

ORDINANCE 24-__

ORDINANCE 24-68, PUBLIC HEARING, AN ORDINANCE OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A FOURTH AMENDMENT TO THE SITE LEASE AGREEMENT BETWEEN THE CITY OF PORT ST. LUCIE AND STC FIVE LLC, A DELAWARE LIMITED LIABILITY COMPANY, FOR CONTINUED USE OF EXISTING TELECOMMUNICATION TOWER LOCATED AT 2760 SE OVERHILL; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie owns and operates a cell tower facility located at 2760 se Overhill Dr., Port St. Lucie, Florida; and

WHEREAS, the City deems it to be in the best interest of the City to enter into lease amendment with STC Five, LLC (“STC”) to provide City residents with improved cell tower service; and

WHEREAS, the City desires to execute a lease amendment in substantially the same form as attached hereto and incorporated herein as Exhibit “A.

NOW, THEREFORE, THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Ordinance.

Section 2. The City Manager, or his designees, are hereby authorized and directed to execute the Cell Tower Lease Amendment in substantially the same form as attached hereto as Exhibit “A” and to take any and all necessary actions required to effectuate the terms of the Cell Tower Lease Amendment.

Section 3. Conflict. If any ordinances, or parts of ordinances, are in conflict herewith this Ordinance shall control to the extent of the conflicting provisions.

Section 4. Severability. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 5. Effective Date. This Ordinance shall become effective ten (10) days after final adoption on second reading.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this ____ day of _____, 2024.

ORDINANCE 24-__

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

Richard Berrios, City Attorney