

**RESOLUTION OF INTENT  
AUTHORIZING THE PREPARATION OF  
DOCUMENTS TO FORM AN AIRPORT AUTHORITY**

At a regular meeting of the City Council for the \_\_\_\_\_, Michigan, held at \_\_\_\_\_ Hall, \_\_\_\_\_, Michigan, on the \_\_\_\_\_ day of \_\_\_\_\_, 2005, at \_\_\_\_\_ p.m.

PRESENT: \_\_\_\_\_  
\_\_\_\_\_.

ABSENT: \_\_\_\_\_  
\_\_\_\_\_.

The following resolution was offered by Council person \_\_\_\_\_ and supported by Council person \_\_\_\_\_.

Resolution

WHEREAS, the City of Holland is the owner of a general aviation airport known as the Tulip City Airport (the "Airport");

WHEREAS, the Airport provides aviation services for the general public and the greater Holland/Zeeland Area in Allegan and Ottawa Counties;

WHEREAS, the economic strength of the Holland/Zeeland area is directly related to the continued viability of the Airport and its support of the employers in the greater Holland/Zeeland area;

WHEREAS, the \_\_\_\_\_ finds that the future economic strength of employers in the Holland/Zeeland area is dependent upon the continued viability of the Airport.

WHEREAS, the present governing structure of the Airport limits the ability of the Airport to provide additional aviation and ancillary services for the operation of the Airport, which could impact the growth and viability of the Airport;

WHEREAS, the establishment of an authority would provide governmental units in the Holland/Zeeland Area with a governance structure to participate in Airport related issues.

WHEREAS, a committee designated as the Area Airport Authority Exploratory Committee (the "Committee") was formed to analyze the formation of an airport authority under Act 206 of 1957, known as the Community Airport Authority Act the ("Act");

WHEREAS, the Committee was composed of businesses as well as public officials from Fillmore Township, the City of Zeeland, Holland Charter Township, the City of Holland, Park Township, Laketown Township, Zeeland Charter Township, as well as Allegan and Ottawa Counties;

WHEREAS, the Committee has determined that it is in the best interests of the greater Holland/Zeeland Area to commence the process of preparing the necessary documentation to form an Airport Authority under the Act (the "Airport Authority");

WHEREAS, the purpose of this resolution ("Resolution") is to express the intent of the \_\_\_\_\_, to participate in the process of negotiating and drafting the necessary formation documents to form an Airport Authority and to establish certain general principles for the formation of the Airport Authority;

WHEREAS, this Resolution shall not limit or impair the right of the \_\_\_\_\_ to determine that it will not participate in the Airport Authority upon review of the Formation Documents drafted for the organization of the Airport Authority.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF \_\_\_\_\_, AS FOLLOWS:

1. \_\_\_\_\_ agrees to participate in the preparation of articles of incorporation, bylaws, and other related formation documents for the organization of an Airport Authority under the Act (“Formation Documents”).

2. The Formation Documents shall provide that each municipal participant shall contribute revenues to the Airport Authority in an amount not to exceed .1 mill of the taxable value of the municipal participant for the duration established in the Formation Documents (“Funding Share”) by either of the following or a combination thereof:

- (i) the levy of a voted millage in the amount and for the duration of the Funding Share; or
- (ii) a general fund payment of the municipal participant in the amount and for the duration of the Funding Share.

3. The Formation Documents shall provide that the City of Holland shall lease the real estate and appurtenant structures for the operation of the Airport to the Airport Authority upon the formation of the Airport Authority and the respective municipal participant approvals of the Funding Share. In the event the Airport Authority is dissolved or terminated, all real estate and appurtenant structures for the Airport shall revert to the City of Holland. The Formation Documents shall establish a structure for the discussion and negotiation of a sale of the Airport from the City to the Authority.

4. \_\_\_\_\_ agrees that it will equally financially contribute to the legal costs and expenses relating to the preparation of the Formation Documents (which is estimated to be \$7,500) among the municipalities adopting this resolution of intent.

5. The Formation Documents shall provide for the composition of the Airport Authority Board and the number of members to be appointed to the Airport Authority Board, based upon a formula which shall consider various factors including but not limited to financial contribution, population, taxable value of property in the member municipalities, and the location of the Airport. Each municipal participant shall be represented on the Airport Authority Board by at least one (1) voting director.

6. The Formation Documents shall provide that the Airport Authority will have an ex-officio non-voting member on the Airport Authority Board from Allegan and Ottawa Counties and shall address the methods of financial contribution by the Counties of Ottawa and Allegan.

7. The Formation Documents shall initially include the Airport, but shall allow for other airports to become a part of the Authority at a later date.

8. The Formation Documents shall provide that the City of Holland shall seek assignment of state and federal grants previously awarded for the capital improvements and operation of the Airport from the City of Holland to the Airport Authority, and the Airport Authority shall assume the duties and obligations of the City of Holland to be performed.

9. The Formation Documents shall provide that the continuation of the Airport Authority after its initial formation shall be contingent on the passage of millage votes in the amount of the Funding Share or a general fund levy in the amount of the Funding Share by the City of Holland and other participating municipalities which have a combined taxable value equal to or more than the City of Holland, excluding the taxable value of the City of Holland. The scheduling of such millage votes shall be coordinated with other millage proposals currently pending for submission to voters in the municipal participants.

10. This Resolution shall be effective upon the adoption and approval of the Resolution by the City of Holland and other participating municipalities which have a combined taxable value equal to or more than the City of Holland as of December 31, 2004 (excluding the taxable value of the City of Holland). In the event the City of Holland and such participating municipalities have not approved the Resolution by December 31, 2005 this Resolution shall expire automatically.

11. This Resolution expresses the general policy, goals, and objectives of \_\_\_\_\_ related to these matters. The Resolution shall not bind the \_\_\_\_\_ to take any action or to enter into any specific agreement other than the payment of the costs of preparing the Formation Documents unless and until the \_\_\_\_\_ has approved the Formation Documents. This Resolution shall not limit the consideration of other matters deemed relevant for the formation of the Airport Authority after its adoption.

12. All resolutions and parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

AYES: \_\_\_\_\_  
\_\_\_\_\_.

NAYS: \_\_\_\_\_  
\_\_\_\_\_.

ABSENT: \_\_\_\_\_  
\_\_\_\_\_.

NAME OF UNIT OF GOVERNMENT

Dated: \_\_\_\_\_, 2005

By \_\_\_\_\_  
Its \_\_\_\_\_ Clerk \_\_\_\_\_

Certificate

STATE OF MICHIGAN     )  
  )ss  
COUNTY OF OTTAWA     )

I, the undersigned, the duly qualified Clerk of \_\_\_\_\_, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a regular Council Meeting of the Council of the \_\_\_\_\_, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2005, insofar as the same relate to the stated-above Resolution, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in full compliance with Act 267, Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
, Clerk