

RESOLUTION 19-04 AMEND THE GROUND LEASE BETWEEN THE COUNTY OF NEW CASTLE AND THE DELAWARE RIVER & BAY AUTHORITY RELATING TO THE NEW CASTLE AIRPORT

WHEREAS, The Delaware River and Bay Authority (the "Authority") is the operator of the New Castle Airport ("Airport") pursuant to that certain Ground Lease, dated June 30, 1995, between the County of New Castle (the "County") and the Authority, a Memorandum of which was recorded in the Office of the Recorder of Deeds in and for New Castle County to give notice of the existence of the Lease (the "Ground Lease"); and

WHEREAS, Parcel 6 in Exhibit A of the Ground Lease with the County contains a stormwater pond and is approximately .77 acres; and

WHEREAS, Parcel 6 is located between the two county operated buildings in corporate commons and utilized by County employees daily; and

WHEREAS, the stormwater pond serves no purpose or benefit to the airport; and

WHEREAS, the County would like to retain the responsibility for the pond and make repairs and improvements to the pond; and

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

Resolution 19-04 Executive Summary Sheet

Resolution: Authorizing the Executive Director to execute a Lease Amendment to the Ground Lease with the New Castle County

Committee: Economic Development

Committee Date: February 20, 2019

Board Date: February 20, 2019

Purpose and Background for Resolution:

The DRBA entered into a ground lease agreement with New Castle County in June of 1995. A portion of the property included in the ground lease with the County contains a stormwater pond and a small strip of land that is located between the County's two office buildings located in corporate commons. Over the years the parcel has been utilized by county employees as a short cut between the two buildings. The County would like to retain control of the parcel to make improvements and repairs to the pond and the pathway. The property serves no purpose or benefit to the airport.