

Legislation Text

File #: 18-875, Version: 1

Actions Related to the Amendment to the Agreement with Signature Flight Support Corporation.

a. Adopt a resolution adopting an Addendum to the Final Environmental Impact Report for the Norman Y. Mineta San José International Airport Master Plan Update, as supplemented, and Addenda thereto, all in accordance with the California Environmental Quality Act, as amended.

b. Adopt a resolution authorizing the City Manager to execute:

1. A First Amendment to Ground Lease and Operating Agreement between the City of San José and Signature Flight Support Corporation to expand leased premises by 3.72 acres, for a revised total leased premises of approximately 33.34 acres to accommodate the construction of a new “Hangar A,” for an initial additional annual ground rent of \$184,754.69, and add a ten year option to extend the term to December 11, 2073, to be exercised by Signature prior to its expiration; and

2. An amended and restated Non-Disturbance, Consent, Estoppel and Subordination Agreement with the City of San José, BCH San José LLC, Gilead Sciences, Inc. and Signature Flight Corporation for the continued use of approximately 31 acres of the leasehold by BCH, San José LLC pursuant to the terms of a new ground lease and operating agreement between the City and BCH San José LLC on the same terms and conditions as the ground lease and operating agreement with Signature Flight Support Corporation, in the event that the lease with Signature is rejected in bankruptcy, terminated or otherwise cancelled at any time prior to the end of its 50 year term or option to extend.

3. A Non-Disturbance, Consent, Estoppel and Subordination Agreement with the City of San José, Hangar A, LLC and Signature Flight Corporation for the continued use of approximately 1.88 acres of leasehold by Hangar A LLC pursuant to the terms of a new ground lease and operating agreement between the City and Hangar A LLC on the same terms and conditions as the ground lease and operating agreement with Signature Flight Support Corporation, in the event that the lease with Signature is rejected in bankruptcy, terminated or otherwise cancelled at any time prior to the end of its 50 year term or option to extend.

CEQA: Addendum to the Final Environmental Impact Report for the San José International Airport Master Plan Update, as Supplemented, and Addenda thereto, File No. PP18-059. (Airport)