

★ Roll Call Number
09-167

Agenda Item Number
10

Date February 9, 2009

**APPROVING AND AUTHORIZING THE EXECUTION OF
FEDERAL AVIATION ADMINISTRATION AIP GRANT AGREEMENT,
PROJECT NUMBER 3-19-0027-49
AIRPORT EAST CARGO APRON RECONSTRUCTION**

WHEREAS, Engineering and Airport staff have worked with Federal Aviation Administration (FAA) staff to program Federal Fiscal Year 2009 AIP Grant funds for the East Cargo Apron Reconstruction project; and

WHEREAS, on March 4, 2008, by Resolution No. A08-054, the Airport Board approved a contract for the Taxiway P Reconstruction and related work with Manatts, Inc. in an amount of \$3,757,710.35 subject to FAA notification of funds.

WHEREAS, on March 21, 2008, FAA notification of funding came in the form of an offer of an AIP grant for a 95% Federal Share in an amount of \$2,976,000 to fund the Taxiway P, Division One portion of the contract and the approval in the contract and programming of Federal FY 2009 Entitlement funds in an amount of \$665,000 for the East Cargo Apron, Division two portion of the contract.

WHEREAS, on April 21, 2008, by Roll Call 08-679, the City Council approved the execution of AIP Grant 46 in an amount of FAA notification of \$2,976,000 to fund the Taxiway P, Division one portion of the contract work.

WHEREAS, timing is of the essence in that the FAA Regional Airports Office has been given a preliminary deadline for executing all Part A 95% federal share funding for Federal FY 2009 by February 25, 2009, requiring the City to be able to execute and return this grant to FAA within a limited amount of time.

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

1. That the City of Des Moines, Iowa, does hereby approve execution and acceptance of a Federal FAA Grant for the East Cargo Apron Reconstruction project.
2. That the City of Des Moines, Iowa, does hereby ratify and adopt all statements, representations, assurances, warranties, covenants, and agreements contained in the Project Application, a copy of which is on file in the office of the City Clerk.

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- 3. That the Mayor is hereby authorized and directed to execute said AIP Grant, Project No. 3-19-0027-49, in a 95% Federal Share amount anticipated to be \$665,000.00 or any such amount offered to the City of Des Moines, Iowa, whether it may be more or less than the anticipated amount, the City Clerk shall attest to the signature, and the Legal Department is authorized to evaluate and certify on behalf of the City of Des Moines, Iowa, that the grant agreement execution is legal and binding according to state and local law.

(Council Letter Number 09-079 attached)

Moved by Vlassis to adopt.

FORM APPROVED: David A. Ferree
David A. Ferree
Assistant City Attorney

Funds Available - CIP Account 543090, Fund EN004, Organization AIR990000, Projects AIR172 Airport East Cargo Pavement Repairs

JB

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

MOTION CARRIED 7-0-0 APPROVED
T. M. Franklin 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.

Diane Rauh

City Clerk