

From the Director, Department of Public Works and the Airport Director a Report Addressing Administrative Appropriation Transfers Recognizing Funds Related to Federal Aviation Administration Approval of Passenger Facility Charge Application #18 and Reimbursement of the Airport Development Fund, by recommending adoption of the following:

## **A RESOLUTION**

WHEREAS, Section 40117, Title 49, United States Code, allows public agencies controlling commercial service airports (those with regularly scheduled service and enplaning 2,500 or more passengers annually), to charge enplaning passengers using an airport; and

WHEREAS, the proceeds from Passenger Facility Charges (PFCs) are to be used to finance eligible airport-related projects that preserve or enhance safety, capacity, or security of the national air transportation system, reduce noise from an airport that is part of such system, or furnish opportunities for enhanced competition between or among air carriers; and

WHEREAS, public agencies wishing to impose PFCs are required to apply to the Federal Aviation Administration (FAA) for such authority, and meet certain requirements specified in the legislation and the implementing regulation, 14 Code of Federal Regulations, Part 158, issued by the FAA in May 1991; and

WHEREAS, Milwaukee Mitchell International Airport (the Airport) has submitted a new PFC application (PFC #18) to impose and use PFCs on 35 completed projects and active projects at the Airport, at a \$4.50 PFC collection rate, which were previously approved in prior budgets or prior appropriation transfers; and

WHEREAS, total PFC revenues of \$17,690,302 will be collected under PFC #18 for the 35 previously completed and active PFC projects; and

WHEREAS, projects were funded by the Airport Development Fund reserve (ADF) until PFC #18 could be submitted, at which time a transfer of budget and actual revenues would take place, restoring the ADF, and drawing the approved funds from the PFC Trust; and

WHEREAS, the Committee on Transportation, Public Works, and Transit, at its meeting of September 8, 2021, recommended adoption of File No. 21-781 (vote 5-0); now, therefore,

44 BE IT RESOLVED, the Office of the Comptroller and the Office of Performance,  
45 Strategy, and Budget, Department of Administrative Services, working in conjunction  
46 with Milwaukee Mitchell International Airport (the Airport) staff, are authorized to  
47 proceed with administrative appropriation transfers to recognize the revenue from  
48 Passenger Facility Charge (PFC) application #18, and utilize funds from PFC #18 to  
49 reimburse the Airport Development Fund, for funds that it expended until PFC #18 was  
50 approved, and this includes the authority to reestablish and lapse projects as  
51 necessary.

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