

RESOLUTION NO. _____ (N.C.S.)

**A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE
THE ARCHER AVIATION INC., 30 MORTENSEN AVE, SUITE 170, FACILITY
LEASE AGREEMENT AT THE SALINAS MUNICIPAL AIRPORT**

WHEREAS, the City and Archer Aviation, Inc. (“Archer”) desire to enter into a facility lease for 30 Mortensen Ave. Suite 170 (“Premise”) at the Salinas Municipal Airport; and

WHEREAS, the City and Archer have negotiated a facility lease agreement for Archer’s use and occupancy of the Premise; and

WHEREAS, pursuant to FAA Order 5190.6B and FAA Grant Assurance 25 – Airport Revenues, the revenue generated from this lease will be expended on the operation, maintenance, and capital development of the airport; and

WHEREAS, on September 28, 2021, the Salinas City Council adopted Resolution 22219 declaring the parcel of land containing the Property to be Exempt Surplus Land as defined in Government Code Section 54221; and

WHEREAS, Salinas Municipal Code Section 37-10.070 allows the City Council to allow land owned or leased by the City of Salinas to be used in a manner that it finds to be proper and in the public interest; and

WHEREAS, Salinas Municipal Code Section 12-13 allows the City Council to approve the leasing of any City-owned real property if the Council determines that the real property interest leased will not be necessary for municipal purposes during the term of the lease.

WHEREAS, the proposed action is not a project as defined by the California Environmental Quality Act (CEQA) (CEQA Guidelines Section 15378). Because the proposed action and this matter have no potential to cause any effect on the environment or because it falls within a category of activities excluded as projects pursuant to CEQA Guidelines. Any subsequent discretionary projects resulting from this action will be assessed for CEQA applicability; and

WHEREAS, at the November 16, 2023, Airport Commission meeting, the Airport Commission recommended that the City Council adopt a resolution approving and authorizing the execution of the Archer Aviation Inc., 30 Mortensen Avenue, Suite 170, Facility Lease Agreement at the Salinas Municipal Airport.

NOW, THEREFORE, BE IT RESOLVED that the Salinas City Council hereby finds and determines that the above recitals and accompanying Staff Report are true and correct and have served as the basis, in part, for the actions of the City Council set forth below; and

BE IT FURTHER RESOLVED THAT the City Council hereby finds that the use of the Premise is in accordance with the terms of the Lease, is proper, and in the public interest; and

BE IT FURTHER RESOLVED THAT the City Council hereby determines that the real property interest conveyed by the Lease will not be necessary for municipal purposes during

the term of the Lease; and

BE IT FURTHER RESOLVED THAT the Mayor of Salinas is hereby authorized and directed, for and on behalf of the City of Salinas, to execute the attached Facility Lease Agreement with Archer Aviation Inc. for the property located at 30 Mortensen Ave., Suite 170, within the Salinas Municipal Airport.

PASSED AND APPROVED this 23rd day of January 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

APPROVED:

Kimbley Craig, Mayor

ATTEST:

Patricia M. Barajas, City Clerk