

AN ORDINANCE 2014-02-06-0074

AUTHORIZING AGREED TERMINATION OF LEASE WITH ALPHA TANGO FLYING SERVICES INC. AT STINSON MUNICIPAL AIRPORT.

* * * * *

WHEREAS, pursuant to Ordinance 2013-01-17-0020, City Council authorized a ground lease with Alpha Tango Flying Services Inc. (“Alpha Tango”) for 57,360 square feet of ground space at Stinson Municipal Airport (Stinson); and

WHEREAS, Alpha Tango has requested that it be allowed to terminate the lease but has agreed to continue to pay rent until the date of the ordinance authorizing termination; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

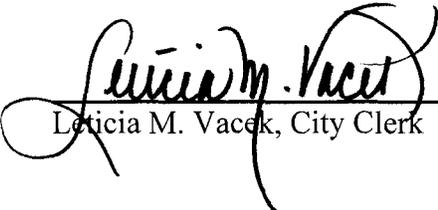
SECTION 1. The City Manager or her designee is authorized to execute the Lease Termination Agreement with Alpha Tango, a copy of which is set out in **Attachment 1**.

SECTION 2. This Ordinance shall be effective immediately upon the receipt of eight (8) affirmative votes; otherwise, it is effective ten days after passage.

PASSED and APPROVED this 6th day of February, 2014.


M A Y O R
Julián Castro

ATTEST:


Leticia M. Vacek, City Clerk

APPROVED AS TO FORM


Robert F. Greenblum, City Attorney

Agenda Item:	11 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 14, 15)						
Date:	02/06/2014						
Time:	10:38:18 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the agreed termination of a lease agreement with Alpha Tango Flying Services, Inc. for 57,360 square feet of ground space at Stinson Municipal Airport. [Ed Belmares, Assistant City Manager; Frank Miller, Director, Aviation]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2	x					
Rebecca Viagran	District 3		x				x
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				

ATTACHMENT 1

Termination of Lease Agreement

(Alpha Tango Flying Services Inc.)

This Termination of Lease Agreement is entered into between Tenant and the City of San Antonio (Landlord), P.O. Box 839966, San Antonio, Texas 78283-3966, pursuant to the Authorizing Ordinance.

1. Identifying Information.

Authorizing Ordinance: 2014-__-__-_____

Tenant: Alpha Tango Flying Services Inc., a Texas Corporation

3630 Mendocino Park, San Antonio, Texas 78261

and

Tenant's Address: 1331 Northern Blvd.
San Antonio, TX 78216

Lease: Stinson Municipal Airport Lease

**Ordinance Authorizing
Lease:** 2013-01-17-0020

Termination Date: Effective Date of Authorizing Ordinance

2. Defined Terms.

All terms defined in the Lease and not otherwise defined in this agreement, when used in this agreement, have the meanings ascribed to them in the Lease. References to "Lease" in this agreement include both the original Lease and all previous amendments to it.

3. Termination.

Despite any provisions in the Lease to the contrary, the Lease is terminated effective the Termination Date. Tenant must vacate the premises and leave it clean no later than 5:00 P.M. the day before the Termination Date. All property of Landlord must remain at the premises. All Tenant's obligations under the Lease regarding condition of the leasehold upon termination remain in effect. Tenant must pay rent through the Termination Date.

4. No Default by Landlord.

Landlord is not in default under the Lease, and Tenant is not aware of any cause of action against Landlord arising out of or relating to the period before the Effective Date of this agreement.

5. Outstanding Liabilities.

No later than the Termination Date, Tenant must pay all liabilities arising from the Lease and relating to the period before the effective date of this instrument. If any such expenses remain unpaid after the effective date of this instrument, Landlord may offset the unpaid amounts against any sums it might otherwise pay to Tenant for any reason.

6. Same Terms and Conditions.

This termination agreement is a fully integrated expression of the changes the parties intend to make to the Lease, as previously amended.

7. Effective Date of Lease Termination Agreement.

For purposes of reference, the date of this Lease Termination Agreement is the date of the later of the signatures set forth below.

Landlord

Tenant

City of San Antonio, a Texas municipal corporation, by:

Alpha Tango Flying Services Inc., a Texas Corporation, by:

Signature: _____

Signature: *Hameed Afzal*

Printed Name: _____

Printed Name: HAMEED AFZAL

Title: _____

Title: PRESIDENT

Date: _____

Date: Jun 14th 2014

Attest:

City Clerk

Approved as to Form:

City Attorney