

**CITY COUNCIL
ATLANTA, GEORGIA**

16-R-3075

A RESOLUTION BY TRANSPORTATION COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE AN AIRPORT USE LICENSE AGREEMENT WITH FOUR NEW CARGO CARRIER AIRLINES FOR OPERATIONS AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

Workflow List:

Martin Clarke	Completed	12/30/2015 10:09 AM
Miguel Southwell	Completed	12/30/2015 12:42 PM
Mayor's Office	Completed	12/30/2015 1:16 PM
Office of Research and Policy Analysis	Completed	01/08/2016 10:07 AM
Transportation Committee	Completed	01/13/2016 10:30 AM
Atlanta City Council	Completed	01/19/2016 1:00 PM
Mayor's Office	Pending	

HISTORY:

01/13/16 Transportation Committee FAVORABLE

RESULT:	FAVORABLE [UNANIMOUS]
AYES:	Adrean, Martin, Bottoms, Hall, Smith, Moore
ABSENT:	Joyce Sheperd

01/19/2016 Atlanta City Council ADOPTED

RESULT:	ADOPTED [12 TO 0]
AYES:	Norwood, Dickens, Smith, Young Jr., Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms
ABSENT:	Joyce Sheperd
AWAY:	Michael Julian Bond, Kwanza Hall

Certified by Presiding Officer	Certified by Clerk
Mayor's Action	
<i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

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WHEREAS, China Cargo Airlines, Ltd. (“China Cargo”), Turk Hava Yollari Anonim Otakligi (“Turkish”), C.A.L. Cargo Airlines, Ltd. (“C.A.L.”), and AirBridgeCargo Airlines, LLC and Aircargo Americas (collectively known as “AirBridgeCargo”) desire to provide Cargo Service from Hartsfield-Jackson Atlanta International Airport (“Airport”); and

WHEREAS, in furtherance of their plan to operate such flights, Airlines desire to enter into an Airport Use and License Agreement with the City of Atlanta (“City”) as foreign carriers serving the Airport; and

WHEREAS, the Aviation General Manager believes that it is in the best interest of the Airport and the City to enter into an Airport Use License Agreements with Airlines, as hereinafter set forth, and recommends the execution of such an Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and hereby is authorized to execute on behalf of the City of Atlanta appropriate Airport Use and License Agreements with these Airlines, which shall contain the following terms, conditions, and provisions:

- 1) A term effective as of October 1, 2015 and ending September 20, 2017; provided that either party may terminate the Agreement by giving at least 30 days prior written notice to the other party; and
- 2) A landing fee to be computed at the then current landing fee rate, which rate will be applied per 1,000 pounds of the FAA Maximum Certificated Gross Landing Weight of each aircraft scheduled to land at the Airport. The landing fee rate shall be subject to adjustment from time to time at the discretion of the City acting through its Aviation General Manager. Such adjustments shall be to levels comparable to the landing fee rates charged similarly classified airlines at the Airport; and
- 3) Such other terms, conditions, and provisions as may be required by City ordinances or Federal regulations or which are otherwise deemed appropriate by the Aviation General Manager.

BE IT FURTHER RESOLVED that the City Attorney be and hereby is directed to prepare said Agreement for execution by the Mayor, with same to be approved as to form by the City Attorney.

BE IT FINALLY RESOLVED that said Agreement shall not become binding upon the City of Atlanta, and the City of Atlanta shall incur no obligation nor liability thereunder until the same has been signed by the Mayor and delivered to Airline.