

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE USE OF RIGHT-OF-WAY

WHEREAS, the Village of Barrington Hills (the "Village") and ATC Outdoor DAS, LLC, a Delaware limited liability company ("ATC") desire to enter into an Agreement for the Use of Village Controlled Rights of Way for the Installation, Maintenance and Operation of a DAS Network (the "Agreement") regarding the deployment of a Distributed Antenna System ("DAS") within the Village; and

WHEREAS, there has been the presentation and examination of the Agreement to the Village Board of Trustees on July 27, 2009.

NOW, THEREFORE BE IT RESOLVED by the President and the Board of Trustees of the Village of Barrington Hills, Cook, Kane, Lake, and McHenry Counties, Illinois, as a home rule municipality the following:

Section One The Village President is hereby authorized to execute the Agreement, substantially on the terms set forth in the copy attached hereto and made a part hereof as Exhibit A with such modifications as may be deemed necessary or desirable by the Village President and the Village Attorney.

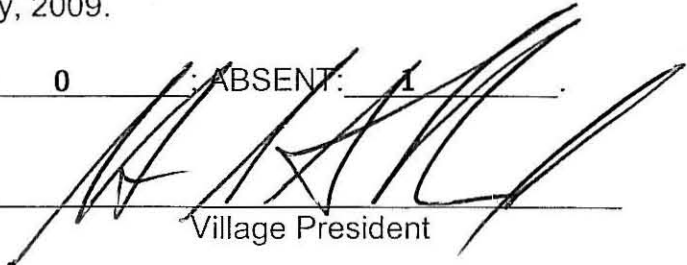
Section Two If any part or provision of this Resolution shall be held or deemed to be invalid, such invalidity shall not have the affect of rendering another part or provision of this Resolution invalid.

Section Three This Resolution shall be in full force and affect from and after its passage and approval as provided by law.


APPROVED THIS 27th day of July, 2009.

AYES: 5 ; NAYS: 0 ; ABSENT: 1

ABSTAIN: 1



Village President

ATTEST:


Village Clerk