

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

**RESOLUTION NO. 2023-**

**RESOLUTION OF THE CITY OF SAN LEANDRO CITY COUNCIL TO APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE A GRANT OF EASEMENT WITH BANDWIDTH IG, LLC (GRANT OF AN EASEMENT OVER CITY PROPERTY FOR FIBER OPTIC CABLE SYSTEM)**

**WHEREAS**, the City of San Leandro (“San Leandro”) is the owner of certain real property (the “Easement Area”) located within the City of San Leandro and more particularly described in Exhibit A to the Easement Agreement attached hereto and incorporated herein by this reference; and

**WHEREAS**, Bandwidth desires to construct, install and maintain a Fiber Optic Cable System as necessary within certain City-owned property; and

**WHEREAS**, on September 18, 2023, the City Council affirmed its support of the project by approving a lease agreement of the Easement Area; and

**WHEREAS**, the Easement is necessary for placing the Fiber Optic Cable System; and

**WHEREAS**, a post-construction survey will be conducted to accurately map the marine portion of the installation and

**WHEREAS**, the City Manager recommends approval of said Grant of Easement.

**NOW, THEREFORE**, the City Council of the City of San Leandro does **RESOLVE** as follows:

1. That said Grant of Easement substantially in the form presented is hereby approved and execution by the City Manager is hereby authorized; and
2. That the City Manager is authorized to make non-substantial revisions to said Grant of Easement, subject to approval as to form by the City Attorney; and
3. That an original executed Grant of Easement shall be attached to and made a part of this resolution.

Introduced by \_\_\_\_\_ and passed and adopted this 20<sup>th</sup> day of November 2023, by the following vote:

AYES:

NOES:

ABSENT:

ATTEST:

\_\_\_\_\_  
Kelly B. Clancy, CMC  
City Clerk