



Contra
Costa
County

To: Board of Supervisors
From: Keith Freitas, Airports Director
Date: May 7, 2019

Subject: APPROVE AND AUTHORIZE TERMINATION OF TIEDOWN PERMIT WITH HAROLD MILLAN,
PACHECO AREA

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Director of Airports to terminate the Tiedown Permit for space K-7 with Harold Millan. AUTHORIZE County Counsel to pursue legal action to recover possession of the space from Millan, if necessary.

FISCAL IMPACT:

There is no negative impact on the General Fund. The Airport Enterprise Fund will cover the cost of any legal action.

BACKGROUND:

On September 28, 2008, the County entered in to a Tiedown Permit with Harold Millan (Tenant) for storage of his aircraft in tiedown space K-7, which is located on the East Ramp of Buchanan Field Airport. Because of his failure to pay rent in full, Tenant is currently in default under the Agreement.

Tenant has been sent 26 certified letters of delinquency with additional email notifications

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **05/07/2019** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: May 7, 2019

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Beth Lee (925)
681-4200

cc:

since the commencement of the tiedown permit on September 23, 2008. Airport staff willingly worked with

BACKGROUND: (CONT'D)

the tenant over the past four (4) years and were able to resolve two (2) years of past-due rents, however, Tenant is once again not paying his rent in a timely manner. Tenant is currently two (2) months behind on his rent.

Airport staff is requesting authority to terminate the Agreement and to pursue legal action against Tenant through County Counsel. The tiedown permit gives the County authority to terminate for cause at any time by providing a 3 days' prior written notice. The tiedown permit further gives authority to the County to move the aircraft to a transient tiedown and assess a towing charge if the tenant fails to remove the aircraft from the assigned space on or before the cancellation or termination of the permit. Such actions are consistent with adopted Airport policies.

CONSEQUENCE OF NEGATIVE ACTION:

Failure to terminate the Agreement and pursue legal action against Tenant would result in the Airport being unable to enforce adopted Airport policies and procedures.