

## *St. Louis City Ordinance 64441*

FLOOR SUBSTITUTE

BOARD BILL NO. [98] 89

INTRODUCED BY ALDERMAN ROBERT RUGGERI

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 to enter into and execute on behalf of the City of St. Louis ("Lessor") a second amendment to the Indenture of Lease dated May 1, 1977 (the "Agreement"), between the Lessor and Ninety-Fourth of St. Louis, Inc. ("Lessee"), which was authorized under Ordinance 57341 approved March 28, 1977 and amended by Ordinance 64008 approved February 18, 1997; this Second Amendment to the Agreement, approved by the Airport Commission and the Board of Estimate and Apportionment, which is attached hereto as Attachment A and made a part hereof, extends the term of the Agreement one year to April 30, 1999, and provides for the termination of the Agreement by either party by giving 180 days notice; and containing an emergency clause.

WHEREAS, the City of St. Louis ("Lessor") and Ninety-Fourth of St. Louis, Inc. ("Lessee") are parties to an Indenture of Lease dated May 1, 1977, which was to expire on May 1, 1997 (the "Agreement"), and was authorized by Ordinance 57341 approved March 28, 1977;

WHEREAS, the term of said Agreement was extended by one year to April 30, 1998, by the "First Amendment" dated April 18, 1997, pursuant to Ordinance 64008 approved February 18, 1997; and

WHEREAS, the Lessor and the Lessee desire to amend the Agreement as amended to their mutual benefit by amending Section 7 of the Agreement as amended.

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 ("Lessor"), a second amendment to the Indenture of Lease dated May 1, 1977 (the "Agreement"), between the Lessor and Ninety-Fourth of St. Louis, Inc. ("Lessee"), which was authorized under Ordinance 57341 approved March 28, 1977 and amended by Ordinance 64008 approved February 18, 1997; this "Second Amendment" to the Agreement as amended, approved by the Airport

Commission and the Board of Estimate and Apportionment, is to read in words and figures as set out in Attachment A 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, Sections 19 and 20 of the City Charter and shall become effective immediately upon its approval by the Mayor of the City of St. Louis.

<b>Legislative History</b>				
<b>1ST READING</b>	<b>REF TO COMM</b>	<b>COMMITTEE</b>	<b>COMM SUB</b>	<b>COMM AMEND</b>
<b>06/19/98</b>	<b>06/19/98</b>	<b>T&amp;C</b>		
<b>2ND READING</b>	<b>FLOOR AMEND</b>	<b>FLOOR SUB</b>	<b>PERFECTN</b>	<b>PASSAGE</b>
<b>06/26/98</b>			<b>07/24/98</b>	<b>07/24/98</b>
<b>ORDINANCE</b>	<b>VETOED</b>		<b>VETO OVR</b>	
<b>64441</b>				