



# Council Communication

Office of the City Manager

<b>Date</b>	February 9, 2009
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<b>Agenda Item No.</b>	<b>10</b>
<b>Roll Call No.</b>	<b><u>09-</u></b>
<b>Communication No.</b>	<b><u>09-079</u></b>
<b>Submitted by: Craig Smith, Aviation Director and Jeb E. Brewer, P.E., City Engineer</b>	

## **AGENDA HEADING:**

Approving and Authorizing the Execution of Federal Aviation Administration AIP Grant Agreement, Project Number 3-19-0027-49 Airport East Cargo Apron Reconstruction.

## **SYNOPSIS:**

Recommend the City Council approve the FAA Grant and authorize the Mayor to execute a Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant 49 in a 95% Federal share amount of \$665,000 along with City acceptance and ratification of all associated grant assurances, warranties, covenants, and agreements contained in the project application for the funding of the Airport East Cargo Apron Reconstruction project.

## **FISCAL IMPACT:**

Amount: \$700,000

Funding Source: Recommended 2009-2010 CIP, Page Airport-13, East Cargo Pavement Repairs AIR172, being \$665,000 (95%) in FAA funds through this AIP Grant 49 or any additional money that FAA may make available and \$35,000 (5%) in Passenger Facility Charge (PFC) funds included in approved PFC Application Number 11.

## **ADDITIONAL INFORMATION:**

Under Ordinance 12,040 establishing the Des Moines International Airport (Board), the City Council authorized the Board to enter into contracts for public improvements in the Capital Improvements Program but reserved the power to approve or accept state and federal grants. The Board has approved the award of the Taxiway P Reconstruction and Additional Work, contract on March 4, 2008 by Resolution No. A08-055, subject to FAA approval and notification that funds are available for this work. Also on March 4, 2008 by Resolution No. A08-059, the Board authorized the Aviation Director to submit a Passenger Facility Charge (PFC) application for a 5% local share project funding of Taxiway P and a planned 10% local share for the East Cargo Apron Work. Use of PFC funds for the local share of grant projects is approved by definition under Federal Regulation 14 CFR 158 if the Airport applies to use this funding and that approval has been received. On March 17, 2008 and on March 19, 2008, staff received notification from FAA planning staff and confirmation from the FAA Regional AIP Program Manager that FAA Entitlement funds would be available to fund Division One of the Taxiway P Reconstruction and Additional Work construction contract. On March 21, 2008, the FAA Airports Engineer concurred with the Board authorization to award the contract to Manatts, Inc. of Brooklyn, IA, and notified City Staff that the paperwork was in process that would result in the offer of this AIP Grant for Taxiway P

Reconstruction, that the East Cargo Apron work was reviewed and approved for inclusion in the contract, but funding for the East Cargo was not programmed until Federal FY 2009. On April 1, 2008, the Board recommended the acceptance of AIP grant funding to City Council for approval.

PFC Application 11 included reimbursement for a planned 10% local share that was expected to go into affect in Federal FY 2009. FAA has been given AIP grant authority under continuing resolution through March 6, 2009. This AIP Grant 49 is anticipated to be offered as a 95% federal share and 5% local match AIP grant. Timing is of the essence in that the FAA Regional Airports Office has been given a preliminary deadline for executing all Part A 95% federal share funding for Federal FY 2009 by February 25, 2009, requiring the City to be able to execute and return this grant to FAA within a limited amount of time. It is imperative that the Mayor be given authority to execute Grant 49 as soon as it is offered.

#### **PREVIOUS COUNCIL ACTION(S):**

Date: April 21, 2008

Resolution Number: 08-679

Action: Federal Aviation Administration AIP Grant Agreement for Airport Taxiway P Reconstruction. (Council Communication No. 08-219) Moved by Vlassis to adopt. Motion Carried 7-0.

#### **BOARD/COMMISSION ACTION(S): AIRPORT BOARD**

Date: March 4, 2008

Resolution Number: A08-55

Action: Approval of Contract, Bond, and Authorization of Board Chairperson to Sign Contract and permission to sublet, subject to FAA funding.

Date: March 4, 2008

Resolution Number: A08-59

Action: Authorization for Aviation Director to Prepare and Submit Application No. 11 for Passenger Facility Charge (PFC) Funding of CIP Projects (which included local share funding of both Taxiway P and East Cargo Apron Reconstruction).

Date: April 1, 2008

Resolution Number: A08-71

Action: Recommend to City Council Acceptance of FAA Airport Improvement Grant No. 3-19-0027-46 in a Federal Share Amount of \$2,976,000 or any Additional Money that FAA May Make Available for the Taxiway P Reconstruction and Additional Work (including Division 2 East Cargo) Project.

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Airport Board approval of remaining construction payments and final contract acceptance.

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