

# Santaquin City Resolution 03-07-2017

## A RESOLUTION APPROVING AN AMENDMENT TO WIRELESS FACILITY AGREEMENT WITH INTELLIPOP, LLC.

**WHEREAS**, the City of Santaquin, a fourth class city in the State of Utah, has an interest in insuring that the citizens of Santaquin have access to Internet Services; and

**WHEREAS**, Intellipop, LLC has approached the City of Santaquin in 2015 with a desire to lease two sites for the installation of Wireless Internet Services that will serve the community in exchange for providing wireless internet connections to Santaquin City facilities without charge pursuant to the terms of the attached agreement, and

**WHEREAS**, The City of Santaquin, through Resolution 11-01-2015, entered into a Wireless Facility Agreement with Intellipop, LLC; and

**WHEREAS**, Intellipop, LLC. installed its equipment in the first of the two sites identified in the 2015 agreement and fulfilled its contractual obligations by providing internet services Santaquin City facilities; and

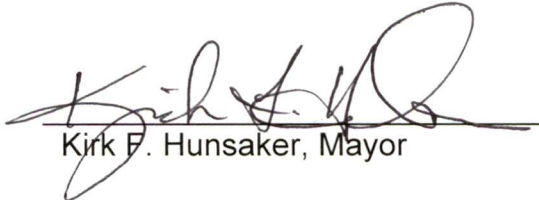
**WHEREAS**, Intellipop, LLC. now desires to install its equipment on a second site within Santaquin City Limits; and

**WHEREAS**, Intellipop, LLC. has determined that it would provide better coverage to the City of Santaquin if the location of the second site were changed from the City's Irrigation Pond Property to the City's East Bench Water Tank; and

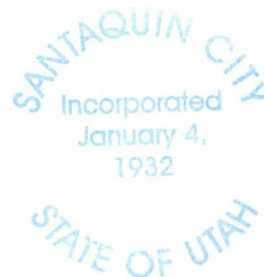
**WHEREAS**, the Santaquin City Staff has evaluated the change of location and has determined that there is no negative impact to approving the change of their second location;

**NOW, THEREFORE, BE IT RESOLVED**, the Santaquin City Council approves an amendment to the aforementioned agreement to replace the location of the second Intellipop site, with its corresponding easement and exhibit, with the new location on the East Bench Water Tank, with the attached easement and exhibit.

Approved and adopted by the Santaquin City Council this **28<sup>th</sup>** day of **March, 2017**.

  
Kirk F. Hunsaker, Mayor

Attest:   
Susan Farnsworth, City Recorder



Addendum 1: Proposed 12/13/2016. Intellipop releases access to former site B "Pole Canyon Irrigation Reservoir" and proposes a new site "B" with information added

#### Exhibit "B" Site Sketch



Site B located at: 39.9748556, -111.7583083

**General Description of Site B:** A 25 ft wide access on the Santaquin property to a non penetrating array of antennae on top of the city's water tank. Access and utilization of this site includes only surface access and improvements. No penetrations, mechanical mountings, adhesions, etc. are allowed into or on the concrete water tank. The array area on top of the water tank will be a 25'x25' area consisting of antennae, metal frame array and antennae support structure with minimal ballasts for maintaining the array position, solar panels, a Storage Chest, batteries and incidental equipment for operation of any antennae. All storage will be self-contained and will not leak. Solar panels would be attached to a non-penetrating ballast behind the radio equipment.

#### **Legal Description of Site B access easement and equipment pad area:**

Access Easement. A 24 foot wide access easement (12 feet either side of centerline) following the center line, which is described as the following and traveling through Utah County Parcel numbers 32:040:0066 and 32:040:0060.

Beginning at a point located due East 1447.93 feet and due South 839.35 feet from the west  $\frac{1}{4}$  corner of section 6, Township 10 South, Range 2 East, Salt Lake Base and Meridian, Utah County, Utah; thence South  $76^{\circ}50'09''$  East 220.42 feet; thence along a curve to the left 84.05 feet with a radius of 54.87 feet (Chord North  $71^{\circ}51'48''$  East 76.07 feet); Thence North  $9^{\circ}48'18''$  East 67.78 feet; Thence along a curve to the right 89.53 feet with a radius of 75.34

feet (Chord North 20°08'46" East 77.61 Feet); Thence North 52°26'45" East 69.73 Feet; Thence along a curve to the left 102.29 feet with a radius of 57.02 feet (chord North 5°52'08" West 89.12 feet); Thence North 69°48'45" West 41.54 Feet; Thence along a curve to the right 107.86 feet with a radius of 76.79 feet (Chord North 28°55'51" West 99.21 feet); Thence North 2°44'47" West 177.50 Feet; Thence along a curve to the right 135.19 feet with a radius of 80.13 feet (chord North 45°47'16" East 119.71 feet); Thence due East 341.18 feet; Thence North 87°49'06" East; 271.75 feet; Thence South 73°01'17" East 89.1 feet.

Equipment Pad Area. A 25 foot by 25 foot communication utility equipment easement located on top of an existing Santaquin City water tank, which is described below:

Beginning at a point located due East 2516.18 feet and due south 239.75 feet from the west ¼ corner of section 6, Township 10 South, Range 2 East, Salt Lake Base and Meridian, Utah County, Utah; thence South 46°25'47" East 25 feet; thence South 43°34'13" West 25 feet; thence North 43°25'47" West 25 feet, thence North 43°34'13" East 25 feet to the point of beginning.