

**CITY OF KERRVILLE, TEXAS
ORDINANCE NO. 2022-19**

**AN ORDINANCE DELETING ARTICLE II “JOINT
AIRPORT BOARD” OF CHAPTER 22, “AVIATION”,
OF THE CODE OF ORDINANCES OF THE CITY OF
KERRVILLE, TEXAS, AS IT IS UNNECESSARY TO
THE CONTINUED EXISTENCE AND OPERATION
OF SUCH BOARD; CONTAINING A CUMULATIVE
CLAUSE; CONTAINING A SAVINGS AND
SEVERABILITY CLAUSE; AND PROVIDING OTHER
MATTERS RELATING TO THIS SUBJECT**

WHEREAS, the City of Kerrville, Texas (“City”), and Kerr County, Texas (“County”) jointly own the Kerrville/Kerr County Airport, sometimes referred to as Louis Schreiner Field (“Airport”); and

WHEREAS, for over 50 years, the City and County have jointly managed the Airport under Chapter 22 of the Texas Transportation Code, and continue to do so by virtue of the *Restated Interlocal Agreement for the Continued Existence of a Joint Airport Board to Provide Management of Kerrville/Kerr County Airport*, which was adopted by the City and County on or about May 21, 2021 (the “Agreement”); and

WHEREAS, the Agreement, like the others before it, sets out the authority, power, and duties of the Joint Airport Board (“Board”), which members are appointed by both the City and the County; and

WHEREAS, Chapter 22, Article II of the City’s Code of Ordinances, titled “Joint Airport Board” (“Article II”), provides for the creation, duties, and composition, among other attributes, of the board; and

WHEREAS, based upon the Airport’s joint ownership, the Agreement, and for clarity, efficiency, and to avoid confusion and conflict between the Agreement and Article II, the City Attorney recommends that City Council delete Article II from the Code of Ordinances, as it is unnecessary to the continued existence or operation of the Joint Airport Board; and

WHEREAS, deleting Article II will have no effect on the Agreement or the way the City and County jointly own or operate the Airport; and

WHEREAS, City Council finds it to be in the public interest to delete Article II of Chapter 22 from the City’s Code of Ordinances;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:**

SECTION ONE. Article II “Joint Airport Board” of Chapter 22, “Aviation”, of the Code of Ordinances of the City of Kerrville, Texas, is deleted.

SECTION TWO. The City Secretary is authorized and directed to submit this amendment to the publisher of the City's Code of Ordinances and the publisher is authorized to amend said Code to reflect the amendment adopted herein and to correct typographical errors and to index, format, and number and letter paragraphs to the existing Code as appropriate.

SECTION THREE. The provisions of this Ordinance are to be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances or parts of ordinances inconsistent with or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent of any such inconsistency or conflict.

SECTION FOUR. If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this Ordinance. City Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

PASSED AND APPROVED ON FIRST READING, this the 12 day of April, A.D., 2022.


PASSED AND APPROVED ON SECOND AND FINAL READING, this the 26 day of April, A.D., 2022.

ATTEST:


Bill Blackburn, Mayor


Shelley McElhannon, City Secretary

APPROVED AS TO FORM:


Michael C. Hayes, City Attorney

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