



BARNSTABLE MUNICIPAL AIRPORT BOARDMAN-POLANDO FIELD

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R.W. "Bud" Breault, Jr., Airport Manager
Frank Sanchez, Jr., Assistant Airport Manager

Barnstable Municipal
Airport Commission:

Daniel W. Santos, P.E.
Chairman

Donald E. Megathlin,
Vice Chairman

Robert L. O'Brien,
Commissioner, Clerk

John T. Griffin, Jr.,
Commissioner

Michael A. Dunning,
Commissioner

Ronald Persuitte,
Commissioner

Timothy R. Luziatti,
Commissioner

BARNSTABLE MUNICIPAL AIRPORT COMMISSION MINUTES OF THE REGULAR SESSION TUESDAY, March 16, 2010

Commissioners Present:

Daniel W. Santos P.E, Chairman, Robert L. O'Brien, Clerk; John T. Griffin, Jr., Michael A. Dunning, Timothy R. Luziatti, and Ronald Persuitte. The meeting was held at the Barnstable Municipal Airport in the Gourley Conference Room, 480 Barnstable Rd., Hyannis, MA.

Yarmouth Representative Present:

Robert Howard

Airport Staff Present:

Roland W. Breault, Jr., Airport Manager, Frank Sanchez, Assistant Airport Manager, Suzanne Kennedy, Executive Assistant to the Airport Manager and Christina Lounsbury, Noise Abatement Specialist

Public Members:

Jim Kubat, AECOM; Joe Longo, Horsley Witten Group; Barry Hammer and David Chamberlain, Jacobs Engineering; Johanna Boucher Town of Barnstable; Ed Lambert, Botsini, Corp.; Hank Farnham and Janet Joakim, Barnstable Town Councilors; Chip Bishop, Chip Bishop Communications; Jim Kinsella, Barnstable Enterprise; and David Still II, Barnstable Patriot

Call To Order:

Chairman Santos called the regular meeting of the Barnstable Municipal Airport Commission to order at 6:04 p.m. Attendance roll call was taken.

Minutes of the previous meetings:

Chairman Santos moved to approve the minutes of the February 23, 2010 Airport Commission Meeting. This was seconded and unanimously approved.

Public Comment:

None.

Commissioners Response to Public Comment:

None

Reports from Subcommittees

Finance Subcommittee (Commissioners Megathlin, Persuitte, O'Brien)

The Finance subcommittee did not meet during March, 2010

Infrastructure Subcommittee (Commissioners Griffin, Dunning, Luziatti)

The Infrastructure subcommittee met on Wednesday, March 3, 2010. The following was discussed:

- Cape Cod Commission DRI Update
- Master Plan development Agreement Public Review on March 3, 2010

- Briefing by the USDA Wildlife Service on Potential Wildlife Hazards to Aircraft Operations
- Proposal for Airport Gift Shop focusing on gifts from local craftspeople. This was recommended for approval.

Construction Committee: (Commissioners Santos, Luzietti, O'Brien, Megathlin)

The Construction Committee, met today at 4:00 p.m. The following items were discussed:

- The Cape Cod Commission revised DRI was submitted, and the following types of modifications were determined:
 - Air Traffic Control Tower (ATCT) – Minor Modification
 - Development Agreement Time Extension – Minor Modification
 - Access/Egress from the Airport – Major Modification which is subject to a public hearing and full review
- Draft Appropriation Order and CIP was approved
- Agreement between the Town of Barnstable and the Airport with respect to traffic planning was approved
- CTBX Aviation contract for the design of the ATCT status
- OTA Supplemental Agreement No. 1
- Brief update on the Jacobs Engineering contract for Line Painting
- Brief update on the Jacobs Engineering OPM Supplemental Agreement No. 2

Unfinished Business:

Approve Appropriation Order and Supplemental CIP for Terminal and Access Road

MOTION: to approve the appropriation Order and Supplemental CIP for the construction of the New Airport Terminal and Access Road in the amount of \$21,430,851. The funding sources as outlined in the Barnstable Town Council Agenda Item 2010-093 maintain the Town Council imposed “total project cost” for the Airport Terminal and includes the funding necessary for the construction of the Access Roadways. **SPONSOR:** Finance Subcommittee (**May be acted upon**).

This agenda item was moved and read by Commissioner O'Brien, and seconded. Manager Breault stated that he had the draft sent the Finance Director and the Town Manager and it was entered as a late file and the second reading and public hearing will on the April 1, 2010 Town Council agenda for approval. The sum of \$21 million is the balance remaining for the terminal project cost and roadway funding, but the Airport is only requesting \$1.7 million for a general obligation bond. This agenda item was approved by unanimous verbal vote.

Approve Agreement between the BMAC and the Town of Barnstable with respect to the Access Road

MOTION: to approve the agreement between the Town of Barnstable and the Barnstable Municipal Airport to address a future access point to allow traffic to readily leave the Airport if and when the exit to the Rotary from the Airport is closed. The Airport agrees to try and secure FAA funding for an appropriate egress for the Airport, and to commit the “Sullivan Property” for the purpose of mitigating any traffic impacts to the Rotary found to be caused by the “exit-only” access from the Airport onto the Rotary. **SPONSOR:** Construction Committee (**May be acted upon**).

This agenda item was moved and read by Commissioner O'Brien, and seconded. This letter of agreement was drafted by Airport Counsel in conjunction with Town Attorney Ruth Weil. This was a requirement of the Town as part of the plan to move the Access Road project forward and to open up the Rotary as an Exit only. This will pledge the Airport to participate in future planning that would be done for the Rte 132, Rte 28 and the Rotary; and seeking FAA Funding for an Airport access/egress road to be determined. This agenda item was unanimously approved by verbal vote.

BMA0210-04 – Approval of Supplemental Agreement No. 1 to the OTA between the FAA and BMAC and Draft Council Order to Accept Additional Grant Funds

MOTION to approve the Supplemental Agreement No. 1 to the OTA between the Federal Aviation Administration and the Barnstable Municipal Airport Commission for additional FAA ARRA Stimulus Funding in the amount of \$1,647,786 with a new total not to exceed amount of \$4,662,786. **SPONSOR:** Finance Subcommittee (**May be acted upon**)

This agenda item was moved and read by Commissioner Griffin, and seconded. Manager Breault reported that the draft amendment was critiqued by the Commission and sent back to the FAA. On the basis of the draft, a Supplemental Agreement was prepared and will go before the Town Council to approve the acceptance of the additional \$1,647,786 which are part of the American Recovery and Reinvestment Act (ARRA) funds (stimulus money). The final document was received this morning and incorporated all of the changes to the draft. The total project cost will be \$4,662,786. The total project cannot exceed these funds. An additional \$170,000 is available from the FAA to cover all of the costs of the AFTIL process. This has been reviewed by Airport and FAA legal counsel. This agenda item was unanimously approved by verbal vote.

New Business:

BMA0301-01 – Approval of Proposed Gift Shop Lease

MOTION: to approve the tenant-at-will lease between First Flight Out and the Barnstable Municipal Airport effective May 1, 2010 for the purpose of a retail gift shop to be located in the existing 348 square feet of terminal space. Terms of the lease are set forth in the document based upon the Request for Proposal and reviewed by Airport Legal Counsel. **SPONSOR:** Infrastructure Subcommittee (**May be acted upon**).

This agenda item was moved and read by Commissioner Luziotti, and seconded. Manager Breault requested approval of the lease subject to further negotiations. Staff received a letter from the proposed lessee today requesting to sell other prepackaged items that may be in conflict with the existing lease with the Café. The lease agreement has not yet been signed. This agenda item was tabled until the request can be resolved.

Manager Breault recommended that the next three agenda items be tabled. The CTBX Aviation contract has not been finalized, but the cost has been negotiated down considerably. The Jacobs Engineering Airfield Surface Painted Holding Position Sign Project contract has not been finalized. The Jacobs Engineering OPM Contract Supplemental Agreement No. 2 is being reviewed by an Independent Cost Estimator.

BMA0310-02 – Approval of CTBX Aviation Contract for ATCT Design

MOTION to approve the contract between the Barnstable Municipal Airport and CTBX Aviation for the design services for the proposed new Air Traffic Control Tower. The amount of the contract is \$XXXXXXX and will be reimbursable through the OTA between the Barnstable Municipal Airport and the Federal Aviation Administration. **SPONSOR:** Construction Committee (**May be acted upon**)

This agenda item was tabled.

BMA0310-03 – Approval of Jacobs Engineering Contract for Airfield Surface Painted Holding Position Sign Project

MOTION to approve the Jacobs Engineering Contract in the amount of \$27,223.00 for the consulting services required to comply with the mandated change to the AC150/5345-1K for all 14 CFR Part 139 certificated airports by the December 31, 2010 compliance date. The surface painted holding position sign is part of the standard sign requirements. **SPONSOR:** Management (**May be acted upon**)

This agenda item was tabled.

BMA0310-04 – Approval of Jacobs Engineering OPM Contract Supplemental Agreement No. 2

MOTION: to approve the supplemental agreement No. 2 in the amount of \$67,340.00 to the Jacobs Engineering Contract for Owner's Project Manager Services for the Design of the New Terminal, Terminal Roadways and Parking Areas Project. This supplemental agreement is necessary due to modifications to the original scope of work and associated fee associated with the transportation and access concerns raised by local business abutters. **SPONSOR:** Finance Subcommittee (**May be acted upon**).

This agenda item was tabled.

BMA0310-05 – Approval of two sublease agreements between Airline Realty Trust and Hangar 51 (William F. McGrath, Jr., Trustee) and Island Airlines, LLC

MOTION to approve to consent to the sublease agreements between Airline Realty Trust and Island Airlines, LLC, and Hangar 51 and Island Airlines, LLC for the land and buildings located at the Barnstable Municipal Airport. Said subleases were reviewed by Airport Legal Counsel. **SPONSOR: Management (May be acted upon)**

Commissioner Dunning recused himself from participation in discussing this agenda item. This agenda item was moved and read by Commissioner Griffin, and seconded. Scott LaForge, Island Airlines, reported that Island Airlines had operated out of hangar facilities owned by William McGrath for many years, and since the purchase of Island Airlines three years ago by Mr. LaForge and his partners, a sub-lease was never officiated. This agenda item was unanimously approved by majority verbal vote. Commissioner Dunning recused himself. It was noted that the lease will still continue to be paid by Mr. McGrath.

Noise Report:

There were a total of 12 complaints made by 3 noise complainants in February 2010, 11 by one complainant from Yarmouth. The total quiet hour flights for February 2010 were 26 operations. Departures and Arrivals prior to 5:30 am were eighteen. The Caravan, Island Air, flew 13 out of the 15 flights prior to 6:00 am during the month. Harris, Miller, Miller and Hanson is awaiting proposals on a few different noise monitors. They will provide training by the end of May once we receive the new monitor.

Yarmouth Representative's Comments:

Mr. Howard commented positively on the Caravan usage. He asked if anyone had looked into Island Airlines advertising scheduled departures at 5:20 am. The Commission had no additional information on this at this time. Ms. Lounsbury commented that it might be that the Caravan is being used to transport the newspapers anyway, and maybe they were trying to fill the seats on this single flight. The Infrastructure agreed that there could be one flight prior to 6:00 for this purpose. The staff will follow up on this and report at the next meeting.

Manager Breault will schedule a meeting with the Chief Pilots of the airlines prior to the busy season starting to review some of the voluntary agreements and reiterate some of the concerns of the community concerning noise.

Mr. Howard was please with the Manager Breault's report on the terminal project at the Community Working Group. Ms. Greeley and Ms. McAuiliffe were very supportive of the terminal project moving forward.

Airport Manager's Report:

Manager Breault reported the following in addition to his weekly report:

- He passed out the photos of the Commissioners for approval. Additional Photos can be taken prior to posting on the Town Website.
- There was some storm damage at the Cape Air Hangar, some of the new construction material blew off of the roof, but there was no other damage to the Airport. Norwood Airport is under water at this time.
- He is continuing to work to prepare for the April 1, 2010 Town Council public hearing on the appropriation order and staff is organizing lists of the available properties. A workshop with the Town Council is scheduled for 4:00 pm tomorrow to review the Proforma document with Jacobs Consultancy in attendance. Comments from the Commissioners on the presentation should be submitted prior to the workshop.

Announcements - Commissioner's Comments:

Commissioner Griffin recognized the passing of Dennis Connolly, a very well know pilot at the Barnstable Municipal Airport. He also stated that the final public hearing involving Cape Wind will be on Monday, March 22, 2010. He reiterated that the Airport Commission is on record by vote, and has been consistently opposed to this project. He wished everyone a Happy St. Patrick's Day.

The next meeting will be held on Tuesday, March 16, 2010.

Adjournment:

Upon Motion duly made and seconded, it was voted to adjourn the meeting at 6:46 p.m.

