

RESOLUTION NO. 01-2024

A RESOLUTION APPROVING THE EXECUTION OF AN EASEMENT AGREEMENT BY AND BETWEEN THE CITY OF OAKRIDGE AND TPA VII, LLC, A DELAWARE LIMITED LIABILITY COMPANY AND AUTHORIZING THE CITY ADMINISTRATOR OF THE CITY OF OAKRIDGE TO SIGN SAID MASTER LEASE AGREEMENT ON BEHALF OF THE CITY OF OAKRIDGE TO EXECUTE ALL CLOSING DOCUMENTS RELATED TO SUCH MASTER LEASE AGREEMENT

WHEREAS, pursuant to the provisions of ORS 271.390 and the Oakridge City Charter, the City of Oakridge has the authority to purchase, lease, receive, hold and enjoy real property and further have the authority to control, lease, sublease, convey, or otherwise dispose of real property; and

WHEREAS, pursuant to the provisions of the Oakridge City Charter, the City Administrator is granted the authority to sign all written contracts entered into by the City and the authority to sign all conveyances made by the City; further the City Administrator is authorized to acknowledge the execution of all instruments executed by the City which required acknowledgment; and

WHEREAS, on the 16th day of November, 2023, the City Council of the City of Oakridge approved the sale of its interest in a telecommunications lease agreement with Verizon to Tower Point Acquisitions, LLC, and authorized the City Administrator to enter negotiations with Tower Point to finalize the sale by granting a Telecommunications Master Lease as to the City's interest in the existing cell tower site ("the site") located at 76236 Fish Hatchery Road, Oakridge, Oregon; and

WHEREAS, the City Administrator has negotiated the terms of a Master Lease Agreement for the site and has executed a Letter of Intent dated November 20, 2023, with Tower Point Acquisitions, LLC, to transfer the City's interest in the site to TPA VII, LLC.

NOW THEREFORE, BE IT HEREBY RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF OAKRIDGE, OREGON, as follows:

Section 1. The Council of the City of Oakridge hereby approves the execution of a Master Lease Agreement by and between the City of Oakridge and TPA VII, LLC, a Delaware, Limited Liability Company, in the form presented.

Section 2. The City Administrator of the City of Oakridge, James Cleavenger, is hereby authorized to execute said Master Lease Agreement on behalf of the City of Oakridge.

Section 3. The City Administrator of the City of Oakridge, James Cleavenger, is hereby authorized to execute on behalf of the City of Oakridge all closing documents required to close the transaction described in the Master Lease Agreement and the Letter of Intent.

Section 4. The provisions of this Resolution shall become effective immediately upon adoption.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Oakridge, that this Resolution be adopted in its entirety.

PASSED BY THE COUNCIL of the City of Oakridge this 24 day of January, 2024.

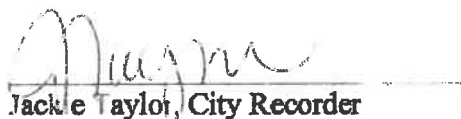
APPROVED AND SIGNED BY THE MAYOR of the City of Oakridge this 24 day of January, 2024.

Signed:



Bryan Cutchen, Mayor

Attest:


Jackie Taylor, City Recorder

Ayes: 5

Nays: 1

APPROVED AS TO FORM:



Matthew Dahlstrom, City Attorney