

BOARD BILL NO. 141 INTRODUCED BY ALDERMAN STEPHEN CONWAY

1 An Ordinance recommended by the Board of Estimate and Apportionment authorizing and
2 directing the Director of Airports and the Comptroller of The City of St. Louis (the "City") to enter
3 into and execute on behalf of the City the “First Amendment To Operating Agreement” (the “First
4 Amendment”) to the Lambert-St. Louis International Airport® Operating Agreement AL-472
5 between the City and Concourse Communications St. Louis, LLC, dated May 11, 2007, and
6 authorized by City Ordinance No. 67500, approved May 31, 2007 (the “Agreement”); the First
7 Amendment, which is attached hereto as **ATTACHMENT “1”** and made a part hereof, was
8 approved by the City’s Airport Commission, and its terms are more fully described in Section One
9 of this Ordinance; containing a severability clause and an emergency clause.

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

11 **SECTION ONE.** The Director of Airports and the Comptroller of The City of St. Louis
12 (the "City") are hereby authorized and directed to enter into and execute on behalf of the City the
13 “First Amendment To Operating Agreement” (the “First Amendment”) to the Lambert-St. Louis
14 International Airport® Operating Agreement AL-472 between the City and Concourse
15 Communications St. Louis, LLC, a Delaware limited liability corporation, dated May 11, 2007, and
16 authorized by City Ordinance No. 67500, approved May 31, 2007 (the “Agreement”); the First
17 Amendment was approved by the City’s Airport Commission and is to read in words and figures
18 substantially as set out in **ATTACHMENT "1"**, which is attached hereto and made a part hereof.

19 **SECTION TWO.** The sections or provisions of this Ordinance or portions thereof shall be
20 severable. In the event that any section or provision of this Ordinance or portion thereof is held

1 invalid by a court of competent jurisdiction, such holding shall not invalidate the remaining sections
2 or provisions of this Ordinance unless the court finds the valid sections or provisions of this
3 Ordinance are so essentially and inseparably connected with, and so dependent upon, the illegal,
4 unconstitutional or ineffective section or provision that it cannot be presumed that the Board of
5 Aldermen would have enacted the valid sections or provisions without the illegal, unconstitutional or
6 ineffective sections or provisions; or unless the court finds that the valid sections or provisions,
7 standing alone, are incomplete and incapable of being executed in accordance with the legislative
8 intent.

9 **SECTION THREE.** This being an Ordinance for the preservation of public peace, health,
10 or safety, it is hereby declared to be an emergency measure as defined in Article IV, Section 20 of
11 the City's Charter and shall become effective immediately upon its approval by the Mayor of the
12 City.