

RESOLUTION No. 01-06-2014

A RESOLUTION OF THE SANTAQUIN CITY COUNCIL AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH VERIZON WIRELESS AUTHORIZING THE TEMPORARY USE OF CITY OWNED PROPERTY LOCATED AT 200 SOUTH 400WEST.

WHEREAS, the City of Santaquin is interested in providing additional communications facilities within the City limits, which are necessary for the public health, safety, and welfare of residents, businesses owners, visitors, and public safety personnel; and

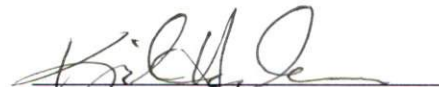
WHEREAS, the City of Santaquin and Verizon Wireless (VAW) LLC d/b/a Verizon Wireless ("Verizon Wireless") desire to coordinate efforts regarding a potential telecommunications site on City owned property located at 200 South 400 West (Property); and

WHEREAS, Santaquin desires now to provide a 180 day right-of-entry on the Property to Verizon Wireless;

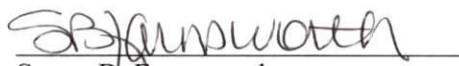
NOW THEREFORE, BE IT RESOLVED BY THE SANTAQUIN CITY COUNCIL THAT:

1. The Santaquin City Council approves and authorizes the Mayor to execute that document granting a Right-of-Entry to Verizon Wireless, a copy of which document is attached hereto as Exhibit A and incorporated herein.
2. The Right-of-Entry is approved with the condition that Verizon Wireless restore all parts of the Property which they may damage or disturb during their site inspections, surveys, analysis, testing, etc. to the state in which it currently exists, or better, within 10 days of the completion of their activities to determine suitability of the site for their desired telecommunications facilities or the termination of the right-of-entry, whichever is earlier.
3. This resolution shall take effect on January 16, 2014.

PASSED AND APPROVED this 15^h day of January, 2014.


Kirk Hunsaker, Mayor

ATTEST:


Susan B. Farnsworth
Santaquin City Recorder



Project Name: PRO SOLVANG

RIGHT OF ENTRY

The undersigned is the owner ("Owner") of the property, premises or easement (the "Property") described as follows: approximately 200 S. 400 W., Santaquin, Utah (32-008-0050)

Consent. The Owner does hereby grant permission to Verizon Wireless (VAW) LLC d/b/a Verizon Wireless and its agents, employees, consultants and representatives (herein individually and collectively referred to as "Verizon Wireless"), for a period of one hundred and eighty (180) days from the date of this consent, to enter onto the Property and contiguous property owned or controlled by the Owner for the purpose of performing an inspection of the Property, including surveys, a structural strength analysis, subsurface boring tests, an environmental site assessment, and any other activities as Verizon Wireless may deem necessary, at the sole cost of Verizon Wireless. In addition, Verizon Wireless may remove samples of the soil from the Property. The Owner shall not be responsible for the actions of Verizon Wireless's employees or contractors while they are on the property. By exercising this Right-of-Entry, Verizon Wireless agrees that, except for the negligence or willful misconduct of the City, it shall defend and hold the City and its officers, employees, and agents harmless from any and all claims, liability and damages arising out of any work or activity of Verizon Wireless, its agents, or its employees permitted pursuant to this Right-of-Entry.

Authority. The individual executing this consent on behalf of the Owner represents to Verizon Wireless that such individual is authorized to do so by requisite action of the Owner.

OWNER: Santaquin City Corporation

By: [Signature]

Its: Mayor

Date: 1-16-14

Verizon Wireless (VAW) LLC d/b/a Verizon Wireless

By: [Signature]

Its: Area Vice President, Network

Date: 1/17/14