

9209. RESOLUTION 05-15 – AUTHORIZES A RENEWAL OF VARIOUS LEASES BETWEEN THE CITY OF LEWES AND THE DELAWARE RIVER AND BAY AUTHORITY IN CONNECTION WITH PARCELS OF LAND COMPRISING THE LEWES FERRY TERMINAL AND SURROUNDING LAND.

The Executive Director presented the following Resolution.

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is the operator of the Cape May Lewes Ferry which has terminal buildings and other facilities in Cape May, New Jersey and Lewes, Delaware, and

WHEREAS, several parcels of land which are occupied or utilized by the Authority in Lewes, Delaware in connection with the Lewes ferry operation are owned by the City of Lewes (the "City") and leased to the Authority pursuant to long term leases between the City and the Authority (collectively, the "Leases"); and

WHEREAS, the Leases provide that upon the expiration of the initial forty (40) year term, the Authority may renew these Leases for an additional forty (40) year term; and

WHEREAS, the Authority desires to remain in possession of all land currently occupied or utilized in Lewes, Delaware in connection with the Cape May Lewes Ferry.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is authorized and directed to take such actions and to execute and deliver any such documents, certificates, notices, agreements and other instruments as he, with the advice of counsel, may deem necessary or appropriate to evidence the Authority's intention to renew the Leases; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Executive Director is authorized to negotiate and finalize, with the advice of counsel, the terms and conditions of any renewal to the Leases and to have such documentation executed by the Chairperson, Vice Chairperson and Executive Director.

Resolution 05-15 was moved by Commissioner Favre, seconded by Commissioner Cooper and unanimously approved by a roll call vote of 11-0.