

MINUTES
CITY OF SAN DIEGO
AIRPORTS ADVISORY COMMITTEE
Meeting of July 12, 2011
Montgomery Field Terminal Building

MEMBERS PRESENT: J. H. Aldrich (Montgomery Field Aviation Lessee), Buzz Fink (Special Expertise), Tom Dray (Montgomery Field Tower), Lisa Golden (Otay Mesa Community), Scott Hasson (Tierrasanta Community), Rich Martindell (Special Expertise), Chuck McGill (Montgomery Field Aviation User Group), Kevin O'Donnell (Special Expertise)

MEMBERS ABSENT: Jackie Ander (Serra Mesa Community) (*excused*), Kathy Monsour (Clairemont Community) (*excused*), Buzz Gibbs (Kearny Mesa Community), and Bob Hitchcock (Brown Field Aviation User Group).

GUESTS PRESENT: Gerald Blank, Nici Boon, Duffy Fainer, Harry Kelly, Gary Mullen, Ray Richmond, Tom Ricotta

STAFF PRESENT: Ernie Gesell, Roy Nail, Wayne Reiter, Mike Tussey

1. CALL TO ORDER

Chairman Fink called the meeting to order at 3:15 P.M. A quorum was present. Chairman Fink thanked Vice-Chair McGill for conducting last month's meeting in his absence.

2. PUBLIC INPUT

None

(Order of agenda modified to await the arrival of more members)

3. STAFF & DEPUTY DIRECTOR'S REPORT

Airports Deputy Director Mike Tussey recognized the passing of a former MYF hangar owner, Ron Vinci, with a moment of silence.

MYF General Update

Airport Manager Ernie Gesell reported:

- There is a Cessna 170 convention taking place this week.
- We lost a member of the Operations staff – the recent new-hire. He and Bill Dalby are now the only Ops personnel available.
- Mowing is nearing completion.

Vice-Chair McGill asked about the apparent contaminated dirt left behind by work crews outside the perimeter fence near the localizer. Mr. Gesell replied he will look into it.

MYF Tower Report

Tower Manager Tom Dray indicated he has received reports the VOT is not being received satisfactorily; he is checking into it.

Mr. Tussey thanked Mr. Dray for having his staff park the afternoon B-1900 arrival away from the terminal building during the meeting.

Noise Report

Airport Noise Abatement Officer Wayne Reiter reported:

- The Quarterly Noise Report for April – June is available for viewing.
- One of the City's fire helicopters, Fire-Rescue 1, will be based at Brown Field through the rest of the year. Fire-Rescue 2 remains based at Montgomery Field.
- Summer Noise Reminder letters were sent to the local flight schools and flying clubs, requesting pilots not to fly over Royal Highlands and Serra Mesa, and to utilize Runway 28R as much as possible for pattern work.
- The Navy is conducting orientation flights above Brown Field. The T-34s from NAS North Island are doing aerobatics above 5,000 feet during the day, Monday – Friday, through the middle of August.

SDM General Update

Mr. Reiter reported the Perimeter Fence Project is ongoing. The west entrance to the airport at Sikorsky and Heritage is closed, due to partially installed fence poles in the street next to where the gate will be installed. We are looking into adding a pedestrian gate, in addition to the automatic vehicle gate, at the same intersection.

SDM Development Update

SDM Development Project Manager Roy Nail reported:

- Project Entitlement process continues, which is needed to build Phase I.
- Development Drawings are in for their fourth and, hopefully, final review.
- Biological Assessment was submitted to the FAA by DPC's environmental consultant.

Holiday Luncheon

Mr. Reiter proposed having the Holiday Luncheon on December 13 at the 94th Aero Squadron from 11:30 AM – 1:30 PM. The Committee agreed with the date and time. Since the luncheon must be paid in advance, an email requesting confirmation of the attendance of both AAC member and guest will follow.

4. APPROVAL OF MINUTES

The minutes of the May 13 and June 14 meetings were approved, as written, by unanimous vote.

5. AUGUST MEETING

The Committee discussed the need for an August AAC meeting. It was decided that an August meeting was not necessary, and that the next AAC meeting will be September 13, 2011.

6. BY-LAWS

Mr. Tussey reiterated the City's position on the definition of "Lessee," which is that tenants of Flattop and Marigold are considered to be License-holders, such as Vice-Chair McGill and Mr. Aldrich, while Master-tenants, and their Sub-tenants, are considered Lessees, such as Chairman Fink, Mr. Gibbs, Mr. Hasson and Mr. Hitchcock. Therefore, the current composition of the Committee conforms to the language AAC Ordinance – that no more than four members shall be lease-holders at any City-owned airport.

Chairman Fink brought up the dilemma regarding the one vacancy on the Committee – the Brown Field Aviation Lessee representative – which dove-tailed into a discussion about corporation owners and officers, and whether that individual would be considered a lessee. Mr. Tussey will get clarification.

Mr. Hasson questioned whether it was too restrictive to use "Real Estate Assets" and "Airports Deputy Director" in the By-Laws. A discussion followed. Should either the City require either term to change, the By-Laws can be easily amended by the Committee.

Mr. Martindell **moved** to adopt the By-Laws, as written. Mr. Hasson seconded the motion. The motion passed unanimously.

Mr. Tussey gave an update of the following Airport Capital Improvement/Consultant Projects (*out of sequence*):

SDM Capital/Consultant Projects

- Rwy 8L/26R Rehab Design: HNTB selected, price negotiated down to \$656,000. Project likely to be done in three phases. Approximately one year to get through the City's approval process.
- Design for Twy A Partial Rehab at 50%, PBS&J.
- Perimeter Fence Phase II Construction: May 23 – Oct 21, in progress. 90 working days.

MYF Capital/Consultant Projects

- Construction for Rwy 10L/28R Rehabilitation: Estimate July 26 Council, Fall advertise for proposals, \$3.8 million grant.
- Design for Rwy 5/23 and Twy G Rehabilitation at 50%, Kimley-Horn, \$400,000 grant.
- Design for Twy C and Runup at 40%, PBS&J.

Airport Property Update

Mr. Tussey reported:

- We have initiated a lease to rent the former carpet sales building near the entrance of Brown Field, to be used for an aviation upholstery business. We are primarily interested in restoring the building to a more presentable condition.
- Casa Machado restroom upgrades in progress. Once complete, the restrooms will meet ADA requirements. The upgrades avoid future litigation. Last year, Casa Machado and Airports split the cost of an \$8,000 settlement, regarding the absence of an ADA elevator at the restaurant.

Mr. O'Donnell asked a question about how estimates are obtained for major construction projects, such as the upcoming \$3.8 million Runway 28R rehabilitation, prior to going out to bid. Mr. Tussey replied that the award of the \$3.8 million grant was based on the City engineer's estimate. Currently, FAA grants are based on bids, after the design of a project, which is paid for up-front by the airport sponsor. If the construction costs exceed that of the grant, we can either not award the bid or scale-down a project using a base-bid with add alternates.

Tom Ricotta asked a question about what is contained in the scope of the Runway 26R design for \$656,000. Mr. Tussey replied the scope contains tests of the runway, soil, sub-base, and contemplates the environmental requirements and processes through the various phases and several years. The cost to rehabilitate the runway will be around \$10 million, due to the amount of concrete rehabilitation.

7. SPECIAL REPORT

Ray Richmond gave a report on the pending litigation involving California avgas retailers, absent Mr. Gibbs. Crownair has joined in with the National Air Transportation Association (NATA) coalition of companies that were listed in a series of three notices. The Center for Environmental Health (CEH) was going to sue 50 different fuel providers in California.

Through NATA, approximately half of the noticed parties have joined forces and hired a law firm to respond to the lawsuit. Both parties agreed to put a stay on the lawsuit for 60 days. There was a pending counter-lawsuit against the California Attorney General (AG), who has the ability to sue the fuel providers, if the CEH chooses not to. The providers are attempting to obtain a federal exemption, saying that the State's Prop 65, the California Safe Drinking Water & Toxic Enforcement Act, cannot override existing federal law.

During the next 30 – 60 days, the AG and CEH will decide how to respond. As of now, Gibbs Flying Service has declined to join the coalition, pending issues with a previous lawsuit, regarding similar issues. Each one of about 25 FBOs have contributed \$10,000 to the coalition, while each of the fuel companies have contributed \$25,000.

8. ANNOUNCEMENTS

None

9. ADJOURNMENT

The meeting was adjourned at 4:00 P.M.

There will be no AAC Meeting in August.

The next meeting will be held at the MYF Terminal at 3:00 P.M on September 13, 2011.

Respectfully submitted,

Wayne J. Reiter