

Resolution No. _____

WHEREAS, the Los Angeles Department of Water and Power (LADWP), as Grantee, desires to enter into Utility Crossing Agreement (Agreement) with the Torrance Pipeline Company LLC, a Delaware limited liability company, successor in interest to ExxonMobil Oil Corporation, a New York corporation (Grantor), covering property located in the City of Torrance, California (Property), for the right to construct, maintain, operate, repair, and remove a control cable duct bank, linking to the Grantee's Halldale Receiving Station (Facility); and

WHEREAS, the Facility is an integral and necessary part of LADWP power delivery network; and

WHEREAS, the original Agreement with the Exxon Mobil began October 12, 2012, and terminated on October 11, 2017; and

WHEREAS, the Agreement shall extend LADWP's ingress, egress use over the Property; and

WHEREAS, the annual rent for the new Agreement shall be \$1,000 per year for the period October 13, 2017 through October 12, 2021, and thereafter increased annually by three percent over the life of the Agreement starting from October 13, 2021; and

WHEREAS, the Board of Water and Power Commissioners (Board) recommends to execute the Agreement Los Angeles City Council approval pursuant to Los Angeles Charter Section 373 and Los Angeles Administrative Code Section 10.5.

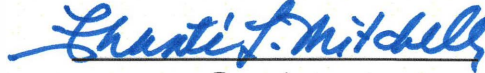
NOW, THEREFORE, BE IT RESOLVED that the Agreement, approved as to form and legality by the City Attorney, on file with the Secretary of the Board, whereby LADWP will agree to use the Property for the purposes and upon the terms and conditions set forth in said Agreement, be and is hereby approved.

BE IT FURTHER RESOLVED that the President or Vice President of this Board, 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 Agreement for and on behalf of LADWP.

BE IT FURTHER RESOLVED that the Chief Accounting Employee of LADWP, upon proper certification, is authorized and directed to draw demands on the Power Revenue Fund for one-time payment of \$4,000 for the period October 13, 2017 through October 12, 2021, and thereafter the annual payments shall commence at \$1,030 starting October 13, 2021, and have an annual three percent increase through October 12, 2047.

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

DEC 13 2022



Secretary

APPROVED AS TO FORM AND LEGALITY
MICHAEL N. FEUER, CITY ATTORNEY

MAR 17 2022

BY



JOHN A. CARVALHO
DEPUTY CITY ATTORNEY