



## **RESOLUTION No. \_\_\_\_\_**

### **OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA**

#### **RESOLUTION AUTHORIZING THE RENEWAL OF THE EXCLUSIVE NEGOTIATION AGREEMENT BY AND BETWEEN THE COUNTY OF NEVADA AND KOCH & KOCH, INC. FOR A PROPOSED DEVELOPMENT AT NEVADA COUNTY AIRPORT FOR RAMP ONE AIRCRAFT STORAGE HANGARS**

WHEREAS, on April 28, 2020 the Board of Supervisors approved Resolution 20-145 approving an Exclusive Negotiation Agreement (“ENA”) with Koch & Koch Inc. for the development of aircraft storage hangars on ramp one at the Nevada County Airport; and

WHEREAS, after the ENA was approved, the County made a formal request to the Federal Aviation Administration (“FAA”) for a location change on ramp one in order to maximize the number of hangars; and

WHEREAS, the formal request took longer than expected and the ENA expired before an answer was provided from the FAA; and

WHEREAS, the \$500 payment paid by Koch & Koch for ENA dated April 28, 2020 can be deemed as consideration for the renewal ENA, as the delay is not attributable to Koch & Koch; and

WHEREAS, in furtherance of submitting this renewal ENA to the County Board of Supervisors for its approval, the parties have reached an understanding relating to processes and procedures for negotiating the terms which are meant to lead to the eventual submission and approval of documents required for the Hangar Development at the Airport; and

WHEREAS, upon completion of the aircraft storage hangars contemplated by this renewal ENA, it is anticipated that the privately-leased hangars will contribute to the benefit and economy of the Airport and to the surrounding community.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors authorize the renewal of the Exclusive Negotiation Agreement between the County of Nevada and Koch & Koch, Inc. for the hangar development on ramp one of the Nevada County Airport and that the Chair of the Board of Supervisors be authorized to execute the Agreement.