RESOLUTION NO. 2669

A RESOLUTION OBLIGATING THE CITY OF VERO BEACH, ELECTRIC UTILITIES DIVISION, TO PAY TO THE AIRPORT FUND $480.00 ANNUALLY AS A RENTAL ON A SUB-STATION MAINTAINED ON MUNICIPAL AIRPORT PROPERTY BY THE ELECTRIC UTILITIES DIVISION OF THE CITY OF VERO BEACH.

WHEREAS, in the interest of public health, safety and welfare, the City of Vero Beach has assumed the responsibility of generating and transmitting electricity to the public, both within and without the City, for which purpose it maintains a sub-station on the Municipal Airport of the City of Vero Beach; and

WHEREAS, the Municipal Airport is operated as an independent, self-supporting branch of the City of Vero Beach; and

WHEREAS, in recognition of the self-supporting nature of the Airport operation, other branches and departments of the City deal with the Municipal Airport on an arms length basis, each paying the fair market value to the other for such services as one may provide to the other; and

WHEREAS, consistent therewith, the Airport should and ought to be paid a rental for such land which is part of the Airport being used by other departments of the City; and

WHEREAS, the Federal Aviation Agency, which has certain jurisdiction over the Municipal Airport property under Federal law and under the terms of the agreement by which the City acquired title, has required the City to pay to the Airport Fund such amounts as may be due to the fund by the City or any of its divisions and departments for such services as it may receive from the Airport or for the use of land which is part of the Municipal Airport,

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY OF VERO BEACH BY ITS COUNCIL ASSEMBLED AND IT IS HEREBY RESOLVED BY AUTHORITY OF SAME THAT:

SECTION I

In consideration of the continued existence of an electric transmission sub-station at and upon the Municipal Airport and for the right of ingress, egress and regress for the purpose of construction, repair, renovation, expansion and all other activities in connection therewith, the City of Vero Beach, Electric Utilities Division, will pay unto the Vero Beach Airport Fund a rental, hereinafter called the base rent, for a parcel 60 feet by 100 feet, having 6,000 square feet of area, at the fair market value of $.08 per square foot per annum, amounting to $480.00 per year, beginning April 1, 1976, and payable annually thereafter.

SECTION II

Commencing in 1977, in each year in which the National Consumer Price Index for the month of January, published by the United States Bureau of Labor Statistics, shows a rise of more than ten percent (10%) in the cost of living index for the City of Vero Beach, the County of Indian River, the State of Florida, or some other area or region of which Vero Beach is a part, over the level of such cost of living index in January, 1977, the City shall pay to the Airport Fund as overage rent, such percentage of the basic rent as is proportional to the rise in such index from its level for January, 1977, to its level for January of such later year. All overage rent payable under this provision shall be due and payable within twenty days after publication of the index. All computations will be made by the City Finance Office.

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I HEREBY CERTIFY that the foregoing Resolution was passed by the City Council of the City of Vero Beach, Florida, on the 2nd day of March, 1976.

CITY OF VERO BEACH, FLORIDA

Attest:

Robert B. Weathers, City Clerk

By Jay A. Smith, Mayor