

★ Roll Call Number 08-1580

Agenda Item Number 14

Date September 8, 2008

WHEREAS, on July 14, 2008 by Roll Call No. 08-1275, the City Council initiated the rezoning of a portion of the Riverbend Neighborhood to an R1-60 One-Family Low Density Residential District;

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on August 21, 2008, its members voted 14-0 in support of a motion to recommend **APPROVAL** of the rezoning of that portion of the Riverbend Neighborhood described in Exhibit "A" and depicted on the map in Exhibit "B", from the "R-3" Multiple Family Residential District and "M-1" Light Industrial District to the "R1-60" One-Family Low-Density Residential District.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. That the meeting of the City Council at which the proposed rezoning is to be considered shall be held in the Council Chambers at City Hall at 5:00 p.m. on September 22, 2008, at which time the City Council will hear both those who oppose and those who favor the proposal.
2. That the City Clerk is hereby authorized and directed to cause notice of said proposal in the accompanying form to be given by publication once, not less than seven (7) days and not more than twenty (20) days before the date of hearing, all as specified in Section 362.3 and Section 414.4 of the Iowa Code.

MOVED by Vlassis to adopt.

FORM APPROVED:

Roger K. Brown
Roger K. Brown
Assistant City Attorney

(ZON2008-00110)

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

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.

MOTION CARRIED APPROVED
T. M. Franklin
Mayor

Diane Rauh City Clerk



Roll Call Number

08-1581

Agenda Item Number

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Date September 8, 2008

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SET DATE OF HEARING FOR APPROVING AMENDMENT TO CURRENT AGREEMENT WITH MESA AIRLINES, INC., EXTENDING THE SCHEDULED AIRLINE OPERATING AGREEMENT AND TERMINAL BUILDING LEASE AT THE DES MOINES INTERNATIONAL AIRPORT THROUGH SEPTEMBER 30, 2008

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, on September 20, 1993, by Roll Call No. 93-3490, the Des Moines City Council approved Ordinance 12,040 assigning certain rights and responsibilities pertaining to the Airport to the Des Moines International Airport Board (hereinafter called the "Board"), including the right to enter into leases up to three years in duration and certain other agreements; and

WHEREAS, on June 12, 2001, by Resolution No. A01-186, the Board approved the Scheduled Airline Operating Agreement and Terminal Building Lease ("Agreement") between the City and Mesa Airlines, Inc. ("Airline"); and

WHEREAS, the Agreement was scheduled to terminate on June 30, 2004; and

WHEREAS, the parties entered into a First Amendment which extended the term of the Agreement to June 30, 2006; and

WHEREAS, the parties entered into a Second Amendment which extended the term of the Agreement to June 30, 2008; and

WHEREAS, Airline desires to continue to lease from City those premises and facilities under the terms of the Agreement as Amended by the First and Second Amendments; and

WHEREAS, the parties in order to complete negotiations on a new agreement wish to extend the Agreement as amended by the First and Second Amendments for an additional three months, to September 30, 2008; and

WHEREAS, the term of the Agreement including the Third Amendment is greater than three years and requires approval of the City Council, and

WHEREAS, it is in the best interest of the City to approve the three month extension so that the parties will continue operating under the Agreement while Airline completes its internal review for execution of the new agreement, and