

★ **Roll Call Number**

Agenda Item Number

31

.....
Date April 24, 2006

WHEREAS, the ordinance establishing the Des Moines International Airport gives the Airport Board the power to establish and enforce regulations for the control, operation, supervision and maintenance and security of the Airport and further gives the Board the power to establish rates and charges for use of the airport, airport facilities, or airport services; and

WHEREAS, the Airport Board is required by section 22-51(a)(3) of the Municipal Code to notify the City Council of the proposed effective date of the regulation and provide a copy thereof to the City Council for its review; and

WHEREAS, the Airport Board intends to enact a regulation that it scheduled to take effect on July 1, 2006 relating to rates and charges at the Des Moines International Airport; and

WHEREAS, the Airport Board intends to enact the attached proposed regulation pursuant to section 22-51 of the Municipal Code; and

WHEREAS, the Airport Board approved by first reading the proposed regulation No. 06-52 by amending section sections 2-1(a), 2-1(c), 2-2 (b), 2-2(c), 2-6(a) and 2-7(a) hereof relating to rates and charges at the Des Moines International Airport; and

WHEREAS, a public hearing is set for May 2, 2006 at 8:00 a.m. in the Cloud Room of the Des Moines International Airport; and

WHEREAS, the effective date of the regulation is proposed to be July 1, 2006; and

WHEREAS, the City Council, if upon review of the proposed regulation, determines that such regulation is inconsistent with the provisions of the Municipal Code, or is inconsistent with any applicable state or federal law or regulation, or is otherwise objectionable, the City Council may so declare by resolution, and in that event the proposed regulation will not be published and shall not take effect;

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Date April 24, 2006

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DES MOINES, IOWA:

That the attached communication from the Chairperson of the Des Moines International Airport Board and copy of the proposed Airport Board Regulation No. 06-52 duly notifying the Council of the proposed effective date for the regulation of July 1, 2006 is hereby received and filed.

Moved by _____ to adopt.

FORM APPROVED:



David A. Ferree
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
BROOKS				
VLASSIS				
TOTAL				
MOTION CARRIED	APPROVED			

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Mayor

City Clerk

April 6, 2006

The Honorable Mayor and Members of City Council
400 Robert D. Ray Dr
Des Moines, IA 50309

RE: Proposed Airport Regulation No. 06-52, Rate Changes

Dear Mayor and Members of the City Council:

The City Council created the Airport Board under Chapter 392 of the Iowa Code for the purpose of governing the operation of the Des Moines International Airport. The Council further delegated the Board the power to establish rates and charges for use of the Airport consistent with its responsibility to maintain a positive cash balance in the Airport Enterprise Fund at all times.

At its meeting of April 4, 2006, the Airport Board approved the first reading of a resolution that would adjust several of the Airport's rates and charges.

Several of the Terminal Rental Rates (Section 2-1a) and Landing Fee Rates (Section 2-2b and 2-2c) were adjusted to remain in accordance with the existing Signatory Airline Operating Agreements. These rates are adjusted annually based on anticipated usage, and the approved budgets for fiscal year 2006-07. Of note that Airport management is able to reduce the terminal rental rates by approximately 10% for the upcoming year.

Adjustments to other rates are proposed based on budget estimates and Aviation Department Staff research. The proposed change to the short-term daily public parking rate (Section 2-6a) will assist in managing the traffic flow at our facility and addresses the concern of the short-term parking area being over-capacity, the proposed reduction of the second-floor office rental rate will bring the Airport's rates in line with the marketplace, and the elimination of the current nominal fee for issuance of keys will result in a more efficient process.

The Airport Board, pursuant to the ordinance regarding its establishment, is required to file any revised Rates and Charges Regulations with the City Clerk and to publish both notice of intent to adopt the Regulation, as well as the time and place of a public hearing. The Airport Board is further required to notify the City Council of the proposed effective date of the Regulation and provide a copy thereof to the City Council for their review and hold a public hearing on the proposed Regulation. The Board then must adopt the Regulation by Board Resolution and have the City Clerk publish it prior to its effective date.



DES MOINES INTERNATIONAL AIRPORT
BOARD
5800 FLEUR DRIVE, ROOM 201
DES MOINES, IOWA 50321-2854
(515) 256-5100
FAX: (515) 256-5025

ALL-AMERICA CITY 1949, 1976, 1981

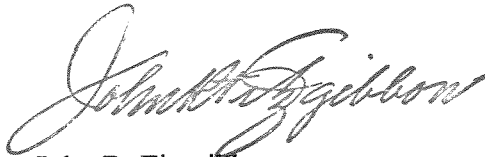
Honorable Mayor and Members of City Council
April 6, 2006
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On April 4, 2006, the Airport Board approved a first reading of the Proposed Regulation No. 06-52, with a proposed effective date of July 1, 2006. A Public Hearing is scheduled for the Airport Board meeting of May 2, 2006.

The Board herewith submits for City Council information and review, the proposed Regulation pursuant to Section 22.51 of the Municipal Code.

Sincerely, _____



John R. Fitzgibbon
Airport Board Chairperson

JRF:trs

cc: Richard A. Clark, City Manager

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PROPOSED AIRPORT REGULATION NO. 06-52

AN ENACTMENT codifying the Airport Board Regulations of the Des Moines International Airport pursuant to section 22-51 of the Municipal Code of the City of Des Moines, 2000, by amending sections 2-1(a), 2-1(c), 2-2 (b), 2-2(c), 2-6(a) and 2-7(a) hereof relating to rates and charges at the at the Des Moines International Airport at the Des Moines International Airport.

The Des Moines International Airport Board has authorized and directed that this proposed regulation be published. This proposed regulation is on file with the City Clerk and will be considered by the Des Moines International Airport Board in a Public Hearing on May 2, 2006 at 8:00 o'clock a.m. in the Cloud Room on the second floor of the Terminal Building of the Des Moines International Airport. The proposed regulation, if passed, will become effective on July 1, 2006.

Section 1. That the Des Moines International Airport Board hereby proposes to enact the following Airport Board Regulation relating to rates and charges:

CHAPTER 2.

RENTAL CHARGES AND AIRPORT USE FEES

2-1. LAND AND BUILDINGS

(a) Unless otherwise specified by separate lease agreement, charges for the use of terminal building and associated area space by air transportation companies shall be, based upon square footage per annum, as follows:

(1)	Ticket counter	\$40.95	<u>\$38.76</u>
(2)	First floor office	\$40.16	<u>\$38.01</u>
(3)	Baggage makeup	\$40.16	<u>\$38.01</u>
(4)	Inbound baggage area	\$40.95	<u>\$38.76</u>
(5)	Bag storage	\$33.80	<u>\$31.99</u>
(6)	Concourse departure areas	\$40.95	<u>\$38.76</u>
(7)	Concourse garage/storage	\$33.80	<u>\$31.99</u>
(8)	Concourse office	\$40.16	<u>\$38.01</u>
(9)	Concourse hallways and restrooms	\$33.00	<u>\$31.23</u>
(10)	Security screening	\$40.95	<u>\$38.76</u>
(11)	Triturator room	\$33.80	<u>\$31.99</u>
(12)	Regional carrier holdroom & access ramp	\$40.95	<u>\$38.76</u>
(13)	Airline improvement charge	\$ 0.62	<u>\$.60</u>
(14)	Curbside check-in	\$33.80	<u>\$31.99</u>
(15)	Concourse Transitional Area	\$40.16	<u>\$38.01</u>

(c) Unless otherwise specified by separate lease agreement, charges for the use of terminal building and associated area space shall be, based upon square footage per annum, as follows:

(1)	Second/third floor office	\$17.50	<u>\$15.00</u>
(2)	Basement office	\$12.50	
(3)	Basement storage	\$ 6.25	
(4)	Basement tech room	\$12.50	

2-2. LANDING FEES, INSURANCE AND FEDERAL REQUIREMENTS

(b) For those commercial aircraft operators having a Signatory Airline Agreement with the City, the landing fees shall be calculated in accordance with the Signatory Airline Agreement per 1,000 pounds of Maximum Certified Gross Landing Weight for each landing or ~~\$13.68~~ \$14.04 for each landing, whichever is greater.

(c) In the absence of a Signatory Airline Agreement, the landing fee shall be ~~\$3.19~~ \$3.28 per 1,000 pounds of Maximum Certified Gross Aircraft Landing Weight (the equivalent of 1.4 times the rate established by the Signatory Airline Agreement per 1,000 pounds of Maximum Certified Gross Aircraft Landing Weight for each landing) or ~~\$19.14~~ \$19.68 for each landing, whichever is greater.

2-6. AIRPORT PARKING FEES AND REQUIREMENTS

(a) Unless otherwise specified by a separate lease or other agreement, the City shall charge and receive parking fees for vehicles parking at the airport as follows:

Short Term Parking: \$1.00 per half-hour or fraction thereof to a maximum of ~~\$17.00~~ \$20.00 for each 24-hour period.

Long Term Parking: \$2.00 per hour or fraction thereof to a maximum of \$9.00 for each 24-hour period.

Economy Parking Lot One (West of Fleur Drive): \$0.50 per hour or fraction thereof to a maximum of \$5.00 for each 24-hour period.

Airport Two, Economy Parking (East of Fleur Drive): \$0.50 per hour or fraction thereof to a maximum of \$4.00 for each 24-hour period.

Overflow Parking (Areas as designated by Aviation Director): \$15.00 charge at point of entry with free flow exit.

Employee Parking: Tenant employees with offices or places of business on the Airport, who do not have leased vehicle parking areas, shall be permitted to park within a vehicle parking lot assigned by the aviation director for a fee of \$17.00 per month.

Aircraft Crew Parking: Aircraft crew of air transportation companies shall be permitted to park within a vehicle parking lot assigned by the aviation director for a fee of \$30.00 per month.

Oversized Vehicle Parking: All oversized vehicles, defined as a vehicle unable to park within the limits of one (1) parking space, are required to park in the lot designated as Economy Parking Two (East of Fleur Drive), and pay the corresponding daily rate, unless authorized to park in another lot by the aviation director.

Lost Ticket Fee: For the "Short-Term", "Long-Term", and "Economy Parking One" parking areas, the lost ticket fee will be calculated using the number of days of which the patron's vehicle was included in the nightly license plate inventory. The maximum daily rate shall apply to both the date of entry and the date of exit as well. For those patrons not on the overnight inventory, the charge shall be for one day at that facility's maximum daily rate.

For the "Economy Parking Two" parking area, the lost ticket fee shall be a flat fee of \$25.00.

Unpaid Invoice Fee: \$25.00 fee added to total parking charge if payment in full was not collected when customer exited the parking facility, added if payment is not received within five (5) business days.

2-7. AIRPORT SECURITY AND ACCESS CONTROL FEES

(a) The aviation director shall be authorized to collect the following non-refundable fees from all persons authorized to receive any of the following:

- (1) Original, renewal or replacement issue or reissue of an airport identification card with access to areas controlled for security reasons, as required by the Transportation Security Administration \$20.00
- (2) Finger printing services:
 - a) If provided to an individual desiring an Airport ID \$20.00
 - b) If provided otherwise \$35.00

- (3) Criminal background check services:
 - a) If provided to an individual desiring an Airport ID \$33.00
 - b) If provided otherwise \$50.00

- (4) Original or renewal issue of airport identification card without access to areas controlled for security reasons: no charge

- (5) Replacement of airport identification card without access to areas controlled for security reasons: \$20.00

- ~~(6)~~ Airfield security key: * \$10.00

- ~~(7)~~ All other key: * \$ 5.00

- ~~(8)~~ (6) Vehicle access permit to those areas identified in section 22-86 of the Municipal Code of the City of Des Moines along with proof of insurance coverage in compliance with subsection (e) below: \$ 10.00

- ~~(9)~~ (7) Airport identification card deposit for airport identification cards issued with access to areas controlled for security reasons (per card). This deposit will be refunded when the need for the airport identification card is no longer required and the airport identification card has been returned to the airport. If the airport identification card is lost or stolen the deposit will not be refunded and another deposit shall be required for a replacement issue of an airport identification card. In the case of a second or subsequent deposit to replace a lost airport identification card, the second or subsequent deposit will be refunded if the lost or stolen identification card is returned to the Airport within thirty (30) days after the airport identification card is reported lost, or the lost or stolen airport identification card is returned within thirty (30) days after the airport identification card is replaced or the need for such identification card is no longer required or no longer permitted by the aviation director or his or her designee: \$100.00

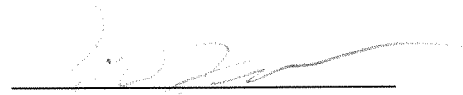
- (10) (8) Replacement of lost or stolen airport employee parking card: \$ 15.00

- (11) (9) Replacement of a lost or stolen key: * \$ 20.00

* In addition to above stated fee, the individual will be responsible for payment of locksmith services incurred by the Airport as a course of the individual losing a key.

Section 2. This regulation shall be in full force and effect from and after the public hearing if it receives subsequent final passage and publication as provided by law.

Approved as to form:



David A. Ferree
Assistant City Attorney