

**MINUTES
CITY OF SAN DIEGO
AIRPORTS ADVISORY COMMITTEE
Meeting of November 8, 2011
Brown Field, EAA Chapter 14**

MEMBERS PRESENT: Tom Dray (Montgomery Field Tower), Buzz Fink (Special Expertise), Lisa Golden (Otay Mesa Community), Rich Martindell (Special Expertise), Chuck McGill (Montgomery Field Aviation User Group), Kevin O'Donnell (Special Expertise)

MEMBERS ABSENT: J. H. Aldrich (Montgomery Field Aviation Lessee) (*excused*), Jackie Ander (Serra Mesa Community) (*excused*), Buzz Gibbs (Kearny Mesa Community) (*excused*), Scott Hasson (Tierrasanta Community) (*excused*), Bob Hitchcock (Brown Field Aviation User Group), Kathy Monsour (Clairemont Community)

GUESTS PRESENT: Pete Grootendorst, Bob Johnson, Ray Richmond, Joe Russo, Jim Wright

STAFF PRESENT: Ernie Gesell, Wayne Reiter

1. CALL TO ORDER

Chairman Fink called the meeting to order at 3:14 P.M. A quorum was not present.

2. PUBLIC INPUT

Joe Russo welcomed the committee to the EAA Chapter 14.

3. APPROVAL OF MINUTES

The minutes of the September 13 meeting were not able to be approved, due to lack of a quorum.

4. SPECIAL REPORTS

Avgas Lawsuit Update

Ray Richmond gave an update on the lawsuit involving California avgas retailers. The 23 defendants, represented by the law firm Jones-Day, made a request to a federal judge to have the issue heard at the federal level. The judge denied the request, sending the issue to the state courts. The defendants switched law firms, and are now being represented by the law firm Arnold and Porter.

At this point, a settlement is being sought by the defendants in exchange for immunity from future lawsuits, since this lawsuit could cost millions of dollars, even with a successful outcome. In addition, FBOs not named in the lawsuit could, potentially, join in on the settlement, for a fee, to avoid being named in future lawsuits.

Signature Flight Support is charging a legal defense surcharge on avgas. Ray feels this is the right approach to fund the defense, since the alternative is a potential ban of avgas in California, potentially resulting in further lawsuits. In the next 60 days, Arnold and Porter will be responding to the lawsuit on behalf of the defendants. The defense will be federal law preempts state law, and the FBOs are not distributing lead into the atmosphere.

5. STAFF & DEPUTY DIRECTOR'S REPORT

Acting Airports Deputy Director Wayne Reiter thanked the EAA for hosting this meeting, and for accommodating the schedule change last month.

Mr. Reiter recognized the passing of Ken Smith, one of the founding members of the EAA Chapter 14. There will be a memorial service for Mr. Smith at the EAA on November 19.

Airport Personnel Changes

Mr. Reiter reported:

- Mike Tussey is out of the office until November 21.
- Former Property Agent Christian Anderson is no longer working for the City - he took a position with the Port District. The Deputy Director will be the point of contact for property issues until the position is filled.

SDM Tower Manager Dan Wood and SDM Acting Airport Manager Chris Cooper were not able to attend the meeting, due to an aircraft incident.

SDM Development Update

Mr. Reiter reported the Council approved an 18-month extension of the Exclusive Negotiating Agreement (ENA) with DPC.

MYF General Update

MYF Airport Manager Ernie Gesell reported:

- City Streets is repairing cracks in the eastern terminal parking lot, the damaged concrete driveway entrance, and the damaged asphalt corner of John J Montgomery Drive near the parking lot driveway.
- Runway 10R/28L will be closed from 8:00 A.M. tomorrow morning until 8:00 A.M. Thursday morning for asphalt repairs.
- He will be out of the office from November 19 – December 12.

MYF Tower Report

Tower Manager Tom Dray reported:

- A Temporary Flight Restriction (TFR) is expected this Friday, November 11, due to a Presidential visit to NAS North Island. Standard Presidential TFRs consist of a 10-mile inner core, where no flying activities are permitted, except public safety; and between 10 – 30 miles, where some operations are permitted, with ATC communication and a discrete code. Weather conditions should not affect the location of the TFR.
- On October 21 there was a Runway Incursion – Pilot Deviation. A pilot holding between the runways took someone else's clearance to expedite off the runway as his clearance to cross the runway. There was no loss of separation.
- There was a request made at the last meeting for information on a backup generator for the MALSR. Mr. Dray was unable to find out the size requirements, but indicated preference should be given to the Localizer, then the Glide Slope, should funding for a generator become available.

Noise Report

Mr. Reiter reported recent noise concerns at MYF were due primarily to helicopter operations and at SDM for military F/A-18 activity on the weekends.

The AAC Holiday Luncheon will take place at the 94th Aero Squadron on December 13 from 11:30 A.M. – 1:30 P.M.

Mr. Reiter gave an update of the following Airport Capital Improvement/Consultant Projects:

SDM Capital/Consultant Projects

- Design for Rwy 8L/26R Rehab: Est. December Council to award contract to HNTB, \$731,500 grant.
- Design for Twy A (West) Rehab at 35%, Atkins, \$194,108 self-funded.
- Construction for Perimeter Fence Phase II: In progress, working on change orders and punch list items for the gates.

MYF Capital/Consultant Projects

- Access Control: Electronic card readers for existing gates, \$475,000 grant
- Construction for Rwy 10L/28R Rehab: Bid opening today, est. Aug 2012 start, \$3.8 million grant.
- Design for Rwy 5/23 and Twy G Rehab at 75%, Kimley-Horn, \$400,000 grant.
- Design for Twy C and Runup at 95%, Atkins, \$150,000 self-funded.

6. ANNOUNCEMENTS

Chairman Fink thanked the EAA for hosting this meeting.

Kevin O'Donnell complimented Wayne Reiter on the quality of the minutes.

The next meeting of the AAC will be January 10, 2012 at the Montgomery Field Terminal.

7. ADJOURNMENT

The meeting was adjourned at 3:31 P.M.

Respectfully submitted,

Wayne J. Reiter