

ORDINANCE NO. 2018-20

**AN ORDINANCE OF THE CITY OF TARPON SPRINGS, FLORIDA
SUBMITTING TO THE ELECTORS OF THE CITY OF TARPON
SPRINGS THE SALE OF A PERPETUAL EXCLUSIVE EASEMENT
OVER A PORTION OF CITY-OWNED PROPERTY LOCATED AT 1025
GULF ROAD AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

WHEREAS, the City of Tarpon Springs (“City”) owns that certain real property located at 1025 Gulf Road (hereinafter, the “Property”), upon which is located Tarpon Springs Fire Rescue Station 70; and

WHEREAS, since October, 2004, the City has leased to American Tower Corporation or its predecessors-in-interest an approximately 3,000 square foot portion of the Property (the “leased premises”) for purposes of constructing, installing, maintaining, and operating a communications tower and associated equipment; and

WHEREAS, considering the lease terms and the current rent payments due under it, the City presently receives annual rent of approximately \$41,000.00; and

WHEREAS, instead of continuing to lease the Property from the City, American Tower now desires a perpetual exclusive easement over the leased premises and has negotiated with the City and offered to purchase the easement in exchange for a one-time, lump sum payment to the City of seven-hundred twenty thousand dollars (\$720,000.00); and

WHEREAS, the Board of Commissioners finds that the proposed lump sum payment for the easement is financially beneficial to the City and in the best interests of the health, safety, and welfare of the residents of the City; and

WHEREAS, Article I, Section 3 of the City’s Charter requires that the proposed sale of an easement for the leased premises be submitted to the electors of the City of Tarpon Springs.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS AS FOLLOWS:

Section 1: That the sale of a perpetual exclusive easement from the City to American Tower Corporation or its parent/affiliates for the leased premises be proposed to the electors of the City of Tarpon Springs at a referendum election to be held as part of the General Election on November 6, 2018.

Section 2: This Ordinance shall take effect immediately upon its adoption.