

ORDINANCE 2025-05

AN ORDINANCE OF THE CITY OF FRUITA, COLORADO APPROVING A LONG-TERM LEASE WITH T-MOBILE WEST, LLC, A DELAWARE LIMITED LIABILITY COMPANY FOR USE OF LAND

WHEREAS, the City of Fruita is the owner of land located in Mesa County, Colorado, described in the attached Exhibit A located in Section 29, Township 1 North, Range 2 West, Ute P.M., Fruita, Mesa County, Colorado.

WHEREAS, the Fruita City Council desires to continue to lease a portion of the property to T-Mobile West, LLC, a Delaware Limited Liability Company, pursuant to a long-term lease agreement for the purpose of installation, maintenance, repair, replacement and operation of a communications facility and uses incidental thereto in connection with the provision of telecommunication services, and

WHEREAS, pursuant to Section 2.11 of the Fruita City Charter, the Fruita City Council must, by ordinance, authorize the lease or conveyance of real property of the City, and

WHEREAS, it is the intent of this ordinance to authorize the City Manager to execute the necessary documents to lease property owned by the City of Fruita to T-Mobile West LLC, a Delaware Limited Liability Company.

NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRUITA, COLORADO, THAT:

Section 1: Approval of Agreement. The City Council hereby approves of the Agreement attached hereto as Exhibit A subject to annual appropriation and payment required thereunder and hereby authorizes the City Manager to execute the Agreement and take all other steps necessary to effectuate its implementation.

Section 2: Effective Date. This Ordinance shall take effect thirty days after the date of final passage in accordance with Section 6.4 of the Fruita Home Rule Charter.

Section 3: Publication. The City Clerk is ordered to publish this Ordinance in accordance with Chapter 2.13 of the Fruita Municipal Code.

**PASSED AND ADOPTED BY THE FRUITA CITY COUNCIL
THIS 18TH DAY OF MARCH, 2025**

ATTEST:

CITY OF FRUITA, COLORADO

Deb Woods, City Clerk

Matthew Breman, Mayor