

**RESOLUTION** 18-101R

**A RESOLUTION AUTHORIZING CONTINUATION OF THE CUSTOMER FACILITY CHARGE AT KILLEEN-FORT HOOD REGIONAL AIRPORT**

**WHEREAS**, the City of Killeen has undertaken a capital improvement program to facilitate major customer service improvements at Killeen-Fort Hood Regional Airport (Airport), and

**WHEREAS**, the City of Killeen operates, maintains, and develops the Airport, in part with Federal grants, passenger facility charges, and other local funds and user fees, and

**WHEREAS**, Customer Facility Charges (CFC) have become common financing tools for landside improvements and other expenses at airports, and

**WHEREAS**, the Airport implemented a Capital Improvement Recovery fee as part of the Rental Car Company Lease Agreements in 2004, which in 2011 was renamed and codified as a Rental Car Customer Facility Charge, and

**WHEREAS**, the City and each of the rental car companies operating at the Airport believe it would be mutually beneficial to provide landside improvements to the traveling public using CFCs to finance these improvements and other airport expenses.

**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KILLEEN:**

1. That the City Manager shall establish and periodically adjust as required, a daily CFC upon each airport rental car companies' customer's rental contract.

2. The CFC will be collected on a daily basis for all cars rented for twenty-four or fewer hours for the first transaction day, and every twenty-four hours for each transaction day thereafter.
3. The CFC shall be established at \$3.00 per transaction day.
4. The CFC will be collected by all rental car companies operating at the Airport.
5. The CFC collected by the rental car companies shall be held in trust by the rental car companies for the benefit of the Airport and shall be remitted monthly to the City of Killeen in accordance with procedures established by the City Manager.
6. Rental car companies and their agents hold only a possessory interest in the CFC, and no legal or equitable interest.
7. The City is authorized to expend CFC funds collected for landside improvements and other airport expenses at the Airport.

**BE IT FURTHER RESOLVED** this resolution shall take effect immediately upon execution, and the CFC referenced herein shall be collected commencing January 1, 2019.

**BE IT FURTHER RESOLVED** that the City Manager is authorized to take the necessary steps to implement this resolution.

**PASSED AND APPROVED** at a regular meeting of the City Council of the City of Killeen, Texas, this 30th day of October 2018, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 et seq.

**APPROVED:**

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**Jose L. Segarra, MAYOR**

**ATTEST:**

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**Lucy C. Aldrich, CITY SECRETARY**

**APPROVED AS TO FORM**

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**Kathryn H. Davis, CITY ATTORNEY**