RESOLUTION No. 2013-1477

A RESOLUTION SUPERSEDING AND REPLACING RESOLUTION NO. 2012-1437, WHICH ESTABLISHED THE CURRENT SCHEDULE OF RATES, FEES, AND CHARGES FOR THE OPERATION OF CERTAIN BUSINESSES OR USE OF CERTAIN PROPERTY OR FACILITIES AT THE FOUR CORNERS REGIONAL AIRPORT (FMN), FARMINGTON, NEW MEXICO

WHEREAS, the Farmington City Council adopted Resolution No. 2012-1437 on June 12, 2012 to establish the current schedule of rates, fees, and charges for the operation of certain facilities at Four Corners Regional Airport in Farmington (FMN), New Mexico; and

WHEREAS, the schedule of rates, fees and charges is reviewed annually to update, revise, modify and clarify the rates as necessary to reflect changes in rental market conditions and establish the rates for the next fiscal year; to add categories of airport users for which rates, fees and charges should be charged; to clarify any categories that are unclear or confusing; and to declare the airport's intent with regard to such rates, fees and charges for the next fiscal year, subject to further revision in future annual reviews; and

WHEREAS, as a result of this annual review, the Airport Advisory Commission and the Airport Division of the Community Services Department have recommended certain revisions to the previously adopted Resolution No. 2012-1437 to revise, clarify and modify the schedule of rates, fees and charges in the manner described in this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF FARMINGTON:

SECTION 1:

That the City Council of the City of Farmington does hereby approve a revised schedule of rates and charges contained within the attached Exhibit "A" which replaces and supersedes the schedule of rates and charges contained within the Exhibit "A" attached to Resolution No. 2013-XXXX, and which shall be effective as of July 1, 2013.

SECTION 2:

That the rates, fees, and charges established by adoption of this resolution shall not apply to any lease agreement which was executed and in place prior to the adoption date of this resolution. Provided, however, that the schedule of rates, fees, and charges in effect at the expiration of any existing lease shall be utilized in any renewal of such lease.

SECTION 3:

That any standard lease negotiated on behalf of the City of Farmington by the Airport Manager in accordance with the minimum standards established for categories "C" through "O", which requires the payment of rent in accordance with Exhibit "A" and has a term which does not extend beyond June 30, 2015, need not be specifically approved by either the Airport Advisory Commission or the City Council, but may be executed by the Airport Manager on behalf of the City without further action.

SECTION 4:

That a pre-payment discount of five percent (5%) shall be allowed for any Lessee who makes the entire annual lease payment in advance of the commencement date of such lease for categories "J", "K 1", "K 2", "K 3" and "L".

PASSED, SIGNED, APPROVED, AND ADOPTED THIS 16th day of July, 2013.

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Tommy Roberts, Mayor

SEAL
ATTEST:

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Dianne Smylie, City Clerk