

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

103



FROM: Economic Development Agency, Aviation Division

SUBMITTAL DATE:
April 1, 2004

SUBJECT: Consent to Encumber and Estoppel Certificate and Memorandum of Lease relating to the Lease between the County of Riverside and Mach I Air Charter, Inc., Lessee, a Delaware Corporation dated June 4, 2002 and Amended October 21, 2003 - French Valley Airport, Third District

RECOMMENDED MOTION: That the Board of Supervisors:

1. Consent to and approve the Consent to Encumber and Estoppel Certificate and approve the Memorandum of Lease relating to the Lease between the County of Riverside and Mach I Air Charter, Inc., a Delaware Corporation dated June 4, 2002 and amended October 21, 2003.
2. Authorize the Chairman to execute the Consent to Encumber and Estoppel Certificate and execute the Memorandum of Lease.

BACKGROUND: Quinn Aire, LLC has made various loans to Ovation Air Group, Inc. (formerly known as Mach 1 Air Charter, Inc.), Lessee, for construction of the improvements built on Lessee's leasehold. Paragraphs 23 and 24 of the Lease requires County's written consent for Lessee to encumber its leasehold interest with any person or entity, other than an established bank, savings and loan association or insurance company. Quinn Aire and Ovation Air Group have asked for County's written consent to encumber the leasehold with a Leasehold Deed of Trust and to record a Memorandum of Lease.

Aviation Division staff recommends that the Board consent to and approve the Consent to Encumber and Estoppel Certificate and approve the Memorandum of Lease. County Counsel has reviewed and approved both documents as to form.

Bradley J. Hudson

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Assistant County Executive Officer/EDA

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FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	NA
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	NA
	Annual Net County Cost:	\$ 0	For Fiscal Year:	NO

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: **APPROVE**

FORM APPROVED
COUNTY COUNSEL

APR 05 2004
BY *Jordan V. Ubo*

County Executive Office Signature *Bhonda King*

- Dep't Recomm.: Policy
- Per Exec. Ofc.: Policy
- Consent
- Consent

Prev. Agn. Ref.: 6/4/02 3.2, 10/21/03 3.14 | **District:** 3rd | **Agenda Number:**

**ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD**

3.14