

RESOLUTION NO.

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF AVIATION OR DIRECTOR'S DESIGNEE TO PROVIDE FEE WAIVERS AND/OR MARKETING SUPPORT TO SOUTHWEST AIRLINES, FRONTIER AIRLINES, AND DELTA AIR LINES, PURSUANT TO THE AIR SERVICE SUPPORT PROGRAM AT THE NORMAN Y. MINETA SAN JOSE INTERNATIONAL AIRPORT**

**WHEREAS**, the City of San José ("City") owns and operates the Norman Y. Mineta San José International Airport ("Airport"); and

**WHEREAS**, Federal Aviation Administration ("FAA") policy allows airports to establish air service incentive programs involving waivers or discounting of fees and charges imposed on airlines in exchange for new service, so long as the incentives are limited to a defined promotional period and the incentives are available on a non-discriminatory basis to all airlines that are willing to provide the same type and level of new service consistent with the incentive program; and

**WHEREAS**, consistent with FAA policy, in 2006 the Airport established the Air Service Support Program, which has been amended from time to time to take into account changes in the industry; and

**WHEREAS**, application of the Air Service Support Program to assist the air carriers in succeeding financially in serving the new destinations will benefit the City; and

**WHEREAS**, pursuant to its Air Service Support Program, the City desires to authorize the Director of Aviation or the Director's designee to provide fee waivers and/or marketing support to Southwest Airlines, Frontier Airlines, and Delta Air Lines;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:**

The Director of Aviation or the Director's designee is hereby authorized to provide the following fee waivers and/or marketing support pursuant to the Airport's Air Service Support Program:

1. By launching new air carrier service to Spokane International Airport (GEG), constituting a new Short-Haul Destination, Southwest Airlines shall receive:
  - a. landing fees waived for twelve (12) months after initial operation, amounting to approximately \$115,474; and
  - b. marketing funds, amounting to \$25,000.
  
2. By launching new air carrier service to William P. Hobby Airport (HOU), constituting a new Long-Haul Destination, Southwest Airlines shall receive:
  - a. landing fees waived for eighteen (18) months after initial operation, amounting to approximately \$173,211; and
  - b. marketing funds, amounting to \$50,000.
  
3. By launching new air carrier service to St. Louis Lambert International Airport (STL), constituting a new Long-Haul Destination, Southwest Airlines shall receive:
  - a. landing fees waived for eighteen (18) months after initial operation, amounting to approximately \$173,211; and

- b. marketing funds, amounting to \$50,000.
4. By launching additional carrier service to Chicago Midway International Airport (MDW), as a Long-Haul Destination, Southwest Airlines shall receive:
  - a. landing fees waived for eighteen (18) months after initial operation, amounting to approximately \$173,211; and
  - b. marketing funds, amounting to \$50,000.
5. By launching new air carrier service to Orlando International Airport (MCO), as a new Long-Haul Destination, Southwest Airlines shall receive:
  - a. landing fees waived for eighteen (18) months after initial operation, amounting to approximately \$173,211; and
  - b. marketing funds, amounting to \$50,000.
6. By launching new air carrier service to Hartsfield-Jackson Atlanta International Airport (ATL), as a new Long-Haul Destination, Frontier Airlines shall receive:
  - a. landing fees waived for eighteen (18) months after initial operation, amounting to approximately \$195,070; and
  - b. marketing funds, amounting to \$50,000.
7. By launching new air carrier service to Cincinnati/Northern Kentucky International Airport (CVG), as a new Long-Haul Destination, Frontier Airlines shall receive:

- a. landing fees waived for eighteen (18) months after initial operation, amounting to approximately \$195,070; and
  - b. marketing funds, amounting to \$50,000.
8. By launching new air carrier service to John F. Kennedy International Airport (JFK), constituting a new Long-Haul Destination, Delta Air Lines shall receive:
- a. landing fees waived for eighteen (18) months after initial operation, amounting to approximately \$196,136; and
  - b. marketing funds, amounting to \$50,000.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

\_\_\_\_\_  
SAM LICCARDO  
Mayor

ATTEST:

\_\_\_\_\_  
TONI J. TABER, CMC  
City Clerk