

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF KERN, STATE OF CALIFORNIA**

In the matter of:

Resolution No. 2019-174

**ESTABLISHING REVISED RATES AND
CHARGES AT KERN COUNTY AIRPORTS**

I, KATHLEEN KRAUSE, Clerk of the Board of Supervisors of the County of Kern, State of California, hereby certify that the following resolution, on motion of Supervisor Gleason, seconded by Supervisor Maggard was duly and regularly adopted by the Board of Supervisors of the County of Kern at an official meeting on the 16th day of July, 2019, by the following vote:

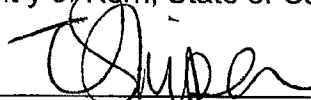
AYES: Gleason, Scrivner, Maggard, Couch, Perez

NOES: None

ABSENT: None



KATHLEEN KRAUSE
Clerk of the Board of Supervisors
County of Kern, State of California



Deputy Clerk

RESOLUTION

Section 1. WHEREAS:

(a) Government Code section 50474 authorizes the County to exact charges in connection with the maintenance of and provision of services at airport facilities; and

(b) In 1997, this Board adopted a revised schedule of rates and charges for use of County airport premises and facilities; and

(c) The rates and charges for use of County-owned airport facilities and premises have not been increased since 2016; and

(d) The Director of Airports has recommended that this Board revise the rates and charges established in 1997 to permit the Director of Airports to increase rates and charges in accord with good business practices, and are fair and equitable to those who use the airport facilities; and

(f) The Director of Airports has concluded the action of adopting revised rates and charges for Kern County airports is exempt from the requirements of the California Environmental Quality Act because it can be seen with certainty that such action will not have a significant effect on the environment;

Section 2. NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Kern, State of California, hereby finds, determines, declares, orders, and resolves as follows:

1. This Board finds the facts recited above are true.
2. This Board finds that this Board has jurisdiction to consider, approve, and adopt the subject of this Resolution, and incorporates and makes all the findings recommended by Staff, whether verbally or in their written reports.
3. This Board finds and determines that pursuant to Section 15061(b)(3) of the State CEQA guidelines, the action is exempt from further environmental review under the CEQA as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
4. This Board hereby adopts the revised "Rates and Charges for Kern County Airports" attached hereto as Exhibit "A", to be effective July 1, 2019.
5. The Clerk of this Board shall send copies of this Resolution to the following:
 - (a) Department of Airports
 - (b) County Counsel
 - (c) County Administrative Office

COPIES FURNISHED:
SEE ABOVE
7/11/19 [Signature]

RATES AND CHARGES FOR
KERN COUNTY AIRPORTS
(Effective August 1, 2019)

I. Provisions Applicable To All County Airports

A. Commercial Operator

Any or all persons (including aeronautical and non-aeronautical users) wishing to use an airport for any commercial or revenue producing activity of any nature whatsoever must enter into a written agreement with the County. Vendors having up to \$20,000 of annual airport-derived revenue will be charged an administrative fee of \$500 annually. Vendors having more than \$20,000 of annual airport-derived revenue will be charged \$1,000 annually.

B. Insurance

All commercial operators on any airport shall maintain public liability and property damage insurance naming the County of Kern, its governing Board, officers, agents, employees and volunteers as additional insureds in such minimum amounts as may be required from time to time by County. A certificate of insurance will be filed with the Director. No commercial operator shall conduct any operations on any airport unless such insurance is in full force and effect.

C. Delinquent Accounts

All accounts are due and payable monthly in advance and are delinquent after the last day of the month.

D. Training and Test Flights

Training and test flights by aircraft manufacturers and air carriers shall be subject to landing fees. Signatory airlines are exempt.

E. Helicopters

The rates for helicopters will be the same as for fixed wing aircraft.

F. Agricultural Water

Agricultural applicators and other firms using County water in their operations will be metered or estimated and charged rates established from time to time by the Director. A minimum rate of \$10.00 per month will be charged all tenants using County water. County water used by agricultural applicators and others where contamination is possible may be obtained only through special approved anti-contamination valves furnished by the water user.

G. Establishment of Utility Charges

The Director is authorized to fix rates and charges for utilities including electricity, gas, water, and sewer services, and such charges shall be sufficient to cover the

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County's costs for providing such services, plus a fair return to County for the use of any County-owned facilities plus an administrative charge sufficient to cover County's overhead and administration. Utilities will be metered where practical or estimated and charged rates established from time to time by the Director. The rates are as follows:

Water Fees (including domestic usage)		
Private Hangar 1" Domestic Water connection	\$ 48.00	per month
Commercial Domestic Water (per connection up to 10 employees)		
1" Domestic	\$ 28.00	per month
additional 10 employees	\$ 28.00	per month
Commercial Fire Sprinkle Standpipe		
6" Standpipe	\$ 350.00	per month
8" Standpipe	\$ 500.00	per month
Commercial Landscaping (by use)	\$ 15.00	per 1000 cf
Commercial Car Wash (by use)	\$ 20.00	per 1000 cf

Sewer Fees (including usage)		
Private Hangar Domestic Sewer connection	\$ 28.00	per month
Commercial Sewer (per connection up to 10 employees)		
1" Domestic	\$ 28.00	per month
additional 10 employees	\$ 28.00	per month
Commercial Car Wash (per connection)	\$ 28.00	per month

In buildings and hangars owned by the County, connection to the existing power system will be made by, and at the expense of, the Department of Airports if the utility distribution is handled by the County. Connection is limited to normal illumination requirements, providing a meter, insulation and connection of the meter to the service drop, and connection of the service drop to the power supply line. Any other work or material over and beyond these mentioned above, required to provide the user with power, shall be considered as extensions to the existing system and shall be provided by the user. All workmanship, materials, and equipment employed by the user shall be in accordance with the County's electrical standards.

If airport distributed electricity and gas are not available, tenants will contact the proper utility and be responsible for obtaining services and for payment thereof.

H. Unspecified Building, Space, and Land

Rental of all buildings and land not specifically provided for by this resolution at any airport shall be by negotiation. The standard lease rate for bare land without concrete flatwork or asphalt surfacing is 8% of Fair Market Value.

I. Leased Tie-Down Space, Hangar Space, and Office Space

County's Lessee or Sublessee as appropriate shall set rates for any County-owned

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or operated tie-down space, hangar space, or office space leased to private enterprise for that purpose. Such agreements will be reviewed and consented to by the Airports Director for conformance with the County's lease.

County shall set rates and terms for aircraft parking apron by negotiation.

J. Air Carriers.

Contracts with air carriers for the use of runways, taxiways, parking areas, ramps, and other airport facilities shall be required for other than occasional or emergency use. Unless there is in effect a contract, each air carrier shall be subject to outside tie-down rates, landing fees, ramp charges, and other miscellaneous charges as set forth in this resolution or as established by the Director.

K. Agricultural Applicators

Authority to conduct agricultural application operations from a County-operated airport will be by negotiation.

II. Specific Rates and Charges for Meadows Field Airport

The following rates and charges shall apply only to County-operated premises and facilities at Meadows Field Airport.

A. General Public Parking

County's Concessionaire or Lessee as appropriate shall set rates for any County-owned or operated vehicle parking lot leased to private enterprise for that purpose. Such agreements will be reviewed and consented to by the Airports Director for conformance with the County's agreement.

Long Term Parking Rate: First 5 minutes are free
 \$2.00 for the first 30 minutes
 \$2.00 per 30 minutes thereafter
 \$10.00 Daily Maximum

Short-Term Parking: First 15 minutes are free
 \$2.00 for the first 30 minutes
 \$2.00 per 30 minutes thereafter
 \$13.00 Daily Maximum

Other parking areas at all airports for events or short-term uses shall be by negotiation.

B. Aircraft Parking Rates

The Department of Airports provides all small aircraft transient parking through master leases with the Fixed Base Operators.

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Large aircraft parking is located on the ramp adjacent to Taxiway A2 exit. The Director of Airports has established a fee of \$250 per aircraft for the first 24 hours and \$100 for every 24 hour period thereafter.

C. Landing Fee

General Aviation: For aircraft weighing 10,000 lbs or more (maximum certificated gross landing weight), \$1.80/1,000 lbs. with a minimum charge of \$45.00. Locally-based general aviation aircraft flying under Part 91 are exempt from landing fees.

Landing fees for Part 119, Part 121, Part 125, Part 135, or DOT Part 380 air carriers or aircraft being used for any commercial aeronautical service or purpose, shall be as follows:

<u>MCGLW</u>	<u>Landing Fee</u>
Up to 25,000 lbs	\$45.00

Aircraft greater than 25,000 lbs shall be charged \$1.80 per 1,000 lbs maximum certificated gross landing weight. MCGLW -- means maximum certificated gross landing weight.

Agreements may be negotiated by the Director with Fixed Base Operators or others to enable their collection of landing fees on behalf of the Department of Airports. The agreements shall include, but not be limited to, provisions for a collection fee, a schedule of remittances, and a report format. The Fixed Base Operators will retain a portion of the landing fee for their efforts.

D. Ramp Charges

Passenger Terminal ramp charges may be assessed by the Director for the purpose of insuring the proper flow of traffic as follows:

All Signatory Airlines - after the first one (1) hour at Gates 6A and 6B, the rate will be \$60.00 per hour.

For all other air carriers, the rate will be \$60.00 per hour for use of Gates 6A and 6B. Parking charges for other desirable ramp positions may be set by the Director.

E. Aviation Fuel And Oil

The following charges will apply for all aircraft fuel and lubricant dispensers. The ground rental for refueling facilities shall be by negotiation. In addition, there will be a flowage fee applied to all fuels and lubricants brought onto the airport for distribution or sale to users; Aviation Gasoline and MOGAS (all grades) - \$10.00 per 100 gallons and any fraction thereof (1/100); Jet Fuel - \$10.00 per 100 gallons and any fraction thereof (1/100); and Lubricant Oil (all grades) \$0.12 per gallon and any fraction thereof (1/10).

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Signatory Air Carriers, Non-Signatory Air Carriers, and Charters Airlines shall be subject to this fuel flowage fee regardless if air carrier has purchased fuel from another off-airport distributor and the local agent is only charging an 'into-plane' or delivery service.

F. Entrance To Airport From Private Property

The charges for entrance to the airport from private property will be by negotiation.

G. Rental Car Concessions

The rental car concessions shall be by negotiation. As provided in the concession agreement, rental car customers may be charged a customer facility charge (CFC) up to \$10.00 per rental car contract for the planning, design, and development of common use rental car facilities.

H. Taxi Concession

Taxi concessions shall be let by negotiation.

I. Limousine Concession

Limousine concessions shall be let by negotiation

J. Ramp Equipment

A charge shall apply to use of County-owned ramp equipment, such as forklift or any other equipment. Charges for equipment usage shall be determined by the Director depending on the type and if and operator is required.

Jet Bridge Fee - \$250
Air Stairs - \$300
Large Loading Ramp - \$250
Small Loading Ramp - \$200

Signatory Airlines requesting the use of supplemental equipment will be charged one-half of the above stated fees or by contract terms if in effect.

K. Security Training and Media Prices

SIDA ACCESS

Initial SIDA Training	\$60
SIDA Renewal (Includes test, media and one class if needed)	\$50
Each Vehicle Decal	\$20

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Lost or Stolen SIDA Media Replacement	1 st Occurrence	\$40
	2 nd Occurrence	\$80
	3 rd Occurrence	\$200

AOA Driver or Pedestrian Access

Initial AOA Training
(Includes training and media) \$30

Each Vehicle Decal \$20

AOA Driver or Pedestrian Renewal
(Includes training and media) \$30

Lost or Stolen AOA Media Replacement	1 st Occurrence	\$40
	2 nd Occurrence	\$80
	3 rd Occurrence	\$200

Airport AOA or SIDA Media Reinstatement Fee (Director's approval for continued airport access after access media suspension):

1 st Occurrence	\$50
2 nd Occurrence	\$200
3 rd Occurrence	\$800

Reinstatement is at the sole discretion of the Director of Airports.

L. Transportation Network Company (TNC) Concessions

Transportation Network Company (TNC) Concessions shall be let by negotiation.

M. Terminal Aircraft Fees (Non-Signatory, per turn)

Terminal Fee - \$2,000

III. Specific Rates and Charges for Kern County General Aviation Airports

- A. For those premises and facilities operated by the County, the rates and charges for shop, aircraft hangar storage, office and other storage space shall be established by the Director of Airports, in conjunction with the County's Property Management Division at fair market value. The Director of Airports is authorized to annually review rental rates against fair market value as determined by County's Property Management Division and make adjustments as necessary.
- B. The ground rental for refueling facilities (such as pumps, tanks, pits, barrels, trucks) used in storing the products shall be by negotiation plus a flowage fee of

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\$10.00 per 100 gallons of Aviation Gasoline (all grades) and any fraction thereof (1/100) and \$0.12 per gallon on oil sold.

- C. The charges for entrance to the airports from private property will be by negotiation.
- D. The Department of Airports provides all small aircraft transient parking through master leases with Commercial Operators or Fixed Base Operators. The Director of Airports is authorized to waive transient parking fees for special events under the following conditions:
 - 1. The special event is one that is designed to advertise and encourage the use of civil aviation; and
 - 2. Such waiver shall not exceed one night for each aircraft; and
 - 3. Other special circumstances exist for which the Board of Supervisors approves waiver of said fees.

EFFECTIVE DATE OF RATES AND CHARGES. The rates and charges hereinabove set forth and authorized are approved, fixed, and adopted by Resolution No. 19-_____ (enacted on _____, 2019) and shall be effective on and after August 1, 2019. All prior resolutions concerning rates and charges at Kern County airports are superseded by Resolution No. 19-_____ and all such prior resolutions shall have no further force or effect after said date.