

Mayor and Council Communication

DATE: 06/22/21

M&C FILE NUMBER: M&C 21-0424

LOG NAME: 21FAAOUTERMARKERTHIRDLEASE

SUBJECT

(CD 9) Authorize Execution of a Lease Agreement Between the City of Fort Worth and the Federal Aviation Administration for Continued Use of City-Owned Property Near the Holly Water Treatment Plant to Operate an Outer Marker Beacon to Serve Flight Operations for Meacham Airport, Authorize Waiver of Fair Market Rent, and find that Authorizing such a Waiver of Fair Market Rent Serves to Carry Out the Public Purpose of Air Safety for the Flying Public by Providing a Location for the Operation of the Outer Marker Beacon that Guides Flights Safely to Meacham Airport

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize the execution of a lease agreement with the Federal Aviation Administration for continued use of City-owned property located near the Holly Water Treatment Plant to operate an outer marker beacon to serve flight operations for Meacham Airport;
 2. Authorize waiver of fair market rent and the charge of no rent or fees for the use of this area; and
 3. Find that authorizing the waiver of fair market rent and the charge of no rent or fees serves to carry out the public purpose of air safety for the flying public by providing a location for the operation of the outer marker beacon that guides flights safely to Meacham Airport.
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DISCUSSION:

On February 25, 1997, City Council approved a lease agreement (Mayor & Council Communication (M&C) L-11924) with the Federal Aviation Administration (FAA) for placement of an outer marker beacon for Meacham Airport flight operations.

On August 30, 2016, City Council approved a second lease agreement (M&C L-15943) with the Federal Aviation Administration to continue its use of City of Fort Worth property near the Holly Water Treatment Plant to operate an outer marker beacon to serve flight operations for Meacham Airport and authorize waiver of fair market rent.

The outer marker beacon occupies a 40'x40' plot of land owned by the City of Fort Worth near the Holly Water Treatment Plant. The second lease is due to expire on September 30, 2021. All parties desire to continue to lease the plot of land with a third lease agreement for an initial term of five (5) years to commence on October 1, 2021 and expire on September 30, 2026 with three (3) extensions of five (5) years each.

As a control to ensure the public purpose use is adequately being carried out, the lease document contractually obligates the FAA to establish, operate and maintain their aviation facilities on the property.

This property is located in COUNCIL DISTRICT 9.

A Form 1295 is not required because: This contract will be with a governmental entity, state agency or public institution of higher education: Federal Aviation Administration

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that approval of these recommendations will have no material effect on City funds.

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Expedited