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3 **BOARD OF COMMISSIONERS**
4 **GLYNN COUNTY**
5 **BRUNSWICK, GEORGIA**

6 Reading and Adoption _____

7
8 At the regular meeting of the Glynn County Board of Commissioners, held in the
9 Glynn County Historic Courthouse, Second Floor Commissioners' Meeting Room, 701
10 "G" Street, Brunswick, Georgia:

11
12 Present:

13
14 Michael Browning, Chairman, District 1
15 Bill Brunson, Vice Chairman, District 4
16 Peter Murphy, District 2
17 ~~Thomas "Wayne" Neal, District 3~~
18 ~~Bill Brunson, District 4~~
19 Allen Booker, District 5
20 David O'Quinn, At-Large Post 1
21 Bob Coleman, At-Large Post 2

22
23 On motion of _____, which carried
24 _____, the following Ordinance amendment was adopted:

25
26 **AN AMENDMENT TO CHAPTER 2-8 OF THE GLYNN COUNTY CODE**
27 **OF ORDINANCES; TO REDUCE THE MEMBERSHIP OF THE AIRPORT**
28 **COMMISSION FROM NINE TO FIVE; TO CHANGE THE LENGTH OF**
29 **MEMBERS' TERMS FROM FOUR TO FIVE YEARS; TO AUTHORIZE**
30 **THE AIRPORT COMMISSION TO OPERATE AIRPORTS OUTSIDE**
31 **GLYNN COUNTY; TO DELETE THE AIRPORT RULES AND**
32 **REGULATIONS FROM THE CODE OF ORDINANCES; AND FOR OTHER**
33 **PURPOSES.**

34
35 **BE IT ORDAINED**, by the Glynn County Board of Commissioners, this ___ day of
36 _____, 2020~~19~~, that the Glynn County Code of Ordinances, Glynn County,
37 Georgia, be and it is hereby amended to ~~change~~ amend Chapter 2-8 of the Code of
38 Ordinances, Glynn County, Georgia. The amended sections will read as follows:

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40
41 **CHAPTER 2-8**

42
43 **AIRPORT COMMISSION ORDINANCE**
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46 **2-8-1** Short title. This Ordinance may be cited as the "Glynn County Airport
47 Commission Ordinance" or "Airport Ordinance." (Ordinance of 12/18/80;
48 Amended 1/19/89; 06/17/10; 08/04/11, XX/XX/XX)
49

50 **2-8-2** Glynn County Airport Commission. There is hereby created an airport
51 commission to be known as the Glynn County Airport Commission, which
52 shall be deemed to be an agency of Glynn County, but under the
53 supervision of the Brunswick and Glynn County Development Authority.
54 The Commission may exercise the powers set out in this Ordinance at any
55 place within Glynn County, Georgia and in any contiguous county which is
56 used for airport purposes as provided herein. The Commission shall have
57 perpetual existence.
58

59 **2-8-3** Determination of Need for the Commission. It is hereby determined and
60 declared that due to the present and projected growth in commercial and
61 private air traffic in the Glynn County area, the need for adequate airports
62 to safely and efficiently serve the air transportation needs of the State and
63 the County, the need to eliminate airport hazards, the need to provide funds
64 for the establishment, operation and maintenance of present and future
65 airports, and the need to coordinate the operation of various airports, the
66 establishment of such Commission is necessary and essential to insure the
67 welfare, safety and convenience of citizens of Glynn County and the State
68 of Georgia and to insure the proper economic development of Glynn
69 County.
70

71 **2-8-4** Declaration of Purposes. The purposes and objectives of this Ordinance
72 and the Commission created hereunder shall be to meet the needs and
73 requirements recognized in Section 2-8-3 of this Ordinance through the
74 establishment, maintenance and operation of unified and coordinated
75 airport systems in the Glynn County area; to insure the orderly and proper
76 use and growth of public airports; to insure that the maximum public benefit
77 is obtained from the various public airports presently in existence and
78 hereafter established; to insure proper planning and establishment of
79 airports needed in the future; to insure the maximum participation of Glynn
80 County in national and international programs of air transportation; to
81 promote public transportation, trade, commerce, industry and employment
82 opportunities, and all of this to the end of providing the most effective and
83 economical use of public airports for the public welfare, safety and
84 convenience.
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88 **2-8-5** Definitions. As used in this Ordinance, unless the context in which they are
89 used requires otherwise, the following terms shall have the following
90 meaning:

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- a) The term "airport" means any area of land or water or any structure which is or has been used, or which the Commission may plan to use, for the landing and taking off of commercial, private and military aircraft, including helicopters, and all buildings, equipment, facilities or other property and improvements of any kind or nature located within the bounds of any such land or water area or structure which are or have been used or which the Commission may plan to use for terminal facilities; facilities of any type for the accommodation of passengers, maintenance, servicing and operation of aircraft, business offices and facilities of private businesses and governmental agencies, parking of automobiles, and all other activities which are or have been carried on or which may be necessary or convenient in conjunction with the landing and taking off of commercial, private and military aircraft which are necessary for the safe operation of aircraft, including all land originally acquired by Glynn County for the establishment of airports in the county, all land deeded by the United States of America to the county for airport use and all property acquired for airport purposes, including without limitation, aviation easements and other real or personal property.
- b) The term "airport hazard" means any structure, terrain or object of natural growth, or use thereof, which obstructs the air space required for the flight, landing or taking off of aircraft to or from an airport, or any other thing that is hazardous to the flight, landing or taking off aircraft to or from an airport.
- c) The term "Commission" refers to the Glynn County Airport Commission, which is created hereunder.
- d) The term "County" refers to Glynn County, Georgia, a political subdivision of the State of Georgia.
- e) The term "project" refers to an airport or any portion thereof to be acquired, constructed and/or equipped by the Commission.
- f) The term "Authority" refers to the Brunswick and Glynn County Development Authority.

2-8-6

Definitions. As used in this Ordinance, unless the context in which they are used requires otherwise, the following terms shall have the following meaning:

- a) The term "airport" means any area of land or water or any structure

136 which is or has been used, or which the Commission may plan to
137 use, for the landing and taking off of commercial, private and military
138 aircraft, including helicopters, and all buildings, equipment, facilities
139 or other property and improvements of any kind or nature located
140 within the bounds of any such land or water area or structure which
141 are or have been used or which the Commission may plan to use for
142 terminal facilities; facilities of any type for the accommodation of
143 passengers, maintenance, servicing and operation of aircraft,
144 business offices and facilities of private businesses and
145 governmental agencies, parking of automobiles, and all other
146 activities which are or have been carried on or which may be
147 necessary or convenient in conjunction with the landing and taking
148 off of commercial, private and military aircraft which are necessary
149 for the safe operation of aircraft, including all land originally acquired
150 by Glynn County for the establishment of airports in the county, all
151 land deeded by the United States of America to the county for airport
152 use and all property acquired for airport purposes, including without
153 limitation, aviation easements and other real or personal property.

- 154
- 155 b) The term "airport hazard" means any structure, terrain or object of
156 natural growth, or use thereof, which obstructs the air space required
157 for the flight, landing or taking off of aircraft to or from an airport, or
158 any other thing that is hazardous to the flight, landing or taking off
159 aircraft to or from an airport.
- 160
- 161 c) The term "Commission" refers to the Glynn County Airport
162 Commission, which is created hereunder.
- 163
- 164 d) The term "County" refers to Glynn County, Georgia, a political
165 subdivision of the State of Georgia.
- 166
- 167 e) The term "project" refers to an airport or any portion thereof to be
168 acquired, constructed and/or equipped by the Commission.
- 169
- 170 f) The term "Authority" refers to the Brunswick and Glynn County
171 Development Authority.

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173 **2-8-6**

174 Members of Commission and Terms of Office. The Commission shall be
175 composed of five (5) members appointed by the Board of Governors of the
176 Authority each of whom shall be a resident of the County. The terms of the
177 members shall be five (5) years and members may only serve two
178 successive terms. Any partial term of less than five (5) years served by a
179 member shall not count as a full term for purposes of serving two successive
180 terms. The three members of the Commission in office on February 6, 2020,
whose terms have not expired shall serve until the expiration of the current

181 term for which they were appointed. The remaining two members shall be
182 appointed by the Board of Governors of the Authority terms beginning
183 March 1, 2020, and ending on December 31, 2024. Any other provision of
184 this Ordinance notwithstanding, the initial terms of these two members shall
185 be considered a full, five (5) year term. No person shall be eligible for
186 membership on the Commission who has a contractual relationship for
187 airport property, who holds interest in any commercial activity located on
188 the airports, or any person who holds an elected county or state office.
189 The members shall be appointed by the Board of Governors of the
190 Authority, after receiving recommendations from the Commission.
191 Members shall serve until their respective successors are appointed and
192 qualified.
193

194 **2-8-7**

195 Election of Officers, Quorum, By-Laws, Procedures and Meeting. The
196 Commission shall elect one of its members as Chairperson and one as Vice
197 Chairperson, each of whom shall continue as voting members, to serve in
198 such positions for the longer of their remaining term of Commission
199 membership or two (2) years and until their successors are elected. The
200 Chairperson shall preside over meetings of the Commission and the Vice
201 Chairperson shall preside in the Chairperson's absence, and they shall
202 have such other powers, duties and responsibilities as are set out
203 elsewhere in this Ordinance. The Commission shall also designate a
204 Secretary-Treasurer who shall cause the minutes and records of the
205 Commission to be kept by Commission staff. A majority of the members of
206 the Commission shall constitute a quorum. A majority of the members of
207 the Commission, a quorum being present, are needed to exercise any and
208 all powers of the Commission. The Commission may adopt its own bylaws,
209 rules of procedure and rules of conduct of its business. The Commission
210 shall meet at least once every quarter, but as frequently as it may deem
211 necessary to ensure the efficient conduct of business. All meetings of the
212 Commission shall be open meetings as provided in Chapter 14 of Title 50
213 of the Official Code of Georgia Annotated.
214

215 **2-8-8**

216 Compensation of Members. The members shall receive no compensation
217 but shall be reimbursed from budgeted funds of the Commission for their
218 actual expenses properly incurred in the performance of their duties.
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220 **2-8-9**

221 Compensation of Members. The members shall receive no compensation,
222 but shall be reimbursed from budgeted funds of the Commission for their
223 actual expenses properly incurred in the performance of their duties.
224

225 **2-8-9**

Vacancies in Commission. If a vacancy on the Commission occurs the

226 vacancy shall be filled by the Board of Governors of the Authority, after
227 receiving recommendations from the Airport Commission, and the person
228 so appointed shall serve for the remainder of the unexpired term.

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230 **2-8-10**

Removal of Members. Any member may be removed from office, by vote
231 of a majority of the Board of Governors of the Authority. Removal shall be
232 for good cause affecting the member's ability to perform their duties as a
233 member, for misfeasance, malfeasance or nonfeasance in office, or for
234 violating the conflicts of interest provisions of this Ordinance. Prior to
235 removal of any member of the Commission, the member shall be furnished
236 with a written notice of the charges against the member and shall be
237 afforded an opportunity for hearing after reasonable notice served
238 personally or by mail. The hearing shall include time, place and nature of
239 the hearing. The member so charged shall be given the right to present
240 evidence in their own behalf and only after a finding by a majority of the
241 Board of Governors of the Authority, that good cause for removal exists,
242 i.e., misfeasance, malfeasance or nonfeasance in office, or that the member
243 violated in a specified manner the conflicts of interest provisions of this
244 Ordinance, may a member be removed. A record shall be kept in all
245 contested matters.

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247 **2-8-11**

Executive Director and Other Administrative Officers and Employees. The
248 Commission, subject to provisions of Section 2-8-13 shall appoint and fix
249 the compensation of an Executive Director The Executive Director shall be
250 the chief executive and operating officer of the Commission. Under the
251 supervision of the Commission, the Executive Director shall be responsible
252 for the operation, management, promotion and development of all activities
253 with which the Commission is charged under this Ordinance together with
254 such other duties as may be prescribed by the Commission, and shall have
255 such powers as are necessarily incident to the performance of such duties.
256 Additionally, the Executive Director shall be appointed as assistant
257 secretary-treasurer, shall be responsible for all monies and funds of the
258 Commission and shall have such other duties and responsibilities, as the
259 Commission may prescribe. Before entering upon the duties of this office,
260 the Executive Director shall execute a bond with a corporate surety, to be
261 approved by the Commission and the Authority. The bond shall be payable
262 to the County in whatever penal sum may be directed by the Authority,
263 conditioned upon the faithful performance of the duties of the office and the
264 payment of all monies received by the Executive Director according to law
265 and the orders of the Commission and the Authority. The Authority may at
266 any time require a new bond from the Executive Director in such penal sum
267 as may be determined.

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270 The books and records of the Commission shall be audited at least

271 annually, at the expense of the Commission, by the certified public
272 accountant who audits the books and records of the County. The
273 Commission, with the approval of the Authority, may also authorize and
274 employ such other administrative officers and employees under such terms
275 and conditions as it shall consider necessary and appropriate to effectuate
276 its purposes under this Ordinance.
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278 **2-8-12**

Conflicts of Interests. No member of the Commission or officer or employee
279 thereof shall vote on or otherwise represent or act on behalf of the
280 Commission in connection with authorizing, approving, evaluating or
281 negotiating any contract, sale or lease by or to the Commission, the
282 Authority, or the County, of any lands, material, supplies or services (other
283 than any such person's services as an officer or employee) in which they
284 are financially interested, directly or indirectly. Any violation of this Section
285 by a member of the Commission shall be grounds for removal pursuant to
286 Section 10 of this Ordinance. Any violation of this Section by any officer or
287 employee of the Commission shall be grounds for removal by the Board of
288 Governors of the Authority.
289

290 **2-8-13**

Powers of the Commission. The Commission shall possess, subject to the
291 conditions and limitations set out elsewhere in this Ordinance and subject
292 to the memorandum of understanding which may be promulgated by the
293 Authority, all other permissible powers necessary or convenient for it to
294 accomplish the purposes of this Ordinance, including the following specific
295 powers:
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- 298 a) To recommend airport zoning regulations for airport property to the
299 County..
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- 301 b) To make applications in the name of the County or the Authority to
302 any federal or state agency or to any other sources, public or private,
303 for grants or other financial assistance in the aid of the airport, and
304 to accept in behalf of the Authority and use same upon such terms
305 and conditions as are prescribed by the federal or state agency or
306 other source.
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- 308 c) To coordinate fire protection, police, traffic and rescue services
309 through the County or with the approval of the Authority or the
310 County, by any private firm in the business of providing such
311 services.
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- 314 d) Subject to the approval of the Authority, to request the County to
315 exercise the power of eminent domain to acquire any real property

316 or any rights or interest therein including any easements, a
317 necessary or convenient for the accomplishment of the purposes of
318 this Ordinance, including the elimination of airport hazards, in
319 accordance with provisions of any and all existing laws applicable to
320 the exercise of such power.

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323 e) To appoint, select and employ and contract for the services of an
324 Executive Director and other personnel which may be or become
325 necessary or desirable to accomplish the purpose of this Ordinance.
326 The compensation of the personnel contemplated by this section
327 shall be within the salary range previously approved by the
328 Commission. The Executive Director may be dismissed with or
329 without cause solely by the Commission. Prior to the
330 commencement of any employment, the Executive Director shall
331 execute a written statement acknowledging that he or she
332 understands the nature of the employment as that of one who serves
333 at the pleasure of the Commission.

334
335 f) To supervise the duties and employment of all county personnel
336 assigned to the airport in accordance with the County Personnel
337 Policy. However, the Commission shall be substituted for the County
338 in dealing with personnel policies which are separately addressed by
339 the Commission.

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341 g) To plan, develop and recommend and upon approval by the
342 Authority, implement procedures for the acquisition, establishment,
343 development, construction, enlargement, improvement,
344 maintenance, equipping, operating, and regulating of the airport and
345 related facilities.

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347 h) To promulgate orders, set any tolls, fees, or other charges for the
348 use of the airport property or services and collect the same as
349 necessary to accomplish the purposes set out in this Ordinance upon
350 approval by the Authority.

351 i) To create and modify reasonable rules and regulations for the
352 orderly, safe, efficient operation of the Airports; and to establish
353 reasonable penalties for the breach of any rule or regulation. No
354 amendment to the rules, regulations or penalties shall become
355 effective unless it shall have been proposed by or shall have been
356 submitted to the Commission for review to a rules committee
357 appointed by the Chairperson. The rules committee must consist of
358 a tenant from each airport operated by the Commission, an FBO
359 operator, and a Commissioner.

360 j) To select, supervise and coordinate with any consultant or

361 consultants the preparation of any development, financial, or master
362 plans for the development or operation of the airports.

363
364 k) To represent the interest of the County before any governmental
365 agency having jurisdiction over the airports belonging to the County.
366 Provided, however, that such representation shall not include any
367 legal proceedings.

368
369 l) To carry out and enforce the terms, conditions and provisions of any
370 written lease or sublease by and between the County or the Authority
371 and any third party occupying any portion of the airports.

372
373 m) To prepare and submit to the Authority an annual budget for the
374 operation of the airport. Upon the approval of the budget by the
375 Authority and/or the County, the Commission shall have the authority
376 to make any and all expenditures listed therein. Any funds budgeted
377 as a contingency funds or as discretionary funds may be used in
378 such manner as the Commission may decide, provided such funds
379 are used for airport purposes.

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381 n) To have the immediate control and supervision of the airport or any
382 facility thereof.

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384 o) To adopt, alter or repeal its own bylaws, and policies governing the
385 manner in which its business may be transacted and in which the
386 powers and duties granted to it may be enjoyed as the Commission
387 may deem necessary or expedient in facilitating the business of the
388 Commission.

389
390 p) To exercise all administrative powers and duties that could be
391 exercised by the County in the operation of a similar enterprise which
392 powers are not in conflict with the Constitution and laws of the State
393 of Georgia. This Ordinance shall not be construed as having
394 delegated to the Commission and legislative authority of the County,
395 however, the duties of the Commission shall be deemed to include
396 all powers necessary and incidental to the operation or maintenance
397 of the airport and the Commission shall be construed as an operating
398 agency of the County but under the direct supervision of the
399 Authority.

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401 r) To repair or alter any airport buildings, however, no modification of
402 any building will be undertaken which effects the structural integrity
403 of a building without the prior approval of the Authority.

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405 s) To remove, lower, mark and light airport obstructions.

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- t) To negotiate contracts, leases or other agreements in behalf of the Authority or the County, if appropriate, with federally certified air carriers and other commercial users of the airport, for the use of such airport under such terms and conditions as the Commission deems appropriate and for such charges, rentals and fees as it deems appropriate.
- u) To recommend to the Authority and to the County, if appropriate, the sale, lease or other disposition of real and personal property which the Commission and the Authority determines is no longer required to accomplish the purposes of this Ordinance, including without limitation, property which is suitable for industrial and commercial development.
- v) To manage and contract to manage airport facilities outside Glynn County.

2-8-14 Funds. All funds deposited by the Commission in any bank shall be placed in the name of the Commission and shall be withdrawn or paid out by check or draft on the bank, signed by the Executive Director and countersigned by the Chairperson, Vice Chairperson or Secretary-Treasurer of the Commission. Any draft or check for the payment of salaries or wages and for the payment of any other obligation that does not exceed the threshold amount shall only require the signature of one authorized individual. The Commission shall fix the threshold amount annually by resolution. (Amended O-2010-04; June 17, 2010)

2-8-15 Bidding Process. All construction contracts, and all contracts for the purpose of supplies, equipment, and , when the expenses thereof shall exceed the value set forth in Section 2-2-13(b)(6) of the Glynn County Georgia Code of Ordinances, , as said Section may be amended from time to time hereafter, shall be awarded to the lowest and best bidder, of those bidders which are the most responsive, after advertising bids in accordance with Section 2-2-14 of the Code of Ordinances. (Amended O-2010-04; June 17, 2010)

2-8-16 Monies Considered Trust Fund. All monies received pursuant to the authority of this Ordinance, whether as proceeds from the sale of airport property, as grants or other contributions, or as rates, fees, tolls, charges, or other revenues, shall be deemed to be trust funds to be held and applied solely as provided for in this Ordinance.

- 451 **2-8-17** Property of Commission Deemed to be Public Property. It is hereby
452 declared that all property of the Commission, held pursuant to the terms of
453 this Ordinance, whether real or personal, tangible or intangible, and of any
454 kind or nature and any income or revenue therefrom, is held for an essential
455 public and governmental purpose in behalf of the County or Authority and
456 all such property is deemed to be public property.
457
- 458 **2-8-18** Disposition of Property Upon Dissolution. In the event of dissolution of the
459 Commission, all of its property, real and personal, tangible and intangible,
460 shall be turned over to the Authority.
461
- 462 **2-8-19** Immunity from Certain Liability. The Commission shall be construed to be
463 a part of Glynn County and shall have the same immunity and exemption
464 from tort liability and negligence as the County, and the members, officers,
465 agents and employees of the Commission in the performance of the work
466 of the Commission shall have the same immunity and exemption from tort
467 liability and negligence as the officers, agents and employees of the County
468 when in the performance of their public duties or work of the County. .
469
- 470 **2-8-20** Severability Should Any Portion of Ordinance Be Held Invalid. The terms
471 and provisions of this Ordinance are severable. Should any section,
472 subsection, sentence, clause or phrase of this Ordinance, or the application
473 thereof to any person or circumstances for any reason be held by a court of
474 competent jurisdiction to be invalid or void, the validity of the remainder of
475 this Ordinance, or the application of such provision to other persons or
476 circumstances, shall not be affected thereby to the extent that any
477 remaining portion of the Ordinance may reasonably be given effect without
478 the invalid or void portion.
479
- 480 **2-8-21** Amendment. This Ordinance may be amended from time to time, but no
481 amendment shall become effective unless it shall have been proposed by
482 or shall have been submitted to the Authority and the Commission for review
483 and recommendation. The Authority, after receiving recommendations from
484 the Commission, shall submit its report within thirty (30) days after receiving
485 an amendment proposal from the County, otherwise said amendment
486 proposal shall be deemed approved by the Authority. Before enacting an
487 amendment to these regulations, the County shall hold a public hearing
488 thereon, notice of which shall be published at least fifteen (15) days prior to
489 such hearing in a newspaper of general circulation in Glynn County.
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- 491 **2-8-22** Traffic Control. The Georgia Uniform Rules of the Road shall apply at the
492 airports.
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- 494 **2-8-23** Repeal of Conflicting Laws. All ordinances and parts of ordinances in
495 conflict with this Ordinance are hereby repealed.
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2-8-24 - 2-8-150 Reserved.

EXPLANATION OF CHANGES TO SECTIONS 2-8-24 THROUGH 2-8-150:

The remainder of the Airport Ordinance, including sections 2-8-51 through 2-8-150, will be deleted entirely. The Airport Commission will adopt internal rules and regulations in the place of the deleted ordinance provisions.

This Amendment shall become effective upon passage.

**BOARD OF COMMISSIONERS,
GLYNN COUNTY, GEORGIA**

MICHAEL BROWNING, CHAIRMAN

ATTEST:

DHWANI PATEL, CLERK

524 **EXPLANATION OF CHANGES**

525
526 Additions- underlined
527 Deletions- ~~strikethrough~~
528

529 **CHAPTER 2-8**

530 **AIRPORT COMMISSION ORDINANCE**

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533
534 **2-8-1** Short title. This Ordinance may be cited as the "Glynn County Airport
535 Commission Ordinance" or "Airport Ordinance." (Ordinance of 12/18/80;
536 Amended 1/19/89; 06/17/10; 08/04/11, ~~XX/XX/XX~~.)
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538 **2-8-2** Glynn County Airport Commission. There is hereby created an airport
539 commission to be known as the Glynn County Airport Commission, which
540 shall be deemed to be an agency of Glynn County, but under the
541 supervision of the Brunswick and Glynn County Development Authority.
542 The Commission may exercise the powers set out in this Ordinance at any
543 place within Glynn County, Georgia and in any contiguous county which is
544 used for airport purposes as provided herein. The Commission shall have
545 perpetual existence.
546

547 **2-8-3** Determination of Need for the Commission. It is hereby determined and
548 declared that due to the present and projected growth in commercial and
549 private air traffic in the Glynn County area, the need for adequate airports
550 to safely and efficiently serve the air transportation needs of the State and
551 the County, the need to eliminate airport hazards, the need to provide funds
552 for the establishment, operation and maintenance of present and future
553 airports, and the need to coordinate the operation of various airports ~~within~~
554 ~~Glynn County~~, the establishment of such Commission is necessary and
555 essential to insure the welfare, safety and convenience of citizens of Glynn
556 County and the State of Georgia and to insure the proper economic
557 development of Glynn County.
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559 **2-8-4** Declaration of Purposes. The purposes and objectives of this Ordinance
560 and the Commission created hereunder shall be to meet the needs and
561 requirements recognized in Section 2-8-3 of this Ordinance through the
562 establishment, maintenance and operation of unified and coordinated
563 airport systems in the Glynn County area; to insure the orderly and proper
564 use and growth of public airports; to insure that the maximum public benefit
565 is obtained from the various public airports presently in existence and
566 hereafter established; to insure proper planning and establishment of
567 airports needed in the future; to insure the maximum participation of Glynn
568 County in national and international programs of air transportation; to

569 promote public transportation, trade, commerce, industry and employment
570 opportunities, and all of this to the end of providing the most effective and
571 economical use of public airports for the public welfare, safety and
572 convenience.

573
574 **2-8-5**

Definitions. As used in this Ordinance, unless the context in which they are
575 used requires otherwise, the following terms shall have the following
576 meaning:

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579 which is or has been used, or which the Commission may plan to
580 use, for the landing and taking off of commercial, private and military
581 aircraft, including helicopters, and all buildings, equipment, facilities
582 or other property and improvements of any kind or nature located
583 within the bounds of any such land or water area or structure which
584 are or have been used or which the Commission may plan to use for
585 terminal facilities; facilities of any type for the accommodation of
586 passengers, maintenance, servicing and operation of aircraft,
587 business offices and facilities of private businesses and
588 governmental agencies, parking of automobiles, and all other
589 activities which are or have been carried on or which may be
590 necessary or convenient in conjunction with the landing and taking
591 off of commercial, private and military aircraft which are necessary
592 for the safe operation of aircraft, including all land originally acquired
593 by Glynn County for the establishment of airports in the county, all
594 land deeded by the United States of America to the county for airport
595 use and all property acquired for airport purposes, including without
596 limitation, aviation easements and other real or personal property.
597
- 598 b) The term "airport hazard" means any structure, terrain or object of
599 natural growth, or use thereof, which obstructs the air space required
600 for the flight, landing or taking off of aircraft to or from an airport, or
601 any other thing that is hazardous to the flight, landing or taking off
602 of aircraft to or from an airport.
603
- 604 c) The term "Commission" refers to the Glynn County Airport
605 Commission, which is created hereunder.
606
- 607 d) The term "County" refers to Glynn County, Georgia, a political
608 subdivision of the State of Georgia.
609
- 610 e) The term "project" refers to an airport or any portion thereof to be
611 acquired, constructed and/or equipped by the Commission.
612
- 613 f) The term "Authority" refers to the Brunswick and Glynn County

Development Authority.

2-8-6

Members of Commission and Terms of Office. The Commission shall be composed of ~~five (5) nine (9)~~ members appointed by the Board of Governors of the Authority each of whom shall be a resident of the County. ~~The terms of the members shall be five (5) years and members may only serve two successive terms. Any partial term of less than five (5) years served by a member shall not count as a full term for purposes of serving two successive terms. The three members of the Commission in office on February 6, 2020, whose terms have not expired shall serve until the expiration of the current term for which they were appointed. The remaining two members shall be appointed by the Board of Governors of the Authority terms beginning March 1, 2020, and ending on December 31, 2024. Any other provision of this Ordinance notwithstanding, the initial terms of these two members shall be considered a full, five (5) year term. No person shall be eligible for membership on the Commission who has a contractual relationship for airport property, who~~ holds interest in any commercial activity located on the airports, or any person who holds an elected county or state office. ~~The initial members of the Commission shall be appointed within 60 days following the effective date of this Ordinance. Three of the original members of the Commission shall be appointed to serve two (2) years and three of the original members shall be appointed to serve for three (3) years, and the remaining members shall be appointed to serve a term of four (4) years. Thereafter, the members shall be appointed by the Board of Governors of the Authority, after receiving recommendations from the Commission, to terms of four (4) years.~~
The members shall be appointed by the Board of Governors of the Authority, after receiving recommendations from the Commission. Members shall serve until their respective successors are appointed and qualified. ~~No member shall serve more than two (2) successive terms.~~

2-8-7

Election of Officers, Quorum, By-Laws, Procedures and Meeting. ~~After the appointment of all members as herein above set out, the full membership of the Commission shall meet as soon as practicable and shall elect one of its members as Chairperson and one as Vice Chairperson, each of whom shall continue as voting members, to serve in such positions for the succeeding year and until their successors are elected. The Chairperson shall preside over meetings of the Commission and the Vice Chairperson shall preside in his absence, and they shall have such other powers, duties and responsibilities as are set out elsewhere in this Ordinance. The Commission shall also designate a Secretary-Treasurer who shall keep the minutes and records of the Commission. A majority of the members of the Commission shall constitute a quorum. A majority of the quorum may exercise any and all powers of the Commission. The Commission shall, as soon as practicable, adopt its own bylaws, rules of procedure and rules of~~

659 ~~conduct of its business. The Commission shall meet at least once every~~
660 ~~month and at such times as it may deem necessary. The Commission shall~~
661 ~~elect one of its members as Chairperson and one as Vice Chairperson,~~
662 ~~each of whom shall continue as voting members, to serve in such positions~~
663 ~~for the longer of their remaining term of Commission membership or two (2)~~
664 ~~years and until their successors are elected. The Chairperson shall preside~~
665 ~~over meetings of the Commission and the Vice Chairperson shall preside in~~
666 ~~the Chairperson's absence, and they shall have such other powers, duties~~
667 ~~and responsibilities as are set out elsewhere in this Ordinance. The~~
668 ~~Commission shall also designate a Secretary-Treasurer who shall cause~~
669 ~~the minutes and records of the Commission to be kept by Commission staff.~~
670 ~~A majority of the members of the Commission shall constitute a quorum. A~~
671 ~~majority of the members of the Commission, a quorum being present, are~~
672 ~~needed to exercise any and all powers of the Commission. The~~
673 ~~Commission may adopt its own bylaws, rules of procedure and rules of~~
674 ~~conduct of its business. The Commission shall meet at least once every~~
675 ~~quarter, but as frequently as it may deem necessary to ensure the efficient~~
676 ~~conduct of business. All meetings of the Commission shall be open~~
677 meetings as provided in Chapter 14 of Title 50 of the Official Code of
678 Georgia Annotated.

679
680 **2-8-8** Compensation of Members. The members shall receive no compensation,
681 but shall be reimbursed from budgeted funds of the Commission for their
682 actual expenses properly incurred in the performance of their duties.

683
684 **2-8-9** Vacancies in Commission. If a vacancy on the Commission occurs ~~by~~
685 ~~reason of death, resignation, removal of residency beyond the County or~~
686 ~~otherwise,~~ the vacancy shall be filled by the Board of Governors of the
687 Authority, after receiving recommendations from the Airport Commission,
688 and the person so appointed shall serve for the remainder of the unexpired
689 term.

690
691 **2-8-10** Removal of Members. Any member may be removed from office ~~for good~~
692 ~~cause affecting his ability to perform his duties as a member, for~~
693 ~~misfeasance, malfeasance or nonfeasance in office, or for violating the~~
694 ~~conflicts of interest provisions of this Ordinance,~~ by vote of a majority of the
695 Board of Governors of the Authority. Removal shall be for good cause
696 affecting the member's ability to perform their duties as a member, for
697 misfeasance, malfeasance or nonfeasance in office, or for violating the
698 conflicts of interest provisions of this Ordinance. Prior to removal of any
699 member of the Commission, the member shall be furnished with a written
700 notice of the charges against ~~him~~ the member and shall be afforded an
701 opportunity for hearing after reasonable notice served personally or by mail.
702 The hearing shall include time, place and nature of the hearing. The
703 member so charged shall be given the right to present evidence in their ~~his~~

own behalf and only after a finding by a majority of the Board of Governors of the Authority, that good cause for removal exists, i.e., misfeasance, malfeasance or nonfeasance in office, or that the member violated in a specified manner the conflicts of interest provisions of this Ordinance, may a member be removed. A record shall be kept in all contested matters.

2-8-11

ManagingExecutive Director and Other Administrative Officers and Employees. The Commission, subject to provisions of Section 2-8-13(g), ~~may~~ shall appoint and fix the compensation of ~~aan~~ ManagingExecutive Director ~~within a range of salaries previously established by the Board of Commissioners of Glynn County, Georgia.~~ The ManagingExecutive Director shall be the chief executive and operating officer of the Commission. Under the supervision of the Commission, ~~the~~ Executive Director shall be responsible for the operation, management, promotion and development of all activities with which the Commission is charged under this Ordinance together with such other duties as may be prescribed by the Commission, and ~~he~~ shall have such powers as are necessarily incident to the performance of ~~his~~ such duties. Additionally, the ManagingExecutive Director shall be appointed as assistant secretary-treasurer, shall be responsible for all monies and funds of the Commission and shall have such other duties and responsibilities, as the Commission may prescribe. Before entering upon the duties of ~~this~~ office, the ManagingExecutive Director shall execute a bond with a corporate surety, to be approved by the Commission and the Authority. The bond shall be payable to the County in whatever penal sum may be directed by the Authority, conditioned upon the faithful performance of the duties of the office and the payment of all monies received by ~~him~~ the Executive Director according to law and the orders of the Commission and the Authority. The Authority may at any time require a new bond from the ManagingExecutive Director in such penal sum as may be determined.

The books and records of the Commission shall be audited at least annually, at the expense of the Commission, ~~by a certified public accountant, selected by the Authority.~~ by the certified public accountant who audits the books and records of the County. The Commission, with the approval of the Authority, may also authorize and employ such other administrative officers and employees under such terms and conditions as it shall consider necessary and appropriate to effectuate its purposes under this Ordinance.

2-8-12

Conflicts of Interests. No member of the Commission or officer or employee thereof shall vote on or otherwise represent or act on behalf of the Commission in connection with authorizing, approving, evaluating or negotiating any contract, sale or lease by or to the Commission, the Authority, or the County, of any lands, material, supplies or services (other

749 than any such person's services as an officer or employee) in which they
750 are~~he is~~ financially interested, directly or indirectly. Any violation of this
751 Section by a member of the Commission shall be grounds for removal
752 pursuant to Section 10 of this Ordinance. Any violation of this Section by
753 any officer or employee of the Commission shall be grounds for removal by
754 the Board of Governors of the Authority.
755

756 **2-8-13**

Powers of the Commission. The Commission shall possess, subject to the
757 conditions and limitations set out elsewhere in this Ordinance and subject
758 to the ~~rules and regulations memorandum of understanding~~ which may be
759 promulgated by the Authority, all other permissible powers necessary or
760 convenient for it to accomplish the purposes of this Ordinance, including the
761 following specific powers:
762

- 763 ~~a) — To adopt and alter a commission seal.~~
- 764
- 765 ab) To ~~record~~ recommend airport zoning regulations for airport property
766 to the County, ~~and the Authority.~~
- 767
- 768 be) To make applications in the name of the County or the Authority to
769 any federal or state agency or to any other sources, public or private,
770 for grants or other financial assistance in the aid of the airport, and
771 to accept in behalf of ~~the County or~~ the Authority and use same upon
772 such terms and conditions as are prescribed by the federal or state
773 agency or other source.
774
- 775 cd) To coordinate fire protection, ~~crash police, traffic~~ and rescue services
776 through the County or with the approval of the Authority or the
777 County, by any private firm in the business of providing such
778 services.
779
- 780 ~~e) — Subject to the approval of the Authority, to utilize the services or~~
781 ~~property of any department of the County or other County personnel~~
782 ~~and the use by the Commission of such services or property is~~
783 ~~hereby expressly authorized by the County.~~
- 784
- 785 df) Subject to the approval of the Authority, to request the County to
786 exercise the power of eminent domain to acquire any real property
787 or any rights or interest therein including any easements, a
788 necessary or convenient for the accomplishment of the purposes of
789 this Ordinance, including the elimination of airport hazards, in
790 accordance with provisions of any and all existing laws applicable to
791 the exercise of such power.
792
793

794 eg) To appoint, select and employ and contract for the services of an
795 Executive Managing Director and other personnel which may be or
796 become necessary or desirable to accomplish the purpose of this
797 Ordinance. The compensation of the personnel contemplated by this
798 section shall be within the salary range previously approved by the
799 Commission. The Executive Managing Director may be dismissed
800 with or without cause solely by the Commission. ~~The Managing~~
801 ~~Director shall be treated as an employee of the County for all~~
802 ~~purposes, except he shall not be entitled to any hearing for cause~~
803 ~~prior to his dismissal in accordance with this paragraph.~~ Prior to the
804 commencement of any employment, the Executive Managing
805 Director shall execute a written statement acknowledging that he or
806 she understands the nature of the employment as that of one who
807 serves at the pleasure of the Commission.
808

809 fh) To supervise the duties and employment of all county personnel
810 assigned to the airport in accordance with the County Personnel
811 Policy. However, the Commission shall be substituted for the County
812 in dealing with personnel policies which are separately addressed by
813 the Commission, under the County Personnel Policy as it pertains to
814 the Grievance Procedure.
815

816 gi) To plan, develop and recommend and upon approval by the
817 Authority, implement procedures for the acquisition, establishment,
818 development, construction, enlargement, improvement,
819 maintenance, equipping, operating, and regulating of the airport and
820 related facilities.
821

822 hj) To promulgate orders, set any tolls, fees, or other charges for the
823 use of the airport property or services and collect the same as
824 necessary to accomplish the purposes set out in this Ordinance upon
825 approval by the Authority.
826

827 ik) To create and modify ~~recommend~~ reasonable rules and regulations
828 for the orderly, safe, efficient operation of the Airports; and to
829 establish ~~recommend~~ reasonable penalties for the breach of any rule
830 or regulation. No amendment to the rules, regulations or penalties
831 ~~by the Authority~~ shall become effective unless it shall have been
832 proposed by or shall have been submitted to the Commission for
833 review to a rules committee appointed by the Chairperson. The rules
834 committee must consist of a tenant from each airport operated by the
835 Commission, an FBO operator, and a Commissioner. ~~and~~
836 ~~recommendation.~~
837

838 jl) To select, supervise and coordinate with any consultant or

839 consultants the preparation of any development, financial, or master
840 plans for the development or operation of the airports.

841
842 ~~km)~~ ~~Subject to the approval of the Authority and the County, t~~To
843 represent the interest of the County before any governmental agency
844 having jurisdiction over the airports belonging to the County.
845 Provided, however, that such representation shall not include any
846 legal proceedings.

847
848 ~~ln)~~ To carry out and enforce the terms, conditions and provisions of any
849 written lease or sublease by and between the County or the Authority
850 and any third party occupying any portion of the airports. ~~No lease~~
851 ~~shall be formally terminated by the Commission without the prior~~
852 ~~written approval of the Attorney for the Authority.~~

853
854 ~~me)~~ To prepare and submit to the Authority an annual budget for the
855 operation of the airport. ~~which shall in turn submit the budget to the~~
856 ~~County for approval as appropriate.~~ Upon the approval of the budget
857 by the Authority and/or the County, the Commission shall have the
858 authority to make any and all expenditures listed therein. Any funds
859 budgeted as a contingency funds or as discretionary funds may be
860 used in such manner as the Commission may decide, provided such
861 funds are used for airport purposes.

862
863 ~~np)~~ To have the immediate control and supervision of the airport or any
864 facility thereof.

865
866 ~~oe)~~ To adopt, alter or repeal its own bylaws, and policies ~~rules and~~
867 ~~regulations~~ governing the manner in which its business may be
868 transacted and in which the powers and duties granted to it may be
869 enjoyed as the Commission may deem necessary or expedient in
870 facilitating the business of the Commission.

871
872 ~~pf)~~ To exercise all administrative powers and duties that could be
873 exercised by the County in the operation of a similar enterprise which
874 powers are not in conflict with the Constitution and laws of the State
875 of Georgia. This Ordinance shall not be construed as having
876 delegated to the Commission and legislative authority of the County,
877 however, the duties of the Commission shall be deemed to include
878 all powers necessary and incidental to the operation or maintenance
879 of the airport and the Commission shall be construed as an operating
880 agency of the County but under the direct supervision of the
881 Authority.

882
883 ~~rs)~~ To repair or alter any airport buildings, however, no modification of

884 any building will be undertaken which effects the structural integrity
885 of a building without the prior approval of the Authority.—~~The~~
886 ~~Commission shall also supervise the construction of all new building~~
887 ~~of new buildings.~~
888

889 ~~st)~~ To remove, lower, mark and light airport obstructions.
890

891 ~~tu)~~ To negotiate contracts, leases or other agreements in behalf of the
892 Authority or the County, if appropriate, with federally certified air
893 carriers and other commercial users of the airport, for the use of such
894 airport under such terms and conditions as the Commission deems
895 appropriate and for such charges, rentals and fees as it deems
896 appropriate.
897

898 ~~uv)~~ To recommend to the Authority and to the County, if appropriate, the
899 sale, lease or other disposition of real and personal property which
900 the Commission and the Authority determines is no longer required
901 to accomplish the purposes of this Ordinance, including without
902 limitation, property which is suitable for industrial and commercial
903 development.
904

905 ~~v)~~ To manage and contract to manage airport facilities outside Glynn
906 County.
907
908
909

910 **2-8-14** Funds. All funds deposited by the Commission in any bank shall be placed
911 in the name of the Commission and shall be withdrawn or paid out by check
912 or draft on the bank, signed by the ~~Managing Executive~~ Director and
913 countersigned by the Chairperson, Vice Chairperson or Secretary-
914 Treasurer of the Commission. Any draft or check for the payment of salaries
915 or wages and for the payment of any other obligation that does not exceed
916 the threshold amount shall only require the signature of one authorized
917 individual. The Commission shall fix the threshold amount annually by
918 resolution. (Amended O-2010-04; June 17, 2010)
919

920 **2-8-15** Bidding Process. All construction contracts, and all contracts for the
921 purpose of supplies, equipment, and ~~services~~, when the expenses thereof
922 shall exceed the value set forth in Section 2-2-13(b)(6) of the Glynn County
923 Georgia Code of Ordinances, ~~(presently \$50,000.00)~~, as said Section may
924 be amended from time to time hereafter, shall be awarded to the lowest and
925 best bidder, of those bidders which are the most responsive, after
926 advertising bids in accordance with Section 2-2-14 of the Code of
927 Ordinances. ~~therefore, to be published once a week for four weeks in the~~
928 ~~legal organ of Glynn County.~~ (Amended O-2010-04; June 17, 2010)

929
930 **2-8-16** Monies Considered Trust Fund. All monies received pursuant to the
931 authority of this Ordinance, whether as proceeds from the sale of airport
932 property, as grants or other contributions, or as rates, fees, tolls, charges,
933 or other revenues, shall be deemed to be trust funds to be held and applied
934 solely as provided for in this Ordinance.
935
936 **2-8-17** Property of Commission Deemed to be Public Property. It is hereby
937 declared that all property of the Commission, held pursuant to the terms of
938 this Ordinance, whether real or personal, tangible or intangible, and of any
939 kind or nature and any income or revenue therefrom, is held for an essential
940 public and governmental purpose in behalf of the County or Authority and
941 all such property is deemed to be public property.
942
943 **2-8-18** Disposition of Property Upon Dissolution. In the event of dissolution of the
944 Commission, all of its property, real and personal, tangible and intangible,
945 shall be turned over to the Authority.
946
947 **2-8-19** Immunity from Certain Liability. The Commission shall be construed to be
948 a part of Glynn County and shall have the same immunity and exemption
949 from tort liability and negligence as the County, and the members, officers,
950 agents and employees of the Commission in the performance of the work
951 of the Commission shall have the same immunity and exemption from tort
952 liability and negligence as the officers, agents and employees of the County
953 when in the performance of their public duties or work of the County. ~~The~~
954 ~~County shall maintain liability insurance covering the Commission, its~~
955 ~~members and employees.~~
956
957 **2-8-20** Severability Should Any Portion of Ordinance Be Held Invalid. The terms
958 and provisions of this Ordinance are severable. Should any section,
959 subsection, sentence, clause or phrase of this Ordinance, or the application
960 thereof to any person or circumstances for any reason be held by a court of
961 competent jurisdiction to be invalid or void, the validity of the remainder of
962 this Ordinance, or the application of such provision to other persons or
963 circumstances, shall not be affected thereby to the extent that any
964 remaining portion of the Ordinance may reasonably be given effect without
965 the invalid or void portion.
966
967 **2-8-21** Amendment. This Ordinance may be amended from time to time, but no
968 amendment shall become effective unless it shall have been proposed by
969 or shall have been submitted to the Authority and the Commission for review
970 and recommendation. The Authority, after receiving recommendations from
971 the Commission, shall submit its report within thirty (30) days after receiving
972 an amendment proposal from the County, otherwise said amendment
973 proposal shall be deemed approved by the Authority. Before enacting an

974 amendment to these regulations, the County shall hold a public hearing
975 thereon, notice of which shall be published at least fifteen (15) days prior to
976 such hearing in a newspaper of general circulation in Glynn County.
977

978 **2-8-22** Traffic Control. The Georgia Uniform Rules of the Road shall apply at the
979 airports.
980 ~~Effective Date. This amendment and restatement shall become effective~~
981 ~~upon its approval by the Board of Commissioners of Glynn County, Georgia,~~
982 ~~this 19th day of January, 1989.~~
983

984
985 **2-8-23** Repeal of Conflicting Laws. All ordinances and parts of ordinances in
986 conflict with this Ordinance are hereby repealed.
987

988 ~~2-8-24 - 2-8-50 Reserved.~~

989
990
991 ~~2-8-24 - 2-8-117150 Reserved. Intentionally Omitted~~

992
993 **EXPLANATION OF CHANGES TO SECTIONS 2-8-24 THROUGH 2-8-150:**

994
995 The remainder of the Airport Ordinance, including sections 2-8-51 through 2-8-150, will
996 be deleted entirely. The Airport Commission will adopt internal rules and regulations in
997 the place of the deleted ordinance provisions.