File Order 189

ORDINANCE # 5

OF

WOODBURY COUNTY, IOWA

TO JOIN

SIOUX GATEWAY AIRPORT AUTHORITY

BE IT ENACTED BY the Woodbury County Board of Supervisors:

SECTION 1: The Sioux Gateway Airport Authority, Sioux City, Iowa, and Woodbury County, State of Iowa, desire to enter into an Agreement to admit Woodbury County to the Sioux Gateway Airport Authority.

The Sioux Gateway Airport Authority, initially organized by the Cities of Sioux City, and Sargeant Bluff pursuant to the Code of Iowa, Section 330A, desire to maintain a strong regional airport with the ability to provide maximum air transportation services at reasonable rates. A strong regional airport will be the most effective means to maximize the economic benefits to the surrounding region.

The Sioux Gateway Airport Authority and Woodbury County, Iowa have agreed on the terms of membership of Woodbury County in the Sioux Gateway Airport Authority.

SECTION 2. MEMBERSHIP: Woodbury County shall be admitted to the Sioux Gateway Airport Authority for the fiscal year beginning July 1, 1991 (FY 1992) pursuant to the terms of membership set forth in the Code of Iowa, Section 330A.7.

SECTION 3. AUTHORITY BOARD: Woodbury County shall elect a representative to the Board of Directors of the Sioux Gateway Airport Authority pursuant to Iowa Code 330A.5 whose term shall begin July 1, 1991, and shall be for a period of four (4) years.

SECTION 4. OFFICERS: The Authority Board shall elect at its annual meeting a Chairperson from among its membership to serve a two (2) year term. The Board will elect a Secretary to serve a two (2) year term and a Treasurer to serve a two (2) year term.

SECTION 5. POWERS: The powers of the Authority are:

(a) To exercise those powers granted it pursuant to Iowa Code Section 330A.8.

(b) The authority may adopt rules and regulations for the use of Airport facilities.

SECTION 6. FINANCIAL SUPPORT: The Authority endeavors to become self-supporting. Should the Authority require contribution from participating political subdivisions, that contribution shall be provided as follows:

(a) Within ninety (90) days of Woodbury County's admission to the Authority, Woodbury County shall pay Six thousand dollars dollars ($6,000.00) to the Authority.

(b) Prior to December 1 of each year, the Authority shall determine and certify to each member political subdivision the amount of contribution, if any, to be provided for the following fiscal year.

(c) The amount of contribution certified shall be deemed an obligation of each member political subdivision following adoption of said contribution in the respective budgetary process, and shall be due and payable in equal installments no later than November 31 and May 31 of said fiscal year.

(d) Such funds when allocated and collected shall be paid to the Authority for the exclusive and proper use of the Authority including but not limited to the purchase of land and the acquiring, establishing, constructing, enlarging, operating, and maintaining of an aviation facility.

(e) Any participating member, at their discretion, may elect to make such other payments, loans, gifts, services or other forms of support to the Authority.

SECTION 7. ASSETS: The City of Sioux City has transferred all real estate, personalty currently located at the Airport and all contracts, lease assignments, capital accounts and accounts receivable. Should the Authority be dissolved, such realty, chattels, accounts and personalty shall revert to and revest in the City of Sioux City.

SECTION 8. MEMBERSHIP APPROVAL: Membership of Woodbury County in the Sioux Gateway Airport Authority shall be subject to the approval of the City of Sioux City, Iowa, the City of Sargeant Bluff, Iowa, and the Federal Aviation Administration.

SECTION 9. WITHDRAWAL: In the event that any participating political subdivision determines to withdraw from membership in the Authority, such withdrawal shall take place in accord with the Iowa Code Section 330A.7.

SECTION 10. EFFECTIVE DATE: This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed and approved by the Board of Supervisors of Woodbury County, Iowa, on this 10th day of September, 1991.

Larry D. Clausen, Chairman
Board of Supervisors
Woodbury County, Iowa

ATTEST:

Donald E. Linduski
Auditor
Woodbury County, Iowa

I, DONALD E. LINDUSKI, WOODBURY COUNTY AUDITOR, HEREBY CERTIFY THAT ON THE 10TH DAY OF SEPTEMBER, 1991, THE ABOVE AND FOREGOING ORDINANCE WAS APPROVED AND PASSED BY THE WOODBURY COUNTY BOARD OF SUPERVISORS AND SUCH ORDINANCE WILL APPEAR AS PART OF THE OFFICIAL MINUTES OF THE BOAD OF SUPERVISORS OF SEPTEMBER 10, 1991.

DONALD E. LINDUSKI
WOODBURY COUNTY AUDITOR