

Warren County Board of Supervisors

RESOLUTION NO. 305 OF 2011

Resolution introduced by Supervisors Belden, Bentley, Merlino, Champagne, Monroe, McCoy, Conover, Wood and Taylor

SETTING PUBLIC HEARING WITH RESPECT TO PROPOSED AGREEMENT WITH BUSHWACKER AIRCRAFT COMPANY, LLC REGARDING OPERATING A COMMERCIAL BUSINESS AT THE FLOYD BENNETT MEMORIAL AIRPORT

WHEREAS, Bushwacker Aircraft Company, LLC (hereinafter “Operator”) has requested that it be allowed to operate commercially out of the Floyd Bennett Memorial Airport to manufacture and sell FAA certified/ASTM aircraft experimental aircraft and component parts, for a term of five (5) years, and

WHEREAS, a proposed commercial operating agreement is presented at this meeting and is on file with the Clerk of the Board of Supervisors, and

WHEREAS, the proposed commercial operating agreement with Operator is proposed to provide, among other things, for:

1. the payment of 0% of its gross revenue generated out of the airport for years 1, 2 and 3, and 2% of its gross revenue generated out of the airport for years 4 and 5; and
2. the Operator to provide yearly financial statements to Warren County; and
3. Operator will maintain and improve its office space at its own expense with any improvements to remain in place thereafter; and
4. the term of the lease to commence upon the execution by all parties of the operating agreement and continue for five (5) years; and

WHEREAS, pursuant to General Municipal Law Section 352 a public hearing must be held upon at least ten (10) days notice published in two (2) newspapers having general circulation in Warren County before the lease may be entered into by the County and Tenant, and now, therefore, be it

RESOLUTION NO. 305 OF 2011

PAGE 2 OF 2

RESOLVED, that the Warren County Board of Supervisors hereby determines that it would be appropriate to consider the proposed five (5) year commercial operating agreement with Bushwacker Aircraft Company, LLC, and be it further

RESOLVED, that a public hearing will be held on June 17, 2011, at 10:15 a.m. with regard to the proposed operating agreement on at least ten (10) days notice published in two (2) newspapers having general circulation in Warren County, and be it further

RESOLVED, that the proposed commercial operating agreement with Bushwacker Aircraft Company, LLC, be presented to the Warren County Board of Supervisors on June 17, 2011 for consideration and such other and further action deemed appropriate by the Warren County Board of Supervisors, with the understanding that Warren County shall not be bound by such operating agreement and the same shall be subject to further revision by the Board of Supervisors and shall not be effective until approved by the Warren County Board of Supervisors after the public hearing thereon.