

ORDINANCE #65311
Board Bill No. 150

An Ordinance, recommended and approved by the Airport Commission and the Board of Estimate and Apportionment, ratifying and adopting the actions of the Mayor and the Comptroller of the City of St. Louis (the "City") in accepting and executing on behalf of the City a certain "AMENDMENT NUMBER 1" dated July 12, 2001, which is filed in the Office of the City Register and is incorporated herein, to the "Grant Agreement" for Project Number 3-29-0085-47, Contract Number DTFA09-97-A-40058, dated September 30, 1997, authorized by Ordinance 64189 approved November 17, 1997, for a maximum federal obligation of Eight Hundred Thousand Dollars(\$800,000), AMENDMENT NUMBER 1 amends the description of the development to be accomplished under the project; amending Section One of Ordinance 64189 by deleting and substituting certain words and adding a special condition as provided in Section Three of this Ordinance; and containing an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. The actions of the Mayor and the Comptroller in accepting and executing on behalf of the City of St. Louis (the "City") an "AMENDMENT NUMBER 1" dated July 12, 2001, which is filed in the Office of the City Register and is incorporated herein, to the "Grant Agreement" for Project Number 3-29-0085-47, Contract Number DTFA09-97-A-40058, dated September 30, 1997, authorized by Ordinance 64189 approved November 17, 1997, for a maximum federal obligation of Eight Hundred Thousand Dollars (\$800,000), is hereby ratified and approved.

SECTION TWO. All terms, conditions, statements, warranties, representations, covenants, agreements, and assurances contained in the project application and the incorporated materials referred to in the Grant Agreement, which is filed in the Office of the City Register, not inconsistent with AMENDMENT NUMBER 1 are hereby ratified and approved and made a part hereof.

SECTION THREE. Section One of Ordinance 64189 approved November 17, 1997 is hereby amended by deleting from a portion of the description of development the following words:

"... sales/transaction assistance and an avigation easement acquisition program;"

and substituting the following words:

"... sales/transaction assistance, an avigation easement acquisition program and reimburse for land acquired in fee for noise mitigation;"

and adding a special condition, as follows:

"It is understood and agreed by and between the parties hereto that the Sponsor shall not make a request for reimbursement or a letter of credit drawdown for costs of acquiring land interests in this project until the Sponsor has requested an Informal Amendment to add the specific parcels to this Grant Agreement and submitted a Certificate of Title or satisfactory preliminary evidence that it has acquired good title to the parcel for which payment is sought."

SECTION FOUR. This being an ordinance providing for a Public Work and Improvement Program, it is hereby declared to be an emergency measure as defined in Article IV, Section 20 of the City's Charter, and shall become effective immediately upon approval of the Mayor of the City.

Approved: November 6, 2001