

ORDINANCE NO. C-2-2016

**CITY OF FARMINGTON HILLS
OAKLAND COUNTY, MICHIGAN**

AN ORDINANCE TO AUTHORIZE THE LEASING OF CITY LAND TO OAKLAND COUNTY, NEW PAR, D/B/A VERIZON WIRELESS AND OTHER WIRELESS TELECOMMUNICATION SERVICE PROVIDERS.

THE CITY OF FARMINGTON HILLS ORDAINS:

Section 1. Ordinance Amendments

As provided by and to confirm and implement its December 14, 2015, approval of a Second Amendment to Lease Agreement with New Par, d/b/a Verizon Wireless for the Halsted Road DPW Site and City Water Tower, and to provide for future leases of that City Water Tower, the City Council of the City of Farmington Hills authorizes and ratifies the City Manager signing, for and on behalf of the City: (1) the Second Amendment to Lease Agreement with New Par, (2) the Lease Agreement with Oakland County, which as signed by its Water Resources Commissioner on February 24, 2016, constitutes the County Water Resources Commissioner's written agreement to the City leasing space on the City Water Tower to New Par, and (3) future Lease Agreements for use of the City Water Tower by additional providers of wireless telecommunication services that comply with the requirements of the Lease Agreement with Oakland County and are approved by Resolution of the City Council.

Section 2. Repealer.

All ordinances, parts of ordinances, or sections of the City Code in conflict with this Ordinance are repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. Severability.

Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated

Section 4. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect, are saved and may be consummated according to the law in force when they were commenced.

Section 5. Effective Date.

The provisions of this Ordinance are ordered to take effect twenty-one (21) days after enactment.

Section 6. Enactment

This Ordinance is declared to have been enacted by the City Council of the City of Farmington Hills at a meeting called and held on March 28, 2016, and ordered to be given publication in the manner prescribed by law.

Ayes: Bridges, Bruce, Knol, Lerner, Massey, Rich and Steckloff
Nays: None
Abstentions: None
Absent: None

STATE OF MICHIGAN)
) ss.
COUNTY OF OAKLAND)

I, the undersigned, the qualified and acting Deputy City Clerk of the City of Farmington Hills, Oakland County, Michigan, do certify that the foregoing is a true and complete copy of the Ordinance adopted by the City Council of the City of Farmington Hills at a meeting held on March 28, 2015, the original of which is on file in my office.

CARLY E. HOTCHKISS, Deputy City Clerk
City of Farmington Hills

Introduced: March 14, 2016
Adopted: March 28, 2016
Effective: April 18, 2016
Published: April 6, 2016