

**THE CITY OF KENT, OHIO
STREETS, SIDEWALKS, AND UTILITIES COMMITTEE
WED., JAN. 9, 2008**

This meeting of the Streets, Sidewalks and Utilities Committee of Kent City Council was called to order by Mike DeLeone, Chair, on Wednesday, January 9, 2008 at 10:00 p.m.

PRESENT: MR. AMHREIN, MR. DELEONE, MR. FERRARA, MR. HAWKSLEY, MR. KUHAR, MS. SHAFFER, MS. WALLACH, AND MR. WILSON

ALSO PRESENT: J. FENDER, MAYOR; D. RULLER, CITY MANAGER; J. SILVER, LAW DIRECTOR; WILLIAM LILLICH, SAFETY DIRECTOR; AND LINDA COPLEY, CLERK OF COUNCIL

MOTION TO CONTINUE THIS MEETING PAST 10:00 P.M.

Motion made by Mr. Hawksley, seconded by Ms. Wallach, and carried by a voice vote of 7-0-1, with Mr. DeLeone abstaining.

Dave Ruller, City Manager, explained they had further discussion on the lease with Crown Castle for the tower. He asked **William Lillich, Safety Director**, to provide an update.

Mr. Lillich said they discussed this with the representatives of Crown Castle. He said they have guaranteed ten more years, and are requesting an extension for fifty more years, until 2075. He said if Crown leaves the area, they have the opportunity to retain the tower on the site. He said if they chose to leave, and abandon it, the City can retain ownership of the tower. He said that information has been sent for inclusion in the revised contract.

Ms. Wallach asked if there are any downsides, and Mr. Lillich said they can always leave, if technology changes. He said they have one other opportunity by another vendor. He said this vendor would offer them \$108,000 for a permanent easement, and would send the money next month. He said for a private property owner, that is a big thing, but by comparison, they are looking at about \$1.5 million in regular annual income that goes to the Water Fund.

Mr. Ferrara asked if the interest is simple or compounded, and Mr. Lillich said it is simple interest.

Mr. Lillich requested authorization for the Manager to sign a letter of intent, allowing the attorneys to make the legal amendments.

There were no further questions nor audience comment at this time.

MOTION TO AUTHORIZE THE CITY MANAGER TO SIGN A LETTER OF INTENT FOR THE TERMS OF LEASE, WITH THE ATTORNEYS PREPARING THE LEGAL AMENDMENTS.

Motion made by Mr. Kuhar, seconded by Mr. Ferrara, and carried by a voice vote of 7-0-1, with Mr. DeLeone abstaining.

Hearing no further business before this Committee, Chair DeLeone adjourned this meeting at 10:03 p.m.

Linda M. Copley, Clerk of Council

ACTION RECOMMENDED:

- 1) **TO AUTHORIZE THE CITY MANAGER TO SIGN A LETTER OF INTENT FOR THE TERMS OF LEASE, WITH THE ATTORNEYS PREPARING THE LEGAL AMENDMENTS.**