

**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT NO. 16 TO THE CENTRAL PASSENGER TERMINAL COMPLEX LEASE AGREEMENT WITH DELTA AIR LINES, INC. COVERING THE PERMANENT SURRENDER TO THE CITY OF ATLANTA OF VARIOUS EXCLUSIVE LEASED PREMISES WHICH ARE LOCATED ON CONCOURSES "T" AND "A" AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

WHEREAS, the City owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"), located in the Counties of Fulton and Clayton, Georgia, on which there exists certain terminal buildings and concourse buildings and related facilities for the use of airlines engaged in the transportation of persons and property by scheduled and unscheduled aircraft service, such buildings and facilities are referred to as the Central Passenger Terminal Complex ("CPTC"); and

WHEREAS, the City and Delta Air Lines, Inc. ("Delta"), are parties to an Agreement and Lease of Premises dated March 22, 1977, as amended covering the occupancy and use by the Airline of certain premises and facilities in the CPTC ("CPTC Lease"); and

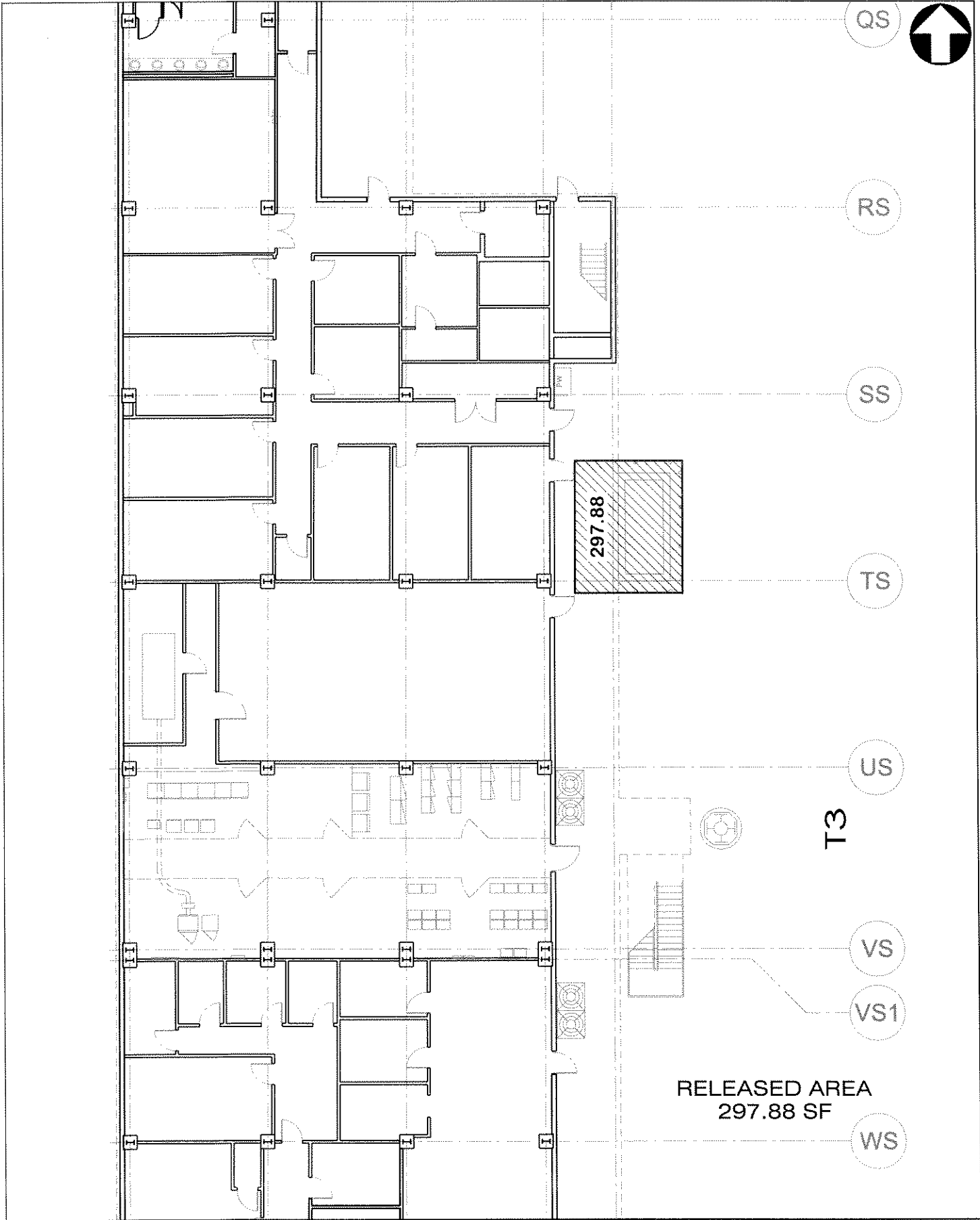
WHEREAS, the City desires the permanent surrender of a portion of certain Delta Exclusive Leased Premises located on Concourses "T" and "A" for the purposes of expanding the concessions program and to provide space for the installation of an emergency backup generator, and Delta is ready and willing to permanently surrender a portion of their Exclusive Leased Premises in connection with such project; and

WHEREAS, the City and Delta now desire to amend said CPTC Lease to DELETE Approximately 1,266 square feet of Exclusive Leased Premises on the boarding level of Concourse A, approximately 1,715 sf of Exclusive Leased Premises on the boarding level of Concourse T and approximately 298 sf of ramp area on Concourse T from Delta's Exclusive Leased Premises.

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 of Atlanta an Amendment No. 16 to the CPTC Lease under which Delta will permanently surrender to the City the aforementioned premises, with a corresponding adjustment of rentals associated with the premises.

BE IT FURTHER RESOLVED that the City Attorney is directed to prepare said Amendment No. 16 for execution by the Mayor.

BE IT FINALLY RESOLVED that said Amendment No. 16 will not become binding upon the City, and the City will incur no obligation or liability thereunder until same has been approved as to form by the City Attorney, signed by the Mayor, attested to by the Municipal Clerk, and delivered to Delta Air Lines, Inc.



QS

RS

SS

TS

US

T3

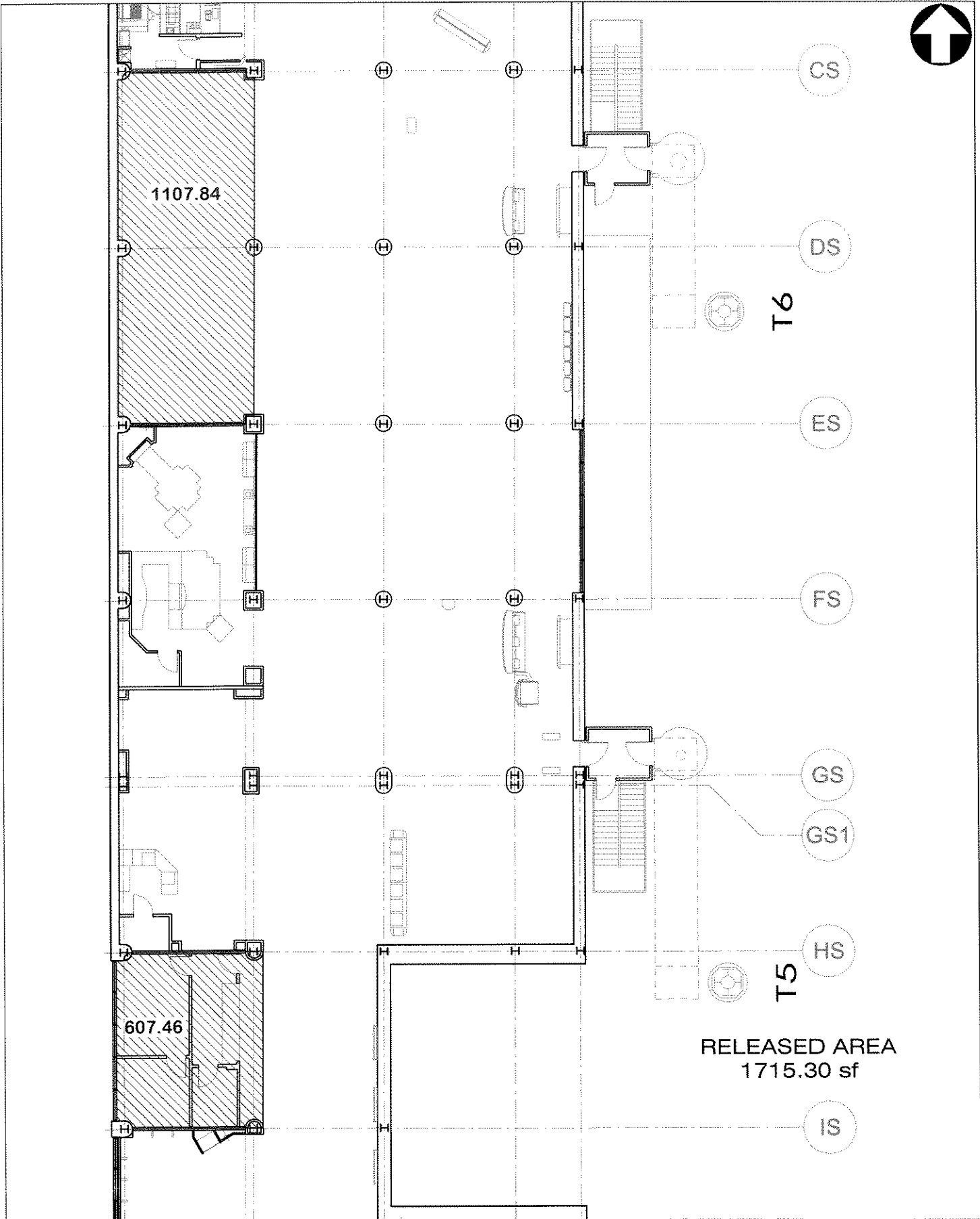
VS

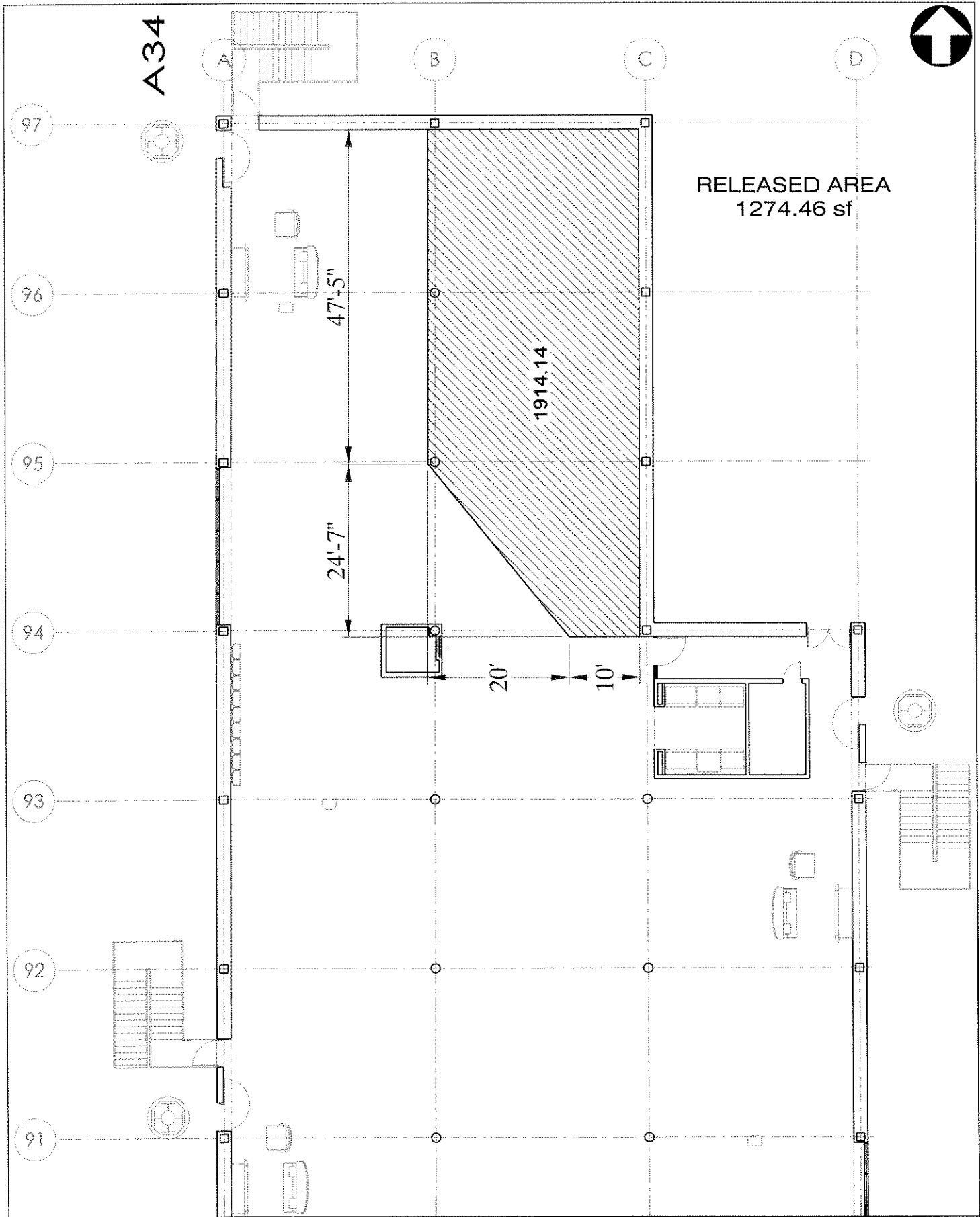
VS1

WS

297.88

RELEASED AREA
297.88 SF





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 proposed Amendment 16 to the Delta CPTC lease calls for the surrender of four spaces totalling approximately 3,279 sf to the City. Three of the spaces containing a total of approximately 2,981 sf would be used for concessions. As concession spaces, the three locations will generate significant revenues for the DOA and provide services desired by the passengers. The fourth space containing approximately 298 sf will be used as a site for a back up generator for the WI-If system at the airport. This generator is necessary to insure that cell phones will work during power outages. The ability to communicate during power outages is a security/safety concern.

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 DOA has an ongoing program to identify and recapture underutilized spaces that are leased to carriers. When carriers agree to surrender spaces that could be better utilized as concession spaces, appropriate amendments are prepared which provide for the return of the spaces to the City.

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: Percentage rentals from concessionaires.

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: Bill Murphy

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: 1/16/08

Anticipated Committee Meeting Date(s): 1/30/08

Anticipated Full Council Date: 2/04/08

Commissioner Signature: *Alon Maudslayi*

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT NO. 16 TO THE CENTRAL PASSENGER TERMINAL COMPLEX LEASE AGREEMENT WITH DELTA AIR LINES, INC. COVERING THE PERMANENT SURRENDER TO THE CITY OF ATLANTA OF VARIOUS EXCLUSIVE LEASED PREMISES WHICH ARE LOCATED ON CONCOURSES "T" AND "A" AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any)

Mayor's Staff Only

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

Received by Mayor's Office: 1.15.08 RP (date) Reviewed by: *[Signature]* (date)

Submitted to Council: _____ (date)