

Procedure for Dissolution of an Airport Authority; HB 2628

HB 2628 allows the City of Pratt (City) to dissolve, *via* adoption of an appropriate ordinance, any airport authority (authority) created and established by the City. If such an airport authority is dissolved, the City will acquire the property of the authority subject to any leases or agreements made by the authority.

The bill requires an ordinance adopted by the City dissolving an authority to provide for the following:

- The provisions of the ordinance are deemed adequate for the payment or retirement of any authority debts or obligations; and
- All property, funds, and assets of the authority are vested in the City.

Upon the effective date of the ordinance, the following occurs:

- Transfer of all of the powers, duties, and functions of the authority to the City;
- Transfer of all balances for all funds or accounts for the authority to the City;
- Transfer of all liabilities of the authority, including the accrued compensation or salaries of officers and employees, to the City; and
- Vesting in the City of all assets of the authority.

If the City dissolves the authority, the bill makes the City the successor in every way to the powers, duties, and functions of the dissolved authority, and the City is considered the continuation of the authority. If dissolution occurs, the City is required to make adequate provisions for the payment or retirement of all authority debts and obligations.

When the term “airport authority” or words of like effect are referred to by a document in regard to any of the powers, duties, and functions transferred to the City, the reference or designation applies to the City as the context requires. Additionally, the City is given legal custody of all records, memoranda, writings, entries, prints, representations, electronic data, or combination of any act, transaction, occurrence, or event.

The bill allows suits, actions, or other proceedings maintained by or against the successor of the authority, or any affected officer, commenced prior to its dissolution to proceed. The bill specifies that any such legal action is not be diminished due to the governmental reorganization under the ordinance adopted by the City.

If the Authority is dissolved, the bill requires the City to offer the opportunity to become officers or employees of the City to any officers and employees of the authority deemed necessary in the performance of the powers, duties, or functions of the City.