

★ **Roll Call Number**

**Agenda Item Number**

37

.....  
**Date** ..... April 26, 2010 .....

**Approval of First Option to the South Air Cargo Building Lease with UPS Cartage Services, Inc.  
for Property at the Des Moines International Airport**

WHEREAS, the City of Des Moines ("City"), owns an airport known as the Des Moines International Airport, located in Polk County, Iowa ("Airport"); and

WHEREAS, Chapter 22 of the Municipal Code of the City of Des Moines delegates certain rights and responsibilities pertaining to the operation of the Airport to the Des Moines International Airport Board (the "Airport Board"), including the right to enter into leases and certain other agreements with terms of up to three years in duration; and

WHEREAS, Airport staff and representatives of UPS Cartage Services, Inc. agreed to the terms of a South Air Cargo Building Lease ("Agreement") for property at the Airport; and

WHEREAS, after a public hearing on April 21, 2008, by Roll Call No. 08-735, Council approved the Agreement that provided for a term of two years with two two-year options to renew; and

WHEREAS, the two year term is expiring and UPS Cartage Services, Inc. has requested to exercise the first two year lease option; and

WHEREAS, on April 6, 2010, by Resolution A10-061, the Airport Board recommended that the Des Moines City Council approve the first two-year option; and

WHEREAS, the City has determined that permitting UPS Cartage Services, Inc to exercise the first option to the Agreement would be advantageous and beneficial to the City; and

WHEREAS, the City Council deems it advisable to act favorably and finally upon UPS Cartage Services' request.

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NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DES MOINES, IOWA:

That the exercise of the first option to renew the South Air Cargo Building Lease between the City of Des Moines and UPS Cartage Services, Inc. is approved

(Council Communication 10-202 is attached.)

Moved by \_\_\_\_\_ to adopt.

Approved as to form:

David A. Ferree
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GREISS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL.

MOTION CARRIED APPROVED

Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk