



**City of Rochester Hills  
AGENDA SUMMARY  
NON-FINANCIAL ITEMS**

**1000 Rochester Hills Dr.  
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**Legislative File No:** 2006-0724

**TO:** Mayor and City Council Members  
**FROM:** Vince Foisy, Communications Specialist  
**DATE:** September 29, 2006  
**SUBJECT:** First Amendment to Ground Lease Agreement – Lease Area at Fire Station #4

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**REQUEST:**

Approval of the First Amendment to Ground Lease Agreement between the City of Rochester Hills and Detroit SMS Tower Holdings LLC to expand the existing ground lease area at Fire Station #4

**BACKGROUND:**

Detroit SMSA Tower Holdings, LLC, the site management company that now handles the Cell tower site at Fire Station #4 for Cingular Wireless, (which used to be Ameritech under the initial contract) is requesting to expand their existing ground lease area east of the tower base by 5 feet to the east, and 10 feet from their north fence line south. The reason for the expansion of the land lease area is so another PCS carrier can be added to the site. A new building will not be installed and only a small communication cabinet the size of a ground mounted transformer will be added.

The lessee had asked the City if it would prefer to just modify their existing lease/lease area and they would work with the carrier, rather than the City having to negotiate a whole new lease. The consensus of the Administration was that a modification to the initial agreement would be the best and easiest for the city to administrate. The Amendment to the Agreement has been reviewed and approved by the City Attorney and all parties involved have reviewed and are in concurrence with the terms of the Agreement.

**RECOMMENDATION:**

Approve the Agreement as presented and authorize the Mayor and Clerk to execute the document on behalf of the City.

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**RESOLUTION**

**NEXT AGENDA ITEM**

**RETURN TO AGENDA**

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<b>APPROVALS:</b>	<b>SIGNATURE</b>	<b>DATE</b>
<b>Department Review</b>		

<b>Department Director</b>		
<b>Mayor</b>		
<b>City Council Liaison</b>		

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