



Background Paper for Proposed Ordinance

COUNCIL MEETING DATE: July 25, 2022

TO: President Heather Graham and Members of City Council

CC: Nicholas A. Gradisar, Mayor

VIA: Marisa Stoller, City Clerk

FROM: Greg Pedroza, Director of Aviation

SUBJECT: AN ORDINANCE APPROVING THE ASSIGNMENT OF A FUEL TANK AGREEMENT BY AND BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, SAM C. BROWN, AND TRAVELAIRE SERVICES, INC., AND AUTHORIZING THE MAYOR TO EXECUTE SAME

SUMMARY:

This Ordinance will approve the Assignment of Fuel Tank Agreement between the City of Pueblo, Sam C. Brown, and TravelAire Services, Inc., regarding the use of the fuel tank commonly known as 415 Bell Street Tank 40-3.

PREVIOUS COUNCIL ACTION:

City Council approved a Fuel Tank Agreement dated May 1, 2006 with Sam Brown and TravelAire Services, Inc., evidenced by Resolution No. 10701 for the fuel tank formerly designated as Jet-A Tank No. 1.

BACKGROUND:

This Ordinance will approve the Assignment of Fuel Tank Agreement between the City of Pueblo, Sam C. Brown, and TravelAire Services, Inc., regarding the fuel tank formerly designated as Jet-A Tank No. 1, now designated and referred to as 415 Bell Street Tank 40-3. Both Sam C. Brown and TravelAire Services, Inc. are lessees under the Lease. With this assignment, Mr. Brown's interest in the Fuel Tank Agreement will be assigned to TravelAire Services, Inc., making TravelAire the sole lessee.

FINANCIAL IMPLICATIONS:

Not applicable to this Ordinance.

BOARD/COMMISSION RECOMMENDATION:

Not applicable to this Ordinance.

STAKEHOLDER PROCESS:

Not applicable to this Ordinance.

ALTERNATIVES:

If this Ordinance is not approved, the fuel tank lease will still include Mr. Brown.

RECOMMENDATION:

Approval of the Ordinance.

Attachments:

Ordinance

Assignment of Hangar Ground Lease

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE ASSIGNMENT OF A FUEL TANK AGREEMENT BY AND BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, SAM C. BROWN, AND TRAVELAIRE SERVICES, INC., AND AUTHORIZING THE MAYOR TO EXECUTE SAME

WHEREAS, City Council approved a Hangar Ground Lease dated May 1, 2006, with Sam Brown and TravelAire Services, Inc., evidenced by Resolution No. 10701 for the fuel tank formerly designated as Jet-A Tank No. 1, now designated and referred to as 415 Bell Street Tank 40-3; and

WHEREAS, Sam Brown seeks to fully assign his interest in the Lease to TravelAire Services, Inc; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO, that:

SECTION 1:

The Assignment of Fuel Tank Agreement (“Assignment”) between the City of Pueblo, a Municipal Corporation, Sam C. Brown, and TravelAire Services, Inc., a copy of which is attached hereto and made a part hereof by reference, after having been approved as to form by the City Attorney, is hereby approved.

SECTION 2:

The Mayor is hereby authorized to execute the Assignment on behalf of the City of Pueblo, and the City Clerk shall affix the Seal of the City thereto and attest same.

SECTION 3:

The officers and staff of the City are authorized to perform any and all acts consistent with the intent of this Ordinance and the attached Assignment to implement the transactions, policies, and procedures described herein.

SECTION 4:

This Ordinance shall become effective on the date of final action by the Mayor and City Council.

Action by City Council:

Introduced and initial adoption of Ordinance by City Council on _____.

Final adoption of Ordinance by City Council on _____.

President of City Council

Action by the Mayor:

- Approved on _____.
- Disapproved on _____ based on the following objections:

Mayor

Action by City Council After Disapproval by the Mayor:

- Council did not act to override the Mayor's veto.
- Ordinance re-adopted on a vote of _____, on _____
- Council action on _____ failed to override the Mayor's veto.

President of City Council

ATTEST

City Clerk