



Roll Call Number

08-888

Agenda Item Number

38B

Date May 19, 2008

WHEREAS, the ordinance establishing the Des Moines International Airport gives the Airport Board the power to establish and enforce regulations for the control, operation, supervision and maintenance and security of the Airport and further gives the Board the power to establish rates and charges for use of the airport, airport facilities, or airport services; and

WHEREAS, the Airport Board is required by section 22-51(a)(3) of the Municipal Code to notify the City Council of the proposed effective date of the regulation and to provide a copy of the proposed regulation to the City Council for its review; and

WHEREAS, the Airport Board intends to enact a regulation that is scheduled to take effect on July 1, 2008, relating to rates and charges at the Des Moines International Airport; and

WHEREAS, the Airport Board intends to enact the attached proposed regulation pursuant to section 22-51 of the Municipal Code; and

WHEREAS, on April 1, 2008, through Resolution A08-065, the Airport Board approved by first reading the proposed regulation No. 08-56 by adding section 2-20 to the Airport Board Regulations relating to the power to implement a customer facility charge as a part of rates and charges at the Des Moines International Airport; and

WHEREAS, a public hearing was held on May 6, 2008, at 8:00 a.m. in the Cloud Room of the Des Moines International Airport and after the hearing the Airport Board approved, through Resolution A08-093 , the second reading of the proposed regulation; and

WHEREAS, the City Council, if upon review of the proposed regulation, determines that such regulation is inconsistent with the provisions of the Municipal Code, or is inconsistent with any applicable state or federal law or regulation, or is otherwise objectionable, the City Council may so declare by resolution, and in that event the proposed regulation will not be published and shall not take effect;

★ Roll Call Number
08-888

Agenda Item Number
38B

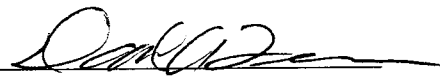
Date May 19, 2008

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

That the attached communication from the Chairperson of the Des Moines International Airport Board and copy of the proposed Airport Board Regulation No. 08-56 duly notifying the Council of the proposed effective date for the regulation of July 1, 2008, is hereby received and filed.

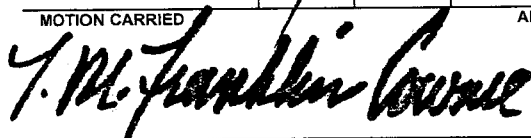
Moved by Vlassis to adopt.

FORM APPROVED:


 David A. Ferree
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
VLASSIS	✓			
MEYER	✓			
TOTAL	7			

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