



Roll Call Number

Agenda Item Number

54

Date June 22, 2020

**APPROVING FIRST AMENDMENT TO AGREEMENT BETWEEN
THE CITY OF DES MOINES AND THE DES MOINES AIRPORT AUTHORITY
FOR THE PROVISION OF CITY SERVICES**

WHEREAS, on February 5, 2018, by Roll Call Number 18-0223, the City entered into an “Agreement Between the City of Des Moines and the Des Moines Airport Authority for the Provision of City Services” (the “Agreement”) until June 30, 2020; and,

WHEREAS, the City and the Authority have been satisfied with the provision of services and compensation provided pursuant to the Agreement; and,

WHEREAS, the City and the Authority have agreed that it would be in their mutual interest to extend the term of the Agreement for an additional three years by amending the Agreement to provide for a new termination date of June 30, 2023.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the attached First Amendment to Agreement Between the City of Des Moines and the Des Moines Airport Authority for the Provision of City Services is hereby approved. The Mayor and City Clerk are hereby authorized and directed to execute the First Amendment on behalf of the City of Des Moines.

MOVED by _____ to adopt.

FORM APPROVED:

/s/ Thomas G. Fisher Jr.

Thomas G. Fisher Jr.
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

CERTIFICATE

I, P. Kay Cmelik, 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.

Mayor

City Clerk

**FIRST AMENDMENT TO
AGREEMENT BETWEEN THE CITY OF DES MOINES AND THE DES MOINES
AIRPORT AUTHORITY FOR THE PROVISION OF CITY SERVICES**

Effective February 1, 2018, the City of Des Moines, an Iowa municipal corporation, and the Des Moines Airport Authority, an aviation authority created pursuant to Iowa Code chapter 330A entered into an Agreement Between the City of Des Moines and the Des Moines Airport Authority for the Provision of City Services (the "Services Agreement"). The Parties now amend the Services Agreement as follows:

1. Article 1 of the agreement is amended by deleting "June 30, 2020" and substituting in its place "June 30, 2023".
2. In all other respects, the Services Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their proper officers, duly authorized, therefore.

DES MOINES AIRPORT AUTHORITY



Kerty Levy, Board Chairperson

STATE OF IOWA)
) ss:
COUNTY OF POLK)

On this 9th day of June, 2020, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared KERTY LEVY, to me personally known, who being by me duly sworn, did say that she is a BOARD CHAIRPERSON of the DES MOINES AIRPORT AUTHORITY, that the seal affixed to the foregoing instrument is the seal of the corporation; that the instrument was signed and sealed on behalf of the corporation, by authority of its Board of Directors, and KERTY LEVY acknowledged the execution of the instrument to be the voluntary act and deed of the corporation, by it and by her voluntarily executed.



Notary Public in the State of Iowa



CITY OF DES MOINES, IOWA

T. M. Franklin Cownie, Mayor

ATTEST:

APPROVED AS TO FORM:

P. Kay Cmelik, City Clerk

Thomas G. Fisher Jr., Assistant City Attorney

STATE OF IOWA)
) ss:
COUNTY OF POLK)

On this _____ day of _____, 2020, before me, the undersigned, a Notary Public, personally appeared T. M. Franklin Cownie and P. Kay Cmelik to me personally know, who, being by me duly sworn, did state that they are the MAYOR and CITY CLERK, respectively, of the City of Des Moines, Iowa; that the seal affixed to the foregoing instrument is the seal of the corporation, and that the instrument was signed and sealed on behalf of the corporation, by authority of its City Council as contained in the Resolution adopted under Roll Call No. _____ dated _____, and that T. M. Franklin Cownie and Diane Rauh acknowledged the execution of the instrument to be the voluntary act and deed of the municipal corporation, by it voluntarily executed.

Notary Public in the State of Iowa