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RESOLUTION NUMBER R- 304639

DATE OF FINAL PASSAGE MAR 02 2009

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
A 10-YEAR LEASE AGREEMENT WITH THE SAN DIEGO
METROPOLITAN TRANSIT SYSTEM FOR USE OF AN
EQUIPMENT SHELTER AND PLACEMENT OF AN
ANTENNA AT THE CATALINA STANDPIPE AREA.

WHEREAS, the City of San Diego [City], and the San Diego Metropolitan Transit System [MTS] have negotiated a ten-year lease agreement [Agreement] for use of an approximately 160 square-foot equipment shelter and the placement of one antenna on the City's lattice antenna tower, both of which are located at 200 Catalina Boulevard, San Diego, California, at the area known as Catalina Standpipe, for the installation, construction, modification, maintenance, operation and removal, at MTS' expense, of a Communications facility; and

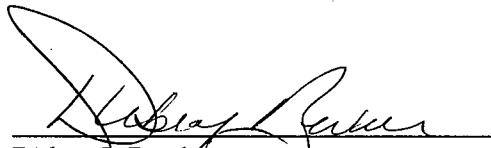
WHEREAS, under the proposed Agreement, the initial annual rent for the premises will be \$30,000, which will be increased annually by 4% for years two through five, and with rent for years six through ten to be determined by an appraisal of the site, at year six, with 4% annual escalations to be added to each previous rent for years seven through ten; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee be and is hereby authorized and empowered to execute, for and on behalf of the City of San Diego, a ten-year lease agreement with the San Diego Metropolitan Transit System, a California public agency, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 304639, for use of an approximately 160 square-foot equipment shelter and the placement of one antenna on the City's lattice antenna

tower located at 200 Catalina Boulevard, San Diego, California at the area known as Catalina Standpipe.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the City Comptroller be and is hereby authorized and empowered, to accept rents pursuant to the Agreement and deposit the funds into Water Department Fund 41500, Revenue Account 75660.


APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Debra J. Bevier
Deputy City Attorney

DJB:mm
01/30/09
Or.Dept:READ
R-2009-769
MMS# 7347

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 17 2009.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 3-2-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor