

**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONSENT TO SUBLEASE AND AN AMENDMENT TO THE EXISTING LEASE FOR DELTA AIR LINES' GENERAL OFFICE SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT TO PERMIT DELTA AIR LINES, INC. TO SUBLEASE SPACE TO THE DELTA AIR TRANSPORT HERITAGE MUSEUM FOR AVIATION ORIENTED AND NON AVIATION ORIENTED USES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City") and Delta Air Lines, Inc. ("Delta"), are parties to the Lease of Premises for Delta Air Lines, Inc. General Office Area Expansion at William B. Hartsfield Atlanta International Airport (the "Lease"), dated January 4, 1977, under which Delta leases space for its corporate administrative offices at Hartsfield-Jackson Atlanta International Airport ("Airport"), as amended; and

WHEREAS, the Lease currently provides that the leased premises shall be used for aviation oriented purposes, and that the City shall provide prior written consent for subleasing; and

WHEREAS, Delta seeks to obtain the City's written consent to sublease Hangars 1 and 2 of the leased premises to the Delta Air Transport Heritage Museum ("Museum"), a non-profit 501 (c) (3) corporation; and

WHEREAS, the Museum wishes to host various aviation oriented and non-aviation oriented fundraising events in support of the Museum; and

WHEREAS, Delta has requested an amendment to the Lease to permit non-aviation oriented uses on the subleased premises; and

WHEREAS, the City and Delta desire to enter into an appropriate contractual agreement to consummate this transaction.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, that the Mayor is authorized to execute on behalf of the City, as determined appropriate by the City Attorney, a Consent to Sublease and an Amendment to the Lease permitting Delta to sublease Hangars 1 and 2 to the Museum for various aviation and non-aviation oriented fundraising events in support of the Museum.

BE IT FURTHER RESOLVED that the City Attorney is directed to prepare appropriate documents to consummate this transaction.

BE IT FINALLY RESOLVED that the Amendment will not become binding upon the City, and the City will incur no liability under it until it has been executed by the Mayor, approved as to form by the City Attorney, attested to by the Municipal Clerk and delivered to Delta.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview:

Caption:

Council Meeting Date:

Requesting Dept.:

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The Museum has received requests to host various events in the past, including wedding receptions and also the Firemen and Policemen's "Fire and Ice" ball.

This Legislation will authorize the Mayor to execute appropriate documents in order to consent to a sublease and an amendment to the Lease in order to approve this request.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The Delta Air Transport Heritage Museum, Inc., ("Museum") is a non-profit 501(c)(3) corporation, incorporated on May 23, 1995. The purpose of the Museum is to further promote the aviation industry and Delta as a historical member of that industry. The Museum is funded by donations from various sources.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:**

- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*):

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: None

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A.

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Liza Littrell

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Anita Williams

Contact Number: 404-530-6600

Originating Department: Aviation

Committee(s) of Purview: Transportation

Chief of Staff Deadline: 9/24/07

Anticipated Committee Meeting Date(s): 10/10/07

Anticipated Full Council Date: 10/15/07

Commissioner Signature: Mod [Signature]

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONSENT TO SUBLEASE AND AN AMENDMENT TO THE EXISTING LEASE FOR DELTA AIR LINES' GENERAL OFFICE SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT TO PERMIT DELTA AIR LINES, INC. TO SUBLEASE SPACE TO THE DELTA AIR TRANSPORT HERITAGE MUSEUM FOR AVIATION ORIENTED AND NON AVIATION ORIENTED USES; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any)
Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 9/24/07 [Signature] Reviewed by: [Signature]
(date) (date)

Submitted to Council: _____
(date)