

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

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Meeting Date: April 20, 2021	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Regular
	<input type="checkbox"/>	Workshop	<input type="checkbox"/>	Public Hearing

Submitted By: Department of Airports

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I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to receive and file:** First Amendment to Signatory Airline Agreement with American Airlines, Inc. (American) at the Palm Beach International Airport (PBI) (R-2020-0223) (Agreement), replacing the leasehold space, Exhibit "B", to reflect a net reduction of 261 square feet of space from American's leasehold, with a reduction of annual rental in the amount of \$69.29 per square foot, effective December 23, 2020.

**Summary:** The Department of Airports requested that American relocate a portion of their leasehold until phase two of the PBI air handler project is completed. American moved to new offices, but the changes result in a net reduction of 261 square feet in American's leasehold premises. Resolution 2019-1155 authorizes the County Administrator or designee, the Director of the Department of Airports, to agree to modifications to an airline's leasehold premises. Countywide (AH)

**Background and Justification:** N/A

**Attachments:** One (1) First Amendment to Signatory Airline Agreement

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Recommended By: <i>RW</i> <u><i>Lana Buber</i></u>	<u><i>3-16-21</i></u>
Department Director	Date

Approved By: <u><i>[Signature]</i></u>	<u><i>3/29/21</i></u>
County Administrator	Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
Operating Revenues	<u>\$14,001</u>	<u>\$18,085</u>	<u>\$18,085</u>	<u>\$18,085</u>	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<u><u>\$14,001</u></u>	<u><u>\$18,085</u></u>	<u><u>\$18,085</u></u>	<u><u>\$18,085</u></u>	<u><u>\$-0-</u></u>
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes X No \_\_\_\_\_  
 Does this item include the use of federal funds? Yes \_\_\_\_\_ No X

Budget Account No: Fund 4100 Department 120 Unit 8430 RSource 4414  
 Reporting Category \_\_\_\_\_

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

The First Amendment reduces American's leasehold space by 261 square feet, effective December 23, 2020. The FY2021 rental rate for signatory airlines, including American, is \$69.29 per square foot. The fiscal impact from December 23, 2020, through September 30, 2021 is \$14,001. The annual rental rate is subject to adjustment each October 1. The FY2021 rate is shown for subsequent years for illustrative purposes. The initial term of the Agreement expires September 30, 2024.

**C. Departmental Fiscal Review:**

*Deborah Duncanson*

*JD*

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Development and Control Comments:**

*John Monte* 3/23/21  
 OFMB *John* 3/22

*John J. Jankowski* 3/25/21  
 Contract Dev. and Control  
 3-25-21 TW

**B. Legal Sufficiency:**

*Anne Delgent* 3.25.21  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

REVISED 11/17

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

**CERTIFICATE OF INCUMBENCY AND DIRECTION  
AMERICAN AIRLINES, INC.**

I, Caroline B. Ray, the Corporate Secretary of American Airlines, Inc. ("Company"), a corporation organized and existing in good standing under the laws of the State of Delaware, do hereby certify (a) that Kirk Hotelling has been duly elected, has duly qualified, this day is Vice President – Corporate Real Estate of the Company, (b) that Lenore Diamond has been duly appointed, this day is Managing Director – Airport Affairs and Properties of the Company, and (c) that they are duly authorized to execute on behalf of the Company, all agreements, leases, permits, financial instruments, and other documents related to the Company's operations at Palm Beach International Airport.

<u>Name</u>	<u>Title</u>
Kirk Hotelling	Vice President – Corporate Real Estate
Lenore Diamond	Managing Director – Airport Affairs and Properties

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Company this 11th day of February, 2021.

Caroline B. Ray  
Corporate Secretary



🔍 Search

👤 Insured

Insured Name

American Airlines (DX00000702)

🔍

American Airlines (DX00000702)

Active Records Only

Advance Search

Name: American Airlines 👤

Account Number: DX00000702

Address:

Status: Compliant with minor/expiring deficiencies.

**Insured Tasks Admin Tools**

View

- 👤 Insured
- 📄 Notes
- 🔄 History
- ☰ Deficiencies
- 📶 Coverages
- ★ Requirements
- 🔍 Contract Screen

- Add
- Edit
- Help
- Video Tutorials

Insured ▲

Business Unit(s) DBA Number Print Insured Info

Print Compliance Report

**Account Information**

Account Number: DX00000702

Risk Type: Standard - General Services

Do Not Call: Address Updated:

**Address Information**

Mailing Address	Physical Address
Insured: American Airlines	
Address 1:	
Address 2:	
City:	
State:	
Zip:	

Country:		
<b>Contract Information</b>		
Contract Number:		
Contract Start Date:		Contract End Date:
Contract Effective Date:		Contract Expiration Date:
Description of Services:	Signatory Airline Agreement	Safety Form II:
<b>Contact Information</b>		
Contact Name:	Kelly Cooper	Misc:
Phone Number:	6822780607	Alt Phone Number:
Fax Number:		
E-Mail Address:	kelly.cooper@aa.com	
Approval Date:		
Rush:	No	
Contract on File:	No	
Certificate Received:	No	
Indemnification Agreement:	No	
Tax Id:		

This Account created by GV on 05/11/2020.

**FIRST AMENDMENT TO SIGNATORY AIRLINE AGREEMENT BETWEEN  
PALM BEACH COUNTY AND AMERICAN AIRLINES, INC.**

**THIS FIRST AMENDMENT TO SIGNATORY AIRLINE AGREEMENT** (this "First Amendment") is made and entered into this March 15, 2021, by and between Palm Beach County, a political subdivision of the State of Florida ("County"), and American Airlines, Inc., a Delaware corporation, having its offices and principal place of business at 1 Skyview Drive, MD 8E100, Fort Worth, Texas 76155 ("Airline").

**WITNESSETH:**

**WHEREAS**, County, by and through its Department of Airports (the "Department"), owns and operates the Palm Beach International Airport, located in Palm Beach County, Florida; and

**WHEREAS**, pursuant to the Signatory Airline Agreement between County and Airline dated October 7, 2019 (R-2020-0223) (the "Agreement"), Airline leases various terminal facilities and equipment at the Airport in connection with its operations as a commercial air carrier; and

**WHEREAS**, the parties desire to amend the Agreement as provided for herein.

**NOW, THEREFORE**, in consideration of the premises and of the mutual covenants herein contained, and for other good and valuable consideration, the receipt of which the parties hereby expressly acknowledge, the parties hereto covenant and agree to the following terms and conditions:

1. The foregoing recitals are true and correct and are hereby incorporated herein by reference and made a part hereof. Terms not defined herein shall have the meaning ascribed to them in the Agreement.
2. The parties agree that effective as of December 23, 2020, Exhibit "B", Preferential Use Premises (Terminal Areas), to the Agreement shall be deleted in its entirety and replaced with Exhibit "B", Preferential Use Premises (Terminal Areas), attached to this First Amendment.
3. Exhibits attached hereto and referenced herein shall be deemed to be incorporated into this First Amendment by such reference.
4. Except as specifically modified herein, all of the terms and conditions of the Agreement shall remain unmodified and in full force and effect and are hereby ratified and confirmed by the parties hereto.
5. This First Amendment shall become effective as of December 23, 2020.

*(Remainder of page intentionally left blank)*

IN WITNESS WHEREOF, the parties hereto have duly executed this First Amendment as of the day and year first above written.

Signed, sealed and delivered in the presence of two (2) witnesses for County:

*Estelle G. Mastrogiovanni*  
Signature  
Estelle G Mastrogiovanni  
Print Name

*William K. Schloberg*  
Signature  
William K. Schloberg  
Print Name

**PALM BEACH COUNTY, a political subdivision of the State of Florida**

BY: *rew Laura Berke*  
Director, Department of Airports

**APPROVED AS TO FORM & LEGAL SUFFICIENCY:**

*Anne DeFanti*  
County Attorney

Signed, sealed and delivered in the presence of two (2) witnesses for Airline:

*Karen Jackson*  
Signature  
Karen Jackson  
Print Name

*Becky Coffman*  
Signature  
Becky Coffman  
Print Name

**Airline: American Airlines, Inc.**

By: *Lenoke Diamond*  
LENOKE DIAMOND  
Typed or printed name of Corporate Officer

Title: *MD, AIRPORT AFFAIRS & PROPERTIES*

(Seal)

EXHIBIT "B" – Preferential Use Premises (Terminal Areas)  
American Airlines, Inc.

First Level Plan – Palm Beach International Airport Main Terminal

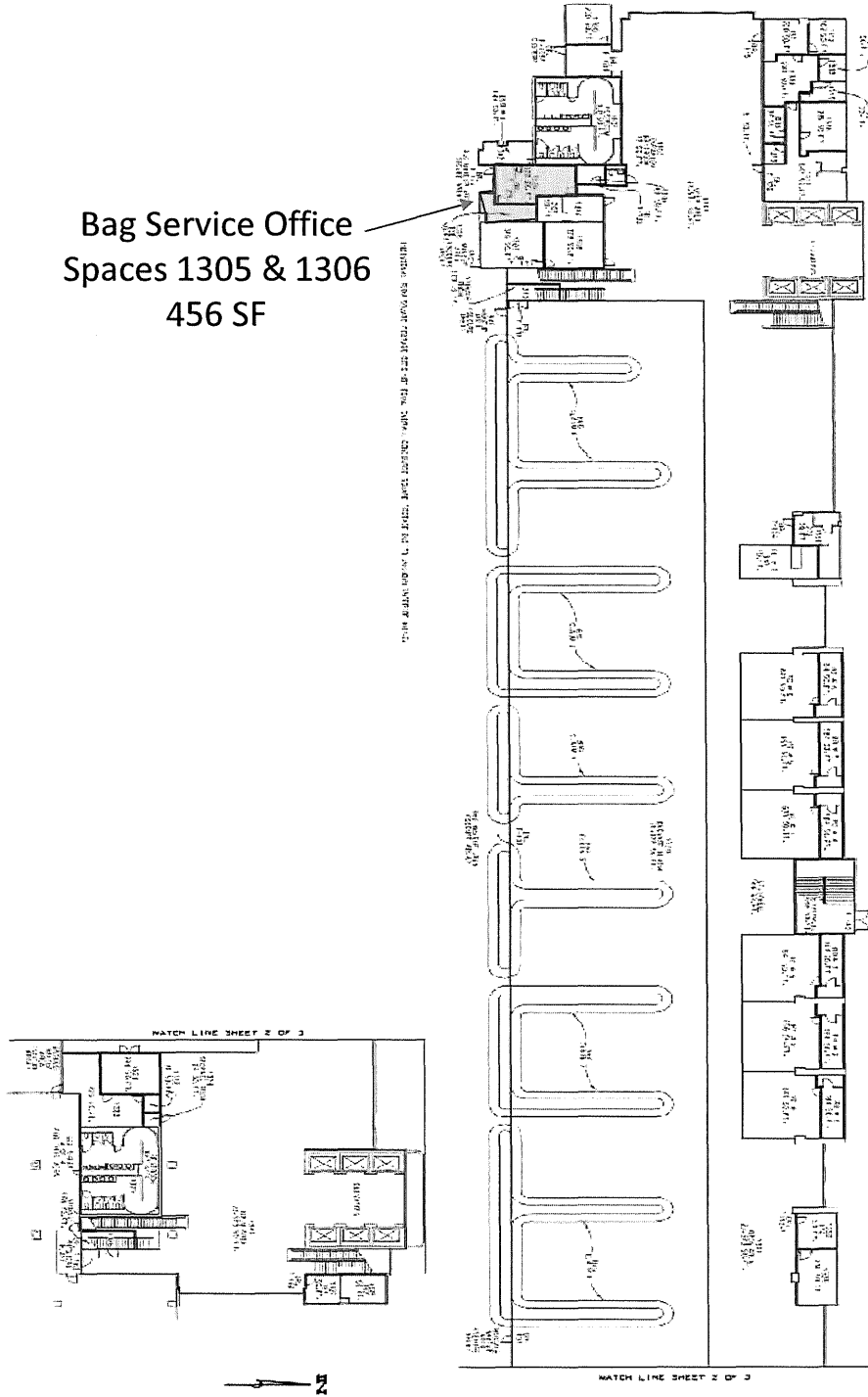




EXHIBIT "B" – Preferential Use Premises (Terminal Areas)  
American Airlines, Inc.

First Level Plan – Palm Beach International Airport Concourse "B"

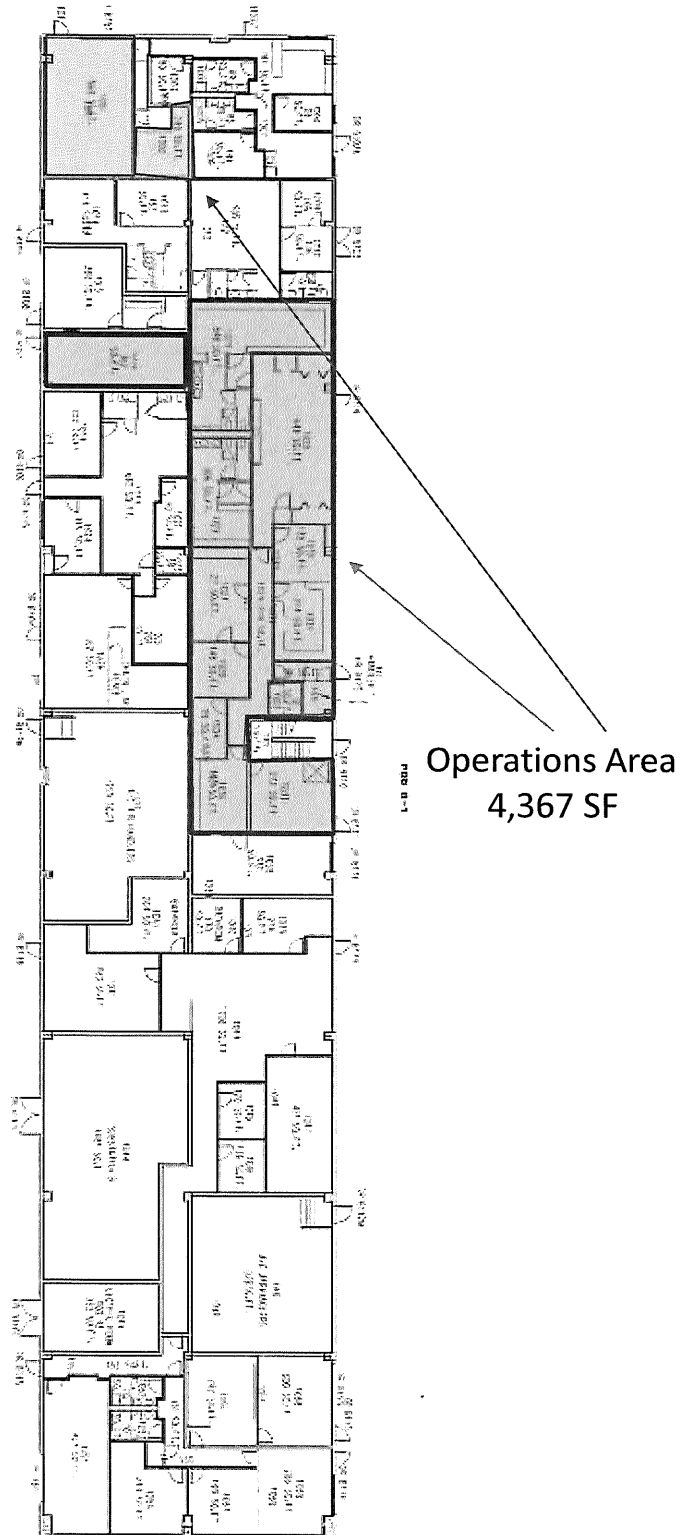
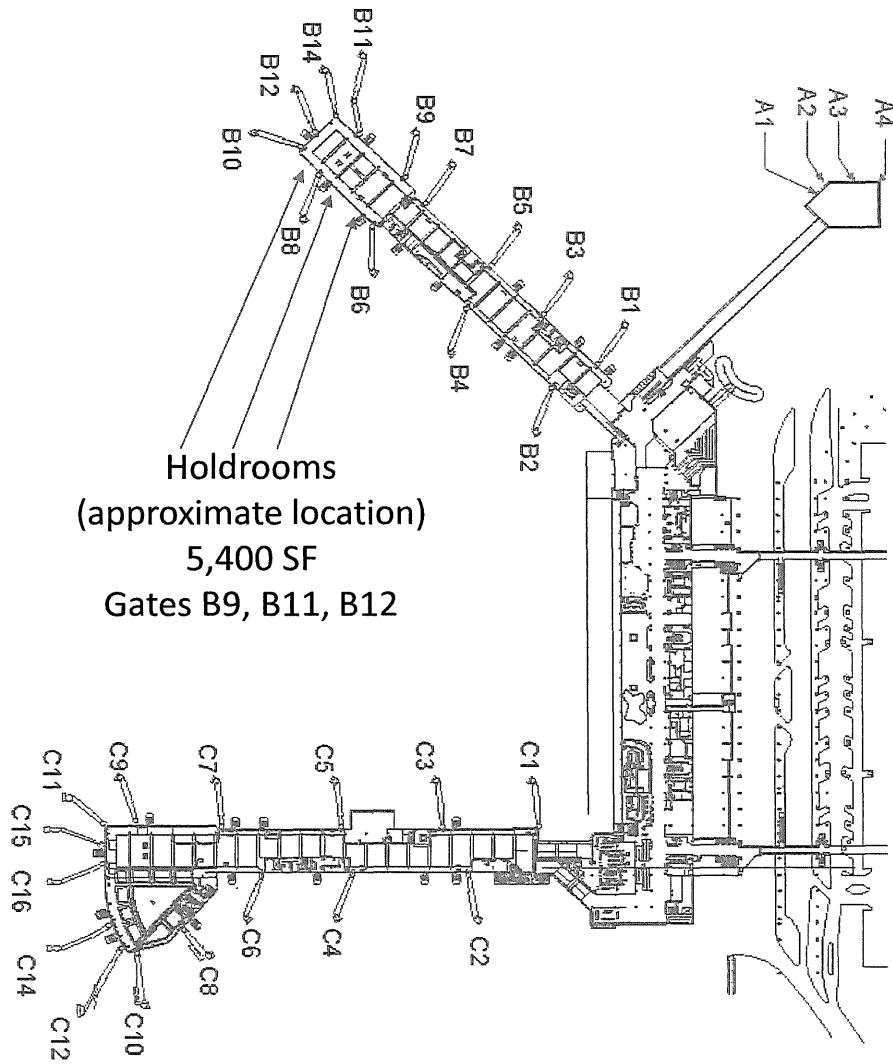


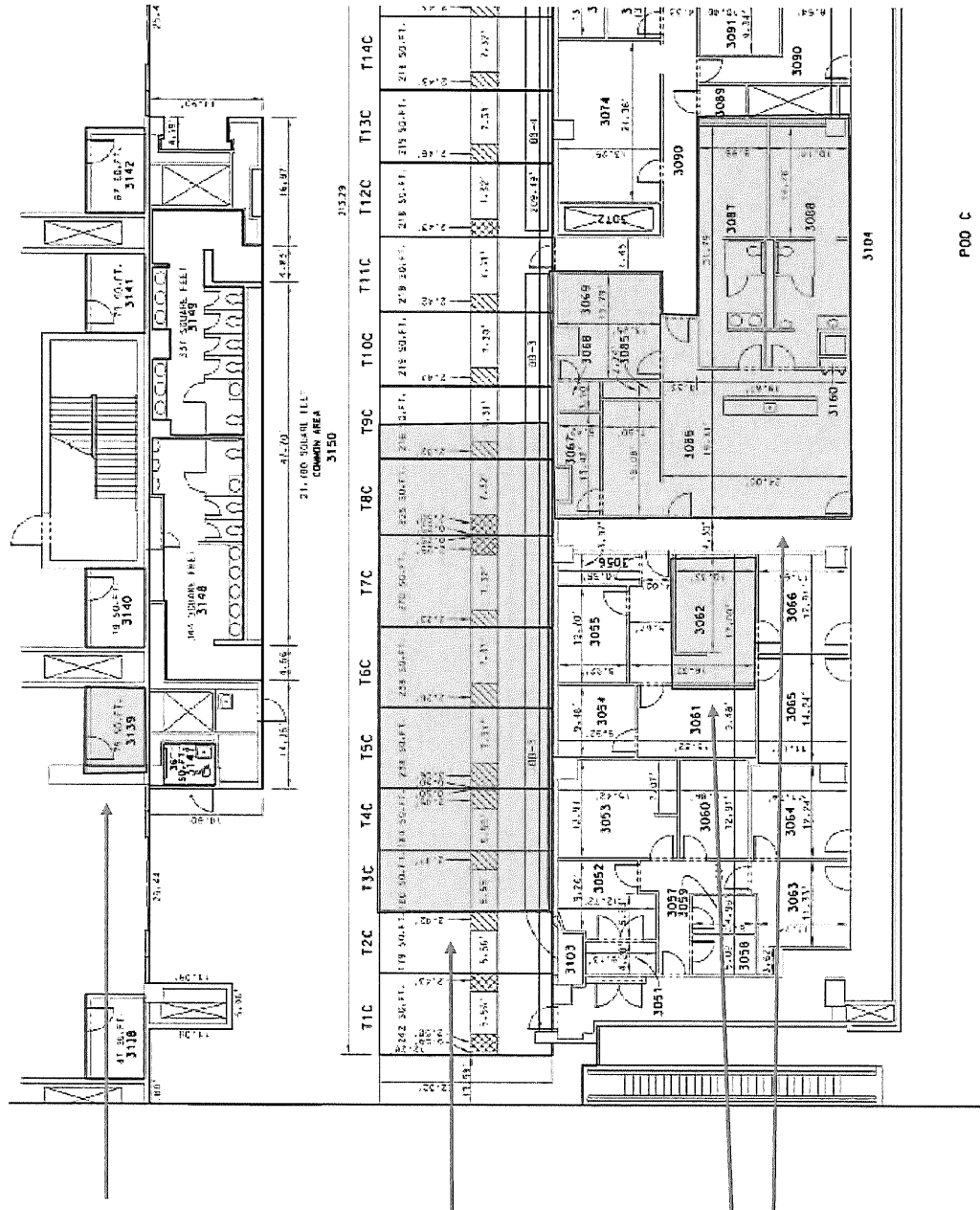
EXHIBIT "B" – Preferential Use Premises (Terminal Areas)  
American Airlines, Inc.

Second Level Plan – Palm Beach International Airport



**EXHIBIT "B" – Preferential Use Premises (Terminal Areas)  
American Airlines, Inc.**

**Third Level Plan – Palm Beach International Airport Main Terminal**



Curbside Office  
Space 3139  
79 SF

Ticket Counter  
1,443 SF

Ticket Offices  
1,604 SF