

**SAN BERNARDINO COUNTY AIRPORTS COMMISSION MEETING  
SEPTEMBER 24, 2015.**

The meeting of the San Bernardino County Airports Commission was called to order at 10:00 a.m. by Commissioner Mark Taylor. Meeting location: Apple Valley Airport: 21600 Corwin Road, Apple Valley, CA 92307

**Commission Members Present:**

Mark Taylor  
Jim Bagley  
William Smith  
Roy C. Cox

**Commission Members Absent:**

Larry Asmus  
Ray Marquez  
Bob Cable

**Staff Present:**

James E. Jenkins, Director of Airports  
Terry Stover, Asst. Director of Airports  
Nicole Leyden, Secretary I  
Cyle Woodruff, Airport Operations Manager  
Carrie Hyke, District Planner  
Agnes Cheng, Deputy County Counsel  
Steve Mintle & Thomas Toepfer

Department of Airports  
Department of Airports  
Department of Airports  
Department of Airports  
Special Districts  
County Counsel  
Real Estate Services

**Visitors Present:**

Lois Hewitt

Apple Valley Airport Tenant

**Pledge of Allegiance:**

The Pledge of Allegiance was led by Commissioner Roy C. Cox.

**Report on Posting of Agenda:**

James E. Jenkins stated that the agenda had been posted as required.

**Awards, Guest Introductions and Announcements:**

Mr. Jenkins introduced Agnes Cheng with County Counsel and Cyle Woodruff the Department's new Airport Operations Manager. He also re-introduced Tom Toepfer with Real Estate Services.

Commissioner Smith presented James Jenkins with a plaque of appreciation, on behalf of the International Cessna 195 Club, for his assistance in the success of the recent Fly-In held at Chino Airport.

The remainder of the group introduced themselves around the room.

**Action Item - Approval of Commission Meeting Minutes**

A motion was carried by Commissioner Smith, seconded by Commissioner Bagley and passed to approve the commission meeting minutes from August 27, 2015.

**Commissioners Reports/Comments:**

Commissioner Smith reported on the Fly-In, relaying that several attendees came in from long

distances, including two that came in from Switzerland, two from Australia and three from Canada and two of those flew in. They also had aircraft that flew in from New York and one from Florida with a total of 34 aircraft and 130 in attendance. Everyone enjoyed the event and there were no incidents. Mr. Jenkins asked for a background of the group and the part that our tenant Jeff Pearson plays. Commissioner Smith relayed that he met Mr. Pearson while driving around the airport looking at airplanes. He had an interest in the 195's and saw one, stopped and talked with Jeff, who ended up offering he and his wife a ride. That is what resulted in them purchasing their 195. He provided information about the aircraft and stated that Jeff Pearson is a great resource for the club because of his knowledge and skill in rebuilding them. Mark Taylor reminded everyone that the Apple Valley Airport is coming up in two weeks and that he ate at the Café the other day and the food was excellent.

**Public Comments:**

There were no public comments.

**Information Item: San Bernardino County – Airport Land Use Commission Designated Agency Review**

Commissioner Marquez and Agnes Cheng attended the Airport Land Use Seminar recently held in San Diego. He relayed that the week after the seminar Mr. Devereaux was under the impression that we were out of compliance with the county's responsibility to have an Airport Land Use Commission. Mr. Jenkins explained to Mr. Devereaux that we are in compliance by using an alternate process called a "Designated Agency". Ms. Cheng was asked to prepare historic documentation regarding how the Airport Land Use Designation came about, which laws were used and where we evolved from. Mr. Jenkins read from the internal memo that she prepared, along with assistance from staff, which outlines the process that resulted in the Airport Land Use Commission Designated Agency Method and the augmentation of two Airport Commissioners.

**Information Item: Unmanned Aerial Systems – FAA Status Update**

Mr. Jenkins provided a briefing memo "summary document", that was based on over 400 pages of information, to the County Administrators Office back in May regarding drones and the effects they have on us, within the county. This information was provided to speak to an issue regarding Public Works desire to use a drone to monitor and inspect some of the drainage channels and other properties that they manage. Once the Administrator learned that it takes a licensed pilot, a certificate, a waiver and other requirements to operate a drone, the decision was made the County would not sponsor that activity until the law is refined and a bit clearer. He chose not to be involved in that type of liability. The memo was provided to the Commissioners, along with a recent publication regarding what is going on with the national airspace, as related to drones. Mr. Jenkins noted that the news lately is reporting on the dangers of the drones, as related to the recent fires, is not a new issue.

**Information Item: Apple Valley Airshow, October 10, 2015**

Mr. Stover briefed on the current status of the airshow related activities that have been taking place in preparation for the airshow. He commented on how much the airshow has grown over the past few years and continues to grow even more this year, resulting in a heavier workload for staff. He stated that they are doing a great job and looks forward to a successful event. Tickets were provided to the Airport Commissioners to be used along with the VIP packet they received earlier.

**Director's Reports**

### **Capital Improvement Program**

We are in the process in gathering field data regarding the asphalt projects at Chino and Apple Valley Airports. James spoke with the consultant regarding the funding of the reconstruction of Runway 18/36 and there was a discussion regarding whether or not the project could be phased. If the funding is not imminent, there may need to be repair work accomplished in the interim.

We are in the process of preparing our 5 year update for the Airport Capital Improvement Program (ACIP) to be submitted to the FAA and should have draft information for your review before the end of the year. On the county side of the capital program, we have submitted a five year plan which is basically a mirror of last years' plan, except for one item. The runway rehabilitation project at Apple Valley has been added back into that plan. He noted that this is mainly for public awareness, as we are not competing for general fund monies.

### **Board of Supervisors Activity**

James Jenkins stated that the most significant items that went to the board are the grants for Needles and Twentynine Palms for drainage studies. Capital improvement projects that will develop, based on these studies.

### **Real Estate**

Steve Mintle reported on the Selections for the SOP's and stated that all of the three leases have been prepared. An SOP is being prepared for acreage along Merrill and a lease extension agreement is being prepared for Flo's Airport Café to include updates for ADA requirements. There are about 25 -30 leases in negotiation for lease extensions and short term leases with rights to remain.

### **Financial Report**

Mr. Jenkins provided an overview of the financial report and stated that we are on target on both the expenditure and the revenue sides. Some monies had not been received at the time of the report, but have since been added to bring us back in line. We will see a drop in the income next month, due to the mold issues currently being dealt with at the Mooney hangars. The mold has been removed, but we are now concentrating on prevention of further water intrusion into the facilities. We do have reserve monies that we can draw from, if needed. Mr. Jenkins pointed out a few items that may appear out of balance but provided information to clarify what these differences are.

### **Monthly Report**

James Jenkins reported that, as of September 8, 2015, we are finally complete with the Threshold settlement agreement; unfortunately we were charged a penalty for not completing the work within 60 days. The penalty was a daily charge for the days we were late in completion. We are happy that this is finally behind us.

The next settlement issue is with Lloyd Copenbarger. It was decided that Mr. Copenbarger would personally be dismissed from the liabilities associated with the LLC's, Chino Hangar Storage, Encore Aviation and Cal Aero Property Management. We then are able to pursue recuperating the funds that are due through the LLC's. A strategy conference regarding this matter is scheduled for tomorrow, September 25, 2015.

Mr. Jenkins further advised that we have been served with a lawsuit by the Nyenhuis family. They believe that the airport is condemning them through an inverse action by flying over their property, which is east of the Chino Airport, making their property less valuable and causing their cows to produce less milk. This lawsuit was originated back in 2000-2001, but it was dismissed without prejudice because the court found that we were not presenting any harm to them. It was relayed that if the current situation changed resulting in more traffic over their property, the case could be revisited. We are now in discovery phase, exchanging documents and tracking the situation to see if we will be in court, or work toward a settlement, or other

options. There is legal exposure regarding this and the F.A.A. has been made aware. Last week Mr. Jenkins attended a public session on the selection criteria for the Ontario International Airport Executive Director, as requested by Mr. Devereaux,

Terry Stover stated that the conference he attended in Tahoe was a fairly small one, comprised mostly of managers and directors from outlying California airports. It is a good networking opportunity. They did have a discussion regarding the drones and the fact that they are becoming a big issue with the airports, as most individuals who buy and use them are not familiar with what rules, or basic common sense, they should be using when flying them.

On his return trip from the conference, Mr. Stover stopped at Baker Airport and discovered that all the runway and taxiway lights had been vandalized. It appears that a baseball bat, metal pipe, or similar object was used and hit them from the inner edge so that all the broken glass went onto the runways and taxiways. This resulted in the need to put out a NOTAM for clean-up. Replacement for the broken bulbs is a significant expense.

Mr. Stover further stated that we do have staff that cover our outlying "desert" airports on a regular basis, at least once per week and TNP at least twice. We also receive services and a regular presence at TNP, provided by Joe Matousch.

Terry also reported that he attended the funeral service for Harold Raggio, one of the four individuals whose plane crashed in Colorado. The flight had originated from Barstow-Daggett, where Mr. Raggio had previously been a long time tenant. Two other individuals were associated with Apple Valley Airport through Midfield Aviation and the fourth was the son-in-law of Mr. Raggio. The flight was going to Texas, but had diverted due to weather, and crashed into mountains in Colorado.

#### **Chino Airport Operations**

Nothing to report.

#### **Date, Time and Place of Next Meeting**

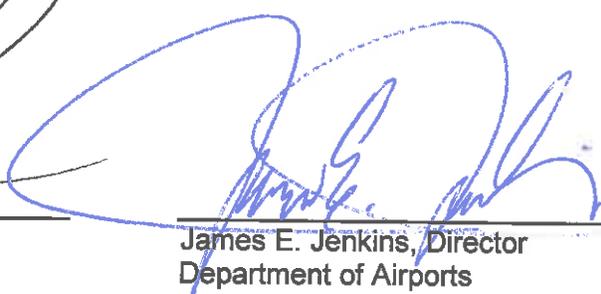
The next meeting will be held on Thursday, October 22, 2015 at 10:00 a.m. at Chino Airport, 7000 Merrill Ave, Bldg. A-340, Chino, CA 91710.

**Adjournment:** Meeting adjourned by Commissioner Taylor at 10:55 AM.

Respectfully submitted,



Mark Taylor  
Airports Commission Chair



James E. Jenkins, Director  
Department of Airports



Gailyn Watson, Secretary I  
Department of Airports