

**9956. RESOLUTION 09-18 - LEASE AGREEMENTS BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND DELAWARE ARMY NATIONAL GUARD**

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the New Castle Airport (“Airport”), New Castle, Delaware; and

WHEREAS, the Delaware Army National Guard (“Guard”) desires to lease a approximately 50% of the hangar commonly referred to as 10 DRBA Way totaling approximately 11,500 sq.ft.; and

WHEREAS, the Guard has agreed to pay the Authority annual rent in the amount of One Hundred and Thirty-Five Thousand dollars (\$135,000); and

WHEREAS, the Guard also desires to lease 100% of the hangar commonly referred to as 5 DRBA Way totaling approximately 23,000 sq.ft.; and

WHEREAS, the Guard has agreed to pay the Authority annual rent in the amount of Two Hundred and Seventy Thousand dollars (\$270,000); and

WHEREAS, the initial terms of the Lease Agreements are for Eighteen (18) months; and

WHEREAS, rent shall be adjusted on the first anniversary of the Lease Agreements by the Consumer Price Index; and

WHEREAS, the Guard may terminate either Lease Agreement only in the case of substantial deployments with thirty (30) days notice.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Lease Agreements with the Guard and, with the advice and consent of counsel, to have such Lease Agreements executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 09-18 was made by Commissioner Favre, seconded by Commissioner Smith, and approved by a roll call vote of 9-0.