



A RESOLUTION

BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH ATLANTIC COAST AIRLINES d/b/a/ INDEPENDENCE AIR, COVERING THE USE OF RUNWAYS, TAXIWAYS AND OTHER COMMON AIRFIELD FACILITIES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

WHEREAS, Atlantic Coast Airlines ("d/b/a/ Independence Air") intends to provide regularly scheduled airline service from Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, Atlantic Coast Airlines desires to enter into an Airport Use License Agreement with the City of Atlanta (the "City") as a domestic carrier serving the Airport; and

WHEREAS, it is in the best interest of the Airport and the City to enter into an Airport Use License Agreement with Atlantic Coast Airlines, as hereinafter set forth.

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 Airport Use License Agreement with Atlantic Coast Airlines which shall contain the following terms, conditions, and provisions:

- 1) a term effective as of June 1, 2004 and ending May 30, 2009; and
- 2) landing fee rates to be computed in the manner set forth in the Master Airport Use Agreement; and
- 3) a landing fee to be computed at the initial rate of \$0.45735 per 1,000 pounds of the FAA Maximum Certificated Gross Landing Weight of each aircraft scheduled to land at the Airport, which rate shall be subject to adjustment from time to time at the discretion of the City acting through its Aviation General Manager; and
- 4) such other terms, conditions, and provisions as may be required by City ordinances or Federal regulations or as are customarily included in similar agreements at the Airport.

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

BE IT FINALLY RESOLVED that said Airport Use License Agreement shall not become binding upon the City of Atlanta, and the City of Atlanta shall incur no obligation nor liability thereunder until the same has been signed by the Mayor and delivered to Atlantic Coast Airlines.

A true copy,
Ronnda Daughin Johnson
Municipal Clerk

ADOPTED by the Council
APPROVED by the Mayor

April 19, 2004
April 27, 2004



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TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office: Greg Pridgeon

General Manager's Signature: ncs



From: Originating Dept. Aviation

Committees of Purview: TC

Committee Meeting Dates: 03/10/04

Contact: Anita Williams (404) 530-6600

Committee Deadline: 03/18/04

Council Meeting: 04/19/04

CAPTION:

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH ATLANTIC COAST AIRLINES d/b/a/ INDEPENDENCE AIR COVERING THE USE OF RUNWAYS, TAXIWAYS AND OTHER COMMON AIRFIELD FACILITIES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

BACKGROUND/DISCUSSION:

Atlantic Coast Airlines will be providing seventeen flights daily, from Atlanta to Washington Dulles International Airport. The air carrier desires to enter into an Airport Use License Agreement with the City of Atlanta. The Airport Use License Agreement is needed to establish the terms and conditions under which Atlantic Coast Airlines will operate at the airport.

FINANCIAL IMPACT: N/A

SOURCE: N/A

Mayor's Staff Only:

Received by Mayor's Office: 3.17.04 (date) AP (initials) Reviewed: [Signature] (date)

Submitted to Council: _____ (date)

Action by Committee: _____ Approved _____ Adversed _____ Held
_____ Amended _____ Substitute _____ Referred _____ Other

(Do not write above this line)

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ADOPTED BY

APR 19 2004

COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 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

3/31/04 Date

Chair

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

Members

[Handwritten signatures]

Refer To

Committee

Date

Chair

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

Members

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

CERTIFIED

APR 19 2004

COUNCIL PRESIDENT PROTEM

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

CERTIFIED APR 19 2004

[Handwritten signature]
TOWN CLERK

MAYOR'S ACTION

APPROVED
APR 27 2004
MAYOR