

★ **Roll Call Number**

Agenda Item Number

15

.....
Date July 12, 2010

SET DATE OF HEARING FOR APPROVING FIRST AMENDMENT TO OPERATING AGREEMENT AND TERMINAL LEASE WITH UNITED AIRLINES, INC.

WHEREAS, the City of Des Moines owns and operates an airport known as Des Moines International Airport (hereinafter called the "Airport"), located in Des Moines, Polk County, Iowa; 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, on October 27, 2008, by Roll Call No. 08-1896, the Des Moines City Council (the "Council") approved the United Airlines Scheduled Airline Operating Agreement and Terminal Lease; and

WHEREAS, United Airlines recently requested an additional 410 square feet of second floor office space for their local manager, as well as 966 square feet of maintenance and storage space. The space was previously unoccupied; and

WHEREAS, because the lease is for a duration of greater than three years, Council approval is required; and

WHEREAS, on July 6, 2010, through Resolution No. A10-122, the Airport Board unanimously recommended that Council approve the first amendment;

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

1. That this City Council meet in the Council Chambers, City Hall, City of Des Moines, Iowa, at 5:00 p.m. on the 26th day of July, 2010, for the purpose of taking action on the matter of approving the first amendment;
2. That the proposed amendment be filed with the City Clerk;
3. That notice of said proposal be given by publication not less than four (4) nor more than twenty (20) days before the date of the public hearing, all as specified in Iowa Code sections 364.7 and 362.3; and
4. That the City Clerk is hereby authorized and directed to publish the notice as provided above.

Moved by _____ to adopt.

Approved as to form:


 David A. Ferree
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GREISS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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