

**ORDINANCE #67356**  
**Board Bill No. 285**

An Ordinance recommended and approved by the Airport Commission, Board of Public Service, and the Board of Estimate and Apportionment authorizing a Fourth Amendment to Section One of the Building Projects Public Works Ordinance 65163 approved February 15, 2001, as amended by Ordinance 65625 approved August 5, 2002, Ordinance 66612 approved February 16, 2005, and Ordinance 67115 approved June 5, 2006, which authorized a multi-year public work and improvement program (the "Building Projects") at Lambert-St. Louis International Airport® (the "Airport"), increasing the total estimated costs of the Building Projects by Five Million Four Hundred Ninety Two Thousand One Hundred Ninety Dollars (\$5,492,190) to One Hundred Four Million Six Hundred Thirty Three Thousand Four Hundred Nine Dollars (\$104,633,409); amending Section Two of the Building Projects Public Works Ordinance 65163 as amended by Ordinances 65625, 66612, and 67115, which authorized and provided for the initial appropriation and expenditure of funds for the Building Project by deleting Section Two of Ordinance 65163 as amended in its entirety and substituting a new Section Two thereby reducing the amount of the initial appropriation from the Passenger Facility Charge Fund by One Million Seven Thousand Dollars (\$1,007,000); authorizing a Second Supplemental Appropriation in the total amount of Six Million Four Hundred Ninety Nine Thousand One Hundred Ninety Dollars (\$6,499,190) as follows: a) Five Million Five Hundred Twenty Eight Thousand One Hundred Twenty Dollars (\$5,528,120) from the Airport Development Fund and b) Nine Hundred Seventy One Thousand Seventy Dollars (\$971,070) from the sub-account of the Series 2002 Airport Construction Account in the Airport Construction Fund into the Building Projects Public Works Ordinance 65163 as amended for the payment of costs authorized therein; containing a severability clause; and containing an emergency clause.

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

**SECTION ONE.** Section One of the Building Projects Public Works Ordinance 65163 approved February 15, 2001, as amended by Ordinance 65625 approved August 5, 2002, Ordinance 66612 approved February 16, 2005, and Ordinance 67115 approved June 5, 2006, is hereby amended by deleting the following words and figures from the last clause of said section:

"and other necessary and related work or services for the development, implementation, administration, management, or monitoring of the Building Projects at a total estimated cost of Ninety Nine Million One Hundred Forty One Thousand Two Hundred Nineteen Dollars (\$99,141,219)."

and replacing with the following words and figures:

"and other necessary and related work or services for the development, implementation, administration, management, or monitoring of the Building Projects at a total estimated cost of One Hundred Four Million Six Hundred Thirty Three Thousand Four Hundred Nine Dollars (\$104,633,409);"

**SECTION TWO.** Section Two of the Building Projects Public Works Ordinance 65163 approved February 15, 2001, as amended by Ordinance 65625 approved August 5, 2002, Ordinance 66612 approved February 16, 2005, and Ordinance 67115 approved June 5, 2006 is hereby deleted in its entirety as set out below:

**"SECTION TWO.** There is hereby authorized an initial appropriation in the total amount of Ninety Eight Million Three Hundred Forty One Thousand Two Hundred Nineteen Dollars (\$98,341,219), as follows:

- a) Four Million Nine Hundred Forty Four Thousand Dollars (\$4,944,000) from the sub-account of the Series 1997 Airport Construction Account in the Airport Construction Fund designated as the Series 1997 Improvement Project Sub-account (the "Airport Construction Fund") established pursuant to Ordinance No. 64120 approved July 23, 1997 (the "1997 Airport Bond Ordinance"),
- b) Seventy Million Six Hundred Four Thousand Eight Hundred Fifty Five Dollars (\$70,604,855) from the sub-account of the Series 2002 Airport Construction Account in the Airport Construction Fund established and authorized pursuant to the Series 2002 Capital Improvement Program Bond Ordinance No. 65618 approved August 5, 2002 (Board Bill NO. 162),
- c) Five Million Eighty Eight Thousand Six Hundred Sixty Two Dollars (\$5,088,662) from the Airport Development Fund Established under authority of Ordinance No. 59286, Section 13, approved October 26, 1984,

- d) Four Million Four Hundred Seventy Eight Thousand Seven Hundred Two Dollars (\$4,478,702) from the Passenger Facility Charge Fund established under authority of Ordinance 62501, Section 6, approved February 10, 1992, and
- e) Thirteen Million Two Hundred Twenty Five Thousand Dollars (\$13,225,000) from the "Series A Commercial Paper Construction Account" of the "Commercial Paper Construction Fund" established and authorized pursuant to Ordinance 66232 approved March 30, 2004 (the "CP Note Ordinance 66232"),

to be expended for the payment of costs for work and services authorized herein and providing for the receipt of supplemental appropriations when authorized by ordinance into this Ordinance as funds become available to continue the Building Projects."

and the following words and figures are substituted in their place:

**"SECTION TWO.** There is hereby authorized an initial appropriation in the total amount of Ninety Seven Million Three Hundred Thirty Four Thousand Two Hundred Nineteen Dollars (\$97,334,219), as follows:

- a) Four Million Nine Hundred Forty Four Thousand Dollars (\$4,944,000) from the sub-account of the Series 1997 Airport Construction Account in the Airport Construction Fund designated as the Series 1997 Improvement Project Sub-account (the "Airport Construction Fund") established pursuant to Ordinance No. 64120 approved July 23, 1997 (the "1997 Airport Bond Ordinance"),
- b) Seventy Million Six Hundred Four Thousand Eight Hundred Fifty Five Dollars (\$70,604,855) from the sub-account of the Series 2002 Airport Construction Account in the Airport Construction Fund established and authorized pursuant to the Series 2002 Capital Improvement Program Bond Ordinance No. 65618 approved August 5, 2002 (Board Bill NO. 162),
- c) Five Million Eighty Eight Thousand Six Hundred Sixty Two Dollars (\$5,088,662) from the Airport Development Fund Established under authority of Ordinance No. 59286, Section 13, approved October 26, 1984,
- d) Three Million Four Hundred Seventy One Thousand Seven Hundred Two Dollars (\$3,471,702) from the Passenger Facility Charge Fund established under authority of Ordinance 62501, Section 6, approved February 10, 1992, and
- e) Thirteen Million Two Hundred Twenty Five Thousand Dollars (\$13,225,000) from the "Series A Commercial Paper Construction Account" of the "Commercial Paper Construction Fund" established and authorized pursuant to Ordinance 66232 approved March 30, 2004 (the "CP Note Ordinance 66232"),

to be expended for the payment of costs for work and services authorized herein and providing for the receipt of supplemental appropriations when authorized by ordinance into this Ordinance as funds become available to continue the Building Projects."

**SECTION THREE.** There is hereby authorized a Second Supplemental Appropriation in the total amount of Six Million Four Hundred Ninety Nine Thousand One Hundred Ninety Dollars (\$6,499,190) as follows: a) Five Million Five Hundred Twenty Eight Thousand One Hundred Twenty Dollars (\$5,528,120) from the Airport Development Fund established under authority of Ordinance 59286, Section 13, approved October 26, 1984, and b) Nine Hundred Seventy One Thousand Seventy Dollars (\$971,070) from the sub-account of the Series 2002 Airport Construction Account in the Airport Construction Fund established and authorized pursuant to the Series 2002 Capital Improvement Program Bond Ordinance 65618 approved August 5, 2002 (Board Bill NO 162) into the Building Projects Public Works Ordinance 65163 as amended for the payment of costs authorized therein.

**SECTION FOUR.** The sections, conditions, or provisions of this Ordinance or portions thereof shall be severable. If any section, condition, or provision of this Ordinance or portion thereof is held invalid by a court of competent jurisdiction, such holding shall not invalidate the remaining sections, conditions, or provisions of this Ordinance.

**SECTION FIVE.** 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 of St. Louis' Charter and shall become effective immediately upon approval by the Mayor of the City of St. Louis.

**Approved: December 19, 2006**