RESOLUTION NO. __________

A RESOLUTION TO AUTHORIZE THE MAYOR AND CITY CLERK TO EXECUTE ANY AND ALL APPROPRIATE DOCUMENTS TO GRANT AN EASEMENT TO SBA COMMUNICATIONS CORPORATION TO RELOCATE EXISTING FIBER OPTIC LINES AWAY FROM THE WEST CENTRAL COMMUNITY CENTER CONSTRUCTION; AND FOR OTHER PURPOSES.

WHEREAS, SBA Communications Corporation leases the fiber optic easement and a cell tower site on West Central Community Center Park property; and,

WHEREAS, in order to make room for construction of the new community center, it is required that the existing fiber optic line be relocated; and,

WHEREAS, once this existing fiber optic line has been relocated, construction relative to the new community center that pertains to that affected area may start; and,

WHEREAS, relocation of this fiber optic line is estimated to cost Forty-Two Thousand, Four Hundred Seventy Dollars ($42,470.00);

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

Section 1. The Board of Directors hereby authorizes the Mayor and City Clerk to execute any and all appropriate documents to grant an easement to SBA Communications Corporation to relocate existing fiber optic lines away from the West Central Community Center construction.

Section 2. Relocation of this fiber optic line is estimated to cost Forty-Two Thousand, Four Hundred Seventy Dollars ($42,470.00). Funds are available in Acct # 326459-TS45A12.

Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the resolution which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the resolution.

Section 4. Repealer. All laws, ordinances, resolutions, or parts of the same that are inconsistent with the provisions of this resolution, are hereby repealed to the extent of such inconsistency.

ADOPTED: April 7, 2015
ATTEST:      APPROVED:

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Susan Langley, City Clerk      Mark Stodola, Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney