

PROPOSED AMENDED FROM AVIATION BD FOR AUGUST 2016 J&A

16-0412

ORDINANCE NO.: _____

AN AMENDED ORDINANCE to amend Sections 8-1(2), 8-51, 8-52(a) and (b), 8-54 and 8-54(c)(1), and 44-3 and 44-3(d) to update title to Airport Director; to amend Sec. 8-21 regarding the Aviation Board membership and to amend Sec. 8-23(2) regarding the powers and duties of Aviation Board of the Code of Ordinances of the City of La Crosse.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION I: Section 8-1(2) is hereby amended to read as follows:

(2) The Airport ~~Manager~~ Director.

SECTION II: Section 8-21 is hereby amended to read as follows:

Sec. 8-21. - Creation and membership.

There shall be an Aviation Board consisting of ~~seven~~ eight members. All Board members shall be appointed by the Mayor for a term of five three years. The members of the Council who are appointed shall hold office until the expiration of the term for which they were appointed; provided, however, should they cease to be members of the Aviation Board, the Mayor shall appoint successors for the balance of the term. The Mayor's appointment shall be subject to the confirmation of the Council. Two members shall be members of the Common Council and one member may shall be a member of the La Crosse County Board of Supervisors. ~~The La Crosse County Board Chairperson may also recommend the appointment of one additional member to the Aviation Board who shall be a member of the County Board for a term not to exceed five years as determined by the County Board. and one member shall be recommended for appointment by the La Crosse County Board Chairperson who shall be a member of the County Board for a term not to exceed five years as determined by the County Board. All minimum of five members shall be residents of the City, except the member recommended by the La Crosse County Board, one citizen representative who shall be a resident of La Crosse County, one citizen representative who shall be a resident of La Crosse or a surrounding county, and one citizen representative who may be a resident of Winona Minnesota.~~

SECTION III: Section 8-23(2) is hereby amended to read as follows:

(2) The Board may lease facilities and contract with private parties, for a term not to exceed two ~~five~~ years, ~~for the operation of the La Crosse Regional Airport, including all~~

necessary arrangements for the improvement, ~~equipment equipping~~, and successful operation thereof, ~~provided that such contract shall be subject to the approval of the Common Council of the Airport.~~ In no case shall the public be deprived of an equal and uniform use of the airport, and no act, contract, or lease greater than two years, or any activity of the Board shall be or become a binding contract of the City unless expressly authorized by the Council.

SECTION IV: Section 8-51 is hereby amended to read as follows:

Sec. 8-51. - Airport Director.

The Airport Director ~~Manager~~ shall be responsible for the management and supervision of the La Crosse Regional Airport and the functions under the jurisdiction of the Aviation Board. The Airport ~~Manager~~ Director shall appoint such employees as such ~~Manager~~ Director deems necessary to discharge said ~~Manager's~~ Director's function; however, such appointment shall be within the Table of Organization prescribed by Council resolutions.

SECTION V: Sections 8-52(a) and (b) are hereby amended to read as follows:

- (a) Use of airport grounds. No person shall operate any two-, three- or four-wheeled motor vehicle or other conveyance upon any part of the airport except on Airport Road. Nothing herein contained shall be construed to prevent vehicles of governmental agencies from operating on runways or in and about the airport grounds, providing permission for such operation is obtained from the Airport ~~Manager~~ Director.
- (b) Trespass prohibited. No person shall go upon the lands described as being all of that portion of the airport situated to the runway side of any boundary road and enclosed by fences, unless written permission is first obtained from the Airport ~~Manager~~ Director. Groups or organizations who have made application to the Airport ~~Manager~~ Director and secured written permission from said ~~Manager~~ Director and who furnish liability insurance holding the City harmless from any liability arising out of their activities while using the facilities of the airport, such insurance being in such amounts as are approved by the Aviation Board, may use the facilities of the airport for such group activities.

SECTION VI: Section 8-54 is hereby amended to add the following definition and remove "Manager" and further amends Section 8-54(c)(1):

Director means the Airport Director for the City of La Crosse.

Passenger facility charge means the charge imposed on enplaned passengers pursuant to subsection (c)(1) and (c)(3) of this section.

* * *

- (1) Commencing not later than the first day of the second month 30 days after the approval by the FAA of the City's passenger facility charge program authorized by this section, or on such date thereafter as the passenger facility charge can be collected as determined by the ~~Manager~~ Director ("Charge Effective Date"), thereafter shall be imposed at the Airport, a passenger facility charge at the level as authorized in accordance with the regulations of the Federal Aviation Administration. (passenger facility charge) .

* * *

- (3) The Airport ~~Manager~~ Director is authorized to execute the FAA application for authorization of the City's Passenger Facility Charge program, including the assurances contained therein and other documents necessary for implementation of the PFC program on behalf of the City.

SECTION VII: Section 44-3 is hereby amended to amend the following definition and further amends Section 44-3(d) as follows:

Emergency equipment means ambulances, crash rescue and firefighting apparatus and such other equipment as the Airport ~~Manager~~ Director may designate as necessary to safeguard airport runways, taxiways, ramps, buildings and other property.

- (d) Pedestrian traffic on airport. No pedestrian shall be allowed beyond the administration area or to the apron or aircraft tie-down area unless for the purpose of embarking in or disembarking from an aircraft, or unless authorized by the Airport ~~Manager~~ Director. Pedestrian traffic is prohibited in the air operations area and outlying areas of the airport except for those employees of the City, County, State, or Federal government, or contractors engaged in airport construction or maintenance work.

SECTION VIII: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of the article shall not be affected.

SECTION IX: This ordinance shall take effect upon passage and publication subject.

Timothy Kabat, Mayor

Teri Lehrke, City Clerk

Passed:

Approved:

Published: