

Resolution No. \_\_\_\_\_

WHEREAS, Optical Fiber Lease Agreement No. FO-907-03/2023 (Master Agreement) and Short Form IRU-01 Lease Agreement No. FO-908-03/2023 (IRU-01) between the Los Angeles Department of Water and Power (LADWP) and the University of Southern California (USC), grants USC the indefeasible right of use of certain components of LADWP's fiber optic network, generating revenue that will be deposited into LADWP's Power Revenue Fund; and

WHEREAS, the Board of Water and Power Commissioners (Board) finds that the optical fibers to be leased are not presently needed for LADWP purposes and the execution of these lease agreements will not interfere with LADWP operations; and

WHEREAS, the Master Agreement and IRU-01 replaces Agreement Nos. FO-167-12/2002 (Master), FO-718-01/2013 (IRU-18), FO-858-11/2019 (IRU-24), FO-883-08/2021 (IRU-26), and FO-886-11/2021 (IRU-27), which expired on October 5, 2023, and will commence promptly to ensure continued operations; and

WHEREAS, the term of the Master Agreement and IRU-01 is five years.

NOW, THEREFORE, BE IT RESOLVED that the proposed Master Agreement and IRU-01, approved as to form and legality by the City Attorney and filed with the Secretary of the Board, are hereby approved and ratified.

BE IT FURTHER RESOLVED that the President or Vice President, or the General Manager, or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board are hereby authorized and directed to execute said Master Agreement and IRU-01 for and on behalf of LADWP.

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of the Resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held

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Secretary

APPROVED AS TO FORM AND LEGALITY  
HYDEE FELDSTEIN SOTO, CITY ATTORNEY  
DECEMBER 18, 2023

BY \_\_\_\_\_  
  
JOHN A. CARVALHO  
DEPUTY CITY ATTORNEY