

5/12/2015

ORDINANCE NO. 29745

An ordinance approving Resolution No. 2015-05-074 adopted by the Dallas-Fort Worth International Airport Board on May 7, 2015 for the purpose of amending Chapter 4, "Ground Transportation," of the Code of Rules and Regulations of the Dallas-Fort Worth International Airport Board, as amended; to retain conformity with Owner Cities' rules governing transportation-for-hire services by requiring vehicle-for-hire companies and drivers to obtain operating authorities and permits, respectively, from either Owner City to obtain operating authorities or permits from the Airport; to remove limitations on the number of taxicab companies, vehicles, and taxicab drivers that are authorized to operate at the Airport; to enable pre-arranged transportation network companies to be authorized to operate at the Airport; to eliminate redundant permitting fees and administration; to make conforming changes; and to provide enforcement remedies.

WHEREAS, Section 8.F. of the 1968 Contract and Agreement, as amended, between the City of Dallas, Texas and the City of Fort Worth, Texas provides that the Dallas-Fort Worth International Airport Board shall have the power, by a duly adopted order, to adopt and enforce rules and regulations for the orderly, safe, efficient, and sanitary operation of the airport and to prescribe reasonable penalties for the breach of any rule or regulation not to exceed the maximum fines authorized by state law; and

WHEREAS, state law currently authorizes fines of up to \$500 for all violations of the Airport's rules and regulations, except for those violations relating to fire safety, public health and sanitation, or the dumping of refuse, for which the maximum fine is \$2,000, and except when another fine is fixed by state law; and

WHEREAS, Sections 22.082 of the Texas Transportation Code, as amended, and Section 8.F. of the 1968 Contract and Agreement, as amended, provide that such rules, regulations, or

orders by the Dallas-Fort Worth International Airport Board will become effective only upon approval of the governing bodies of the Cities of Dallas and Fort Worth and proper publication; and

WHEREAS, pursuant to the foregoing, the Dallas-Fort Worth International Airport Board adopted the Code of Rules and Regulations of the Dallas-Fort Worth International Airport Board, which regulates traffic, travel, and conduct within the Dallas-Fort Worth International Airport and establishes certain procedures for the adoption of additional rules, regulations, and orders; and

WHEREAS, on May 7, 2015, the Dallas-Fort Worth International Airport Board passed, approved, and ordered Resolution No. 2015-05-074, which amended Chapter 4, "Ground Transportation," of the Code of Rules and Regulations of the Dallas-Fort Worth International Airport Board, as amended, to retain conformity with Owner Cities' Rules governing transportation-for-hire services; and

WHEREAS, in accordance with Section 1-8 of Chapter 1 of the Code of Rules and Regulations of the Dallas-Fort Worth International Airport Board, as amended, the Dallas-Fort Worth International Airport Board has requested that the City Councils of the Cities of Dallas and Fort Worth approve Resolution No. 2015-05-074 in order that it may become effective; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That all of the declarations and findings contained in the preambles of this ordinance are made a part hereof and shall be fully effective as a part of the ordained subject matter of this ordinance.

SECTION 2. That Resolution No. 2015-05-074 of the Dallas-Fort Worth International Airport Board, a duly certified copy of which is attached hereto as Exhibit A and made a part of this ordinance, is hereby approved.

SECTION 3. That after publication of a substantive statement relating to the contents of Resolution No. 2015-05-074 of the Dallas-Fort Worth International Airport Board in a

newspaper of general circulation in each of the counties of Dallas and Tarrant, stating that a breach of any provision of Resolution No. 2015-05-074 will subject the violator to a penalty and stating that the full text of Resolution No. 2015-05-074 and any attachments are on file in the principal office of the Dallas-Fort Worth International Airport Board to be read by any interested party, Resolution No. 2015-05-074 shall thereafter have the same force and effect within the boundaries of the Dallas-Fort Worth International Airport as an ordinance by the City Council of the City of Dallas would have in the City of Dallas, and the penalty shall be enforced in the same manner in which penalties prescribed by other ordinances of the City of Dallas are enforced.

SECTION 4. That the sections, paragraphs, sentences, clauses, and phrases of this ordinance and Resolution No. 2015-05-074 are severable, and if any phrase, clause, sentence, paragraph, or section shall be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, the unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of these ordinances or Resolution No. 2015-05-074, since the same would have been enacted without the incorporation of any unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 5. That this ordinance will take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

WARREN M.S. ERNST, City Attorney

By 
Assistant City Attorney

Passed **MAY 27 2015**

AGENDA ITEM # 31

KEY FOCUS AREA: Economic Vibrancy

AGENDA DATE: May 27, 2015

COUNCIL DISTRICT(S): Outside City Limits

DEPARTMENT: Office of Management Services
Intergovernmental Services

CMO: Jeanne Chipperfield, 670-7804
A. C. Gonzalez, 670-3297

MAPSCO: N/A

SUBJECT

An ordinance approving Dallas/Fort Worth International Airport Board Resolution No. 2015-05-074, an amendment to Chapter 4, "Ground Transportation," of the Code of Rules and Regulations of the Dallas/Fort Worth International Airport Board to: **(1)** retain conformity with the Airport's Owner Cities' rules governing transportation-for-hire services; **(2)** to remove limitations on the number of taxicab companies, vehicles, and taxicab drivers that are authorized to operate at the Airport; **(3)** to enable pre-arranged transportation network companies to be authorized to operate at the Airport; and **(4)** to eliminate redundant permitting fees and administration - Financing: No cost consideration to the City

BACKGROUND

The Dallas/Fort Worth International Airport Board is requesting the Owner Cities of Dallas and Fort Worth approve proposed changes to Chapter 4 of the DFW Airport Code of Rules and Regulations. Chapter 4 relates to ground transportation and the Airport operating authority. The changes are specific to advances in the vehicle for hire industry, mostly with app-based peer-to-peer vehicles.

Since each owner city has different regulations related to transportation for hire companies, DFW Airport proposes changing its code of rules and regulations to require all transportation for hire companies operating at DFW Airport to obtain operation authorization from either the City of Dallas or the City of Fort Worth. This includes taxicabs, limousines, and peer-to-peer vehicles.

The proposed change will also require all vehicles to meet operating standards in either owner city. All vehicles serving DFW Airport shall comply with the City of Dallas or City of Fort Worth's standards concerning condition, age, equipment, signs and markings. All vehicles must have owner city authorization decal in order to receive DFW authorization.

BACKGROUND (Continued)

The Airport will also propose requiring all drivers operating at DFW Airport to have a driver permit from either owner city. DFW Airport will no longer issue driver permits. A person shall not operate at the Airport without a valid driver permit issued by the City of Dallas or City of Fort Worth. An operating company, that has DFW operating authority, shall not allow a person to operate a vehicle with an airport authorization decal at the airport unless the person has a valid driver permit issued by either owner city.

The proposed amendments aim to support our owner cities to simplify and further align the regulations related to Transportation for Hire services at the Airport. They also eliminate redundant permitting fees and streamline administrative processes and they ensure conformity with Owner Cities' rules governing Transportation for Hire. Finally, they enable high demand new transportation services to be offered at DFW Airport.

The Airport Board will consider approval of these changes at their May 7, 2015 Board Meeting. The Owner City Councils will then consider approval after Board approval is obtained. The proposed changes will not go in effect until the Airport has received both Owner City approvals.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item has no prior action.

FISCAL INFORMATION

No cost consideration to the City.

May 8, 2015

STATE OF TEXAS §

COUNTY OF DALLAS §

COUNTY OF TARRANT §

I, Kristy Anderson, Board Secretary of the Dallas-Fort Worth International Airport Board, do hereby certify that the attached is a true and correct copy of Resolution No. 2015-05-074, approved by the Dallas-Fort Worth International Airport Board of Directors at its Board Meeting held on May 7, 2015.

WITNESS MY HAND AND SEAL OF THE DALLAS-FORT WORTH
INTERNATIONAL AIRPORT BOARD, this the 8th of May 2015.



Kristy Anderson
Board Secretary

**DALLAS FORT WORTH INTERNATIONAL AIRPORT BOARD
OFFICIAL BOARD ACTION/RESOLUTION**

Date 05/07/2015	Committee Operations	Subject Amendment to the Code of Rules and Regulations of the Dallas/Fort Worth International Airport Board - Chapter 4, Ground Transportation	Resolution # 2015-05-074
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Action

That the Airport Board approve amendments to Chapter 4 of the Code of Rules and Regulations of the Dallas/Fort Worth International Airport Board relating to Vehicles for Hire.

Description

- This action will approve amendments to Chapter 4, Ground Transportation
- Retains conformity with Owner Cities Rules governing Transportation for Hire services
- Major revisions include
 - ◆ Require Transportation for Hire companies, such as taxicab or pre-arranged operators, to obtain either a City of Dallas or City of Fort Worth Operating Authority in order to obtain Operating Authority at DFW Airport
 - ◆ Enable pre-arranged Transportation Network Companies (TNCs) to be authorized to obtain Operating Authority at DFW Airport
 - ◆ Remove limitations on the number of taxicab companies, vehicles and taxicab drivers that are authorized at DFW Airport
 - ◆ Require vehicle operators to obtain either a City of Dallas or City of Fort Worth driver permit in order to operate at DFW Airport
 - ◆ Remove DFW Airport from issuing driver permits for taxicab or pre-arranged drivers

Justification

- Supports our Owner Cities in simplifying and further aligning DFW regulations related to Transportation for Hire services at DFW Airport
- Eliminates redundant permitting fees and administration, and ensures conformity with Owner Cities' rules governing Transportation for Hire
- Enables high demand new transportation service offering which is in conformity with Owner Cities strategic product offering

D/S/M/WBE Information

- N/A - Not subject to the Board's D/S/M/WBE Program Policies (Board policies and amendments).

Contract #	Agreement #	Purchase Order #	Action Amount	Revised Amount
			\$0	\$0
For Information contact F. Paul Martinez 3-7150	Fund	Project #	External Funding Source	Amount \$0

Additional Information

- Per State Law and the 1968 Contract and agreement, these amendments will also need to be approved by the Dallas and Fort Worth City Councils and will be effective upon such approval being obtained.

Additional Attachments: N

BE IT RESOLVED BY THE DALLAS-FORT WORTH INTERNATIONAL AIRPORT BOARD

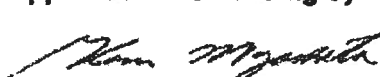
Section 1. That the attached amendments to the Code of Rules and Regulations of the Dallas/Fort Worth International Airport Board be and are hereby approved. Section 2. That the Chief Executive Officer, or Designee, be and is hereby directed to forward the attached amended Code of Rules and Regulations of the Dallas/Fort Worth International Airport Board to the Cities of Dallas and Fort Worth along with a request that their respective City Councils take action to approve same. Section 3. That the Chief Executive Officer, or Designee, be and is hereby authorized to take such further action as he deems necessary to see to the passage and enforceability of the attached amended Code of Rules and Regulations of the Dallas/Fort Worth International Airport Board.

Approved as to Form by




Rodriguez, Elaine
 Legal Counsel
 Apr 23, 2015 11:46 am

Approved as to Funding by



Miyashita, Glenn
 AVP Capital Planning
 Finance
 Apr 23, 2015 7:29 am

Approved as to M/WBE by



Lee, Tamela
 VP Business Diversity & Dev
 Business Diversity and
 Development
 Apr 23, 2015 12:05 am

SIGNATURE REQUIRED FOR APPROVAL

Approved by



Department Head
 Operations
 Apr 22, 2015 6:25 pm



Chief Executive Officer

May 7, 2015 3:16 pm

Date