

★ **Roll Call Number**

11-0691

Agenda Item Number

39

Date April 25, 2011

WHEREAS, on September 5, 2007, by Resolution No. A07-155, the Airport Board recommended to City Council the approval of the Other Transaction Agreement with the TSA for partial funding of the construction of the Airport Baggage Handling Project in an amount not to exceed \$3,000,000; and

WHEREAS, on September 10, 2007, by Roll Call No. 07-1789, City Council approved the funding agreement with TSA; and

WHEREAS, on September 1, 2009, by Resolution A09-155, the Airport Board recommended to City Council the approval of Amendment No. 1 to the OTA to extend the project completion date to June 30, 2010, and the agreement performance date to September 30, 2010; and

WHEREAS, on June 1, 2010, by Resolution No. A10-106, the Airport recommended to City Council the approval of Amendment No. 2 to the OTA with TSA to extend the completion date to March 31, 2011, with all other terms and conditions remaining unchanged ; and

WHEREAS, on June 14, 2010, by Roll Call No. 10-926, City Council approved Amendment No. 2 to the OTA with TSA, extending the completion date to March 31, 2011; and

WHEREAS, on April 5, 2011, by Resolution No. A11-042, the Airport Board recommended to City Council the approval of Amendment No. 3 to the OTA to extend the completion date to December 31, 2011, and the agreement performance date to March 31, 2012, with all other terms and conditions remaining unchanged; and

WHEREAS, TSA has agreed to the modification of the agreement.

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Date April 25, 2011

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

That Amendment No. 3 to the Other Transaction Agreement (OTA) with Transportation Security Administration (TSA) to extend the completion date of the Baggage Handling System Project to December 31, 2011, and the agreement performance date to March 31, 2012, is accepted and approved; and that the Mayor is hereby authorized and directed to sign on behalf of the City of Des Moines and the City Clerk is hereby authorized and directed to attest the Mayor's signature.

MOVED BY Hensley TO ADOPT.

(Council Communication No. 11-249)

APPROVED AS TO FORM:

[Signature of David A. Ferree]

David A. Ferree
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and 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.

[Signature of Diane Rauh]

City Clerk

T. M. Franklin Council Mayor