

Attachment 4

RESOLUTION 24-XXX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES APPROVING THREE AIRPORT SHORT TERM RENTAL AGREEMENTS WITH JOES ONE-NINER DINER, SOAR PASO, AND MERCY AIR/AIR METHODS

WHEREAS, Joe's One-Niner Diner, Soar Paso, and Mercy Air/Air Methods are tenants of the current Fixed Based Operator (FBO) ACI Jet and have been operating via sublease agreements in space leased to ACI by the City; and

WHEREAS, after a lengthy public Request for Proposals process, Loyd's Aviation was selected by the City for negotiation to become the new FBO operator and City Council directed staff to negotiate with ACI's subtenants to establish lease agreements with Joe's One-Niner Diner, Soar Paso, and Mercy Air/Air Methods directly with the City; and

WHEREAS, negotiations with all three tenants have concluded and all are prepared to enter into new rental agreements in accordance with the City's adopted lease policy; and

WHEREAS, main points of the lease agreements include: one-year agreements that shall automatically extend up to a maximum of 5 years, absent written notice from either party to the contrary and per adopted lease policy, rent will increase annually based on the consumer price index and every 5 years based on a rent study; and

WHEREAS, the City Council finds that this action is not a project under the California Environmental Quality Act pursuant to State CEQA Guidelines, §§ 15060, subd. (c)(2)-(3), 15378 because it has no potential to result in either a direct, or reasonably foreseeable indirect, physical change in the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. All of the above recitals are true and correct and incorporated herein by reference.

Section 2. The City Council hereby approves the short-term rental agreements with Joe's One-Niner Diner, Soar Paso, and Mercy Air, and authorizes the City Manager or designee to execute the Agreements, subject to any minor, technical, or non-substantive changes as approved by the City Manager and City Attorney.

Section 3. This Resolution shall take effect on the date it is approved by the City Council.

APPROVED this 17th day of September, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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John R. Hamon, Jr., Mayor

ATTEST:

Melissa Boyer, City Clerk