

BOARD BILL NO. 142 INTRODUCED BY ALDERMAN STEPHEN CONWAY

1 An Ordinance recommended and approved by the Board of Estimate and Apportionment
2 authorizing and directing the Director of Airports and the Comptroller of The City of St. Louis (the
3 “City”) to enter into and execute, on behalf of the City, the Lambert-St. Louis International Airport®
4 (“Airport”) Vending Concession Agreement AL-245 (the “Agreement”), between the City and
5 AVendCo, LLC, a limited liability corporation organized and existing under the laws of the State of
6 Missouri (the "Concessionaire"), granting to the Concessionaire the non-exclusive right, license, and
7 privilege to design, construct, operate, manage, and maintain a vending concession at the Airport
8 within the premises as described in the Agreement, subject to and in accordance with the terms,
9 covenants, warranties, and conditions of the Agreement, which was awarded and approved by the
10 Airport Commission and is attached hereto as **ATTACHMENT “1”** and made a part hereof; and
11 containing a severability clause and an emergency clause.

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

13 **SECTION ONE.** The Director of Airports and the Comptroller for The City of St.
14 Louis (the "City") are hereby authorized and directed to enter into and execute, on behalf of the City,
15 the Lambert-St. Louis International Airport (“Airport”) Vending Concession Agreement AL-245
16 (the “Agreement”), between the City and AVendCo, LLC, a limited liability corporation organized
17 and existing under the laws of the State of Missouri (the "Concessionaire"), granting to the
18 Concessionaire the non-exclusive right, license, and privilege to design, construct, operate, manage,
19 and maintain a vending concession at the Airport within the premises as described in the Agreement,
20 subject to and in accordance with the terms, covenants, warranties, and conditions of the Agreement,

1 which was awarded and approved by the Airport Commission and is to read in words and figures
2 substantially as set out in **ATTACHMENT “1”**, which is attached hereto and made a part hereof.

3 **SECTION TWO.** The sections or provisions of this Ordinance or portions thereof
4 shall be severable. In the event that any section or provision of this Ordinance or portion thereof
5 is held invalid by a court of competent jurisdiction, such holding shall not invalidate the
6 remaining sections or provisions of this Ordinance unless the court finds the valid sections or
7 provisions of this Ordinance are so essentially and inseparably connected with, and so dependent
8 upon, the illegal, unconstitutional or ineffective section or provision that it cannot be presumed
9 that the Board of Aldermen would have enacted the valid sections or provisions without the
10 illegal, unconstitutional or ineffective sections or provisions; or unless the court finds that the
11 valid sections or provisions, standing alone, are incomplete and incapable of being executed in
12 accordance with the legislative intent.

13 **SECTION THREE.** This being an ordinance for the preservation of public peace,
14 health, or safety, it is hereby declared to be an emergency measure as defined in Article IV,
15 Section 20 of the City Charter, and shall become effective immediately upon approval of the
16 Mayor of the City.