

## Johnson County Airport Board

### Work Session Minutes

January 29, 2019

Chairman Gerald Fink called working session to order at 9:05 am. Present Fink, Jim Purdy, Clint Culliton, Randy Dyess and Mike Bacon. Additionally, Bruce McWhorter, Airport Manager, Barry Cargo, Deputy County Attorney and Commissioner Robert Perry and (2) guest were in attendance, [Jim Martin and Shane Ramey](#).

[The purpose of the Work Session is to review the Airport Manager's Contract to bring it into line with the present day operations.](#)

Chairman Fink led the group through the current contract;

- 1) **Definitions:** NO changes
- 2) **Term of Contract:** NO changes
- 3) **Amount of Payment:**
  - A. Add \$300 per month to monthly compensation for 1/6<sup>th</sup> of contractor's power bill and telephone bill.
  - B. Additional compensation discussion to be continued.
- 4) **Contractor Services and Duties:**
  - A-G. NO changes
  - H. Remove
  - I. NO changes
  - J. NO changes
  - K. NO changes
  - L. NO changes
  - M. In first sentence strike "the Avgas and". Second sentence strike "all fuels" add in its place "Jet A fuel".
  - N. Remove "of the time spent on contractual duties and"
- 5) **Priority of Contractor's Services:**
  - A. NO changes
  - B. Barry to re-write
- 6) **County's Duties:**
  - A. NO changes
  - B. NO changes

- C. NO changes
- D. Remove
- E. Second sentence, remove "financial disaster" and replace with "lack of funding".
- F. and G. Strike

- 7) **Waiver:** NO changes
- 8) **Modification:** NO changes
- 9) **Choice of Law:** NO changes
- 10) **Force Majeure:** NO changes
- 11) **Assignment:** NO changes
- 12) **Venue:** NO changes
- 13) **Attorney Fees and Cost:** NO changes
- 14) **Sovereign Immunity:** NO changes
- 15) **Severance:** NO changes
- 16) **Indemnification:** NO changes

17) **Liability Insurance:**

- A. Much discussion ensued with reference to liability coverage for the contractor and county when contractor is operating the counties equipment. Bruce is to contact his insurance carrier and Barry will contact the counties insurance carrier for clarification. Discussion to continue.

18) **Independent Contractor:** NO changes

19) **Entirety of Agreement:** NO changes

**Jet A Fuel Sales**

A lot of discussion centered on how Jet Fuel sales are being handled. Currently contractor receives gross revenue from sales as part of his compensation, county receives no revenue. The contractor incurs numerous expenses with handling/dispensing and managing jet aircraft and these expenses are deducted from gross sale income.

The county would like some income to offset their annual expense and to help replace capital equipment in the future - \$0.16 per gallon was suggested.

Discussion will continue after the liability insurance question is understood by both parties.

Meeting adjourned at 11:10am.

Respectfully submitted,

Mike Bacon,

Secretary