

Order 133-20/21

Passage: 9-0 on 11/16/2020

Effective 11/26/2020

KATE SNYDER (MAYOR)
BELINDA S. RAY (1)
SPENCER R. THIBODEAU (2)
TAE Y. CHONG (3)
JUSTIN COSTA (4)

CITY OF PORTLAND
IN THE CITY COUNCIL

KIMBERLY COOK (5)
JILL C. DUSON (A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER APPROVING A ONE-YEAR EXTENSION TO THE SIGNATORY
AIRLINE OPERATING AGREEMENT AND LEASE AT THE PORTLAND
INTERNATIONAL JETPORT**

ORDERED, that a one-year extension to the five-year signatory airline operating and lease agreement with airlines at the Portland International Jetport is hereby approved substantially in the form attached hereto; and

BE IT FURTHER ORDERED, that the City Council hereby authorizes the City Manager or his or her designee to execute said document for each airline electing to be a signatory and any other related documents necessary or convenient to carry out the intent of said documents.

**FIRST AMENDMENT TO
SIGNATORY AIRLINE OPERATING AGREEMENT
AND LEASE AT THE
PORTLAND INTERNATIONAL JETPORT**

THIS FIRST AMENDMENT is made as of this ____ day of _____, 2020, to the **SIGNATORY AIRLINE OPERATING AGREEMENT AND LEASE AT THE PORTLAND INTERNATIONAL JETPORT** dated July 1, 2016 (hereinafter, the “**Lease**”) by and between the **CITY OF PORTLAND**, a body politic and corporate located in Cumberland County, Maine (hereinafter the “**City**”), and _____ a _____ corporation with a mailing address of _____ (hereinafter referred to as the “**Airline**”).

W I T N E S S E T H:

WHEREAS, the Airline is operating at the Portland International Jetport under the Lease;
and

WHEREAS, the Lease has a five-year term, which terminates on June 30, 2021; and

WHEREAS, the parties desire to extend the termination date of the Lease by one (1) year.

NOW, THEREFORE, in consideration of the mutual obligations contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. The termination date of the Lease, which, pursuant to section 2.01 of the Lease, is June 30, 2021, is hereby extended to June 30, 2022.
2. Any and all terms of the Lease not herein amended shall remain in full force and effect for the duration of the Lease as amended hereby and are hereby ratified. In the event of any conflict between the terms of this Amendment and the terms of the Lease and any exhibits thereto, the terms of this Amendment shall govern and control so long as this Amendment is in effect.

Signature page follows.

IN WITNESS WHEREOF, the said **CITY OF PORTLAND** has caused this First Amendment to Signatory Airline Operating Agreement And Lease to be signed and sealed by Jon P. Jennings, its City Manager, thereunto duly authorized, and **DELTA AIR LINES, INC.** has caused it to be signed by _____, its _____, thereunto duly authorized, the day and year first above written.

WITNESS:

CITY OF PORTLAND

By: _____

Jon P. Jennings
Its: City Manager

WITNESS:

_____ **AIR LINE**

By: _____

Printed Name: _____

Its: _____

Approved as to form:

Approved as to Funds:

City Corporation Counsel's Office

City Finance Director