

10339. RESOLUTION 11-06 – LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND TERRI A. NOONE

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is operator of the Millville Airport (“Airport”) located in Millville, New Jersey; and

WHEREAS, Terri A. Noone desires to lease approximately 12,000 square feet of land at the Airport to build a personal use hangar; and

WHEREAS, Terri A. Noone has agreed to pay the Authority annual rent in the amount of Three Thousand and Six Hundred Dollars (\$3,600.00); and

WHEREAS, the initial term of the Lease Agreement (the “Agreement”) is for twenty (20) years; and

WHEREAS, Terri A. Noone, with the consent of the Authority, shall have the option of renewing this Agreement for two (2) option periods of five (5) years each; and

WHEREAS, rent during the initial term shall be adjusted annually by the Consumer Price Index (CPI) with a Fair Market Value (FMV) Adjustment in years 5, 10 and 15; and

WHEREAS, rent during the option periods shall adjust by the FMV.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Agreement with Terri A. Noone and, with the advice and consent of counsel, to have such agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

Commissioner Green questioned the use of the hangar and requested the Lease Agreement be restricted to personal use only.

A motion to approve Resolution 11-06 was made by Commissioner Green (with the stipulation this language be included in the Lease Agreement that the hangar be restricted to personal use) seconded by Commissioner Murphy, and approved by a roll call vote of 10-0.

Resolution 11-06 Executive Summary Sheet

Resolution: Authorizing the Executive Director to execute a Lease Agreement with Terri A. Noone

Committee: Economic Development

Committee Date: February 1, 2011

Board Date: February 15, 2011

Purpose and Background for Resolution:

Terri A. Noone would like to lease approximately 12,000 square feet of raw land located at the Millville Airport. They will be building a personal use hangar to house 4 small aircraft. The initial rental rate is based upon the current FMV.