

SPONSORED BY: MAYOR NOVAK

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-03  
Series of 2007

\_\_\_\_\_  
Series of 2007

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A FIRST AMENDMENT TO THE SITE LEASE AGREEMENT WITH T-MOBILE WEST CORPORATION ON CITY-OWNED PROPERTY LOCATED ADJACENT TO THE WYCO PARK TENNIS COURTS.

WHEREAS, a first amendment to a site lease agreement has been negotiated between the City and T-Mobile West Corporation for the reduction of rent for a certain period of time for the monopole telecommunication tower located on City-owned property adjacent to the west side of the Wyco Park tennis courts.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

The Lease Agreement attached hereto is hereby approved and the Mayor is authorized to execute this Agreement on behalf of the City of Northglenn.

DATED at Northglenn, Colorado, this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
KATHLEEN M. NOVAK  
Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
DIANA L. LENTZ, CMC  
City Clerk

\_\_\_\_\_  
COREY Y. HOFFMANN  
City Attorney



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## MEMORANDUM

**TO:** Members of Northglenn City Council

**FROM:** Terence T. Quinn, Director of Community Development

**DATE:** January 19, 2007

**RE:** Wyco Park T-Mobile Lease Agreement

Based on direction provided by City Council, Community Development staff has engaged T-Mobile representatives in negotiations concerning the lease rate for the Wyco Park cell tower. T-Mobile indicated land leases for such towers are not commanding the same lease rates which were previously agreed upon with the City. Therefore, T-Mobile has asked that their lease rate be reduced so it is commensurate with market rates. T-Mobile does have a clause in their lease that allows them to terminate the existing lease by notifying the City 60 days in advance.

On January 11<sup>th</sup>, City Council was presented with a new contract that reflected the reduced lease rate that was requested by T-Mobile. Council agreed that the lease should be re-negotiated so the City would not experience such a large rate reduction. Currently, staff is engaged with T-mobile to assure the best lease rate for the City can be secured. Once the negotiations are completed, a new contract will be forwarded to the City for Council affirmation.

At this time the negotiations are not completed between T-mobile and Northglenn. City staff still requires a new lease rate that is acceptable to T-Mobile and the City, a set of draft contracts for review by the Northglenn City Attorney, and two final contracts signed by T-mobile. Staff recommends that the contract discussion be tabled until all relevant materials can be provided for review.

If you have any questions please call me at 303-450-8937 or e-mail me at [tquinn@northglenn.org](mailto:tquinn@northglenn.org).