

Resolution Authorizing the Lease of Certain Property Owned by the City of Marion to Sinclair Communications, LLC and UNC-TV

WHEREAS, N.C.G.S. 160A-272 authorizes City Councils to lease municipal owned property that will not be needed by the municipality during the term of the lease; and

WHEREAS, N.C.G.S. 160A-272 further authorizes City Councils to lease any municipal owned property for a term of up to ten years by resolution at any meeting, after ten days public notice; and

WHEREAS, the City of Marion owns property on Mount Ida; and

WHEREAS, television towers owned by Sinclair Communications, LLC d/b/a WLOS-TV and UNC-TV are located on a portion of said property; and

WHEREAS, Sinclair Communications, LLC d/b/a WLOS-TV and UNC-TV desire to enter into a lease with the City of Marion to allow said television towers to remain; and

WHEREAS, in accordance with N.C.G.S. 160A-272, the City of Marion, on December 22, 2010, caused notice of the proposed lease of the property, as described above, to Sinclair Communications, LLC d/b/a WLOS-TV and UNC-TV to be published in The McDowell News; and

WHEREAS, the City Council of the City of Marion has determined that said property will not be needed by the City during the ten year term of this lease.

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF MARION RESOLVES:

Section 1. The City Council of the City of Marion does hereby agree to lease the property described on the attached lease agreement to Sinclair Communications, LLC d/b/a WLOS-TV for use as the location of translator towers on said property for a period from March 1, 2011 to December 31, 2020. The lease payments will be \$3,600.00 per year with annual increases based on the increase in the Consumer Price Index for the U.S. South Region for the preceding 12 months.

Section 2. The City Council of the City of Marion does hereby agree to lease the property described on the attached lease agreement to UNC-TV for use as the location of translator towers on said property for a period from January 1, 2011 to December 31, 2020. The lease payments will be \$3,600.00 per year with annual increases based on the increase in the Consumer Price Index for the U.S. South Region for the preceding 12 months.

Section 3. This resolution shall be effective upon its adoption and the execution of the attached leases by all involved parties.

Adopted this the 4th day of January, 2011.