

## COUNCIL REPORT

**To: Mayor & Council**

**Date: July 21, 2009**

**From: Bill Preisentanz, CAO**

**Re: Agreement – Rogers Communication – Valley Drive**

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### Background

Bylaw 51-89 originally authorized an agreement with the Town of Kenora and Cantel for an equipment shelter adjacent to the telecommunication tower and water tower on Valley Drive. The agreement was a 20 year agreement terminating July 31, 2009 based on an initial rent of \$3,000/annum with a 5% annual escalation clause. The revenue had previously flowed to KMTS but with the sale to Bell Aliant last year, the revenue now comes to the City. The tower is now owned by Bell Aliant, however, the adjacent land is owned by the City of Kenora.

In the past 20 years Cantel has changed names and ownership to Rogers Cantel, and now, Rogers Communications.

An amending agreement has been drafted by the City solicitor incorporating the following new provisions to the existing lease agreement (Bylaw 51-89):

- 5 year term with two additional options to renew (2009-2024)
- \$7,600 annual rent with 3% annual escalation clause
- \$5 million public liability and property damage insurance coverage

### Recommendation:

That Council of the City of Kenora hereby give three readings to a bylaw ratifying an amending Agreement between the City of Kenora and Rogers Communications Inc. for lease of an equipment storage building adjacent to the Valley Drive communication tower.