

**ORDINANCE NO. 2017-31**

**AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE TITLE III ADMINISTRATION, CHAPTER 34 CITY ORGANIZATIONS, SECTION 34.01 AIRPORT AUTHORITY, SUBSECTION (D); TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.**

BE IT ORDAINED by the Mayor and Council of the City of Wayne, Nebraska.

Section 1. That Title III, Chapter 34, Section 34.01 of the Municipal Code of Wayne, is hereby amended as follows:

**§ 34.01 AIRPORT AUTHORITY.**

(A) There is created for the city an Airport Authority, which shall be managed and controlled by a board. The Airport Authority Board shall have the full and exclusive jurisdiction and control over all facilities owned or acquired by the city for the purpose of aviation operation, air navigation and air safety operation. The Board is a body corporate and politic, constituting a public corporation and an agency of the city. The Board shall consist of five members to be selected as follows.

(1) The Mayor, with the approval of the Council, shall appoint one member who shall serve until his or her successor, elected at the first general city election following such appointment, shall qualify and take office.

(2) The Mayor, with the approval of the Council, shall appoint two members who shall serve until their successors, elected at the second general city election following such appointment, shall qualify and take office.

(3) The Mayor, with the approval of the Council, shall appoint two members who shall serve until their successors, elected at the third general city election following such appointment, shall qualify and take office.

(B) Upon the expiration of the terms of such appointed officers, members of the Board shall be nominated and elected in a manner provided by law for the election of officers of the city and shall take office at the same time as the officers of the city.

(C) Members of the Board shall be residents of the city and, except for members initially appointed, shall serve for a term of six years.

(D) Any vacancy on ~~such the~~ Board, ~~resulting other than from expiration of a term of office,~~ shall be filled by ~~temporary~~ appointment by the Mayor, with the approval of the Council, ~~until a successor can be elected at the next general city election,~~ to serve the unexpired portion, ~~if any,~~ of the term. A member of ~~such the~~ Board may be removed from office for incompetence, neglect of duty or malfeasance in office. An action for the removal of such officer may be brought, upon resolution of the Council, in the District Court of the county ~~in which such city is located.~~

(E) The Airport Authority and the Airport Authority Board shall have such other powers and duties as may be prescribed by law.

Section 2. The original Section and any other sections in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting, as required by law.

PASSED AND APPROVED this 17<sup>th</sup> day of October, 2017.

THE CITY OF WAYNE, NEBRASKA

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk