## RESOLUTION NUMBER R- 300269 ADOPTED ON APR 0 4 2005

WHEREAS, the United States of America, Department of Transportation, Federal
Aviation Administration [FAA] has historically and continuously installed and maintained
Centerfield Weather Equipment [CWE] for the benefit of local air traffic on Montgomery Field
Airport under a long-term lease which lease is currently on holdover; and

WHEREAS, the FAA would now like to upgrade the weather equipment by installing and maintaining a new Stand Alone Weather System [SAWS] at the same site as the CWE that would automatically collect and broadcast weather data such as wind speed/direction, altimeter settings and temperatures to pilots; and

WHEREAS, the City of San Diego [City] and the FAA have negotiated a new lease with a term of twenty-years and one month commencing September 1, 2004, and terminating September 30, 2024; and

WHEREAS, Section 47107(a)(12) of Title 49 of the United States Code provides that the airport owner or operator will provide, without cost to the U. S. Government, property interests in land or water areas or buildings that the U.S. Government decides are desirable for, or that will be used for, constructing at the U.S. Government's expense, facilities for carrying out activities related to air traffic control or navigation; and

WHEREAS, the consideration for the lease is the FAA's operation and maintenance of the SAWS facility and its benefits to the City and regional airport air traffic safety; NOW, THEREFORE,

BE IT RESOLVED, by the San Diego City Council, that the City Manager is authorized to execute, for and on behalf of City, a 20 year and one-month lease agreement with the FAA for the purpose of maintaining and operating weather equipment which aids users at Montgomery Field Airport.

BE IT FUTHER RESOLVED, by the San Diego City Council, that the consideration for the lease is the FAA's operation and maintenance of the SAWS facility and its benefits to the City and regional airport air traffic safety and, that the transaction processing fee for the lease, in the amount of \$3,970, is waived.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

Debra J. Bevier

**Deputy City Attorney** 

DJB:mm 03/08/05 Or.Dept:READ Aud.Cert:N/A

R-2005-935

MMS#1587

Lease Agreement with the United States of America Department of Transportation Federal Aviation Administration on file in the Office of the City Clerk as Document No. RR-300269.