



A RESOLUTION

BY TRANSPORTATION COMMITTEE

02-^R-0205

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH DELTA AIR LINES, INC., COVERING THE RELINQUISHMENT TO THE CITY OF APPROXIMATELY 6.1 ACRES OF LAND LEASED TO DELTA BY THE CITY UNDER THE AMENDED AND RESTATED LEASE AGREEMENT, DATED DECEMBER 1, 1989, FOR DELTA'S TECHNICAL OPERATIONS CENTER ("TOC LEASE") AT HARTSFIELD ATLANTA INTERNATIONAL AIRPORT, FOR A COST TO THE CITY NOT TO EXCEED \$14,889,214.00, TO BE CHARGED TO AND PAID FROM FUND ACCOUNT CENTER NO. 2H26 571001 R21E052096AA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") has undertaken the Concourse E Expansion and Landside Access ("CEELA") project, for construction of a new Eastside Terminal and related aircraft ramp, entrance roadway, and vehicle parking facilities, to improve service to international airlines and their passengers at Hartsfield Atlanta International Airport ("Hartsfield"); and

WHEREAS, the City and Delta Air Lines Inc. ("Delta") are parties to an Amended and Restated Lease Agreement, dated 12/1/89, for Delta's Technical Operations Center ("TOC"), which serves as Delta's primary aircraft maintenance facility at Hartsfield; and

WHEREAS, the City requires the use of a portion of Delta's TOC leasehold in connection with the CEELA project and for the relocated Taxiway D, and Delta is ready and willing to relinquish the area needed by the City in phases, the first of which is the subject of this legislation; and

WHEREAS, Delta will lose the use of 1560 parking spaces as a result of the relinquishment of the area in this first phase, and needs the continued use of the area for parking, for a period of up to one (1) year, while Delta constructs temporary parking on tracts 5 and 6 of the remaining parcel, and commences the construction of a parking deck to replace the displaced parking, on the ultimate remaining parcel.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and hereby is authorized to execute on behalf of the City of Atlanta an Agreement with Delta Air Lines, Inc., which shall provide for the relinquishment by Delta to the City of approximately 6.1 acres of land, (Phase I), within its Leased Premises under the Amended and Restated Lease Agreement for the Technical Operations Center (TOC) at Hartsfield Atlanta International Airport, more particularly shown on the drawing attached hereto as Exhibit A and made a part hereof by reference, and for the temporary continued use of said property for a period of up to one (1) year thereafter by Delta, subject to the following terms and conditions:

1. The City shall pay to Delta the sum of Fourteen Million, Eight Hundred Eighty Nine Thousand, Two Hundred and Fourteen Dollars (14,889,214.00) in full settlement of all of Delta's right,



title, interest and claims arising out of Delta's relinquishment to City of that portion of Delta's Leasehold interest indicated on "Exhibit A" and the cost to Delta for the continued temporary use of said property for employee parking for up to one (1) year thereafter.

2. Such other terms, conditions, and provisions as are required by City Ordinances or customarily included in leasehold interest relinquishment agreements of a similar nature at the Airport.

BE IT FURTHER RESOLVED that the cost to the City under said Agreement shall be charged to and paid from Fund Account Center No. 2H26 571001 R21E052096AA.

BE IT FURTHER RESOLVED that the City Attorney be and hereby is directed to prepare said Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED that said Agreement shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until the same has been signed by the Mayor and delivered to Delta.

A true copy

A handwritten signature in black ink, appearing to be "K. S. [unclear]", is written over the text "A true copy" and "Deputy Clerk".

Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

FEB 18, 2002
MAR 05, 2002

RCS# 3455
2/18/02
2:43 PM

Atlanta City Council

Regular Session

CONSENT I

02-O-0151; 02-R-0205
02-R-0207; 02-R-0208
ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
A Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

02-0205

(Do Not Write Above This Line)

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Council member Ivory Young abstained

ADOPTED BY

FEB 18 2002

- CONSENT REFER
REGULAR REPORT REFER
ADVERTISE & REFER COUNCIL
1st ADOPT 2nd READ & REFER
PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee
Date
Chair
Referred to

TRANSPORTATION

2/13/02

Chair

Action: Fav, Adv, Hold (see rev. side)

Members
C. Young
I. Young

Refer To

Committee

Date

Chair

Action: Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To

Committee

Date

Chair

Action: Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To

FINAL COUNCIL ACTION

- 2nd
1st & 2nd
3rd
Consent
V Vote
RC Vote

CERTIFIED

CERTIFIED FEB 18 2002

ATLANTA CITY COUNCIL PRESIDENT

Catherine W. Woodard

CERTIFIED FEB 18 2002

Ronald Douglas Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

Handwritten signature of Mayor

MAR 05 2002