

12-~~R~~-1188
 (Do Not Write Above This Line)

A RESOLUTION
 BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENTS TO THE LEASES WITH AIRTRAN AIRWAYS, INC.; SOCIETE AIR FRANCE; BRITISH AIRWAYS, PLC; JAZZ AVIATION LP; KOREAN AIR LINES COMPANY AND DEUTSCHE LUFTHANSA AG (COLLECTIVELY THE "MHJIT CARRIERS") COVERING THE RETURN TO THE CITY OF ATLANTA OF CERTAIN SPACES IN THE DOMESTIC TERMINAL AND CONCOURSES D AND E, THE LEASING OF CERTAIN PREMISES AT THE MAYNARD H. JACKSON, JR. INTERNATIONAL TERMINAL, THE REIMBURSEMENT TO THE MHJIT CARRIERS OF THEIR COST OF TENANT IMPROVEMENTS AT MHJIT UP TO A MAXIMUM COST OF \$1,016,505.00. ALL SERVICES WILL BE CHARGED TO AND PAID FROM PTAEO: 18102798 (MAYNARD H JACKSON INTERNATIONAL TERMINAL) 105 (TASK 550291249 (DOA R N E 9999) 5413002 (BUILDING IMPROVEMENTS) AND FDOA: 5502 (AIRPORT RENEWAL AND EXTENSION FUND) 180201 (DOA AVIATION CAPITAL PLANNING & DEVELOPMENT) 5413002 (BUILDING IMPROVEMENTS) 7563000 (AIRPORT) 102798 (MAYNARD H JACKSON INTERNATIONAL TERMINAL) 91249 (DOA R N E 9999); AND FOR OTHER PURPOSES.

- 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
 Date 9-12-12
 Chair _____

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

Members _____

[Signatures]
 Referred To _____

Committee

Date _____
 Chair _____

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

Members _____

Referred To _____

Committee

Date _____
 Chair _____

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

Members _____

ADOPTED BY

SEP 17 2012

COUNCIL

Referred To

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

CERTIFIED
 SEP 17 2012
 COORDINATOR PRESIDENT PROTEM
[Signature]

CERTIFIED
 SEP 17 2012
Rachel Doughton
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

WITHOUT SIGNATURE
 BY OPERATION OF LAW

SEP 26 2012



**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENTS TO THE LEASES WITH AIRTRAN AIRWAYS, INC.; SOCIÉTÉ AIR FRANCE; BRITISH AIRWAYS, PLC; JAZZ AVIATION LP; KOREAN AIR LINES COMPANY AND DEUTSCHE LUFTHANSA AG (COLLECTIVELY THE “MHJIT CARRIERS”) COVERING THE RETURN TO THE CITY OF ATLANTA OF CERTAIN SPACES IN THE DOMESTIC TERMINAL AND CONCOURSES D AND E, THE LEASING OF CERTAIN PREMISES AT THE MAYNARD H. JACKSON, JR. INTERNATIONAL TERMINAL, THE REIMBURSEMENT TO THE MHJIT CARRIERS OF THEIR COST OF TENANT IMPROVEMENTS AT MHJIT UP TO A MAXIMUM COST OF \$1,016,505.00. ALL SERVICES WILL BE CHARGED TO AND PAID FROM PTAE0: 18102798 (MAYNARD H JACKSON INTERNATIONAL TERMINAL) 105 (TASK) 550291249 (DOA R N E 9999) 5413002 (BUILDING IMPROVEMENTS) AND FDOA: 5502 (AIRPORT RENEWAL AND EXTENSION FUND) 180201 (DOA AVIATION CAPITAL PLANNING & DEVELOPMENT) 5413002 (BUILDING IMPROVEMENTS) 7563000 (AIRPORT) 102798 (MAYNARD H JACKSON INTERNATIONAL TERMINAL) 91249 (DOA R N E 9999); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the “City”) and the MHJIT Carriers have entered into leases dated February 19, 1996 (Airtran Airways, Inc.); October 13, 2011 (Société Air France); June 16, 2010 (British Airways, PLC); October 13, 2011 (Jazz Aviation LP); March 3, 2011 (Korean Air Lines Company) and March 8, 2012 (Deutsche Lufthansa AG) and various supplemental agreements and amendments thereto (collectively the “MHJIT Leases”); and

WHEREAS, due to the opening of MHJIT, all of the MHJIT Carriers except AirTran desire to surrender premises in the domestic terminal and/or Concourses D and E at the Hartsfield-Jackson Atlanta International Airport (“Airport”) to the City and all of the MHJIT Carriers desire to lease space at MHJIT; and

WHEREAS, tenant improvements at MHJIT for the MHJIT Carriers have been built and paid for by the MHJIT Carriers; and

WHEREAS, all of the MHJIT Carriers except British Airways have asked the City to reimburse them for the cost of their MHJIT tenant improvements and in return agree to pay tenant improvement cost rentals to the City based on the reimbursed cost of their MHJIT tenant improvements over a 20 year amortization period and an interest rate of 6% per year; and

WHEREAS, the spaces to be returned by and leased to the MHJIT Carriers, the reimbursements to the MHJIT Carriers for the cost of the MHJIT tenant improvements and



the Tenant Improvement Cost Rentals to be paid by the MHJIT Carriers are shown on the attached Exhibit A hereto.

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 amendments to the MHJIT Leases under which:

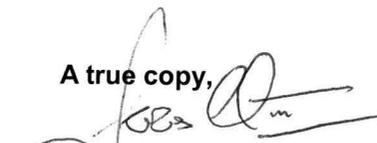
- A. The MHJIT Carriers will return spaces in the domestic terminal and Concourses D and E shown on Exhibit A to the City.
- B. The MHJIT Carriers will lease the spaces at MHJIT shown on Exhibit A from the City.
- C. The City will reimburse the MHJIT Carriers for the MHJIT tenant improvement costs up to a maximum amount of \$1,016,505.00 as shown on Exhibit A.
- D. The MHJIT Carriers will pay Tenant Improvement Cost Rentals shown on Exhibit A.

BE IT FURTHER RESOLVED, that all contracted services will be charged to and paid from PTAE0: 18102798 (Maynard H Jackson International Terminal) 105 (Task) 550291249 (DOA R N E 9999) 5413002 (Building Improvements) and FDOA: 5502 (Airport Renewal And Extension Fund) 180201 (DOA Aviation Capital Planning & Development) 5413002 (Building Improvements) 7563000 (Airport) 102798 (Maynard H Jackson International Terminal) 91249 (DOA R N E 9999).

BE IT FURTHER RESOLVED that the City Attorney is directed to prepare said amendments for execution by the Mayor.

BE IT FINALLY RESOLVED that said amendments shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until same have been signed by the Mayor, attested to by the Municipal Clerk and delivered to the MHJIT Carriers.

A true copy,



Deputy Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

SEP 17, 2012
SEP 26, 2012



Exhibit A

	Air Canada/ Jazz	Air France/ KLM	AirTran	British Airways	Korean Airlines	Lufthansa
Space in the Domestic Terminal to be returned to the City (square feet):	408	0	0	1,889	1,014	737
Space on Concourses D and E to be returned to the City (square feet):	238	1,377	0	4,046	3,851	3,851
Space leased in MHJIT (square feet):	1,388	1,884	3,250	3,356	1,825	1,654
Cost of MHJIT Tenant Improvements to be reimbursed by the City:	\$159,752	\$201,059	\$282,128	\$0	\$192,875	\$180,691
Monthly TFES-C rental to be paid by Airline to repay City for the cost of the MHJIT tenant improvements:	\$1,160.66	\$1,460.77	\$2,049.77	\$0.00	\$1,401.31	\$1,312.79

RCS# 2280
9/17/12
2:18 PM

Atlanta City Council

CONSENT I

CONSENT SECTION I, 9/17/12; ALL ITEMS
EXCEPT 12-O-0992
ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 0
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	Y Adrean	Y Sheperd	B Mitchell

CONSENT I

		09-17-12
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 12-O-1068	35. 12-R-1247	58. 12-R-1222
2. 12-O-1069	36. 12-R-1248	59. 12-R-1223
3. 12-O-1071	37. 12-R-1249	60. 12-R-1224
4. 12-O-1070	38. 12-R-1257	61. 12-R-1225
5. 12-O-1151	39. 12-R-1203	62. 12-R-1226
6. 12-O-1072	40. 12-R-1204	63. 12-R-1227
7. 11-O-0790	41. 12-R-1205	64. 12-R-1228
8. 12-O-1089	42. 12-R-1206	65. 12-R-1229
9. 12-O-1090	43. 12-R-1207	66. 12-R-1230
10. 12-O-1091	44. 12-R-1208	67. 12-R-1231
11. 12-O-1092	45. 12-R-1209	68. 12-R-1232
12. 11-O-1093	46. 12-R-1210	69. 12-R-1233
13. 12-O-1094	47. 12-R-1211	70. 12-R-1234
14. 12-O-1095	48. 12-R-1212	71. 12-R-1235
15. 12-R-1162	49. 12-R-1213	72. 12-R-1236
16. 12-R-1164	50. 12-R-1214	73. 12-R-1237
17. 12-R-1173	51. 12-R-1215	74. 12-R-1238
18. 12-R-1174	52. 12-R-1216	75. 12-R-1239
19. 12-R-1178	53. 12-R-1217	76. 12-R-1240
20. 12-R-1175	54. 12-R-1218	77. 12-R-1241
21. 12-R-1177	55. 12-R-1219	
22. 12-R-1166	56. 12-R-1220	
23. 12-R-1176	57. 12-R-1221	
24. 12-R-1141		
25. 12-R-1187		
26. 12-R-1188		
27. 12-R-1189		
28. 12-R-1193		
29. 12-R-1194		
30. 12-R-1182		
31. 12-R-1183		
32. 12-R-1184		
33. 12-R-1185		
34. 12-R-1198		