



RESOLUTION No. 18-221

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 2 TO THE LEASE AGREEMENT FOR AIRPORT REAL PROPERTY BETWEEN THE COUNTY OF NEVADA AND ALPINE AVIATION, INC., FOR OPERATION OF AN AIRCRAFT MAINTENANCE FIXED BASE OPERATOR FACILITY AND AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE THE AMENDMENT

WHEREAS, Alpine Aviation, Inc., entered into a Lease Agreement with the County of Nevada for one of the existing aircraft maintenance facilities on September 23, 2008 authorized by Resolution 08-473 that was subsequently amended on October 8, 2013 by Resolution 13-452 to extend the term of the Agreement; and

WHEREAS, a fire occurred at the adjacent County owned Sierra Mountain Aviation hangar and a Declaration of a Local Emergency was proclaimed on May 22, 2018; and

WHEREAS, the current Lease Agreement expires on September 30, 2018 and that prior to the fire County Senior Staff and the Airport Manager negotiated a lease agreement acceptable to Alpine Aviation, Inc., County Senior Staff, Airport Manager, Risk Manager and County Counsel for a renewal lease that reduced the monthly rent according to comparisons of like property at airports similar to Nevada County; and

WHEREAS, the County desires to amend the current agreement effective April 18, 2018 to reflect an early reduction in the monthly rent prior to entering into a new Agreement due to the negative impact of the fire and to acknowledge the accommodation that Alpine Aviation, Inc., is providing to the aviation community while the fire damaged hangar is being repaired.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors approves Amendment No. 2 to the Real Property Lease between the County of Nevada and Alpine Aviation, Inc., dated September 23, 2008, for rental space at the Nevada County Airport located at 13083 John Bauer Avenue, Grass Valley, CA 95945, and that the Chair of the Board is hereby authorized to execute on behalf the County of Nevada, Amendment No. 2 with Alpine Aviation, Inc., to reduce the monthly rent to \$1,435.20 effective April 18, 2018 through September 30, 2018. In all other respects, the prior agreement of the parties shall remain in full force and effect except as amended.

Revenue received to be deposited into fund 4116910042741000/430200.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 12th day of June, 2018, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Edward Scofield, Chair

6/12/2018 cc: Airport*
AC* (Hold)

6/14/2018 cc: Airport*
AC* (Release)
AA, Inc.

**AMENDMENT NO. 2 TO LEASE AGREEMENT FOR THE MAINTENANCE FACILITY SPACE
LOCATED AT THE NEVADA COUNTY AIRPORT
13083 JOHN BAUER AVENUE, GRASS VALLEY, CALIFORNIA**

THIS AMENDMENT is executed by and between the COUNTY OF NEVADA ("COUNTY") and ALPINE AVIATION INC., a Fixed Base Operator ("FBO"), and is effective as of April 18, 2018. This Amendment will amend the Lease entitled Agreement for Maintenance Facility Nevada County Airport, as executed on September 23, 2008 ("Lease") Resolution 08-473 and subsequently amended on October 8, 2013 authorized by Resolution 13-452.

WHEREAS, County and FBO entered into a Lease on September 23, 2008 and Resolution 13-452 authorized the County and FBO to exercise the option to renew the Lease for an additional five year term effective October 1, 2013 and ending on September 30, 2018; and

WHEREAS, a fire occurred on April 18, 2018 at the adjacent Sierra Mountain Aviation hangar and a Declaration of a Local Emergency was proclaimed on May 22, 2018 for further site evaluation; and

WHEREAS, comparisons of like property at airports similar to Nevada County were undertaken to set the rate for a renewal Lease prior to the fire and both parties agreed upon a rate of \$.2990 per square foot (1,435.20 per month); and

WHEREAS, both parties desire to amend the Lease Agreement to reflect an early reduction of the monthly rent due to the negative impact of the fire and the accommodations that the FBO is providing to the aviation community while the fire damaged hangar is being repaired; and

NOW THEREFORE, for good and valuable consideration, the parties hereto agree as follows:

1. That the current monthly rent of \$1,628.16 be amended to decrease the monthly rental rate by \$192.96 to \$1,435.20 per month for the period April 18, 2018 and ending on September 30, 2018.
2. That the rent will be pro-rated from April 18, 2018 through May 31, 2018 and that the June 2018 rent payment will be \$1,158.59.
3. That in all other respects the prior agreement of the parties shall remain in full force and effect except as amended herein.

IN WITNESS WHEREOF, the parties hereto have executed or cause this instrument to be executed as of the day and year first above written.

COUNTY OF NEVADA

ALPINE AVIATION, INC.

By: 
Honorable Edward C Scofield
Chair, Board of Supervisors

By: 
GORDON MILLS

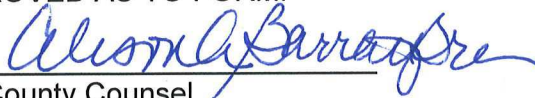
Dated: 6/12/18

Dated: 6-7-18

ATTEST

By: 
Clerk of the Board

APPROVED AS TO FORM:

By: 
County Counsel