

AIRPORT AUTHORITY OF CARSON CITY

CHAPTER 844, STATUTES OF NEVADA 1989

AN ACT relating to airports; creating the Airport Authority of Carson City; making legislative findings; defining certain words and terms; providing for the appointment, number, terms, compensation, duties and powers of a board of trustees; specifying the powers of the authority, including the power, subject to the approval of the board of supervisors, to set the rate for a tax ad valorem, borrow money and issue securities to evidence such borrowing; requiring the transfer of airport properties, functions and outstanding obligations of Carson City to the Authority; and providing other matters properly relating thereto.

[Approved July 5, 1989]

(Leadlines for sections have been supplied by the Legislative Counsel of the State of Nevada)

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Section 1. Definitions. As used in this act, unless the context otherwise requires:

1. "Airport" means any airport or heliport and related facilities and equipment.
2. "Authority" means the Airport Authority of Carson City.
3. "Board" means the Board of Trustees of the Authority.
4. "Board of Supervisors" means the Board of Supervisors of Carson City.

(Ch. 844, Stats. 1989 p. 2025)

Sec. 2. Authority: Creation; exemption from taxation.

1. The Airport Authority of Carson City is hereby created.
2. The property and revenues of the Authority, any interest therein, and any possessory interest in or right to use that property which the Authority may grant, are exempt from all state and local taxation.

(Ch. 844, Stats. 1989 p. 2025; A—Ch. 439, Stats. 1995 p. 1144)

Sec. 3. Legislative findings. The Legislature finds that:

1. The Airport Authority of Carson City is a body corporate and politic, the geographical boundaries of which are the boundaries of Carson City.

2. The provisions of this act must be broadly construed to accomplish its purposes.

(Ch. 844, Stats. 1989 p. 2025)

Sec. 4. Board: Number, appointment, qualifications and terms of members.

1. The Authority is governed by the Board, which is composed of seven members appointed by the Board of Supervisors.
2. The Board of Supervisors shall appoint:
 - (a) Three members who represent the general public, but not including any person described in paragraph (b) or (c). At least one of these members must be a city official selected by the Board of Supervisors and one must be a pilot who, at the time of his appointment, owns and operates an aircraft based at the airport.

- (b) Two members who are manufacturers in the Carson City industrial airport, but not including any person described in paragraph (c).

- (c) Two members who are fixed base operators at the airport.

3. After the initial terms, the term of office of each member of the Board is 4 years. The city official who is appointed as a member of the Board is eligible for reappointment to the Board upon the expiration of his term. Each other member of the Board is eligible for reappointment to the Board 4 years after the expiration of his prior term.

(Ch. 844, Stats. 1989 p. 2025; A—Ch. 439, Stats. 1995 p. 1144)

Sec. 5. Board: Oath and compensation of members.

1. Each member of the Board shall file with the Clerk of Carson City his oath of office.
2. The members of the Board serve without compensation, but any member may be reimbursed for expenses actually incurred by him for travel authorized by the Board.

(Ch. 844, Stats. 1989 p. 2025)

Sec. 6. Board: Election of officers; duties of secretary and treasurer.

1. The Board shall elect a Chairman, Vice Chairman, Secretary and Treasurer from its members. The Secretary and the Treasurer may be one person. The terms of the officers expire on July 1 of each odd-numbered year.

2. The Secretary shall keep a record of all of the proceedings of the Board, minutes of all meetings, certificates, contracts, bonds given by employees, and all other acts of the Board. The records must be open to the inspection of all interested persons, at a reasonable time and place.

3. The Treasurer shall keep an accurate account of all money received by and disbursed on behalf of the Board and the Authority. He shall file with the Clerk of Carson City, at the expense of the Authority, a fidelity bond in an amount not less than \$10,000, conditioned for the faithful performance of his duties.

(Ch. 844, Stats. 1989 p. 2026)

Sec. 7. Board: Meetings; quorum; seal.

1. The Board shall meet regularly at a time and in a place designated by the Board. Special meetings in an emergency may be held after notice to each member.

2. A majority of the members constitute a quorum at any meeting.
3. The Board shall adopt a seal.
(Ch. 844, Stats. 1989 p. 2026)

Sec. 8. Board: Compliance with certain laws. The Board shall comply with the provisions of the Nevada Ethics in Government Law, NRS 241.020, the Local Government Purchasing Act and the Local Government Budget and Finance Act.
(Ch. 844, Stats. 1989 p. 2026; A—Ch. 374, Stats. 2001 p. 1829)

Sec. 9. Board: General powers. The Board may:

1. Acquire real and personal property by gift or devise for the purposes provided in this act.
2. With the approval of the Board of Supervisors:
 - (a) Acquire real and personal property by purchase or lease for the purposes provided in this act.
 - (b) Lease, sell or otherwise dispose of any property.
3. Recommend to the Board of Supervisors any changes in the laws governing zoning necessary to comply with the regulations of the Federal Aviation Administration or to limit the uses of the area near the airport to those least affected by noise.
4. Use, in the performance of its functions, the officers, employees, facilities and equipment of Carson City, with the consent of Carson City and subject to such terms and conditions as may be agreed upon by the Board and the Board of Supervisors.
5. Provide emergency services for the Authority.
6. Contract with any person, including any person who transports passengers or cargo by air, to provide goods and services as necessary or desirable to the operation of the airport. Any contract between the Board and a fixed base operator must be submitted for approval by the Board of Supervisors.
7. Employ a manager of the airport, fiscal advisers, engineers, attorneys and other personnel necessary to the discharge of its duties.
8. Apply to any public or private source for loans, grants, guarantees or other financial assistance.
9. Establish fees, rates and other charges for the use of the airport.
10. Regulate vehicular traffic at the airport.
11. Adopt, enforce, amend and repeal any rules and regulations necessary for the administration and use of the airport.
12. Take such other action as is necessary to comply with any statute or regulation of this state or of the Federal Government.
(Ch. 844, Stats. 1989 p. 2026)

Sec. 9.5. Board: Limitation on power to change boundaries of airport or location of runway. The Board shall not, without the approval of the Board of Supervisors, change the boundaries of the airport or the location of any runway or taxiway.
(Ch. 844, Stats. 1989 p. 2027)

Sec. 10. Levy of tax ad valorem. In addition to the other means for providing revenue for the authority, all taxable property in Carson City is subject to the levy of a tax ad valorem.
(Ch. 844, Stats. 1989 p. 2027)

Sec. 11. Rate of levy to be fixed and certified by Board; approval by Board of Supervisors; additional levies.

1. The Board shall determine annually the amount of money necessary to be raised by taxation, after considering other sources of revenue, and shall, subject to the approval of the Board of Supervisors, fix a rate that, when levied upon every dollar of assessed valuation of taxable property in Carson City, and together with other revenues, will raise the amount necessary to operate the Authority, and to pay, when due, all interest on and principal of the general obligation bonds and other general obligations, including deficiencies and defaults of prior years. In the event of accruing deficiencies or defaults, an additional tax may be levied as provided in subsection 3.
2. The Board shall certify to the Board of Supervisors, at the same time as fixed by law for certifying other tax levies, the rate it fixes. If the Board of Supervisors approves the rate, it shall levy and collect the tax upon the assessed valuation of all taxable property in Carson City, in the same manner, at the same time and in addition to other taxes levied by the Board of Supervisors.
3. If the money produced from these levies, together with other revenues of the Authority, are not sufficient to pay punctually the annual installments of the general obligations of the Authority, the Board shall fix, with the approval of the Board of Supervisors, another rate that will provide the necessary amount. Notwithstanding any limitations, the Board of Supervisors shall levy a tax at that rate until the general obligation indebtedness of the Authority is fully paid.
(Ch. 844, Stats. 1989 p. 2027)

Sec. 12. Manner of collection of taxes; lien.

1. Any officer charged with the duty of collecting taxes shall collect the taxes levied pursuant to this act at the same time and in the same manner, and with like interest and penalties, as other taxes are collected. When the tax is collected, he shall pay it to the same body, which shall pay it to the Treasurer of the Board each month for deposit.
2. The tax levies pursuant to this act, with any interest or penalties, and the cost of collecting the unpaid tax, penalty or interest, are a lien on the property until they are paid. The lien must be executed, and has the same priority, as a lien for general taxes.
(Ch. 844, Stats. 1989 p. 2027)

Sec. 13. Power of authority to borrow money and issue securities. The Authority may, pursuant to the Local Government Securities Law and with the approval of the Board of Supervisors, borrow money and issue the following