

**MINUTES OF THE REGULAR MEETING OF THE
SANFORD AIRPORT AUTHORITY
TUESDAY, FEBRUARY 5, 2008**

PRESENT: G. Geoffrey Longstaff, Chairman
Clyde H. Robertson, Jr., Vice Chairman
Tim Donihi, Secretary/Treasurer
David L. Cattell
Whitey Eckstein
Colonel Charles H. Gibson
William R. Miller
Comm. Jack T. Bridges, City Liaison
Brett Renton, Airport Counsel
John A. Williams

ABSENT: Brindley B. Pieters

STAFF PRESENT: Larry A. Dale, President & CEO
Diane Crews, Vice President of Administration
Bryant W. Garrett, Vice President of Finance
George Speake, Vice President of Operations & Maintenance
Diana M. Muñiz-Olson, Executive Secretary

OTHERS PRESENT: Rusty Beavers, Starport
Lisa Curtis
David Doudney
Jeanette Freeman-Davis
Ed Korgan
Alex Kracun, SAA ARFF
Dick Ludders, HTA
Bill McGrew, PBS&J
D'Anne Mica, Mica McCormick Partners
Doug Norman, HTA
Frank Norman
Stan Poloski
Jack Reynolds, JRA, Inc.
Keith Robinson, OSI
Moya Ronysan
Sandeep Singh, AVCON
Kevin Spolski, Spolski Construction
Ernest Stallings
James Stark, FAA ATC Tower

Don Swain

1. INTRODUCTION OF GUESTS AND CALL TO ORDER

The meeting was called to order at 8:36 a.m. Board Member Miller congratulated President Dale on his birthday. In turn, President Dale congratulated Board Member Gibson on his birthday.

2. ADVERTISEMENT OF MONTHLY MEETING

Copies attached.

3. APPROVAL OF MINUTES OF THE REGULAR MEETING HELD ON TUESDAY, JANUARY 8, 2008.

Motion by Secretary/Treasurer Donihi, seconded by Board Member Gibson, to approve the minutes from the regular meeting held on Tuesday, January 8, 2008.

Motion passed.

4. PRESIDENT'S REPORT

President Dale reported on the following:

- A. Reappointments – Article in *Success in Seminole* showed the reappointment of Chairman Longstaff and Board Member Pieters. Commissioner Jack Bridges was reappointed as City Liaison, and Commissioner Randy Jones was reappointed to the Sanford Airport Noise Abatement Committee (SANAC).
- B. Extension of Runway 9R-27L – Project is progressing well. Will be ready for Visual Flight Rules (VFR) operations only by March 1, 2008. Operation of the ILS is delayed because the flight procedures need to be established. The Glide Slope Tower location has to be moved, this is in the final stages of approval. Board Member Miller questioned the original projected completion date and the name of the contractor. The project is being done by Hewitt Contracting Company, Inc., and the original projected completion date was July 2008.
- C. Extension of Runway 9L-27R – The Benefit Cost Analysis (BCA) is in the process of being reviewed by the FAA; Avcon is just about ready to resubmit comments (request for additional information). President Dale believes it is prudent to hold off on signing the task order for the Environmental Assessment until the BCA is perceived favorably. Board Member Miller commented it would be ok to wait a couple of weeks, but if it takes longer than that, then it should be discussed further. If the BCA is not approved, the FAA will not fund the project.
- D. ARMF General Aviation Hangar – Project is progressing well. Will be done by March 20, 2008. Hangar complete with doors in place. Interior painting is

complete. Landscape to be completed soon. Irrigation to be installed the following week. All concrete has been poured except the tie-in to the Taxiway.

- E. Overlay – Maintenance on Navigator Avenue was done the previous week.
- F. Wildlife Management – Sanford Airport Authority Staff and Counsel met with The Audubon Society, USDA, Florida Fish & Conservation, and U.S. Fish & Wildlife. President Dale briefed the Board on the use of dogs for wildlife management. The dogs usually serve for 4 to 5 years. They are usually good for flock birds, but not good for raptors. Brad Welborn, the Airport's wildlife operations officer, has done a lot of research and could only find three airports in the entire country that use dogs for wildlife management.

Brett Renton commented that one of the biggest accomplishments from the meeting was that all the parties agreed the Sanford Airport Authority has done everything it can legally do to protect against eagle strikes. The Airport finally received confirmation it is doing everything it can in regards to eagle strikes. The agencies authorized President Dale to explore the use of dogs for wildlife management. This is the only avenue that remains open in terms of preventing eagle strikes; all others are closed to the Airport. President Dale commented that Linda Berkowitz (with the FAA) stated that under Federal law, once there is a strike, the Airport is mandated to do a wildlife assessment. After the strike, the Airport hired the USDA to do the assessment. Once completed, the assessment will direct the Airport on what actions to take. The data should be ready by September or October 2008. President Dale expects the report to recommend the Airport needs to be a wildlife-free environment.

President Dale continued to brief the Board on the use of dogs. To the knowledge of the Airport and the wildlife agencies, there are only three airports that use dogs: Daytona Beach International Airport; Augusta Regional Airport; and Fort Myers Southwest Florida International Airport. The dogs are trained by Fly Away Farms in North Carolina. Cost for the dog and training is \$6,600.00. Housing for the dog costs an additional \$10,000.00. The handler will have to be trained at a cost of \$500.00 a day for a 2 to 3 day training program. The Garcia Ruling states that since the dog needs to live with the handler, he/she needs to be paid over-time. Handlers are paid on average \$20.00 an hour, plus the over-time. A separate, air-conditioned vehicle must be provided as well. The dog goes back to North Carolina for annual training. On the negative side: the dogs are almost useless in the summer once they are done with 1 to 2 runs; and the birds return once the dog leaves the area.

Daytona Beach International Airport's dog was injured in a car accident and might not return to work for two weeks.

Augusta Regional Airport has an 11-year old border collie from Texas. It cost \$15,000.00 inclusive of training. The dog is a good deterrent for flock birds but not for raptors. It does not work well with noise/pyrotechnics. It is hard for the

dog to keep up with the entire workload of the airport. The airport would not have bought one if they knew this. Now they primarily use pyrotechnics and noisemakers, same as the Orlando Sanford International Airport.

Fort Myers Southwest Florida International Airport had one dog that died of heart issues. There was no warranty on the dog. The new dog is 9 years old, trained to respond to 7 to 8 whistle commands. Usually responds better to one master. One dog will cover only one runway. The dog is a good deterrent for flock birds but not for raptors. The birds return once the dog leaves the area.

Orlando Sanford International Airport has four runways and would need three dogs, three handlers, three vehicles, and three kennels. During the original meeting, USDA recommended the Airport research the negatives before getting the dog. President Dale asked the Board for direction. It was the consensus of the Board to wait until the wildlife assessment is received before making a decision.

- G. Attorneys' Fees – January attorneys' fees were distributed for Board Member review.
- H. Transmeridian– Check for \$24,376.60 in back rent bounced. A second check was received and it cleared.
- I. FAC Conference Reminder – Reminder that the Annual FAC Legislative Conference will take place on February 6th and 7th.
- J. Consumptive Use Permit (CUP) for two wells – Two wells were permitted under the consumptive use requirements for the purposes of irrigation and freeze protection of the orange groves. Board Member Eckstein questioned if the wells had some value to the Airport. President Dale clarified they had some value, but they would be more valuable to the City as they would augment their reuse water. Because of FAA grant assurances, the Airport cannot give the CUP to the City. However, the Airport could get some services (annexation/zoning/impact fee credits) instead. President Dale recommended the Airport get value and services fees in return. He asked direction from the Board. Board Member Eckstein stated the value must be determined first before discussing it with the City of Sanford. President Dale stated it has agricultural and irrigation value, but reiterated it has more value to the City since it can augment their reuse water. Board Member Robertson questioned if the water could be used by the rental car facilities. President Dale clarified the water is salty and cannot be used for washing cars. It would be useful for irrigation. Board Member Eckstein emphasized that Paul Moore must realize that it will increase in value. Consensus of Board for President Dale to negotiate with the City of Sanford regarding this issue. Commissioner Bridges commented he had no problem with giving credits as long as it was a fair arrangement for all parties.

- K. Florida Department Of Transportation (FDOT) – Sale of Right-of-Way - On January 28, 2008 the City of Sanford approved the purchase agreement and resolution. The sale will be initially closed in escrow with \$1 million paid to the Sanford Airport Authority; the City deed and resolution, signed by Major Kuhn and Chairman Longstaff, will be held in escrow until remaining funds are distributed at the final closing. The FDOT denied the waiver to use Shutts & Bowen, LLP, and Counsel recommended a different attorney prepare the Escrow Agreement. The agreement will be prepared by Chad Walters, on advice of both counsels. Conceptual approval from FDOT was received before the sale of SR 46 Right-of-Way was taken to the City of Sanford. Now we will put in the formal request.
- L. Privilege Fees – This year the Airport received \$200,000.00 in privilege fees from the International Terminal. In 1998 the fillets on the Taxiway were not wide enough, and at the time the Board did not have enough money for the project. TBI put in the \$340,000.00 needed for it. The Board already paid TBI \$170,000.00 but now needs to pay the second half. President Dale would like to use the privilege fees to pay the remaining \$170,000.00.
- M. Lease with City of Sanford – The lease the Authority has with the City of Sanford is deteriorating. Commissioner Bridges stated he has reviewed the legislation. He believes the issue needs to be revisited to reach a long-term solution. Board Member Eckstein suggested the creation of a position so that the liaison can sign off on leases. President Dale clarified that this issue is more than just the leases. Commissioner Bridges stated he would be in favor of revisiting all things. He recommended the Board needed to create a premise of what it wanted. Regarding Board Member Eckstein's comment, he believes the City's present administration might not want to delegate that power to the liaison. President Dale will meet with Counsel, Ken McIntosh, and Commissioner Bridges to discuss the issue further. The City of Sanford would have to co-sign the lease for the hotel.

5. COUNSEL'S REPORT

Regarding the Poloski lawsuit, the mediation will take place on February 19, 2008. The five-day trial is scheduled for March 10, 2008. Regarding the Kondracki lawsuit, the other side set a motion to continue, it has been taken off the calendar for now. The Annett lawsuit will take place in August with Judge Simmons. Order of Taking hearing for the Chairs-Brown property will be on March 17, 2008. At that time, a deposit of good faith will be made and the title will be given to the Authority. The Authority already has the titles of the other three properties. Secretary/Treasurer Donihi questioned what the difference in pricing is. Poloski is asking for approximately \$3 Million; whereas the Airport's appraisal is for approximately \$1.51 Million. Kondracki has not submitted their appraisal report yet.

6. TBI REPORT

Keith Robinson reported on the following:

A. Monthly Statistics for January 2008

- i. International traffic total
January 2008 – **24,488** passengers
- ii. Domestic traffic total
January 2008 – **85,410** passengers
- iii. Percentage
Domestic traffic is up 59% compared to January 2007. International traffic is down 25% from January 2007. TBI's Budget expects the International traffic will decrease by 12%, might not be as low as expected. Domestic traffic is expected to increase 20%.

B. Airlines/Tour Operators Update

- i. Allegiant – New service to Plattsburgh, NY started the previous week, and is selling well.

C. Miscellaneous Updates

- i. Destinations - Under discussion with other European charters.
- ii. Concession program – OSI is working to upgrade the concession program.
- iii. Checkpoint – A fourth X-ray machine was added to the checkpoint at Terminal B. TSA is now responsible for checking tickets as well.

7. LIAISON REPORTS

City of Sanford

None

Seminole County

None

8. CHAIRMAN'S REPORT

None

9. CONSENT AGENDA

- A. Consider approval of Addendum G to Lease No. 2000-14 with WHISPER JET, INC. for Building No. 410, located at 1220 30th Street (Warehouse/Office).

Staff recommends approval of Addendum G to Lease No. 2000-14 with WHISPER JET, INC. for Building No. 410, located at 1220 30th Street (Warehouse/Office). Addendum G extends the lease for one (1) additional year, effective February 1, 2008. The building consists of 9,100 square feet, at \$4.79 per square foot. The annual rental rate is \$43,589.00, an increase of \$1,274.00; the monthly payment is \$3,632.42, exclusive of taxes.

Motion by Board Member Eckstein, seconded by Board Member Williams, to approve the Consent Agenda Item A.

Motion passed.

10. DISCUSSION AGENDA

- A. Consider approval of Relocation Appeals Process.

The law governing the right of relocation appeals for any displaced person is contained in 49 CFR Part 24 "Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (the Uniform Act). The right of appeals for displaced or potentially displaced persons is further addressed under FAA Order 5100.37B Chapter 1. In accordance with this right of relocation appeals, and as part of our ongoing land acquisition process, the SAA has developed a Relocation Appeals Process policy to provide opportunity for all persons affected by the Land Acquisition and Relocation Program to review and/or appeal their relocation eligibility and benefits.

Staff recommends that the Board approve the Relocation Appeals Process policy to provide opportunity for all persons affected by the Land Acquisition and Relocation Program to review and/or appeal their relocation eligibility and benefits.

Motion by Board Member Eckstein, seconded by Board Member Robertson, to approve Discussion Agenda Item A.

Motion passed.

- B. Consider ratification of approval and implementation of policy regarding the Collection and Use of Social Security Numbers.

Florida Statutes 119.071(5) [PCB GEAC 07-08] was amended, effective October 1, 2007, to require all agencies and political subdivisions of the State of Florida that collect social security numbers from the public to state, in writing, the purpose for the collection. Accordingly, in accordance with the new state law, the SAA has adopted a policy requiring all SAA employees engaged in conduct with the public to provide, in writing, the reason for the request or collection of social security numbers, as outlined

in the policy statement. Further, as mandated, a letter of compliance has been sent to the Florida Senate and the Florida House of Representatives, and a report will be filed annually with the State of Florida listing any and all commercial entities that have made a public request for the agency's collected social security numbers.

Staff recommends that the Board ratify the approval and implementation of the policy statement regarding the collection and use of social security numbers.

Motion by Board Member Robertson, seconded by Board Member Eckstein, to approve Discussion Agenda Item B.

Motion passed.

11. OTHER BUSINESS

None

12. COMMENTS FROM THE PUBLIC

Jeanette Freeman-Davis commented no resolution had been reached regarding her property at Frog Alley. President Dale will follow-up with David Shontz and Gary South.

13. REMINDER OF NEXT BOARD MEETING (TUESDAY, MARCH 4, 2008)

14. ADJOURNMENT

There being no further business, the meeting was adjourned at 10:15 a.m.

Respectfully submitted,

Larry A. Dale, President & CEO
/dmm



SANFORD AIRPORT AUTHORITY
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Sanford, Florida 32773
(407) 585-4000 • Fax (407) 585-4045
www.orlandosanfordairport.com

January 25, 2008

Via email: legals@mysanfordherald.com

The Sanford Herald
P. O. Box 1657
Sanford, Florida 32772 1657

Attn: Legal Classified

Please publish the following Public Notices one (1) time in the Wednesday edition (January 30, 2008) of the Seminole Herald Classifieds. Please confirm receipt of this advertisement by email to dmuniz@osaa.net.

**PUBLIC NOTICE
SANFORD AIRPORT AUTHORITY**

Notice is hereby given that the Sanford Airport Authority will conduct its February meeting on Tuesday, February 5, 2008, at 8:30 a.m., at the Sanford Airport Authority Executive Offices Board Room, A.K. Shoemaker Domestic Terminal, 1200 Red Cleveland Boulevard, Sanford, Florida. Information may be obtained by contacting the executive offices during normal business hours at (407) 585-4002.

Please take notice that if any person decides to appeal any decision made by the Sanford Airport Authority with respect to any matter considered at the meeting or hearing scheduled herein, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based, per Section 286.0105, Florida Statutes. Persons with disabilities needing assistance to participate in any of these proceedings should contact the executive offices 48 hours in advance of the meeting at (407) 585-4002.

**Larry A. Dale
President & CEO**

Certified proof of publication and invoice should be sent to:

Attn: Diana M. Muñiz-Olson
Sanford Airport Authority
1200 Red Cleveland Boulevard
Sanford, FL 32773

Please do not hesitate to call me at (407) 585-4002 if you have any questions.

Sincerely,

Diana M. Muñiz-Olson
Executive Assistant

PUBLIC NOTICE

BOARD MEETING

The regular meeting of the Sanford Airport Authority will be held on Tuesday, February 5, 2008, at 8:30 a.m., at the Sanford Airport Authority Executive Offices Board Room, A.K. Shoemaker Domestic Terminal, 1200 Red Cleveland Boulevard, Sanford, Florida. Information may be obtained by contacting the executive offices during normal business hours at (407) 585-4002.

SANAC

The Sanford Airport Noise Abatement Committee (SANAC) meeting will be held on Tuesday, February 12, 2008, at 9:00 a.m., in the Sanford Airport Authority Executive Offices Board Room, A. K. Shoemaker Domestic Terminal, 1200 Red Cleveland Boulevard, Sanford, Florida. Scheduling and information is available by contacting the Vice President of Operations at (407) 585-4006.

USER GROUP

The Airport User Group meeting will be held on Tuesday, February 12, 2008, at 10:00 a.m., in the Sanford Airport Authority Executive Offices Board Room, A. K. Shoemaker Domestic Terminal, 1200 Red Cleveland Boulevard, Sanford, Florida. Scheduling and information is available by contacting the Vice President of Operations at (407) 585-4006.

DESIGN REVIEW COMMITTEE (DRC)

The Sanford Airport Design Review Committee (DRC) meeting scheduled for the month of February has been cancelled. Information may be obtained by calling (407) 585-4000.

Please take notice that if any person decides to appeal any decision made by the Sanford Airport Authority with respect to any matter considered at the meeting or hearing scheduled herein, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based, per Section 286.0105, Florida Statutes. Persons with disabilities needing assistance to participate in any of these proceedings should contact the executive offices 48 hours in advance of the meeting at (407) 585-4002.

Larry A. Dale
President & CEO