



City of Rochester Hills  
AGENDA SUMMARY  
NON-FINANCIAL ITEMS

1000 Rochester Hills Dr.  
Rochester Hills, MI 48309  
248.656.4630  
[www.rochesterhills.org](http://www.rochesterhills.org)

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Legislative File No: 2018-0312

**TO:** Mayor and City Council Members  
**FROM:** Allan Schneck, P.E., DPS Director, 248-656-4685  
**DATE:** July 30, 2018  
**SUBJECT:** Approval of DAS/Small Cell License Agreement

**RECOMMENDATION:**

City Council is asked to approve a DAS (Distributed Antenna Systems)/Small Cell License Agreement between the City of Rochester Hills and Mobilitie, L.L.C.

**BACKGROUND:**

Mobilitie, L.L.C., a California based company, is a wireless facilities builder of small cell networks and outdoor distributed antenna systems (DAS). Mobilitie builds these facilities for telecommunications providers, such as Sprint, to use in order to provide greater telecommunications coverage and capacity for their customers. Mobilitie proposes to install small cell equipment on two existing wood DTE utility poles within the public road right-of-way. The first pole is within the north right of way of W. Avon Road, which is under Road Commission for Oakland County jurisdiction. The pole is located approximately 457' east of Larchwood Drive. This location will also require the installation of a meter pedestal by DTE approximately 10' east of the pole to provide power for the proposed small cell equipment. The second pole is at the northeast intersection of Rochester and Auburn Roads in the east right of way of Rochester Road which is under Michigan Department of Transportation jurisdiction. This DAS/Small Cell Equipment will be available for use by other communications companies desiring to do business in the City and also by other entities wanting fiber optic-based broadband connections. DPS/Engineering has reviewed the request, has no objections, and recommends Council approval.

DAS/Small Cell facilities is new technology and is not covered by the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act ("METRO Act"), 2002 PA 48, or governed by the telecommunications right-of-way permitting process. But, the Michigan Public Service commission has ruled that these facilities do require approval from municipalities to access their rights-of-way. Consequently, a DAS/Small Cell License Agreement has been developed which prescribes uniform fees, conditions and permit requirements for this new technology to be located in the public rights-of-way.

**BUDGET AND STAFF IMPACT:**

No new facilities are proposed within the City's right of way at this time. Mobilitie will co-locate their facilities on 2 existing utility poles. No additional staff time is expected for administration of this permit. The City's revenues will increase \$1,000 due to a one-time application fee to be paid by Mobilitie, L.L.C.

**SUMMARY:**

City Council is asked to consider for approval the DAS/Small Cell License Agreement between the City and Mobilitie, L.L.C. for the proposed 10-year term.

<b>APPROVALS:</b>	<b>SIGNATURE</b>	<b>DATE</b>
Department Review		
Department Director		
Mayor		
Deputy Clerk		