

ORDINANCE 1289

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING CHAPTERS 2.78.020 and 2.78.050 of the PAYETTE MUNICIPAL CODE TO ALLOW FOR AN ALTERNATE MEMBER TO BE APPOINTED TO THE PAYETTE AIRPORT COMMISSION AND TO REMOVE THE RESPONSIBILITY OF EXECUTING CONTRACTS AND LEASES; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO:

Section 1. The Payette Municipal Code is amended to hereby read as follows:

2.78.020 Composition - Qualifications - Term of Office:

A. The Airport Commission shall consist of five (5) members and one (1) alternate member to be appointed by the Mayor and confirmed by the Council. At least one of the five members shall be experienced in aviation, holding some level of pilot's license or some other aeronautical rating. In the absence of a regular member during a regular meeting, the alternate member shall assume the seat of the absent regular member for the duration of that meeting. The alternate member assuming the regular member's seat shall have all the powers, including but not limited to voting powers, of the regular members. Vacancies of regular members during the term shall be filled by the alternate member for the unexpired portion of the regular member's term. Vacancies of the alternate member during the term shall be appointed by the Mayor and confirmed by the Council for the unexpired portion of the alternate member's term.

B. All members shall be residents of the City, except that one member may be a resident of the Payette City impact area, and one member may be a resident of rural Payette County.

C. The first board shall be appointed in a staggered manner. Two members appointed for a 1 year term, two for a 2 year term and one for a three year term. The alternate member shall be appointed for a 2 year term. Thereafter, all appointed members of the Airport Commission shall be appointed for and shall hold office for a term of three (3) years. Members' three year terms shall end on June 30th of the third consecutive year. A member of the Board will be appointed or reappointed each year. There will be no limit on the number of consecutive terms which a member may serve. In the event of the death, resignation or any

vacancy in said Commission, such vacancy shall be filled by appointment by the Mayor and confirmation by the Council for the unexpired term of such member or members.

Section 2. Section 2.72.050 of the Payette Municipal Code is amended to hereby read as follows:

2.72.050 Powers and Duties:

It shall be the duty of the Airport Commission to:

A. Propose to the Council rules and regulations governing Airport operations, including without limitation, the use and maintenance of the City's Airport property, operations conducted by the F B O, and the installation, maintenance and/or operation of hangars, repair shops, depots, taxiways, utilities and other facilities at the Airport.

B. Propose to the City plans for future growth and development of the Airport, to promote public interest and welfare and enhance the safe, environmentally sound and efficient operation of the Airport.

~~C. Execute Airport Ground Leases and Through the Fence Airport Access Agreements substantially in the form approved by the City and consistent with the approved Master Plan for Airport development.~~

~~D C. Establish~~ **Propose to the City** such other rules and regulations as are necessary or desirable to carry out the intent and purpose of this ordinance.

~~E D.~~ Keep the City advised as to the progress of Airport developments, the availability of federal and state grants, any problems associated with Airport operations, rules, regulations and laws applicable to Airport operations, and such other matters relating to Airport operations as may be requested by the City.

~~F E.~~ Propose to the Council a fee schedule for airport uses, collect any and all fees, rents and other sums due the City for use of the Airport, remit and account for those funds to the City Treasurer.

~~G F.~~ Pursue enforcement of all rules, regulations, ordinances and laws of the City, the State of Idaho and the

United States of America insofar as the same are applicable to the operation of the Airport.

Section 3. This Ordinance may be published in summary form allowed by Idaho Code.

Section 4. This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

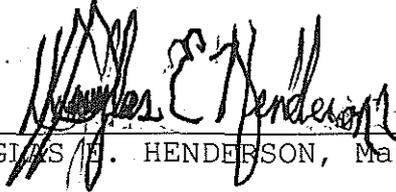
Section 5. Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

Section 6. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

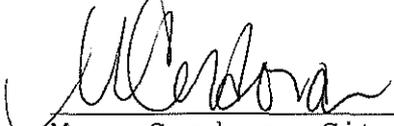
PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho this 19th day of February, 2008.

CITY OF PAYETTE, IDAHO

by


DOUGLAS E. HENDERSON, Mayor

ATTEST:


Mary Cordova, City Clerk