



Roll Call Number

11-1493

Agenda Item Number

60

Date August 29, 2011

APPROVING THE SECOND AMENDMENT TO THE TERMINAL LEASE AGREEMENT WITH UNITED STATES GENERAL SERVICES ADMINISTRATION AT THE DES MOINES INTERNATIONAL AIRPORT

WHEREAS, Chapter 22 of Des Moines City Code assigns certain rights and responsibilities pertaining to the Airport to the Des Moines International Airport Board, but reserves for the City Council the authority to enter into leases of greater than three years duration; and

WHEREAS, the General Services Administration desires to amend its terminal lease at the Airport to add certain space; and

WHEREAS, the term of the lease is scheduled to terminate on June 30, 2019, which, being greater than three years, requires approval of the Council; and

WHEREAS, on August 9, 2011, by resolution A11-123, the Airport Board recommended approval of the First Amendment to the Terminal Lease with the General Services Administration; and

WHEREAS, on August 8, 2011, by Roll Call No. 11-1369, City Council directed the City Clerk to publish notice of a hearing on August 29, 2011, for the proposal; and

WHEREAS, pursuant to Iowa Code §§364.7 and 362.3, notice of the hearing on the proposed agreement has been duly published as provided by law; and

WHEREAS, the public meeting and hearing has been duly held at the time and place provided and in accordance with said notice, those interested in the proposal both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council; and

WHEREAS, it is in the best interests of the City to approve the amendment to the agreement;

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

1. That upon due consideration of the facts and the statements of interested persons, the objections, if any, to the proposed Second Amendment to the Terminal Lease with United States General Services Administration are overruled.
2. That the Mayor is authorized and directed to sign the Second Amendment to the Terminal Building Lease with the United States General Services Administration and the City Clerk is hereby authorized and directed to attest to the Mayor's signature.

(Council Communication 11.547 is attached.)

Moved by Hensley to adopt.

Approved as to form:


 David A. Ferree
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GREISS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED 7 APPROVED
T. M. Franklin Council 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