

**CITY RESOLUTION NO. 19806**

**COUNTY RESOLUTION NO. 2011-10**

**RESOLUTION EXTENDING  
THE HELENA REGIONAL AIRPORT AUTHORITY**

**WHEREAS**, on December 13, 1993 the Helena City Commission and the Lewis & Clark County Board of Commissioners, approved Joint Resolution No. 10677 and County Resolution No. 1993-166 (“Enabling Resolution”), which created the Helena Regional Airport Authority (“Helena Airport Authority”) and provided that it would expire ten (10) years from the date of adoption unless otherwise jointly extended by the respective commissions; and

**WHEREAS**, on September 12, 1994, the Helena City Commission and the Lewis & Clark County Board of Commissioners, approved Joint Resolution No. 10806 and County Resolution No. 1994-157, which amended Section 8.01 of Enabling Resolution by adding as a condition that if the Helena Airport Authority became insolvent or incapable of fulfilling its obligations the airport control reverted to the status of a joint city/county airport as originally established in Joint Resolution No. 7910; and

**WHEREAS**, on June 4, 2001, the Helena City Commission and the Lewis & Clark County Board of Commissioners, approved Joint Resolution No. 11640 and County Resolution No. 2001-62, which amended Section 8 of Enabling Resolution by extending the expiration of the Enabling Resolution to the year 2011; and

**WHEREAS**, the Helena City Commission and the Lewis & Clark County Board of Commissioners jointly desire to extend the Enabling Resolution up to and including June 30, 2021.

**NOW, THEREFORE, BE IT JOINTLY RESOLVED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, AND THE BOARD OF COUNTY COMMISSIONERS OF LEWIS AND CLARK COUNTY, MONTANA, AS FOLLOWS:**

This Resolution amends, in part, the Enabling Resolution as subsequently amended.

Section 8 of the Enabling Resolution, as amended, is hereby amended to state in its entirety as follows:

Section 8. Duration.

8.01. Upon reaching the date of June 30, 2021, the City and County shall determine whether to extend the term of this resolution, amend or modify the resolution, or terminate the Helena Airport Authority. If the Helena Airport Authority is not extended, or if it becomes insolvent or incapable of fulfilling its obligations, the airport shall revert to the status of the joint city-county airport as established in Joint Resolution No. 7910, which will be fully reinstated.

**PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF  
HELENA, MONTANA, THIS 10<sup>th</sup> DAY OF JANUARY, 2011.**

**/S/ James E. Smith**  
**James E. Smith, Mayor**

**ATTEST:**

**/S/ Debbie Havens**  
**Debbie Havens, Clerk of the Commission**

**UNANIMOUSLY APPROVED, PASSED, AND ADOPTED** by the Board of County Commissioners of the County of Lewis and Clark, Helena, Montana, in regular session met and held on the 11<sup>th</sup> day of January 2011, and spread at large upon its Minutes this 11<sup>th</sup> day of January, 2011.

**By /S/ Derek Brown**  
**Derek Brown, Chair**

**ATTEST:**

**/S/ Paulette DeHart**  
**Paulette DeHart, Clerk of the Board**