



Roll Call Number

24-0978

Agenda Item Number

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Date July 15, 2024

APPROVAL OF 28E AGREEMENT BETWEEN THE CITY OF DES MOINES, IOWA  
and THE DES MOINES AIRPORT AUTHORITY

**WHEREAS**, the Authority manages and operates the Des Moines International Airport (hereinafter “Airport”) pursuant to a long term lease with the City and Chapter 22 of the City’s municipal code; and

**WHEREAS**, Sec. 22-56 of the Des Moines municipal code provides City ordinances are enforceable to the extent they are applicable on Airport property and Sec. 22-55 states Authority regulations have the effect of law and may be charged as municipal infractions or simple misdemeanors; and

**WHEREAS**, the Authority rules and regulations provide parking violations at the Airport may be charged on a simple notice of fine as provided in the City’s municipal code; and

**WHEREAS**, Sec. 114-485.04 of the Des Moines municipal code authorizes “designated personnel” to issue parking citation-complaints within the City; and

**WHEREAS**, through this 28E agreement, the parties seek to exercise their joint power to issue parking tickets and permit designated Authority employees to issue City of Des Moines parking citation-complaints for parking violations at the Airport; and

**WHEREAS**, each party shall be responsible for its own expenses related to the performance of this agreement with parking citation-complaints being issued and prosecuted consistent with the procedures outlined in Sec. 114-485.01 – 114-485.09 of the City’s municipal code, as may be amended from time to time. Such citation/complaints shall be placed on file with the city clerk and shall name the City as Plaintiff. The City shall be entitled to retain all fines related to parking violations charged by Authority personnel.

**NOW, THEREFORE, BE IT RESOLVED** by the City of Des Moines, Iowa City Council, the 28E Agreement between the City of Des Moines and the Des Moines Airport Authority is hereby accepted and adopted with the Mayor authorized to execute the agreement with the City Clerk to attest to the Mayor’s signature with the City Manager or his designee to carry out the terms of the agreement.



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Moved by Gatto to adopt.

Second by Coleman

Approved as to form:

/s/ Meg Norberg

Megan Norberg
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, COLEMAN, GATTO, MANDELBAUM, SIMONSEN, VOSS, WESTERGAARD, and TOTAL.

CERTIFICATE

I, Laura Baumgartner, 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

Signature of Carl B. Jones

Mayor Pro Tem

Signature of Laura Baumgartner

City Clerk