

**LAWTON METROPOLITAN AREA AIRPORT AUTHORITY
AIRPORT AUTHORITY MEETING
MINUTES
August 21, 2012**

The meeting was called to order at 9:00 a.m. by the Chair, David Aubrey. The agenda along with the time and place of the meeting was posted in accordance with State Law.

PRESENT:

David Aubrey, Chair
Bob Milner, Vice-Chair
Lee Baxter, Secretary
Ed Petersen, Asst. Secretary
Stanley Haywood, Asst. Secretary (arrived late)
Ray Friedl, Member
Cassandra Lawson- Johnson, Member
Toney Stricklin, Member

ABSENT:

David Madigan, Member

The roll call confirmed that a quorum was present.

ALSO PRESENT:

Barbara McNally, Airport Director
Chuck Wade, Airport Attorney
Buddy Thornton, Fort Sill Approach

Pat Hurley, Executive Assistant
Kim McConnell, Lawton Constitution

OLD BUSINESS

a) Minutes – Aubrey asked for additions and/or corrections to the minutes of the Airport Authority meeting of July 24, 2012.

MOTION BY BAXTER, SECOND BY LAWSON-JOHNSON, to approve minutes of the July 24, 2012 meeting. AYES: Aubrey, Milner, Baxter, Petersen, Haywood, Friedl, Lawson-Johnson, Stricklin. NAYES: None. MOTION CARRIED.

REPORTS FROM MANAGERS OF AIRPORT BUSINESSES

- a. **American Eagle (Mike Thomas, Manager)** – Not Present.
- b. **La Sill Aviation (Chris Pittman)** – Not Present.
- c. **Lawton Air Traffic Control Tower (Frank Herndon)** – Not Present.
- d. **Fort Sill Transportation (John Westbrook)** – Not Present.
- e. **Fort Sill Approach (Buddy Thornton)** – Thornton said he brought the Authority a packet of information to brief the members on aeronautically happenings in the area. Thornton said because of the incident of the near miss in the northeast, the FAA has ban all opposite direction landings at airports. Thornton said Lawton Airport does 90% opposite direction

traffic and this is a huge concern. Thornton said he has applied for a waiver to allow opposite direction landing. Thornton said there is a second packet requesting to return Henry Post Air Space back to restricted air space like it uses to be. Thornton said this will not affect Lawton Fort Regional's Air Space. Thornton briefed the Authority on current restricted air space in the Lawton-Ft Sill area.

DEVELOPMENT COMMITTEE (Lee Baxter, Committee Chair)

a) Runway Overlay Project –McNally said runway project will begin August 27th.

b) PFC Application- McNally said the airline consultation meeting was held August 15th, the airlines have 30 days to comment on projects, then the application will be submitted to the FAA for approval. McNally said American was the only airline present at the meeting out of 17 invitations . American has no objects to the upcoming projects.

c) Wildlife Plan Development –McNally said the authority approved the expenditure of \$ 70,000.00 last month for developing the Wildlife Plan required by the FAA. McNally said the FAA decided after the cost of the assessment they would only pay an additional \$ 10,000.00. McNally said Coffman and Associates pared down the cost to \$ 10,800.00, which the FAA will pay 90% of in the next grant.

MOTION BY PETERSEN, SECOND BY LAWSON-JOHNSON, to approve the new cost of the Wildlife Plan, in the amount of \$ 10,800.00. AYES: Lawson-Johnson, Petersen, Friedl, Haywood, Baxter, Milner, Stricklin, Aubrey. NAYES: None MOTION CARRIED.

ATTORNEY'S REPORT (Chuck Wade, Airport Attorney)

a. Compatible Land Use and Airspace Protection of the Airport – Wade said In December of 2011 the City Council decided to rezone the property at Bishop and 11th across the street from the airport to multifamily living residential. Wade said the Authority has in front of them a letter the FAA wrote to Mayor Fitch in January stating that residential zoning in close proximity to a public airport is considered incompatible use and urged the City Council to reconsider zoning the property around the airport residential. Wade said we need to ask the council to zone the property either industrial or commercial 2 or 3. Haywood said he talked to Richard Rogalski, City Planner and he said commercial would be the most compatible. Baxter asked what the definition of close proximity was.

McNally said there is a map in the Airport Master Plan which shows the areas around the airport that are considered close proximity and the recommended zones based on the FAA guidance. Milner asked if it was the same as the noise contours. McNally said not necessarily. McNally explained the different protected zones around an airport.

Petersen said wasn't the original reason for the rezoning because of an apartment complex and what happened with that. Wade said it was a tax credit project and the tax credits were not approved. Haywood said the tax credits where not approved anywhere in Lawton. Haywood said if you have connections in Washington D.C., you can stop HUD from granting tax credits.

Haywood said he wants development to happen on the south side of Lawton. Haywood said he loves the airport but the airport does not rule the residents and he wants that understood. Haywood said this board does not know what happens in his ward. Haywood said the residential development was there before the Airport, he and his parent were there before the airport. Haywood said the airport should not have been built in that location. Haywood said there are too many things that are in non- compliance for an airport. Haywood said he has said his piece and that he can live with the commercial zoning, even though he may vote no today.

Aubrey said the authority does not want to interfere with the existing residents but, also does not want to add to the noncompliance issue. Aubrey said the Authority must protect the airport in order to stay in compliance with FAA mandates and grant assurances. Aubrey said we are asking the council to revisit the zoning issue so we can remain in compliance. Haywood said HUD does not agree with this decision and they bring a lot of money to Lawton.

Baxter asked if we were going to blanket rezone everything that is in close proximity to the airport. Wade said we are only talking about one particular tract that is in close proximity to the airport. Aubrey said this tract was zoned industrial to begin with because of its proximity to the airport. Aubrey said the council decided to change that tract of land for residential but it conflicts with airport use and FAA regulations. Aubrey said “we, as Authority members, were appointed by the Mayor to do what is in the best interest of the airport.” Aubrey said he believed “several members have a conflict of interest, but it is the Authority’s job to protect the airport.” Aubrey said if members do not wish to serve on the Authority with open mindedness to do what is best for the airport; it will be difficult for them to serve as a dedicated member of this Authority. Stricklin said in respect to Haywood, HUD does spend a lot of money in Lawton but, so does Fort Sill and we have an agreement with Fort Sill and Sheppard Air Force Base for the use of the airport and if we create some hazard that disagrees with federal and government regulations, we could lose that income. Haywood disagreed. After some discussion, Wade recommended the Authority approve asking the City Council to rezone Bishop and 11th to Commercial 2 or 3.

MOTION BY PETERSEN SECOND BY JOHNSON, to approve asking the City Council to rezone the tract of land at Bishop and 11th to Commercial 2 or 3, in order to follow the FAA’s guidelines and regulations on land use around the airport. AYES: Stricklin, Friedl, Lawson-Johnson, Petersen, Milner, Aubrey. NAYES: Baxter, Haywood. MOTION CARRIED.

AIRPORT DIRECTOR’S REPORT (Barbara McNally)

a) Airport Operations Report – McNally said American Eagle is starting their 37seaters today. McNally said Fort Sill has two missions this week at the Airport, which will help LaSill with fuel sales. McNally said enplanements are down largely due to smaller aircraft.

b) DIRECTOR’S FINANCIAL REPORT – August 2012

Purchase Orders - Purchase Order's to be approved from the Operating Account total \$ 58,693.29. Capital Improvements totaled \$ 67,740.13 which includes TSA rent 1,363.46 and LEO Reimbursement \$ 66,376.67.

Bank Balances: The following are reconciled balances of unrestricted accounts:

Money Market Account (10976043)	\$	433,477.92
Operating Account (10375822)		2,880.62
Imprest Fund (10704778)		1,878.07
Balance of unrestricted accounts	\$	<u>438,236.61</u>
Passenger Facility Charges (9014251)	\$	399,011.28
Capital Improvement Account (114030)		8,622.68
Balance of the restricted accounts	\$	<u>407,633.96</u>

Income and Expense Budget Tracking - Incomes for the month totaled \$ 97,165.01 YTD incomes total \$ 97,165.01 or 11% of the total budgeted amount of \$ 913,533.89. Expenses for the month totaled \$ 53,462.40 YTD expenses total \$ 53,462.40 which is 6% of the total budgeted amount of \$ 821,355.84.

Collateralized Accounts – Currently, the FDIC insures the Authority's accounts up to \$ 250,000.00 per account. The following are pledged dollars above the current insured amounts. Arvest has pledged \$ 600,000 above the FDIC limit. City National has pledged \$ 632,644.53 above the FDIC limit. These amounts are reported monthly from Federal Reserve Bank.

MOTION BY MILNER, SECOND BY FRIEDL, to approve the financials and purchase orders as they were presented. AYES: Stricklin, Petersen, Friedl, Baxter, Haywood, Lawson-Johnson, Milner, Aubrey. NAYES: None. MOTION CARRIED.

NEW BUSINESS

McNally said the Authority received a request from Joe Haas to be allowed to locate his shoe shine parlor in the terminal. After some discussion the members agreed to allow Haas to operate his business. McNally said she would work with the attorney to develop a short operating agreement.

There being no further business, the meeting was adjourned.

David Aubrey, Chairman