

**AN ORDINANCE TO CHANGE THE TERMS AND POWERS OF THE RAPID CITY REGIONAL AIRPORT BOARD BY AMENDING SECTIONS 2.72.030 AND 2.72.070 OF THE RAPID CITY MUNICIPAL CODE**

WHEREAS, the City of Rapid City has established the Rapid City Regional Airport Board to operate and manage the Rapid City Regional Airport; and

WHEREAS, the City has enacted ordinances to provide for the terms of membership on the Airport Board; and

WHEREAS, the City has also enacted ordinances setting forth the powers and duties of the Airport Board; and

WHEREAS, the Common Council feels it is in the best interests of the City of Rapid City to amend the ordinances as set forth herein.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City, that Section 2.72.030 of the Rapid City Municipal Code be and is hereby amended to read in its entirety as follows:

**2.72.030 Members–Appointment–Terms–Vacancies.**

The Mayor shall appoint and the Council shall approve each member of the Board for a term of ~~3~~ 5 years; provided that the current members of the Board will serve until their appointments expire. ~~Thereafter~~ Upon approval of Ordinance 6111, appointments shall be made so that only one member's term shall expire in any given year. ~~as they expire.~~ No member shall serve more than 2 consecutive terms. ~~Any vacancy shall be filled for the unexpired term in the same manner as members are appointed.~~ If a vacancy occurs other than by expiration of term, the vacancy shall be filled for the unexpired term in the same manner as the original appointments. If the unexpired term is less than two years, such partial term shall not be counted as a term for purposes of the 2-term limit imposed herein.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 2.72.070 of the Rapid City Municipal Code be and is hereby amended to read in its entirety as follows:

**2.72.070 Powers.**

A. The Board shall have the power to establish, improve, care for, regulate and manage the Rapid City Regional Airport, to erect buildings and structures thereon, and, with the approval of the Council, acquire land for Airport purposes. However, expenditures shall not exceed appropriations as determined and set by the Common Council.

B. The Board shall have the power to sell, trade, loan, destroy, or otherwise dispose of any structures, vehicles, equipment, or other personal property which the Board has, by appropriate motion, determined is no longer necessary, useful, or suitable for the purpose for which it was acquired. The Board shall follow all applicable state law, city ordinance, and city policy for

disposal of surplus property. Upon passage of a resolution declaring any property surplus, the Board shall promptly notify the Finance Officer of such action.

C. The Board shall have the power to lease Airport land and/or improvements, to allow the occupancy and/or development of Airport land or improvements, and to enforce the provisions of any lease, occupancy or development agreement.

D. The Board shall have the power to grant, by permit, agreement, or otherwise, the right to engage in aeronautical and non-aeronautical activities at the Airport.

E. The Board shall have the power to approve, adopt, implement, supplement, amend, modify, and enforce such rules, regulations, standards, directives, agreements, and policies as are necessary and proper for carrying out its duties to manage the Airport. Such rules, regulations, standards, and policies, including rates and charges for use of the Airport, shall be subject to approval by the Common Council before becoming effective.

CITY OF RAPID CITY

Attest

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Finance Officer

(seal)