

**MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF
THE EAST KERN AIRPORT DISTRICT
January 19, 2010**

The Board of Directors of the East Kern Airport District duly met for a Regular Meeting at the District Offices in the Administration Building at Mojave Airport, Mojave, California, at the hour of 2:00 o'clock p.m. on Tuesday, January 19, 2010.

President Balentine called the meeting to order and led those assembled in the Pledge of Allegiance.

The Clerk called the roll and the following Directors were present: Balentine, Hansen, Painter, Rutan and Walker. Also present were the District's General Manager, Stuart Witt, Director of Finance, Erika Westawski and Deputy Counsel, Scott Nave.

President Balentine presented the Agenda and requested to add under Closed Session item "10.2 Real Property Negotiations". Upon motion by Director Painter, seconded by Director Walker and unanimously carried, it was:

RESOLVED: That the Board find the need to take action with respect to "Real Property Negotiations" has arisen subsequent to the posting of the agenda and that agenda be approved with the addition of "Real Property Negotiations".

PUBLIC COMMENTS

General Manager Witt introduced Mr. Art Siordia and Marilyn Lowe of Paso Robles, California who specialize in Fine Art and Murals relating to aviation and transportation. Mr. Siordia and Ms. Lowe discussed with Board a proposal to paint a new directory on the wall as you enter the main office from the flightline. The directory will incorporate an image based on a likeness of Burt Rutan and will indicate locations of offices, restaurant, restrooms, etc and will also include mileage distances to various local points of interest such as China Lake, Edwards AFB and "Space: 62 miles". The artists, stated that they have recently moved to Mojave and will bring with them their collection of fine art, design work and sculpture associated with transportation. They plan to capture the spirit of the airport and document what takes place here at Mojave Air and Space Port such as General Aviation, Flight Test and Space-related Transportation. They are proposing to paint signs for the entrances to the airport and paint a 16 feet long by 4 feet tall mural in the Voyager Café which would depict the history of events that have occurred here at Mojave Airport (World Renowned Flight of the Voyager). Director

Rutan stated that he had envisioned a mural in the restaurant for some time but until he encountered the work by Art Siordia and Marilyn Lowe had not found a suitable artist. The cost to complete the mural in the restaurant would be \$3,000.00. It was consensus of Board that proposal be placed on next agenda for consideration.

ELECTION OF OFFICERS

President Balentine opened the meeting for nominations of officers. Director Rutan moved that current officers be nominated for same positions for upcoming year and motion seconded by Director Hansen and unanimously carried, it was:

RESOLVED: That the current district officers are reappointed as follows: Jim Balentine, President Joann Painter, Vice President, Dick Rutan, Secretary and Marie Walker, Treasurer.

CONSENT CALENDAR

President Balentine presented the Consent Calendar. Upon motion by Director Walker, seconded by Director Hansen and unanimously carried, Consent Calendar was approved as submitted.

4A) Minutes of December 15, 2009:

RESOLVED: That the Minutes of the Regular Meeting of December 15, 2009 be approved as submitted and further reading thereof be waived.

4B) Civil Air Patrol Advertisement:

RESOLVED: That Board approve advertisement in Bear Facts, an official publication of California Wing Civil Air Patrol at an amount not to exceed \$100.00.

4C) CSA Sponsorship: California Space Authority requesting District's financial support to sponsor California Space Day in Sacramento at the 2nd level sponsorship which will include District name and logo on flyers and signs in addition to sponsorship recognition in SpotBeam and SpaceBound Newsletters.

RESOLVED: That Board approve District participation to sponsor the California Space Day event in Sacramento on May 25, 2010 at a sponsorship level of \$1,000.00.

4D) Rescue Vehicle Services: Rescue Vehicle Services Contract for two (2) Bi-Annual Inspections for Two (3) ARFF Vehicles. The equipment covered under this contract are two (2) CBD3000 Walter ARFF Trucks referred to as Crash 3 and Crash 4 and one (1) Amertek 1000 referred to as Crash 2.

RESOLVED: That Board approve Service Policy Agreement with Rescue Vehicle Services for two (3) ARFF Vehicles at an amount of \$6,300.00 per year and to approve emergency service repairs for Crash 4 (including transportation and expenses) at an amount of \$1,000.00.

NEW BUSINESS:

DIRECTOR OF BUSINESS OPERATIONS/FINANCE REPORT

5A) General Fund Check Registers 12/11/09 – 01/12/10: Director Balentine disqualified himself from participation due to a potential conflict of interest and turned gavel over to Vice President Painter who presided over discussion of this item. Upon motion by Director Hansen, seconded by Director Walker and unanimously carried, it was:

RESOLVED: That Board approve checks on register date December 11, 2009 in the amounts of \$559.00 and \$25,815.82 checks on register date December 18, 2009 in the amount of \$278,414.58, check on register date December 31, 2009 in the amounts of \$1,022.87, \$59,816.14, \$4,371.31 checks on register date January 4, 2010 in the amount of \$34,810.33 and checks on register date January 12, 2010 in the amounts of \$182,262.70 and \$1,297.00.

5B) Financial/Treasurer's Report: Director of Business Operations and Finance, Erika Westawski updated the Board on Financial/Treasurer's Report for the month of December. The ending balance for December totaled \$3,358,001.07. Upon motion by

Director Painter, seconded by Director Hansen and unanimously carried, it was:

RESOLVED: That the Financial/Treasurer's Report for December, 2009 be approved as submitted.

GENERAL MANAGER'S REPORT

5A) Board Policy Development for Bird Infestation in the Mojave Air and Space

Port Influence Area: General Manager discussed with Board request by Director Rutan to develop a policy to address the bird infestation issue at Mojave Airport specifically as it pertains to ravens. General Manager researched the issue and noted one bird strike in 2009 with no damage to the aircraft involved. The problem is on the rise and last year nationwide there were approximately 4000 documented bird strikes at airports. Director Balentine noted that in an article he read it stated that the number of ravens has increased 1,000 percent over the last 30 years. General Manager stated that a bird count earlier in the day showed over 200 birds present on the airport and staff is documenting where they tend to congregate. AB 481 was passed last year and became law on January 1, 2010 and gives airport managers the authority to engage in bird infestation remediation in the airport influence area. He also noted that the raven has been identified as being on the federal endangered species list. The process begins with obtaining a depredation permit from the U.S. Fish and Wildlife Service and also from the California Department of Fish and Game. In addition to the permits the District will need to hire a licensed individual or firm to provide an assessment and develop a management and control plan. It was consensus of Board that staff proceed with obtaining permits and developing a plan to address bird infestation issue.

5B) Bakersfield Business Conference: General Manager polled board for attendance at the October 9th Borton Petrini Bakersfield Business Conference. This event will draw over 100,000 business and professional groups outside of Kern County in addition to local businesses. This year's event will be an outdoor program with a large main tent with tables and chairs for seating plus a business tent, practical "how to" tent, a "meet the lenders" tent as well as other ground venues like the beer garden, sports tent, stars and stripes arcade and refreshment centers. There will also be an outdoor theater and other venues to enjoy during the day. The gates will open at 7 a.m. for complimentary continental breakfast and musical entertainment will be provided at the entrance of the

outdoor theater. Two opening speakers and entertainers will be appearing in the outside venues from 8:00 a.m. until 9:15 a.m. The main tent program starts at 9:30 a.m. and concludes at 6:00 p.m. with a Special Surprise Guest. Gates close at 7:00 p.m. for the main Business Conference. A separate ticket program is scheduled to open at 7:00 p.m. with a picnic plus music, entertainment and dancing for those wishing to stay. All gates close at 10:00 p.m. Arrangements have been made to present 24 nationally recognized speakers and entertainers who will be announced in the weeks to come. There will also be book signings, meet and greet sessions and practical workshops nonstop throughout the program, plus venues showcasing the best of the community. The goal of the Conference is to enhance the community's image and allow for networking that will improve the economy. It was consensus to purchase tickets for the event for Directors to attend event to be held at Cal State Saturday, October 9, 2010.

5C) T-Hangar #947 First Right of Refusal: General Manager briefed Board on first right of refusal notice received from Dave Behne and Eric Behne who are the current owners of Hangar #947. The owners indicated they have a potential buyer, Brandon Inks who is interested in purchasing the hangar for the price of \$70,000.00. Upon motion by Director Painter, seconded by Director Walker and unanimously carried, it was:

RESOLVED: That Board decline to exercise its right of first refusal and allow Dave Behne and Eric Behne to sell T-Hangar #947 to Brandon Inks.

General Manager approved Expenditures

5A) C. Martin Proposal: General Manager informed Board that he approved an expenditure of \$24,768.00 with C. Martin for the exterior painting of four buildings with beige paint and brown trim starting with Buildings 84 and 85. A test application was conducted by the contractor and staff concluded that the oxidation wasn't removed completely with the first pressure washing and a different process of using a grinder pressure washing system will be used to get the surface to a point that the new paint will adhere. Staff noted that painting will systematically continue down Sabovich to the Test Pilot School and then south to the remaining buildings. General Manager noted that this maintenance is long over due and was pleased that steps have been taken to start addressing this issue using our building maintenance funds.

CLOSED SESSION

Board adjourned to Closed Session per Government Code Section 54957 to discuss Personnel and Government Code Section 54956.8 to discuss Real Property Negotiations:

RESOLVED: That the Board adjourn to Closed Session.

President Balentine reconvened the meeting to open session at 3:30 p.m.

CLOSED SESSION REPORT

In closed session the Board conducted an evaluation of the security manager and discussed the appointment of a payroll clerk. The Board also gave direction to the General Manager concerning the acquisition of Caltrans' property. No other items were discussed.

Then, the Board went into open session and did the following:

After conducting a performance evaluation of the security manager, upon motion by Director Walker, seconded by Director Painter, the Board unanimously approved a wage increase of \$3.41 per hour for the security manager.

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 3:36 p.m.

RESOLVED: That the regular meeting of January 19, 2010 be and the same is hereby adjourned.

President

ATTEST:

Secretary

(SEAL)

