

St. Louis City Ordinance 64061

FLOOR SUBSTITUTE

BOARD BILL NO. [97] 42

INTRODUCED BY ALDERMAN DANIEL J. MCGUIRE

An Ordinance recommended and approved by the Board of Estimate and Apportionment authorizing and directing the Director of Airports and the Comptroller of the City of St. Louis (the "City") to enter into and execute on behalf of the City a first amendment to the Lambert - St. Louis International Airport Concession Agreement for the non-exclusive rights for the sole purpose of installing, managing, maintaining and operating a Public Pay Coin Telephone service in certain public areas of the Airport, between the City and Southwestern Bell Telephone (the "Concessionaire") dated October 28, 1992 (the "Agreement"), which was authorized under Ordinance 62717 approved October 28, 1992; this first amendment to the Agreement, which was approved by the Airport Commission and the Board of Estimate and Apportionment and is attached hereto as Attachment 1 and made a part hereof, extends the Term of the Agreement by one year to April 30, 1998.

WHEREAS, the City of St. Louis (the "City") and Southwestern Bell Telephone ("Concessionaire") are parties to the Lambert - St. Louis International Airport Concessionaire Agreement for the non-exclusive rights for the sole purpose of installing, managing, maintaining and operating a Public Pay Coin Telephone service in certain public areas of the Airport dated October 28, 1992 (the "Agreement"), which was authorized under Ordinance 62717 approved October 28, 1992;

WHEREAS, the City and Concessionaire for their mutual benefit desire to extend the Term of the Agreement one (1) year to April 30, 1998, to provide time to assimilate ongoing changes in the telecommunications industry resulting from the Federal Telecommunication Act of 1996 and the ensuing FCC Regulations before re-bidding this concession; and

WHEREAS, the City and Concessionaire desire for their mutual benefit to amend the Agreement to provide for the aforementioned change by amending Section 301.

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

SECTION ONE. The Director of Airports and the Comptroller are hereby authorized and directed to enter into and execute on behalf of the City of St.

Louis (the "City"), a first amendment to the Lambert - St. Louis International Airport ("Airport") Concession Agreement for the non-exclusive rights for the sole purpose of installing, managing, maintaining and operating a Public Pay Coin Telephone service in certain public areas of the Airport, between the City and Southwestern Bell Telephone (the "Concessionaire") dated October 28, 1992 (the "Agreement"), which was authorized under Ordinance 62717 approved October 28, 1992; this first amendment to the Agreement, which was approved by the Airport Commission and the Board of Estimate and Apportionment, is to read in words and figures as set out in Attachment 1 which is attached hereto and made a part hereof.

SECTION TWO. This being an Ordinance for the preservation of public peace, health, or safety, it is hereby declared an emergency measure as designed in Article IV, Section 20 of the City Charter and shall become effective immediately upon its approval by the Mayor of the City of St. Louis.

ATTACHMENT 1
AIRPORT NUMBER

FIRST AMENDMENT

TO

LAMBERT-ST. LOUIS INTERNATIONAL AIRPORT

CONCESSION AGREEMENT

Public Pay Coin Telephone

THIS FIRST AMENDMENT, entered into this day of , 1997, ("First Amendment") by and between the CITY OF ST. LOUIS, a municipal corporation of the State of Missouri ("City"), and Southwestern Bell Telephone, a company of the State of Missouri (the "Concessionaire")

WITNESSETH THAT:

WHEREAS, City and Concessionaire are parties to a Concession Agreement for the non-exclusive rights for the sole purpose of installing, managing, maintaining and operating a Public Pay Coin Telephone service in public areas of the Airport (The "Agreement"), dated October 28, 1992, and authorized by Ordinance 62717 approved on October 28, 1992; and

WHEREAS, City and Concessionaire desire to extend the Agreement for one year to provide time to assimilate ongoing changes in the telecommunications industry resulting from the Federal Telecommunications Act of 1996 and ensuing FCC Regulations before rebidding the Agreement,

NOW, THEREFORE, for and in consideration of the promises, and of the mutual covenants and agreements herein contained, and other valuable considerations, City and Concessionaire agree as follows:

Section 1. Section 301. Term. This Section of the Agreement is hereby deleted in its entirety and replaced with the following Section:

Section 301. Term. The term of this Agreement shall begin on May 1, 1992 and will end on April 30, 1998 unless terminated in accordance with other provisions of this Agreement.

Section 2. All other terms and conditions of the Agreement are hereby ratified and approved and shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto for themselves, their successors and assigns have executed this First Amendment as of the day and year first above written. Pursuant to City of St. Louis Ordinance approved .

THE CITY OF ST. LOUIS, MISSOURI, OPERATING LAMBERT ST. LOUIS INTERNATIONAL AIRPORT:

The foregoing First Amendment was approved by the Airport Commission at its meeting on the day of , 1997.

Commission Chairman and Director of Airports

Date

The foregoing First Amendment was approved by the Board of Estimate and Apportionment at its meeting on the day of , 1997.

Secretary,

Date

Board of Estimate & Apportionment

APPROVED AS TO FORM:

City Counselor

Date
City of St. Louis

Comptroller,
Date
City of St. Louis

Register,
Date
City of St. Louis

SOUTHWESTERN BELL TELEPHONE

Title:
Date:

Legislative History				
1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND
04/25/97	04/25/97	PE		
2ND READING	FLOOR AMEND	FLOOR SUB	PERFECTN	PASSAGE
04/25/97			05/16/97	05/23/97
ORDINANCE	VETOED		VETO OVR	
64061				

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