
December 08, 2016

The Board of Commissioners of the Arapahoe County Public Airport Authority, Arapahoe County, Colorado, held a regular meeting open to the public at Centennial Airport, Control Tower / Administration Complex, 7800 South Peoria St., Englewood, Colorado, located within the County, on December 08, 2016 at 3:00 p.m.

The following members were present:
Commissioner Doubek, Chairman
Commissioner Bagnato
Commissioner Holen
Commissioner Doty
Commissioner Sieber
Commissioner Huffman

The following members were absent, but excused:
Commissioner Sharpe
Commissioner Weaver

Each Commissioner was notified of the date, time and place of the meeting and the purpose to which it was called. At least three (3) days prior to the date of the meeting, Public Meeting notices were posted at the Administration Buildings of Arapahoe County, Douglas County, Greenwood Village, City of Centennial; the courthouses in Arapahoe County and Douglas County; and at least three places on the Airport. At least 24 hours prior to the meeting, an agenda was posted on the Authority's website and in the window of the door at the base of the Control Tower/Administration Complex at 7800 South Peoria Street.

Call to Order & Pledge of Allegiance

Chairman Doubek called the meeting to order at 3:01 PM and recited the Pledge of Allegiance.

Public Comment

No public comment.

Amendments to the Agenda

No amendments to the Agenda.

Next Meetings

- January 4, 2017 @ 6:30 p.m. – Noise Roundtable Meeting – Ramada Hotel and Suites
- February 9, 2017 @ 3:00 p.m. – Regular Board Meeting – Wright Brother's Room

CONSENT AGENDA

- 1. Approve Minutes of November 10, 2016** **Gwen Balk**
Recommendation: Motion to approve the minutes of November 10, 2016 and authorize the Chair to sign.
- 2. 2017 Schedule of Regular Meetings** **Gwen Balk**
Recommendation: Motion to approve Notice of Year 2017 Regular Public Meetings.
- 3. Consent to Assignment and Assumption of Sublease and Subordination, Non-Disturbance and Attornment Agreement ("SNDA") from DLTB, LLC ("Assignor") to GKT Bird Nest Colorado LLC* ("Assignee").** **Robert Olislagers**
Recommendation: Motion to approve the following documents and to authorize the Chair and Clerk to sign.
 1. Consent to Assignment and Assumption of Sublease Agreement from DLTB, LLC to GKT Bird Nest Colorado, LLC*;
 2. Assignment and Assumption of Subordination, Non-Disturbance and Attornment Agreement ("SNDA"); and
 3. Ground Lessor's Estoppel.
- 4. Denver jetCenter – Consent to Mortgage of Leasehold Interest related to 8551 Aviator Lane.** **Gwen Balk**
Recommendation: Motion to approve the Consent of Mortgage of Leasehold Interest and authorize the Chair and Clerk to sign.
- 5. Land Lease Agreement between the Arapahoe County Public Airport Authority and the Federal Aviation Administration.** **Robert Olislagers**
Recommendation: Motion to Conditionally Approve Land Lease Agreement DTFAWN-17-L-00017 between the Arapahoe County Public Airport Authority ("Authority") and the Federal Aviation Administration ("FAA") and Authorize the Chair and Clerk to sign, subject to FAA approval and acceptance of the lease size reduction and final legal description to be prepared by Authority.

6. **CH2M Hill Inc. Contract Extension #3** **Mike Fronapfel**
Recommendation: Motion to approve the extension to the "Engineering Services Contract" with CH2MHill Inc. and authorize the Chair and Clerk to sign.
7. **Purchase of 2005 International Dump Truck** **David Zarlengo**
Recommendation: Motion to ratify the purchase of the 2005 International Dump Truck.
8. **Resolution 2016-07, Credit card Authorization** **Roxana Hahn**
Recommendation: Motion to adopt Resolution 2016-07 and authorize the Chairman and Clerk to sign.
9. **Auditor Engagement** **Roxana Hahn**
Recommendation: Motion to engage BKD, LLP for the audit of the 2016 Financial Statements and authorize the Chair to sign the Engagement Letter.
10. **October 2016 Financial Reports** **Roxana Hahn**
Recommendation: Advisory
11. **Approval of Consent Agenda** **Robert Doubek**
Action: Approval of the Consent Agenda passed unanimously on a Motion by Commissioner Doty, seconded by Commissioner Hahn.

BUSINESS AGENDA

12. **Items Moved to the Business Agenda** **Robert Doubek**
None
13. **Establish Jurisdiction to Proceed with Public Hearing** **Brian Magoon**
Recommendation: Advisory
14. **2017 Annual Budget and Resolutions 2016-08 and 2016-09** **Roxana Hahn**
Recommendation: Motion to approve Resolution 2016-08, Resolution to Adopt Budget and Resolution 2016-09, Appropriation Resolution.

Commissioner Doubek opened the Public Hearing.

Ms. Hahn presented the 2017 Budget and mentioned there are no changes to the proposed budget nor have there been any comments received for or against the budget. Ms. Hahn and Mr. Olislagers fielded questions from the Board.

Chairman Doubek inquired about the \$2,000,000 carry forward on the budget for 2017 after paying the final lease payment of roughly \$1,600,000 to Arapahoe County on November 15, 2016. Ms. Hahn advised the Board that the Authority has made the final lease payment, but has yet to receive the anticipated reimbursement from the reserve funds. Mr. Olislagers briefed the Board about the ongoing discussions taking place between the attorneys of Arapahoe County and the Authority regarding to whom the reserve funds belong. He further advised that discussion of this particular issue was not intended to take place during this meeting; however we could. The County is still reviewing the issue.

Commissioner Doty inquired if she could read a written question on behalf of the Arapahoe County attorneys to which Mr. Olislagers responded for Commissioner Doty to proceed. The question read, "Please explain how the money currently in the reserve fund is or ever was revenues that were paid by users of the airport." Mr. Olislagers responded that with the help of a bond attorney, Ms. Balk and Ms. Hahn, the money in the reserve fund has been traced back to money paid by the airport. Further, the bond payments have not been paid by anyone other than the airport.

It was concluded that the decision of who will have possession of the reserve funds would be left to the attorneys of Arapahoe County and the Authority.

There were no comments from the public.

Upon a motion by Commissioner Doty to approve Resolution 2016-08, Resolution to Adopt Budget and Resolution 2016-09, Appropriation Resolution and a second by Commissioner Holen, the motion passed.

15. Public Hearing on Application from Raber Flight Services, LLC to conduct Air Charter **Luke Skaflen**

Recommendation: Motion to approve the application from Raber Flight Services, LLC and authorize the Chairman and Clerk to sign the associated Agreement Under Standards (AUS).

Mr. Skaflen provided details on Raber Flight Services, LLC. The owner of the company, Charles Raber, was present to answer any questions. Mr. Skaflen explained Raber Flight Services, LLC proposed activity is Air Charter, flying a twin-engine Piper Seneca. He further explained that Mr. Raber may increase aircraft size if client base requests, but will continue Part 91 and Part 135 operations with single pilot operations indefinitely. Commissioner Bagnato inquired about Mr. Raber's range to which Mr. Raber replied up to 600-700 nautical miles.

There were no comments from the public.

Commissioner Doubek closed the Public Hearing.

The motion to approve the application for Raber Flight Services, LLC passed unanimously on a motion by Commissioner Holen, and a second by Commissioner Bagnato.

REPORTS

16. Fuel and Operations Report for September 2016 **Marissa Jones-Flaget**
Recommendation: Advisory

Ms. Jones-Flaget stated the following:

- YTD Operations: Up 6.9% from 2015 at 318,555
- Monthly Operations November: Up 9.8% from 2015 at 26,002
- YTD Fuel Totals: Up .8% from 2015 at 12,321,209
- Monthly Fuel Totals November: Up 10.3% from 2015 at 1,173,313
- Monthly Jet Fuel Sales November: Up 10.2% from 2015 at 1,132,291
- Monthly AvGas Sales November: Down 14.5% from 2015 at 41,022
- Monthly Market Share for AvGas and Jet Fuel Combined November: DjC: 39.2%; TAC Air: 29.6%; Signature: 23.51%; X-Jet: 7.5%; Heliplax: .1%

Ms. Jones-Flaget fielded questions from the Board.

17. Noise Update **Dylan Heberlein**
Recommendation: Advisory

Mr. Olislagers introduced Mr. Heberlein as the new Noise and Environmental Specialist to the Board.

Mr. Heberlein presented statistics on the November 2016 noise complaints. He stated the following:

- There were 773 complaints from 57 households.
- With the top household removed, there were 256 complaints.
- Year-to-Date there are 9,690 complaints from 258 households.
- With the top household removed, there were 2965 year-to-date complaints.
- There were 699 daytime complaints.
- There were 74 nighttime complaints.
- The Top 5 households comprise 82% of year-to-date complaints
- The Top 1 household comprises 69%

- The high percentage of noise complaints from jet aircraft in November were attributed to increased military activity due to unseasonably warm weather.
- There were more complaints for departures in the month of November at 62%.

Chairman Doubek expressed interest in an overlay of the new Noise Exposure Map on the Radar Track Density Map.

There was discussion between Commissioner Doty and Mr. Ollislagers regarding an individual who sends multiple email complaints daily to the County.

18. Centennial Airport Community Noise Roundtable Update

Jim Dawkins

Recommendation: Advisory

Mr. Dawkins welcomed Mr. Heberlein to the Noise Roundtable and reported the following notes from the December 7, 2016 Roundtable meeting:

- An update was received from Chairman Doubek about a meeting in DC with the compliance Director regarding the Roundtable's revenue diversion funding issue.
 - o They were told to expect an update by the end of January 2017 from the FAA about appropriate funding for the Roundtable.
- Don Kuskie, Chair of Fly Quiet Committee, provided an update on review of the noise abatement guidelines pamphlet.
- Two positive noise related press releases in the Denver Post and a trade publication were discussed.
- Brad Pierce provided an update on the UC Davis Noise Symposium that he attended in November.

Commissioner Sieber asked if the #1 noise complainer has been invited to the Centennial Airport Community Noise Roundtable. Mr. Ollislagers responded that the individual has been invited to the Noise Roundtable and that there has been an offer to place a noise monitor on their property to which the individual refused.

Mr. Ollislagers discussed his meeting with the FAA regarding funding of the Noise Roundtable.

19. Legislative Report

Robert Ollislagers

Recommendation: Advisory

Mr. Ollislagers said the House of Representatives approved the temporary spending bill that will run until April 28, 2017 and the Senate is expected to review the Continuing Resolution (CR) that expires on December 9, 2016. He mentioned the Senate CR could be held up from a block by Sen. Manchin who wants retirement and health benefits for coal miners included.

Mr. Ollislagers advised of President-elect Donald Trump's most recent cabinet nominations. He further advised it is not known yet who will be the administrator for the TSA.

20. 2016 Year-End Video Presentation

Robert Ollislagers

Mr. Ollislagers recognized Deborah Smith, Communications Manager/PIO, for putting together the year-end presentation.

Public Comment

No public comment.

Comments from Board or Staff

Mr. Ollislagers mentioned John Glenn, the first American to orbit the Earth, passed away earlier in the day.

Adjournment

The meeting was adjourned at 4:08 PM.

Robert Doubek

Execution of Documents

Gwen Balk

Approved:


Robert Doubek, Chairman