

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND

2020 Legislative Session

Legislative Day No. 10

Resolution No. 25-2020

Introduced by: The President of the Council at the request of the County Executive

A RESOLUTION TO APPROVE A TEMPORARY MODIFICATION TO THE RENTAL CAR CONCESSION AGREEMENT FOR USE WITH ENTERPRISE LEASING COMPANY OF BALTIMORE, THE HERTZ CORPORATION, AND AVIS RENT A CAR SYSTEM, INC., AND THEIR SUCCESSORS AND ASSIGNS, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE SUCH MODIFICATION AGREEMENTS.

WHEREAS, Enterprise Leasing Company of Baltimore, Avis Rent A Car System, Inc. and The Hertz Corporation, their successors and assigns, are the current concessionaires under rental car concession agreements with the County, each dated July 1, 2005; and

WHEREAS, by reason of the effects of the coronavirus on airport and flight operations, the rental car concessionaires have requested that the minimum guaranteed concession fee provided in their respective rental car concession agreements be waived as provided in Section 6.1 of the agreements.

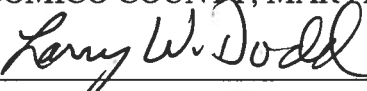
NOW, THEREFORE, BE IT RESOLVED, by the County Council of Wicomico County, Maryland, that the form Temporary Modification to Rental Car Concession Agreement as attached hereto is approved and the County Executive is hereby authorized to execute each such agreement in the name and on behalf of the County with the current concessionaires Enterprise Leasing Company of Baltimore, Avis Rent A Car System, Inc, and The Hertz Corporation, their successors and assigns.

Done at Salisbury, Maryland, this 19th day of May, 2020.

ATTEST:



Laura Hurley, Council Administrator

COUNTY COUNCIL OF
WICOMICO COUNTY, MARYLAND
By: 

Larry W. Dodd, Council President

CERTIFICATION

THIS RESOLUTION was Adopted , Adopted with Amendments _____, Failed _____, Withdrawn _____ by the County Council on May 19, 2020.

Certified by 

Laura Hurley, Council Administrator

TEMPORARY MODIFICATION TO RENTAL CAR CONCESSION AGREEMENT

This Agreement made and entered into this ____ day of _____, 2020, by and between **Wicomico County, Maryland** (“County”) and _____ (“Concessionaire”).

WHEREAS, County entered into a Rental Car Concession Agreement dated July 1, 2005 with Concessionaire or its predecessors in interest (the “Agreement”); and

WHEREAS, by reason of the effects of the coronavirus on airport and flight operations, the parties hereto have agreed to temporarily suspend the requirements for a minimum monthly guaranteed payment as set forth in the Agreement;

NOW THEREFORE, the parties agree to amend the Agreement as follows:

1. The minimum guaranteed annual payment of a percentage of Gross Revenues as defined in the Agreement is waived for the period during which this Agreement is in effect. This Agreement will be effective as of _____, 2020 and will end at such time as the number of passengers deplaning from scheduled airline flights at the Airport during a period of thirty (30) or more consecutive days is equal to or greater than seventy-five percent (75%) of the number of such deplaning passengers for the same period for the immediately preceding year.
2. During the abatement the Concessionaire shall continue to pay monthly the percentage of Gross Revenues as provided in the Agreement.
3. During the period that this Agreement is in effect, the Concessionaire may request modification of its hours of operation. Any such change first must be approved in writing by the Airport Manager.
4. Except as provided herein, the Rental Car Concession Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Temporary Modification to Rental Car Concession Agreement effective as of the date set forth above.

ATTEST:

Wicomico County, Maryland

R. Wayne Strausburg
Director of Administration

By: _____ (SEAL)
Bob Culver, Executive

Concessionaire

Witness

By: _____ (SEAL)
Name: _____
Title: _____