not increase the rent under this License by more than twenty (20%) percent, and to seek similar authorization from the Board under Charter section 9.118(b) if required for such amendments.

FURTHER RESOLVED, That this Commission hereby authorizes the SFPUC General Manager to enter into other amendments or modifications to this License, including without limitation, the exhibits, that the General Manager determines, in consultation with the City Attorney, are in the best interest of the City; do not materially increase the obligations or liabilities of the City; are necessary or advisable to effectuate the purposes and intent of the License or this resolution; and are in compliance with all applicable laws, including the City Charter.

*I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of June 13, 2017.*



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*Secretary, Public Utilities Commission*