

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

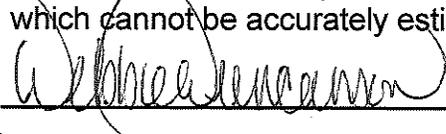
Fiscal Years	<u>2026</u>	<u>2027</u>	<u>2028</u>	<u>2029</u>	<u>2030</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
Operating Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	* _____	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Proposed Budget? Yes ___ No X
 Does this item include the use of Federal funds? Yes ___ No X
 Does this item include the use of State funds? Yes ___ No X

Budget Account No: Fund 4100 Department 120 Unit _____ Resource _____
 Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

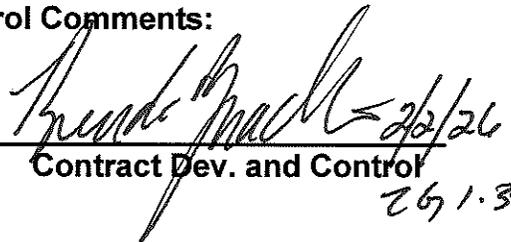
*This item has no fiscal impact. Charges will be established by a separate resolution. In addition, revenues generated by the collection of customer facility and transportation facility charges will be based on customer transactions, which cannot be accurately estimated at this time.

C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development and Control Comments:

 1/30/26
 AS 1/30/26 OFMB
 MD 1/30

 2/2/26
 Contract Dev. and Control
 2/2/26

B. Legal Sufficiency:

 2-2-26
 Assistant County Attorney

C. Other Department Review:

 Department Director

**ATTACHMENT 1
RESOLUTION**

RESOLUTION NO. 2026-_____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA; AMENDING ARTICLE X OF THE AIRPORT RULES AND REGULATIONS (R-98-220, AS AMENDED) RELATED TO RENTAL CAR OPERATIONS AT THE PALM BEACH INTERNATIONAL AIRPORT, AS CODIFIED IN APPENDIX B OF THE PALM BEACH COUNTY CODE; PROVIDING FOR THE ESTABLISHMENT OF A RENTAL CAR CUSTOMER FACILITY CHARGE AND RENTAL CAR TRANSPORTATION FACILITY CHARGE; PROVIDING FOR PROMULGATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Beach County ("County"), by and through its Department of Airports ("Department"), owns and operates the Palm Beach International Airport ("PBIA"); and

WHEREAS, in order to ensure sufficient facilities remain available for car rental operations at PBIA to meet future customer demand and consolidate car rental shuttle operations to reduce delays and congestion within the PBIA's roadways and terminal area, County desires to pay for, or finance, the costs of property acquisition, planning, design, engineering, construction, maintenance, repair, improvement, management and operation of facilities, passenger conveyance systems, and related improvements for car rental operations to serve the PBIA through the implementation of reasonable user fees in the form of a customer facility charge and a transportation facility charge; and

WHEREAS, the County is authorized to provide for the imposition and collection of user fees, rentals and charges for services and facilities provided at PBIA, including a customer facility charge and transportation facility charge; and

WHEREAS, in establishing and implementing a customer facility charge and a transportation facility charge, car rental customers utilizing PBIA will contribute toward the development, operation, management, improvement, maintenance and repair of the facilities, passenger conveyance systems, and related improvements for car rental operations at PBIA; and

WHEREAS, Section 332.08(2), Florida Statutes, provides that, if a county operates one or more airports, its regulations for the governance thereof shall be by resolution of the Board of County Commissioners ("Board"), recorded in the minutes of the Board, and promulgated by posting a copy at the courthouse and at every such airport for four (4) consecutive weeks or by publication once a week in a newspaper published in the county for the same period; and

WHEREAS, the Board desires to provide for the development, operation, management, improvement, maintenance and repair of facilities, passenger conveyance systems, and related improvements for car rental operations as provided for herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are true and correct and are incorporated herein. The purpose of this Resolution is to enact a program for the establishment of charges to pay or reimburse the Airport for the financing, development, operation, management, improvement, maintenance and repair of facilities, passenger conveyance systems, and related improvements for car rental operations at PBIA consistent with the foregoing recitals and this Resolution and shall be liberally construed to effectuate the purposes expressed herein.

2. **Rental Cars.** Appendix B, Article X, Sec. 10-3., **Rental Cars**, of the Palm Beach County Code is hereby deleted in its entirety and replaced with the following:

Sec. 10-3. Rental Cars.

- (a) For purposes of this Section, the following terms shall have the meanings set forth in this Section 10-3(a):
- (1) *Rental Car Company* shall mean Concessionaire Rental Car Companies and Nonconcessionaire Rental Car Companies engaging in rental car operations pursuant to a Rental Car Concession Agreement or Rental Car Airport Permit with the County. Rental car operations shall include the direct or indirect provision, procurement and/or brokering of Vehicles for rental to Customers and/or the conduct, facilitation or management of Vehicle rental activities of Customers.
 - (2) *Charge or Charges* shall mean the Customer Facility Charge and/or Transportation Facility Charge established by the County in accordance with the provisions of this Section 10-3.
 - (3) *Customer* shall mean any person or entity that rents, leases or obtains a Vehicle from or through a Rental Car Company, or from another party as facilitated by or through a Rental Car Company, in connection with the Rental Car Company's service of customers at PBIA, whether or not the person or entity receives the Vehicle at PBIA or is transported to or from PBIA to an off-airport location of a Rental Car Company.
 - (4) *Customer Facility Charge or CFC* shall mean the charge per Transaction Day required to be imposed as a user fee by a Concessionaire Rental Car Company upon a Customer renting or obtaining a Vehicle from or through the Concessionaire Rental Car Company. The CFC shall be collected by the Concessionaire Rental Car Company for the benefit of the County pursuant to these Rules and Regulations. Use of the CFC shall be limited to the payment, or reimbursement, of costs and expenses incurred by the County in connection with facilities, passenger conveyance systems, and related improvements for car rental operations, including the costs of funding, financing, debt service and interest; property acquisition, including any necessary easements; planning, design, engineering, and construction of improvements, including infrastructure; maintenance, repair, improvement and expansion; and operation and management. Costs and expenses that may be paid, or reimbursed, to the County under the Program shall also include the costs and expenses of equipment utilized in the operation, maintenance, repair and management of facilities, passenger conveyance systems and related improvements for car rental operations, and reasonable reserves.
 - (5) *Rate Effective Date* shall mean the date a new, revised or adjusted CFC or TFC becomes effective.
 - (6) *Straddle Period* has the meaning set forth in Section 10-3(c) of these Rules and Regulations.
 - (7) *Transportation Facility Charge or TFC* shall mean the charge per Transaction Day required to be imposed as a user fee by a

Nonconcessionaire Rental Car Company operating at PBIA upon a Customer renting or obtaining a Vehicle from or through the Nonconcessionaire Rental Car Company in connection with Nonconcessionaire Rental Car Company's service of customers at PBIA. The TFC shall be collected by the Nonconcessionaire Rental Car Company for the benefit of the County pursuant to these Rules and Regulations. Use of the TFC shall be limited to the payment, or reimbursement, of costs and expenses incurred by the County in connection with facilities, passenger conveyance systems, and related improvements for car rental operations at PBIA, including the costs of funding, financing, debt service and interest; property acquisition, including any necessary easements; planning, design, engineering, and construction of improvements, including infrastructure; maintenance, repair, improvement and expansion; and operation and management. Costs and expenses that may be paid, or reimbursed, to the County under the Program shall also include the costs and expenses of equipment utilized in the operation, maintenance, repair and management of facilities, passenger conveyance systems, and related improvements for car rental operations, and reasonable reserves.

- (8) *Transaction Day* means a period of time a Vehicle is rented for twenty-five (25) or fewer hours for the initial or first Transaction Day, and any portion of one (1) or more additional twenty-four (24) hour periods for each Transaction Day thereafter.
- (9) *Program* shall mean the program established by these Rules and Regulations for the establishment of Charges and the acquisition of land, development, operation, management, improvement, maintenance and repair of facilities, passenger conveyance systems, and related improvements for car rental operations at PBIA.
- (10) *Vehicle* shall mean a car, truck, sport utility vehicle, van, motorcycle, recreation vehicle or other self-propelled device for the movement of people or property on the ground.
- (b) The County shall establish the Charges by separate resolution of the Board, which Charges may be modified from time to time pursuant to delegated authority by the Director in accordance with the requirements of this Section 10-3. The Department shall consult with the Concessionaire Rental Car Companies prior to implementation of any revision or adjustment of the Charges. The Department shall provide written notice to the Rental Car Companies of the Rate Effective Date not less than sixty (60) days prior to the Rate Effective Date. Notwithstanding any provision of this Section 10-3, the County shall have sole discretion in the revision or adjustment of the Charges.
- (c) To ensure collection of the Charges, Rental Car Companies shall update their reservation systems to include the Charges in all forms of reservations, including, but not limited to reservations of third-party providers that accept reservations on behalf of such Rental Car Companies, no later than thirty (30) days prior to the Rate Effective Date. The new or modified Charges shall apply to rentals commencing on or after the Rate Effective Date as provided in the Department's notice and shall not apply to any rental reservation made, in whole or in part, prior to the Rate Effective Date but which ends after the Rate Effective Date ("Straddle Period"). Rental Car Companies shall charge such Customers the CFC and TFC rates in effect prior to the Rate Effective Date for the duration of the Straddle Period. If no Charges are in effect prior to the Rate Effective Date, Rental Car Companies shall not be permitted to charge Customers CFC or TFC rates during the Straddle Period. The Charges shall be identified on a separate line on the Customer contract, before taxes, and shall be identified as a "Customer Facility Charge" and/or "Transportation Facility Charge", as applicable, and not as a surcharge, tax or levy.
- (d) All monies that are collected by a Rental Car Company pursuant to this Section 10-3 shall be subject to the provisions of these Rules and Regulations and shall be considered trust funds that are collected on behalf,

and for the benefit, of the County, and the Rental Car Company shall have no legal or equitable interest therein. All Charges collected and held by a Rental Car Company shall be considered the sole property of the County to be used for the purposes authorized by this Section 10-3. The Charges collected by a Rental Car Company shall not be included in the definition of gross receipts or gross revenues under any Rental Car Concession Agreement or Rental Car Airport Permit and shall not be considered property of any Rental Car Company. Rental Car Companies shall segregate, separately account for and disclose all Charges imposed and collected in their financial statements. Rental Car Companies shall not be entitled to compensation for collection of Charges on behalf of the County. The Charges shall not be considered general airport revenues and shall not be treated as such.

- (e) Within twenty (20) days after the end of each month, each Rental Car Company shall remit to the County the amount of the Charges collected by the Rental Car Company on the County's behalf during the preceding month and deliver to the County a statement in a form and substance acceptable to the Department, signed by a duly authorized agent of the Rental Car Company, setting forth the number of Transaction Days during the preceding month for which Rental Car Company is obligated to collect Charges. If the Rental Car Company fails to collect a CFC and/or TFC, the Rental Car Company shall be obligated to pay the amount of the Charges that it has failed to collect, but was obligated to collect on behalf of the County.
- (f) Each Rental Car Company shall maintain books and records sufficient to document the collection and remittance of all required CFC and/or TFC amounts collected by the Rental Car Company on behalf of County. The County shall have the right to inspect all Charges collected and audit all records and supporting information as may be necessary to determine a Rental Car Company's compliance with the requirements of this Section 10-3 and these Rules and Regulations. Rental Car Companies shall provide a summary of the amount of all Charges collected, number of Transaction Days and amount of the Charges remitted to County in the annual report required to be submitted pursuant to their Rental Car Concession Agreement or Rental Car Airport Permit. The Department shall meet with the Concessionaire Rental Car Companies no less than annually to provide a report on Program status, including collections, transactions and expenditures from the CFC/TFC account(s); provided, however, a Concessionaire Rental Car Company's failure to attend the scheduled meeting shall not be considered a violation of this Section 10-3(f).
- (g) The County Administrator or designee is authorized to execute the necessary documents for implementation of the Program on behalf of County. The Director shall be considered a designee for purposes of this Section 10-3(g). After consultation with the Concessionaire Rental Car Companies, the Director may establish reasonable policies and procedures for the use and operation of the car rental facilities, passenger conveyance systems and related improvements by the Rental Car Companies through the issuance of Operational Directives, as may be amended from time to time. Failure to comply with an Operational Directive shall be considered a violation of these Rules and Regulations.
- (h) Rental Car Companies desiring to operate at PBIA shall be required to enter into a Rental Car Concession Agreement or Rental Car Airport Permit with the County prior to engaging in any car rental operations on or from PBIA, including shuttle operations to off-airport locations and parking or staging of Vehicles for Customers within public parking facilities at PBIA or any other airport location, and shall comply with the requirements of this Section 10-3 and these Rules and Regulations. No Rental Car Company shall be permitted to engage in rental car operations on or from PBIA, including shuttle operations to off-airport locations and parking or staging of Vehicles for Customers within public parking facilities at PBIA or any other airport location without a Rental Car Concession Agreement or Rental Car Airport Permit. All shuttle vehicles used for the transport of Customers to or from PBIA shall display a current decal in the location designated by the Department, indicating the shuttle vehicles are authorized to operate at PBIA and comply with all insurance and operating requirements set forth by the

Department.

- (i) Rental Car Companies authorized to operate at PBIA shall only utilize areas of PBIA designated by the Department for the pickup and drop off of Customers. Upon commencement of operations of the car rental facilities developed pursuant to this Section 10-3, the Department may require all Rental Car Companies to pick up and drop off their Customers at such facilities.
- (j) The Director shall be authorized to terminate any Rental Car Concession Agreement or Rental Car Airport Permit for failure to comply with requirements of the Rental Car Concession Agreement or Rental Car Airport Permit, this Section 10-3 or these Rules and Regulations, in addition to any other remedy available by law or equity. Any Rental Car Company engaging in rental car operations at PBIA, including shuttle operations to off-airport locations and parking, without a valid Rental Car Concession Agreement or Rental Car Airport Permit shall be considered to be in violation of these Rules and Regulations.

2. **Promulgation of Rules and Regulations.** The Board of County Commissioners hereby directs that a copy of this Resolution be recorded in the Minutes of the Board and promulgated in accordance with Section 332.08(2), Florida Statutes.

3. **Severability.** If any section, sentence, clause, phrase, or word of this Resolution is held invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.

4. **Codification.** The provisions of this Resolution shall become and be made a part of the Code of Laws and Ordinances of Palm Beach County, Florida. The sections of this Resolution may be renumbered or relettered to accomplish such, and the word "resolution" may be changed to "section", "article" or other appropriate word.

5. **Effective Date.** This Resolution shall become effective immediately upon the date of promulgation as set forth in an affidavit filed with the Clerk of the Board that the requirements related to promulgation have been satisfied.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

- COMMISSIONER SARA BAXTER, MAYOR -
- COMMISSIONER MARCI WOODWARD, VICE MAYOR -
- COMMISSIONER MARIA G. MARINO -
- COMMISSIONER GREGG K. WEISS -
- COMMISSIONER JOEL FLORES -
- COMMISSIONER MARIA SACHS -
- COMMISSIONER BOBBY POWELL JR. -

Then the Mayor thereupon declared this Resolution duly passed and adopted this _____ day of _____, 20____.

**PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS**

Michael A. Caruso
Clerk of the Circuit Court & Comptroller

By: _____
Deputy Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

By: Anne Delmont
County Attorney

**ATTACHMENT 2
LOCATION MAP**

Consolidated Rent-A-Car Facility Location (ConRAC)



- LEGEND
- Ready Return
 - Quick Turn Around Area
 - Customer Service Building
 - Potential Future Acquisition
 - Customer Access/Egress
 - Shuttle Bus Access
 - Future Connector
 - Shuttle Route
 - 350 ft Walking Distance