

13-R-3089
(Do Not Write Above This Line)

A RESOLUTION
BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 26 TO THE CENTRAL PASSENGER TERMINAL COMPLEX ("CPTC") AGREEMENT AND LEASE WITH DELTA AIRLINES, INC., ("DELTA") COVERING PAYMENT TO DELTA OF UP TO \$1,384,816.33 FOR APPROXIMATELY 4,005 SQUARE FEET OF SPACE CONSTRUCTED BY DELTA. THE ADDITION OF APPROXIMATELY 1,429 SQUARE FEET OF SPACE TO DELTA'S PREFERENTIAL LEASED PREMISES AND THE PAYMENT BY DELTA OF \$3,589.71 PER MONTH THROUGH THE TERM OF THE CPTC LEASE EXTENDED FOR THE ADDITIONAL PREMISES. ALL PAYMENTS TO DELTA WILL BE CHARGED TO AND PAID FROM PTAEO: 18101172 (SECURITY IMPROVEMENTS) 105 (TASKS) 550591336 (DOA PFC REVENUE 96AA) 5414002 (FACILITIES OTHER THAN BLDGS) and FDOA: 5505 (AIRPORT PASSENGER FACILITY BLDGS) and FDOA: 5505 (AIRPORT PASSENGER FACILITY CHARGE FUND) 180201 (DOA AVIATION CAPITAL PLANNING & DEVELOPMENT) 5414002 (FACILITIES OTHER THAN BLDGS) 7563000 (AIRPORT) 1011172 (SECURITY IMPROVEMENTS) 91336 (DOA PFC REVENUE 96AA); AND FOR OTHER PURPOSES.

ADOPTED BY
MAY 06 2013

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 _____

Committee TRANSPORTATION
Date May 2013
Chair _____
Action _____
Fav, Adv, Hold (see rev. side) _____
Other _____

Members _____
Refer To _____

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

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
Readings
 Consent V Vote PFC Vote

CERTIFIED
MAY 06 2013
ATLANTA CITY COUNCIL, PRESIDENT

CERTIFIED
MAY 06 2013
MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED
MAY 15 2013
WITHOUT SIGNATURE
BY OPERATION OF LAW



**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 26 TO THE CENTRAL PASSENGER TERMINAL COMPLEX (“CPTC”) AGREEMENT AND LEASE WITH DELTA AIR LINES, INC., (“DELTA”) COVERING PAYMENT TO DELTA OF UP TO \$1,384,816.33 FOR APPROXIMATELY 4,005 SQUARE FEET OF SPACE CONSTRUCTED BY DELTA, THE ADDITION OF APPROXIMATELY 1,429 SQUARE FEET OF SPACE TO DELTA’S PREFERENTIAL LEASED PREMISES AND THE PAYMENT BY DELTA OF \$3,589.71 PER MONTH THROUGH THE TERM OF THE CPTC LEASE AS EXTENDED FOR THE ADDITIONAL PREMISES. ALL PAYMENTS TO DELTA WILL BE CHARGED TO AND PAID FROM PTAEO: 18101172 (SECURITY IMPROVEMENTS) 105 (TASK) 550591336 (DOA PFC REVENUE 96AA) 5414002 (FACILITIES OTHER THAN BLDGS) and FDOA: 5505 (AIRPORT PASSENGER FACILITY CHARGE FUND) 180201 (DOA AVIATION CAPITAL PLANNING & DEVELOPMENT) 5414002 (FACILITIES OTHER THAN BLDGS) 7563000 (AIRPORT) 101172 (SECURITY IMPROVEMENTS) 91336 (DOA PFC REVENUE 96AA); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) and Delta have entered into an Agreement and Lease - Central Passenger Terminal Complex, dated March 22, 1977, and various supplemental agreements and amendments thereto (hereinafter collectively referred to as the “CPTC Lease”) including that certain Agreement to Amend and Extend CPTC Leases, Use Agreements and certain other Space Use Agreements, effective as of December 24, 2009 (the “Extension Agreement”) entered into by Delta, the City and Northwest Airlines, Inc. (“Northwest,” Northwest having merged into Delta and Delta being Northwest’s successor-in-interest); and

WHEREAS, the City and Delta, as Northwest’s successor-in-interest, are parties to a CPTC Lease, which CPTC Lease was originally between the City and Southern Airlines, Inc., as further described in, and as amended by, the Extension Agreement; and

WHEREAS, the City and Delta have previously executed an Amendment No. 18 to the CPTC Lease (“Amendment No. 18”) which addressed, inter alia, the construction of the south terminal Security Screening Check Point (“SSCP”) and a replacement break room (“Replacement Break Room”) but subsequent events have required changes to the areas, dollars and rentals for the SSCP and Replacement Break Room called for in Amendment No. 18.

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 Amendment No. 26 to the CPTC Lease under which:



- A. All sections and Exhibits of Amendment No. 18 that deal with the SSCP or Replacement Break Room will be deleted and replaced with language and/or Exhibits that have no mention of the SSCP or Replacement Break Room.

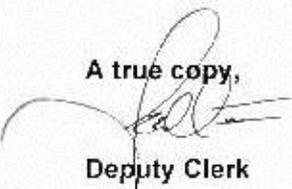
- B. The City will pay Delta \$1,384,816.33 for approximately 4,005 square feet of space in the south terminal ticketing level that was constructed by Delta at Delta's expense and which was needed for the installation of the south terminal SSCP to be charged to and paid from PTAE0: 18101172 (Security Improvements) 105 (Task) 550591336 (DOA PFC Revenue 96AA) 5414002 (Facilities Other Than Buildings) and FDOA: 5505 (Airport Passenger Facility Charge Fund) 180201 (DOA Aviation Capital Planning & Development) 5414002 (Facilities Other Than Buildings) 7563000 (Airport) 101172 (Security Improvements) 91336 (DOA PFC Revenue 96AA).

- C. Delta will pay to the City \$3,589.71 per month in Tenant Finish Equipment Systems Charges Rental for the approximately 1,429 square feet of space ("Replacement Break Room") on the ticketing level of the south terminal that was added to Delta's Preferential Leased Premises by Amendment No. 18.

BE IT FURTHER RESOLVED that the City Attorney is directed to prepare said Amendment No. 26 for execution by the Mayor.

BE IT FINALLY RESOLVED that said Amendment No. 26 shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until same has been signed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Delta Air Lines, Inc.

A true copy,


Deputy Clerk

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

MAY 06, 2013
MAY 15, 2013

RCS# 2666
5/06/13
3:23 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I; ALL ITEMS
EXCEPT 13-O-0638
ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

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

CONSENT I

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		05-06-13
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 13-O-0599	40. 13-R-3103	77. 13-R-3043
2. 13-O-0629	41. 13-R-3104	78. 13-R-3044
3. 13-O-0643	42. 13-R-3085	79. 13-R-3045
4. 13-O-0119	43. 13-R-3086	80. 13-R-3046
5. 13-O-0632	44. 13-R-3087	81. 13-R-3047
6. 13-O-0639	45. 13-R-3088	82. 13-R-3048
7. 13-O-0638	46. 13-R-3089	83. 13-R-3049
8. 13-O-0640	47. 13-R-3090	84. 13-R-3050
9. 13-O-0648	48. 13-R-3014	85. 13-R-3051
10. 13-O-0592	49. 13-R-3015	86. 13-R-3052
11. 13-O-0628	50. 13-R-3016	87. 13-R-3053
12. 13-O-0630	51. 13-R-3017	88. 13-R-3054
13. 13-R-3091	52. 13-R-3018	89. 13-R-3055
14. 13-R-3092	53. 13-R-3019	90. 13-R-3056
15. 13-R-3094	54. 13-R-3020	91. 13-R-3057
16. 13-R-3095	55. 13-R-3021	92. 13-R-3058
17. 13-R-3096	56. 13-R-3022	93. 13-R-3059
18. 13-R-3097	57. 13-R-3023	94. 13-R-3060
19. 13-R-3093	58. 13-R-3024	95. 13-R-3061
20. 13-R-3098	59. 13-R-3025	96. 13-R-3062
21. 13-R-3100	60. 13-R-3026	97. 13-R-3063
22. 13-R-3101	61. 13-R-3027	98. 13-R-3064
23. 13-R-3106	62. 13-R-3028	99. 13-R-3065
24. 13-R-3003	63. 13-R-3029	100. 13-R-3066
25. 13-R-3004	64. 13-R-3030	101. 13-R-3067
26. 13-R-3005	65. 13-R-3031	102. 13-R-3068
27. 13-R-3006	66. 13-R-3032	103. 13-R-3069
28. 13-R-3007	67. 13-R-3033	104. 13-R-3070
29. 13-R-3008	ITEMS ADVERSED ON CONSENT	105. 13-R-3071
30. 13-R-3009	68. 13-R-3034	106. 13-R-3072
31. 13-R-3010	69. 13-R-3035	107. 13-R-3073
32. 13-R-3011	70. 13-R-3036	108. 13-R-3074
33. 13-R-3013	71. 13-R-3037	109. 13-R-3075
34. 13-R-3000	72. 13-R-3038	110. 13-R-3076
35. 13-R-3001	73. 13-R-3039	111. 13-R-3077
36. 13-R-3002	74. 13-R-3040	112. 13-R-3078
37. 13-R-3083	75. 13-R-3041	113. 13-R-3079
38. 13-R-3084	76. 13-R-3042	114. 13-R-3080
39. 13-R-3102		115. 13-R-3081
		116. 13-R-3082