

LAWRENCE COUNTY AIRPORT BOARD MEETING
January 14, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Bruce Outka the County Attorney, the meeting was then called to order by Treasurer Buck DeWeese as the only Officer present at 1:00 p.m. on January 14, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Buck DeWeese, Travis Lantis, Daryl Johnson, Michael Rath and Scott Gullickson.

MEMBERS ABSENT: Bob Golay

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Rich Krogstad; Rod Senn, Kadrmas, Lee and Jackson; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; Robert McNew; Ken McGirr; Tim Velder, Lawrence County Journal and Jim Seward.

MINUTES: Moved-Seconded to approve the minutes of December 17, 2009 as amended (DeWeese- Gullickson). Motion carried.

NEXT MEETINGS: February 11, March 11, and April 8, 2010.

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 3204.56 for January (Weisenberg-DeWeese). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn of Kadrmas, Lee and Jackson, Airport Engineers, was present to report on the airport project progress. He explained that prior to removal of the 4 T hangars and 1 private hangar an asbestos assessment will be needed. He is working with the buildings original contractors to get statements that they are asbestos free. This would save an expensive step in the project. He distributed draft copies of the ALP to the new Board members and others present who wanted a copy.

He noted that the length of runway 4-22 is different than first stated due to perceived Interstate obstruction. Most of the changes noted are small changes. The updated ALP will be submitted in the next few weeks.

The temporary approach promoted through the cycle is to be published possibly in April with the latest publishing date to by July. He is hoping to have the final approach this year.

The FAA has contacted him to schedule a meeting with the Airport Board at the upcoming Conference in Deadwood April 30. The Board indicated they were interested in meeting with the FAA. Rod will forward the meeting time to the Board Members. The meeting will be March 30 with the Conference March 31 through April 1.

VISITOR COMMUNICATION: Rich Krogstad complimented Ray Jilek and Jim Harmon for the great job of snow removal. He questioned one hangar that was parking vehicles on the grass or on the hangar apron. He indicated he had been told that this was not allowed. He wondered if there had been a change of rules or not. Ray explained that they had been given permission for the winter months only. Ray will redirect them to the parking lot. Buck felt that the lot was enlarged to accommodate more vehicles and they should be parking in the approved lot.

Ken McGirr was present to inquire when the hangars are scheduled to be removed. Travis explained that the ideal plan was to have the new hangars in place before the removal of the old ones. The Board will keep him posted when they get more information and a time line.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic. There have been no major equipment breakdowns. Stadler put a new edge on the plow and a bill will be forthcoming. The rotating beacon has been repaired. There is currently \$6700 in the fuel tax fund. The Airport Operator License has been received. He is requesting everyone watch for a county surplus pickup as the current one is in poor shape. He has not sent the reply to Charlie Summers as directed at last months meeting. He will take care of this in the near future.

Buck and Ray discussed the current snow load and removal. They feel the equipment in use is grossly inadequate. The need to move the snow further off the runway poses a problem. Ray would like to check the federal surplus in the area for larger equipment. Daryl indicated he will explore shared equipment with County Highway. Ray will check with the City of Spearfish to see if they would come out and blow the accumulation further off the runway this year.

Recess- A brief recess was called to contact Board Chair Bob Golay on speaker phone. Roll call indicated Bob Golay was on the phone.

BLACK HILLS AERO: Ted Miller was present to address the BH Aero issues. Ted indicated his attorney would not be present. The issues to be addressed include the NDB accident, shed, storage issues, fuselage jigs, grill and golf cart. The grievance was filed with the board and addressed at the December meeting. It was noted that the initial compliance date was December 31, 2009. This was extended to January 31, 2010 to encompass this meeting. Ted Miller was recognized by the Board and asked to present solutions, suggestions or ideas on how to address this issue. Ted gave a lengthy history lesson on his involvement with the airport starting in 1972. He has extensive certificates and has a very busy business. He responded to the list of items for discussion. He can not put the small jig in the approved storage as it would be buried and frozen to the ground. He does not want to move the small jig any more than necessary. The golf cart he uses to run for parts. It needs to be outside due to the extreme loss of heat bringing it in and out through the overhead door as well as the possibility of bumping aircraft in the shop. He will move the grill but states he resents his items being termed junk. He is willing to pay for the square footage which, by his figures amounts to \$75.00 total since 1995. He is willing to leave the one large jig in the approved storage, leave the golf cart and jig outdoors with the shed, pay for the square footage due and remove the grill. Bruce questioned the feasibility of the addition that had been approved previously. Ted stated it was cost prohibitive now with the poor economy. He felt it was more feasible to build another hangar than to add the addition previously proposed. Ted felt building a garage type structure would not be economically feasible either. Ted felt that adding a smaller garage door would not work due to the power supply being on all walls. Bruce asked if the shed was currently snowed in. Ted replied no due to the MDU meter in that vicinity and the fact that he accesses the shed often. The shed is probably frozen to the ground at this time. Buck inquired if Ted would limit the outdoor items to the current list shed, jig and golf cart. Ted indicated that yes he would limit the outdoor items to the short list. The Board wanted to limit the outdoor items on the property due to Fire Department access, code enforcement, as well as the goal of the Board to try to keep the Airport property neat and tidy. The Board had others move their items, i.e. the Duane Berke outhouse and the Rich Krogstad motor home. Ted is requesting the items be addressed at this meeting, all or none of the items. He would like to have permission for these items until his lease comes up for renewal in three years. The used oil stored in the shed is a small amount and he has it removed regularly by a private person who has an oil burner or by a company from Newcastle. Scott suggested the Board do an onsite visit to

understand exactly what is proposed for removal. The Board would delay the removal to the next meeting. Moved and seconded to schedule an on site visit to the Airport February 11 at 11:00 and to extend the removal notice until February 28, 2010 (Gullickson-Rath). Motion carried.

AIRPORT INSURANCE: Marlene Barrett was present to discuss the Airport Liability Insurance. The two company proposals are Insurance Benefit Inc. out of Sioux Falls for \$2990 and Phoenix Aviation-Old Republic for \$3200. These both offer the same coverage. Moved and seconded to accept the Phoenix Aviation proposal (Marlene will contact them to see if they will honor the lower quote). (DeWeese-Gullickson). Motion carried.

AIP UPDATE: Bruce reported the defendant has filed an answering brief to our brief and the County has one more brief to be filed. The court will decide if they will accept oral arguments. All briefs should be concluded by the next meeting.

Bruce also felt that the current by-laws and ordinances be updated. The Rapid City Airport had a good example on their web site. All of these could be incorporated into one document with a mission statement. The Board will study the issue and put it on the agenda for next meeting. Moved and seconded to ask the Commission to up-date the Airport Ordinance. The present one is out of date. The Airport Board would like to be involved in this process.

NEW BUSINESS

LETTER FROM THE PUBLIC: The FAA sent an answering letter to our inquiry outlining the reasons they have not approved our ALP in a timely manner.

FORMER BOARD MEMBER RECOGNITION: The Board discussed a resolution to recognize Neal Clarke for his ten years of exemplary service to the Board. Buck offered to draft a resolution to send to the County Commission to request they reinstate Neal due to the abrupt end of this service on the Board. Daryl and Bruce explained the process currently used by the Commission. Board Members serve at the behest of the Commission A notice is made to the public of an opening and the names are presented to the Commission for consideration. The Airport Board has in the past interviewed the applicants and recommended a name to the Commission. Daryl explained how the new member came to be installed. Buck stated Neal gave his heart and soul to the Board and the Airport projects. Buck felt he spoke his opinion but was never out of line. Bruce felt that most of the current Board members had been appointed to fill prior terms. The most recent opening was for a full term. Bruce indicated the in the future if the Board would like to become more proactive they could make a recommendation to the Commission in December to fill terms or for reappointments. Marlene will make a certificate of recognition for Neal Clarke and the Board can present it at their next meeting. Lantis would like to see a plaque at the Airport recognizing all past Board Members. Ray will check on this.

ELECTION OF OFFICERS: Moved and seconded to nominate Bob Golay as Chairman, Travis Lantis as Vice-Chair and Buck DeWeese as Treasurer (Johnson-Gullickson). Motion carried.

There being no further business, it was moved-seconded to adjourn (Gullickson-Rath). Motion carried.

APPROVED: _____
2-11-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
February 11, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Vice- Chair Travis Lantis at 1:00 p.m. on February 11, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Buck DeWeese, Travis Lantis, Daryl Johnson, Michael Rath and Scott Gullickson.

MEMBERS ABSENT: Bob Golay

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Rich Krogstad; Rod Senn, Kadrmas, Lee and Jackson; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; and Amy Wright, BH Pioneer.

MINUTES: Moved-Seconded to approve the minutes of January 14, 2010 as written (DeWeese-Gullickson). Motion carried.

NEXT MEETINGS: March 15(please note date change), and April 8, 2010.

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 3548.90 for February (DeWeese-Rath). Motion carried.

PRESENTATION OF CERTIFICATE: The Board presented former Board member Neil Clarke with a certificate for appreciation for his service on the Airport Board. The Board thanked him for his ten years of exceptional service.

AIRPORT DEVELOPMENT: Rod Senn of Kadrmas, Lee and Jackson, Airport Engineers, was present to report on the airport project progress. He reported that the EA and Taxiway project is at the ADO and they will meet next week on it. He spoke with Dave Anderson about 2010 funding. There will be a maximum of about 2 million. The final figures will be available in a couple of months. The county share will be about \$40,000.00. The state has added 1% more on their end. The DOT meeting will be held before the conference at 1pm March 29 in the CAP building at the Airport. Senn will send a notice if there will be a quorum after checking with the DOT. The ALP update has been distributed and comments will be taken until the end of the month. There is no news on the approach. It is in the system working its way through.

VISITOR COMMUNICATION: None

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic. He reported that the SD DOT has sent out information on the Aviation System Plan. There are 6 vision mission goals. The DOT has contracted with a company to work on a required on-site survey of users during the rally. They will be staying out at the airport to survey people coming in and requested permission to camp. The airport previously only approved airport user camping but due to the need of the surveyors to be on-site and the fact that it is a state project they should be allowed. Ray has made inquires and put the airport on a list with the federal surplus for a rotary plow. He is proposing using the fuels sales tax fund to finance this purchase if one becomes available. The City of Spearfish felt their equipment was not adequate to remove the build up of snow at the airport. The SD DOT charges \$500 per hour plus \$4.50 per mile to use their equipment to remove the snow. The County Highway does not own a rotary plow nor do they want to purchase one.

Ray requested the County DUNS number to work with Federal Surplus. René will get that information to him. Ray has been writing letters to the state elected officials outlining the reasons to protect the aeronautics funds in the state. He has researched the requested plaque for former board members. He has found that a plaque with 48 spaces will cost about \$450.00. René indicated the Board was former in 1984. He will bring more info at next month's meeting. René will research the number of former board members.

BLACK HILLS AERO: Ted Miller was present to address the BH Aero issues. The Board participated in an on-site review of the property in question at the airport this morning. Bruce reviewed the items at issue. The Board has been pursuing the violation of outdoor storage and the failure to report the NDB damage after an accident by Mr. Miller's vehicle. These two items are separate issues and will be addressed individually. Mr. Miller has been given time to rectify the storage issues and has chosen to follow the grievance procedure and come to the Board about his outside storage. Buck felt after the on-site, that Mr. Miller does indeed have a space issue and feels that there are two choices for resolution. The first being to grant a variance for the items currently at issue and allow no further storage or deny any outdoor storage and force removal of the current items. Buck felt he could use his rafters in his shop for the storage of his small jig as the ceiling height should be high enough. Mr. Miller does not feel that the ceiling storage in his shop was an option as it would add weight on the rafters and block lighting. Buck stated he felt that Mr. Miller's storage issue is not the fault of the Board. Daryl felt one option would be to allow the current storage until his lease comes up in three years. Daryl's opinion was the golf cart should not be parked out doors it is against the rules and that Mr. Miller could change the 3 foot door to a 4 foot door thus enabling the cart to be driven in and out without opening the large overhead doors. Daryl felt the shed could be left for the duration of the current lease and the jig could be hung in the rafters as it was small and would not block the lighting. Scott felt that the shed should be allowed but no other miscellaneous items should be considered. Buck felt that most of the problem pertained to overnight storage and not what was moved in and out during normal business hours, this type of storage does need a variance. One of Mr. Miller's solutions was to allow the shed in the current lease and charge him rent for the remainder of the lease. Buck felt the footprint of the whole lot he is encompassing with the shed has become un-build-able for another hangar, thus Mr. Miller should be charged for the whole lot and not just the shed footprint. Buck felt due to the testimony at the January meeting he felt that a prior board did approve the shed and it should be grandfathered in. If Mr. Miller uses his option for automatic renewal would this include the shed? Mr. Miller stated his business is currently thriving but he does not feel that building another building would enable him to continue to make money. Bruce stated the Rules indicate that any contract for more than one year does need a written lease. Daryl wanted to ensure the minutes reflect clearly if the Board allows the shed until the lease is up in three years.

Moved and seconded to honor the prior Boards commitment for the shed and allow the shed until the lease comes due in three years on July 15, 2013. No Golf cart and no outside storage (DeWeese-Johnson). Aye Johnson, Gullickson, DeWeese. Nay Rath. Motion carried.

The Board requested closure of the NDB incident. Mr. Miller stated he is currently making payments to the company, he is current on his payments and the bills are in the Black Hills Aero name and not the County. The Board stated he had violated the Rules and Regulations and wanted to address any consequences and move to close this incident. The Board wants all the bills to be paid in a timely manner and ensure the account balance is in Black Hills Aero name. Moved and seconded to consider the NDB violation of Mr. Miller to be resolved, repairs have been made, Mr. Miller ensures direct payment to the company, there be no further consequences and the matter is ended (Rath-Johnson). Motion carried.

Mr. Miller requested clarification on the next step, grieve to the County Commission. Daryl indicated he had every right to do so. The Board indicated that he would need to contact the

County Office to get on the Commission agenda. He stated he would consult with his attorney prior to scheduling a meeting time. The Board indicated as of today he would be required to come into compliance unless and until the County Commission overrules the Boards decision. The Board did request that he follow the process in a timely manner so it could be resolved in the near future to save everyone time and expense.

AIRPORT INSURANCE: René reported that the County saved \$450.00 on the insurance as Phoenix Aviation-Old Republic met the competitors quote.

AIP UPDATE: Bruce reported there was no news on the acquisition. He has not seen the brief but hopes to do so within the month.

AIRPORT CONFERENCE: The Board discussed the upcoming Airport Conference to be held in Deadwood, March 31-April 1, 2010. René will submit the registration vouchers so the registration can be paid before the conference. Anyone who decides to attend later can submit a voucher for the cost of registration after the conference.

ORDINANCE UPDATE: The County Commission appointed Bruce Outka and Daryl Johnson along with a Board member to the Ordinance update Committee at their last meeting. Mike Rath and Travis Lantis volunteered along with Ray Jilek to work on the updates. Bruce will present a rough draft for consideration.

NEW BUSINESS

LETTER FROM THE PUBLIC: The SD DOT sent letters indicating payments made to the county for reimbursement of the project along with project summaries.

There being no further business, it was moved-seconded to adjourn (Rath- Gullickson). Motion carried.

APPROVED: _____
3-15-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
March 15, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Vice- Chair Travis Lantis at 1:00 p.m. on March 15, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Buck DeWeese, Travis Lantis, Daryl Johnson, and Michael Rath

MEMBERS ABSENT: Bob Golay and Scott Gullickson

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; and Maury Etem.

MINUTES: Moved-Seconded to approve the minutes of February 11, 2010 as written (DeWeese-Rath). Motion carried.

NEXT MEETINGS: April 8 and May 20, 2010

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 5524.42 for March (DeWeese-Rath). Motion carried. A discussion was held in reference to the high electric bills on hangar 2. Ray will explore the cost of separate metering or 'EZ' metering. Ray will also speak to the USDA at the end of the heating season to set up separate metering for their electrical use.

AIRPORT DEVELOPMENT: Rod Senn of Kadrmars, Lee and Jackson, Airport Engineers, prepared an e-mail statement referencing the FAA.

As per my discussion this morning with Bob, during the conversation I have had Dave Anderson (Bismarck FAA ADO) last month he indicated that they tentatively have your airport targeted for \$1.8 million of funding in their draft 2010 grant program. This amount would of course be contingent on complete funding of the airport improvement program and the final acceptance of the parallel taxiway environmental assessment. He did not indicate whether the funds were discretionary or stimulus, so I would suggest that any county budgeting be based on discretionary monies. In budget discussions with the County Commissioners, I would suggest that you probably round the potential funding off to \$2.0 million which this year would require a 2% match of \$40,000. Depending on the funding available I assume we would do the hangar relocations and continue the installation of the box culvert. Any additional funds would be used on grading activities.

Daryl will take this information to the County Commission meeting. If this is stimulus money the referenced 2% County match would not be required. The \$40,000.00 match is not budgeted for this year.

Bruce presented the latest copy of the AIP. The Board will review it after the meeting to see if they would like to submit comments.

VISITOR COMMUNICATION: None

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic. A new battery was purchased for the plow truck. He has investigated a founder's plaque from Van Way trophy. The cost is \$200.00 for a 48 place plaque. The engraving would be more. A discussion on if Commissioner names would be on the plaque as well. Daryl felt

that it was not necessary to add them. Ray read the verbiage he would like to have; 'Black Hills Airport / Clyde Ice Field and Lawrence County would like to recognize those named below for their dedicated service to the airport and General Aviation.'

The Airport Board members named below have given numerous hours of their time to the betterment of Black Hills Airport since the Board was created in 1984.

Moved and seconded to approve Rays suggested verbiage (DeWeese-Rath). Motion carried.

Bruce brought forth the Past Due notice from Southern Avionics NDB bill. The statement indicated the bill was 141 days over due. Ray was instructed to ensure the County is removed from the billing process. Ted Miller indicated he has tried to get them to remove the county and bill directly to him. A payment of \$500 was made by BH Aero on 2-8-10. The current amount due is \$2523.87.

AIP UPDATE: Bruce reported the Supreme Court will hear the case in Vermillion at the Law School Wednesday March 24, 2010 at 9 am.

ORDINANCE UPDATE: Bruce presented his work on the ordinance and had some suggested changes to the Rules and Regulations that he would also like to review.

The FAA meeting will be at the Lantis Office March 29 at 1 pm. Michael will be present as Buck is unavailable.

NEW BUSINESS:

BLACK HILLS AERO: Ted Miller was present to address BH Aero issues. His tug is shelled out and he would like the Board to locate one through government surplus that he could then purchase from the county when the possession time expires. Bruce will discuss this with the Auditor and report next month. He also requested permission to have his ladder available for use near his shop. He would put it near his sign and was willing to secure it against wind. Ray felt that the airport is obligated to allow this to ensure all aircraft would have the capability of checking fluids and other preflight checks prior to take off. Moved and seconded to allow the ladder but no other outside storage (Rath-DeWeese). Motion carried.

HAYING CONTRACT: The Board discussed the bidding process for the upcoming haying contract. The Board would like to have the options investigated for changes for the 2011 contract. The Board will add this to the January 2011 Agenda. Ray reported in the last nine years there has been only one year with more than two bidders. The Harmon's have been the successful bidders for eight of those nine years.

The Board discussed a multiyear proposal, a proposal for shares or a combination thereof.

Moved for a 3 year contract to the highest bidder (DeWeese). Died for lack of second.

Moved and seconded to leave the contract as is, a one year contract (Johnson-Rath). Aye- Rath Johnson. Nay- DeWeese. Motion carried.

LETTER FROM THE PUBLIC: None

There being no further business, the meeting was adjourned by Vice- Chair Travis Lantis.

APPROVED: _____
4-08-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
April 8, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Vice- Chair Travis Lantis at 1:00 p.m. on April 8, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Buck DeWeese, Travis Lantis, Daryl Johnson, and Michael Rath

MEMBERS ABSENT: Bob Golay and Scott Gullickson

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; and Tommy Thompson; Rod Senn, Kadrmas, Lee and Jackson; Duane Berke; Marty O'Dea; Kevin Norton; Joe Harmon; and Philip Hall.

HAY CONTRACT: One bid was received by the 1:00 pm deadline today for the Haying Contract at the Black Hills Airport Clyde Ice Field. The bid was for the amount of \$3010.00 from Joe Harmon. The contract is for May 2010 through April 2011. Proof of insurance will be needed by May 1. Moved and seconded to approve the bid for haying (DeWeese-Rath). Motion carried.

MINUTES: Moved-Seconded to approve the minutes of March 15, 2010 as written (DeWeese-Rath). Motion carried. A discussion on what constitutes quorum for voting purposes was held. Bruce clarified what was needed.

NEXT MEETINGS: May 20 and June 10, 2010

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 5652.20 for April (DeWeese-Rath). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn of Kadrmas, Lee and Jackson, Airport Engineers, was present to report Ray, Bruce, Mike, Daryl and Travis met with the FAA and the SD DOT the day before the conference. The partial funding for the taxiway could be in place in the next month. He is expecting the FAA to get another month extension to get funding in place. There is tremendous support for this project with the FAA and SDDOT. He reported the ALP update is waiting for comments from the FAA. There have been no comments to date. The publishing of the 13-31 approach could be in April but no later than July. A NOTAM was filed for a GPS 13 to circle and not land straight in. The category C designation is to be put back in to the approach also. The published LPV approach has been pushed back to January 2011. Rod felt getting congressional approval for this might move it forward. This airport is not the only one waiting on approach designations. The ADO advised we are as far along as all the others, but nothing is happening. He will send a new air photo of the airport to Ray.

VISITOR COMMUNICATION: Phillip Hall was present and indicated this is the fifth year he has been trying to get permission to build a hangar at the airport. He has airspace authority from the FAA. The preferred location would be behind the Big Old Shed. He would propose a 50'X 40' building.

Ray will compile information on hangars and will get a hangar proposal example from the Pierre Airport and the Committee will meet to look the information over. Mr. Hall was also informed

that the Airport has to comply with the Spearfish Building codes. The current rate is 8 cents per square foot. This will be put on the agenda for May.

Tommy Thompson was present and inquired as to the state local split ratio. He thought it was 3% local and 2 % state but was informed that this year the rate changed to 2% local share and 3% state share. He also inquired why the visitor communication was at the beginning of the meeting. He would like to see it at the end. Travis indicated for the next two meetings it will be at the end of the meeting and see how it works.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic. Seven Down Arena loaned their culti packer to the airport for use to rehab the grass runways. He expressed a big thank you to the Arena and Travis Lantis. This did make a huge improvement to the runway. This is the type of equipment that the airport is currently looking to purchase. He reported another payment was made to Southern Avionics. He did try to have them change the billing to BH Aero. He ordered the Honor plaque. The price quoted was for the plaque only and not the engraving. There has been considerable winter fence damage and they will be working on getting this fixed. During the Airport Conference he received more information on the SD sate Aviation System plan from the consultants, Meade and Hunt. He will fill this out in the next 30 days. March 30 there was an aircraft (J3 Cub) blown over at BH Aero.

AIP UPDATE: Bruce reported the Supreme Court heard the case and is hoping for something by May.

ORDINANCE UPDATE: Bruce reported the committee will continue to work on this Monday April 12 at 1pm at the Lantis Office.

NEW BUSINESS:

BLACK HILLS AERO: Ted Miller was present to address the damaged aircraft. He stated the owner wasn't very pleased to have an aircraft totaled and still owe an \$8500 bill for the repairs already completed on it. He would like a clarification on the hangar policy. He questioned the issue with putting other aircraft in empty hangars to avoid this type of damage. The airport does not have a sublease policy for this type of use. Each aircraft stored in any county owned hangar would need to have proof of a million dollars. As long as the aircraft has insurance there would not be a problem. The proof of insurance would have to be at the FBO before storage of aircraft. This will need exploring and clarification and will be on the agenda in May. The Board indicated there should be a reasonable solution. Ted Miller mentioned the Eagle Aviation staff putting another aircraft in a hangar that was rented to another. He inquired if they ensured this craft had the required insurance?

PARKING COM MITTEE: Buck DeWeese noted he was the only member on the Parking Committee and he would like to have the committee abolished or other members added. The current parking issues have been resolved and he felt the committee mission was complete to date. Moved and seconded to disband the current Parking Committee (DeWeese-Rath). Motion carried.

BOARD MEMBER ITEMS: The Board questioned Ted Miller on the presence of the forklift stored out doors. He advised it would be in and out for use which should be complete by the end of the week. He was directed to park it in the parking lot when it is outside. The purchase of a tug was revisited and Bruce apologized for not following up on it and getting definitive direction. He did state that the County and State Auditors were not in favor of purchasing an article for the

express purpose of transferring it to a private party. He would bring a final opinion at the next meeting.

Daryl Johnson inquired about the planned activity in September. Ray stated it is a planned fly in of the International 120-140 Association. There could be up to 100 aircraft coming in.

LETTERS FROM THE PUBLIC: The correspondence from the Spearfish Airport Improvement Association dated April 5, 2010 was addressed. The concerns of how the waiting list was compiled and kept by the FBO were discussed.

The County is still working toward new hangars due to the planned removal of several. This will be addressed when funding becomes available. The Board is waiting for final ALP approval to move forward on this. Some members on the list have been there for at least three years. Ray explained that when an opening for a hangar comes up he goes down the list to locate a prospective tenant. Some on the list for whatever reason are not available at that time to take the hangar so he goes to the next person until he can get a tenant in. He does want to have year round tenants and not just 2 month a year tenants. A person on the list can contact Ray to find out their current ranking on the list. They will not be given the names on the list but can find out where they rank. Bruce will form an answer for the Board and have Travis sign it.

There being no further business, the meeting was adjourned by Vice- Chair Travis Lantis.

APPROVED: _____
5-20-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
May 20, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Chair Bob Golay at 1:00 p.m. on May 20, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Bob Golay, Travis Lantis, Scott Gullickson, Terry Weisenberg and Michael Rath

MEMBERS ABSENT: Buck DeWeese and Daryl Johnson,

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; and Tommy Thompson; W. C. Hauck; and Robert McNew.

MINUTES: Moved-Seconded to approve the minutes of April 8, 2010 as written (Lantis-Gullickson. Motion carried.

NEXT MEETING: June 17, 2010

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 21,296.84 for May (Lantis-Rath). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn was not present. No report.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic they are on track with previous years. Heaton pulled the well and replaced two valves and the perforated pipe. They are working on cleaning out the water system and have sent a sample of water in to the state for testing. The IAA Challenger flight check will be completed Thursday. He is hoping for a Category C designation. The SD Aviation System Plan staff will have someone on site during the Rally to interview users. The Founders Plaque is in progress. June 10 there will be a fly-in of Super Cubs enroute to the Missouri Breaks Fly In, in Montana. There will be 10-20 for overnight camp. The Lady Pilots will be through in 2011 during their Air Race Classic this will involve 40-60 aircraft. There will be a fly-in of Cessna120/140 in the fall; he anticipates about 100 aircraft.

AIP UPDATE: There has been no word on the AIP. The Supreme Court usually send out their decision Thursdays. Bruce is hoping for a report by the next meeting.

ORDINANCE UPDATE: Bruce reported the Ordinance Committee submitted a draft for review. The Committee put all the ordinances in this document so that the old document can be repealed and replaced with the new one. There will need to be a first and second reading with the County Commission. A motion for the Board to recommend the draft to the County Commission for approval was made and seconded (Lantis-Rath) Motion carried. Bruce has already placed it on

the Commission Agenda June 15th for a first reading. The second reading will be at the June 29th meeting and the Ordinance will be in effect 20 days after the second reading.

Bruce addressed the request for the County to purchase a surplus tug and then dispose of it to Ted Miller. The County is uncomfortable purchasing equipment for private individuals. The Federal regulations read 'the equipment may not be acquired for conversion to private individual for personal gain.' This process would be against the regulations of Federal Surplus. There has been no tug budgeted for in 2010. The County Auditor also has to comply with Federal and State audits. The County would have to keep any equipment for at least 18 months. This is something the County does not wish to enter into.

NEW BUSINESS:

NEW HANGAR CONSTRUCTION: New Hangar construction of Non-County hangars was addressed. The Committee has met twice and is working on a document. They are using guidelines acquired from the Pierre Airport and preparing a model lease agreement, addressing rate and changes. They are putting a lot of work into this to address items not currently addressed; such as city building codes. They do not have a document ready for consideration at this time. The Committee wants to get this done as quickly as possible but also have a document that is complete and right. They want to identify all remaining lots that are buildable. When the document is ready it will need to go to the County Commission for approval.

Bruce addressed subleasing of hangars and felt simpler is better, there are many reasons to sublease for a day –week –month etc. including just for a few hours while a storm goes through. The Board agreed to leave it simple and only require proof of insurance of the aircraft be faxed to the FBO as soon as possible.

MINIMUM STANDARD UPDATE REVIEW: A subcommittee is needed to review and update the Rules and Regulations as they have not been update recently. Moved and seconded to appoint the Budget Committee the duties to review the Rules and Regulations and bring any updates and changes to the Board (Lantis-Gullickson). Motion carried.

HANGAR REQUEST: Michael Rath brought a request to build a private hangar behind Duane Berkes' present hangar. He and Buck DeWeese would like to build a 60X60 Hangar but this location indicated a 60X90 Mr. Rath wanted to know if that site would be approved for the size of hangar they would like to build.

VISITOR COMMUNICATION: Bob McNew was present to invite the Board and Ray and Laura Jilek to a Chamber Mixer at Black Hills Aero June 10 from 5-7pm. The EAA, Visit Spearfish, Spearfish Chamber of Commerce and SD Aviation Hall of Fame are sponsoring the event. There will be light food and beverages. They are requesting a brown bag permit on May 24 for from the County Commission for the event. There will be signs posted and six or seven Aircraft will be on display. Tommy Thompson informed the Board that Maury Etem has been working with the college to bring an aviation program to BHSU. The School of Mines has an aviation program. W. C. Bill Hauck has taught Aviation at SD State. He stated when he started the program they had 30 students and it grew to 100 before he left. Northern State also has a program and recently received 172's for the program. The Board expressed interest and willingness to help get this off the ground. Ted Miller indicated he and Mike Fort had a program in cooperation with the college years ago. It was reported that Maury Etem has a meeting scheduled with college representatives. Travis indicated he would be willing to visit with Dr. Schallenkamp if they would like him to.

LETTERS FROM THE PUBLIC: René presented information on the Emergency Preparedness Fair to be held at the Wal-Mart parking lot June 5 from 10-2. There will be free food and prizes

There being no further business, Travis Lantis moved to adjourn.

APPROVED: _____
6-17-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
June 17, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Chair Bob Golay at 1:00 p.m. on June 17, 2010 in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood, SD. All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Bob Golay, Travis Lantis, Scott Gullickson, Michael Rath, Buck DeWeese and Daryl Johnson.

MEMBERS ABSENT: None.

QUORUM: The secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Bruce Outka, Lawrence County Attorney; Rod Senn of Kadrmas, Lee & Jackson; Ernie Clark; Duane Berke.

MINUTES: Moved-Seconded (Lantis-Gullickson) to approve the minutes of May 20, 2010. Motion carried.

NEXT MEETINGS: July 15 and August 26, 2010.

TREASURER'S REPORT: The monthly financial statement and bills were reviewed. Moved-Seconded (Lantis-DeWeese) to approve the expenditures of \$2,442.09. Motion carried.

AIRPORT DEVELOPMENT

EA & Taxiway Project Update: Rod Senn expects the environmental assessment to close shortly.

ALP Update: No word received yet.

Airport Approach Update: Still waiting for final approvals.

AIRPORT MANAGER'S REPORT: Ray Jilek reviewed fuel and traffic sales noting decreases from previous month/year. The well tests were good. The airport office was recently broken into and burglarized. He reported some cash, gas and a customer vehicle were stolen. He has a local lock shop doing repairs/revamping of door locks. He suggested the county purchase a security camera system. Senn thought we could add additional security lighting into the airport project and will look into the matter. Reports of other airport burglaries were heard. He commended the Sheriff personnel for doing a thorough investigation. He reported the rotating beacon is down again and he is addressing the issue.

BUDGET/LEASE REVIEWS: Golay presented 2011 budget and revenue worksheets. Golay thanked Lantis for the use of his computer and software to develop the worksheets as it made the process much easier. Moved-Seconded (Lantis-Rath) to approve the

proposed budget and revenue changes. Motion was withdrawn by Lantis/Rath to allow more discussion. Discussion ensued on the proposed increase in land lease rates for private hangars, rates at other airports, county costs of mowing/snow removal etc. After discussion, it was Moved-Seconded (Lantis-DeWeese) to increase new private hangar land lease rates effective January 1, 2011, to .12 cents per square foot (from .08 sf), add a new category for **commercial** lease rates of .15 cents per square foot, and increase rates for the present leases to the same rates when allowed per lease terms. Motion carried.

Board members reviewed present rates for rental of county owned hangars and the need to increase because of increased costs in county provided services, i.e. electricity, mowing and snow removal. Present rates are \$125 and \$140. Budget committee members suggested a \$10 raise in each rate. Moved-Seconded (Lantis-Golay) to approve a \$10 rate raise effective January 1, 2011. Motion failed 2-4. Aye – Golay, Lantis. Nay – Johnson, Gullickson, Rath and DeWeese.

After further discussion about bringing rates closer to costs etc., it was Moved-Seconded (Johnson-Rath) to raise county-owned hangar rents to \$150 and \$165 effective January 1, 2011. Motion passed 5-1. Aye – Golay, Lantis, Gullickson, Johnson and Rath. Nay – DeWeese. Board members will review these rates again next year. Jilek was directed to notify hangar lessees of rent increase.

The county budget proposal was reviewed and revised in the misc. snow removal and mowing category. After discussion, it was Moved-Seconded (Lantis-DeWeese) to approve the 2011 budget proposal as revised and submit to County Commission. Motion carried.

AIP/LAND ACQUISITION UPDATE: Outka reported we are still waiting for the Supreme Court opinion.

Legal Matters: None.

New Airport Board Ordinance Update: Outka reviewed changes made by the County Commission at their first reading. Second reading scheduled for June 29, 2010.

New Private Hangar Construction Lease Update: Subcommittee has reviewed master lease and are still working on changes. Construction standards/criteria reviewed and will be added to lease and also included within the minimum standards. They hope to have draft completed for next meeting.

Rath New Hangar Construction/Lease: Rath and DeWeese are still deciding and working out details of their new private hangar. Board members discussed that Duane Berke and Phil Hall will have first choice in private hangar (re)locations.

Eagle Aviation Morton Building Update: Jilek informed the Board that the Morton hangar/office building he presently owns that was purchased from Star Aviation, when he purchased the business, will revert to the County in 2012 as stated in the present lease. He requested a lease re-write so that he can continue to own the building. After discussion, it was Moved-Seconded (Lantis-DeWeese) to refer the matter to the Hangar Lease committee and add Daryl Johnson as a committee member. Motion carried.

Letters from Public: None.

Visitor Communication: Duane Berke and board members discussed the matter that his hanger will have to be shortened by 14' or moved to accommodate the new taxiway. Berke requested, and the board approved, a meeting with the airport engineer to review options. Senn said there is relocation assistance through the FAA. Berke reviewed suggested hangar sizes to accommodate 2 and 3 planes. The Board also requested to be kept informed of his decision and new location preference.

3:45 p.m. There being no further business, the meeting was adjourned.

Approved: _____
July 15, 2010
Robert D. Golay
Airport Board President

LAWRENCE COUNTY AIRPORT BOARD MEETING
July 15, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Chair Bob Golay at 1:00 p.m. on July 15, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Bob Golay, Travis Lantis, Scott Gullickson, Michael Rath, Buck DeWeese and Daryl Johnson,

MEMBERS ABSENT: None

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; Brooks Hanna and Rod Senn, KLJ.

MINUTES: Moved-Seconded to approve the minutes of June 17, 2010 as written (DeWeese-Rath). Motion carried.

NEXT MEETING: August 26, 2010

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 12381.73 for July (DeWeese-Lantis). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn reported on the EA and Taxiway. The FAA and SD DOT have reported that they have received all of their funding and will start the Part D Grant application for the balance of the state apportionment of about \$336,000.00. This is the final allocation for the land acquisition. The funding will be for the design of the full length taxiway, the apron and 2 T hangars. He requested approval for the grant application to go to the County Commission with the amount of \$568,421.00 with the County share of \$11,368 which is 2 % of the grant request. This has been budgeted for 2010. The land acquisition will need to be complete. He has no knowledge of the discretionary funding availability. Moved and seconded to recommend the County Commission execute the Federal Assistance AIP Grant 16 (Lantis-Gullickson) Motion carried.

There has been no word on the ALP review. The ADO has hired another person to get caught up on the backlog of ALP update reviews. He reported the approach development update is with National Geodetical Survey for review on July 8, they have 30 days to complete the validation and it will be flight checked before publication.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic they are on track with previous years. There have been two incidents in the last 30 days. One on June 22, Ed Bushnell was involved in an incident in the afternoon. It is under investigation. On Friday July 9, Dick Edward had a propeller strike which disabled his aircraft. Ray reported the security codes on the gate have been changed. BHP will be changing the beacon lights on the Mitchell ridge. Both of bulbs are out He will be working on changing these over to LED lights as this is the only beacon left to change out. The cost will be \$500 per fixture. The LED lights will not be changed at this time but in the near future. The lights will be operable by the weekend. The Rapid City Airport

has a pickup truck they are removing from service and Black Hills Airport would like to obtain this truck for use as an airport work truck for fencing and use on the property. The pickup is a 1977 Ford F250 with 66 miles on it. It currently has a stair assembly that they will remove if they get the truck. Moved and seconded to recommend to the County Commission they accept this vehicle for airport use (Lantis-Rath). Motion carried. The RSINet computer board went down. It will be out a couple of days. They are hoping to have it up and running by Monday. New wind socks are on order. The Members plaque is complete and they will schedule a time for presentation. The rotating beacon has an electrical problem. The bulbs are \$40 each and they are only lasting about 30 days. These bulbs should last much longer. The light has a mind of it's own and comes on and off at any time. He has contacted the DOT and they are waiting for the airport in Macintosh to be decommissioned and they will replace our beacon with theirs. The beacon light is not very visible when compared to other airports and they hope by changing it out both issues will be resolved. The Spearfish Fire Department Crash Rescue came to the airport to provide response during the Army exercise for an hour and a half. Ray will be meeting with USDA about their hangar electrical bill.

2011 BUDGET: The County Commission cut the Airport budget almost in half. The operating budget was not cut but projects were cut, such as the taxiway.

AIP UPDATE: There has been no word on the AIP.

ORDINANCE UPDATE: Bruce reported on the Ordinance progress. The Ordinance was voted on by the County Commission and will be posted on the web site.

NEW HANGAR CONSTRUCTION: New Hangar construction of Non-County hangars was addressed. The Committee has met and is working on several items. The construction lease document is in draft. the document will be incorporated in the Rules and Regulations. Bruce would like to get all items up for change in the Rules and Regulations done and submit all the changes to the Commission at one time and not submit the items in pieces. They have used a draft from the Pierre airport and Ray has documents from several other airports to use as templates. Discussion was held on hangar construction and several ideas for fees and rates were discussed. Hangar construction documents will be submitted at the August meeting. The Committee will be meet at the Lantis Office at 9 am Tuesday the 20th.

EAGLE AVIATION BUILDING LEASE: The review committee felt that the FBO has expended more money than they should have on the building and Lantis would recommend that the new rates for the lease be sent to the County Commission for approval after the Board reviews any changes by email.

DENNIS SWANGLER: Ray will contact Mr. Swangler with the new time frame.

HANGAR LEASE: Discussion of the waiting list for rental hangars was held. Recommendation of language changes will be formed in committee and brought to the Board next month.

VISITOR COMMUNICATION: Ted Miller discussed the center line painting of the taxiway turn. He felt it needed adjustment. Ray will look at it. He also informed the Board that a hanger

owner is doing business out of his hangar with out the Boards approval. He has proof. The Board will look at his documents and the facts; this could be a second offense.

He also wanted to know if the airport would be getting any cameras as a result of the “Barefoot Bandits’ escapades at the airport. This request was removed by the Commission due to budget concerns. Rod Senn suggested it could possibly be worked into the taxiway project. The security gates need more lighting also.

LETTERS FROM THE PUBLIC: René presented correspondence from the SD DOT on reimbursement payments to the county.

There being no further business, Gullickson- Lantis moved to adjourn.

APPROVED: _____
8-26-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
August 26, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Chair Bob Golay at 1:00 p.m. on August 26, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Bob Golay, Travis Lantis, Michael Rath, Buck DeWeese and Daryl Johnson,

MEMBERS ABSENT: Scott Gullickson

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; Ron Waldrop, W.C. Hauck, Bruce Bowen, Duane Berke and Rod Senn, KLJ.

MINUTES: Moved-Seconded to approve the minutes of July 15, 2010 as written (DeWeese-Lantis). Motion carried.

NEXT MEETINGS: September 9, and October 21, 2010

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 3,802.27 for August (Lantis-Rath). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn reported on the EA and Taxiway. The FAA has approved the Taxiway, they are currently going through the advertisement period, which should be complete by mid September and then we will have the official sign off by the FAA. The last payment of \$350,000 of state apportionments monies will be forth coming to help pay off the land costs. Moved and seconded to forward the grant application and recommend the Lawrence County Commission sign the 3-46-0065-016 Design parallel taxiway 13/31 and reimbursable land acquisition grant (Lantis-Rath). Motion carried.

The ALP review came back with minor comments for changes. He resubmitted it and it should be back to the ADO shortly. No new approach information. This should be published in October.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic report. He has 8 people firmly committed to build private hangars but has not collected any funds. There are currently 6 locations noted on the plans so they will be 2 locations short. He is working with KLJ to pin point more locations. The Airport has received the stair truck. The title needs to be corrected. The plaque is complete and he has submitted the bills. The taxiway radius has been repainted in the proper position and the gate rollers have been repaired. September 27 the 28th he will attend the Small and Medium Airport Aviation training in Sioux Falls. René reported they have applied for a grant to pay for attendance at this training. There are 17 attending from Lawrence County The Environmental Assessment for the Powder River Expansion project concerning airspace with the US Air Force will be held on several dates in September. He is planning on attending one of the meetings. He received the plan and has been working through it. It is a large document. There seems to be an electrical fault between the runway and the taxiway. He is working to get this located and repaired.

OLD BUSIENSS

AIP UPDATE: Bruce reported he is working with Tom Brady on the Supreme Court decision.

AIR PORT ORDINANCE UPDATE: Bruce presented the updates. It will be posted on the County WEB site after approval. Some of the terminology has been changed and updated.

NEW HANGAR CONSTRUCTION: New Hangar construction of Non-County Hangar Policy was presented. The Board would like to see the County have right of first refusal for any non county owned hangars that are constructed and omit the required door size referenced. Moved and seconded to recommend the County Commission adopt the Ground Lease agreement with the addition and a deposit (DeWeese-Rath) Motion carried.

HANGAR LEASE: Discussion of the policy presented for the waiting list for county owned rental hangars.

Moved and seconded to send the Proposed Rules and Regulations with corrections referencing the 12-31 runway on page 8 to the County Commission for adoption (Lantis-DeWeese). Motion carried. The Ordinance will need a first and second reading and go into effect 20 days after the second reading.

HANGAR WAITING LIST POLICY:

Moved and seconded to recommend the Hangar Waiting List Policy for adoption by the County Commission with the change to length of time to respond after notice to ten day (DeWeese-Lantis). Motion carried.

NEW BUINESS:

Recess at 3:00

Meeting in session at 3:10.

120/140 CONVENTION: Bruce Bowen was present to request permission to have porta potties and tents set up at the airport for the Cessna convention September 22-26. He invited the Board to the banquet Friday night and all the activities. He stated they had insurance through the EAA and would be requesting a Brown bag permit from the County Commission. Moved and seconded to allow the Convention to set up at the airport (Rath-DeWeese.). Motion carried.

LETTERS FROM THE PUBLIC:

The Board received correspondence from John Rusch of the Rensch Law Firm representing Duane Berke. Mr. Berke has indicated this is his preferred location. He does not want to stay in the current location if a large section of his current hangar is removed. The decision to move the present hangar or to build a new one will depend on the compensation rate and feasibility. Moved and seconded to designate and set aside the location noted on the attached map for Duane Berke to be located to when his hangar is moved for the Airport Expansion Project. No rent will be charged for this new location while he awaits the final move. Motion carried.

The Board received several other correspondences, one three page item referencing the Berke complaint by Ted Miller.

Two complaints with attachments referencing Ted Miller DBA Black Hills Aero. One from Zachary Ager a former Black Hills Aero Employee and one from Ben Van Kampen with photos.

All of the correspondence was given to the Board to be reviewed and will be on the agenda at the September meeting.

VISITOR COMMUNICATION: Ted Miller discussed the complaint against him and the former employee who is the complainant. The Board recommended he prepare to discuss this at the September meeting as the Board has not read the complaints in their entirety. W. C. Hauck also wished to comment as one of the aircraft referenced in the complaint belongs to him. The Board requested Mr. Miller bring any documentation to the next meeting. Bruce Outka stated he had spoken to Mr. Ager about his complaint but Mr. Ager was out of state and could not attend this meeting.

There being no further business, (Lantis- Rath) moved to adjourn.

APPROVED: _____
9-9-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
September 9, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Chair Bob Golay at 1:00 p.m. on September 9, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Bob Golay, Travis Lantis, Michael Rath, Buck DeWeese and Daryl Johnson, and Scott Gullickson

MEMBERS ABSENT: None

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Laura Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; Dick Edwards; Paul Thomson, Lawrence County EM; Tim Velder, Rapid City Journal; Duane Berke and Rod Senn, KLJ.

MINUTES: Moved-Seconded to approve the minutes of August 26, 2010 with corrections (DeWeese- Gullickson). Motion carried.

NEXT MEETINGS: October 21, November 18 and December 16, 2010

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 2,621.62 for September (DeWeese-Rath). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn reported Dave Anderson with the FAA informed him the grant amount will be almost 1.9 million and he would like to have the Board plan ahead for the projects they would like to complete. They would be writing the grant with estimates and not bids due to the timeline involved. His suggestions would be the box culvert, moving the T hangars and relocating the fuel farm. The other option would be work on the south end. The Board would like to see the new hangars in place before removing the old ones so the tenants would have a place to relocate to. This could be termed Phase II with Phase III being paving. The County match would be about \$40,000.00. The Board recommended the County follow the engineers' advice on the project and priorities contingent on the County Attorney and SDDOT approval. Moved and seconded to forward the Phase I, Grant 16 for design work to the Commission for approval also contingent on legal approval and SDDOT review (Lantis-Rath). Motion carried. Moved and seconded to move forward on the grant application for the Phase II taxiway project and send it to the Commission for approval (Lantis-Gullickson). Motion carried.

AIRPORT MANAGERS REPORT: Laura Jilek reviewed fuel sales and traffic report. She reported the Members plaque was on display in the lobby at the Airport and the name typo has been corrected. She discussed the process to fill the current vacant hangar. Ray will be in Sioux Falls September 27 and 28th for a small and medium airport conference. The Air force public meetings on the MOAA will be starting September 14 in Rapid City with meetings to follow in other communities. Daryl wanted to ensure that the Black Hills Airport had representation at the meetings to inform them their data is incorrect due to the possibility of the study being conducted when the Airport was not operational while under construction. The Black Hills Airport is not on their printed map. He will try to get a formal letter from the Commission addressing this issue; the Commission does not meet again before the first public meeting.

EMERGENCY MANAGEMENT:

Paul Thomson was present to address the new Lawrence County Local Emergency Operations plan and the need to include the Airport and have the Airport initiate an official Emergency Plan. He would like to see emergency access and Knox boxes addressed and offered help if needed on the plan. The Spearfish Fire Department would like to meet with the Airport to discuss procuring A-FFF foam for use at the airport. Rene' mentioned the upcoming Grant deadline. They can get requests for Knox boxes or cameras to Emergency Management by September 21 to be included on this grant in case there are funds left that would need to be reallocated. If you don't ask you won't get anything.

OLD BUSINESS

BROWN BAG PERMIT: Bruce reported the Brown Bag request for the Cessna fly in has been approved.

AIP UPDATE: Bruce reported he is expecting a return of funds from the Land Acquisition due to overpayment into the account. There are some minor housekeeping issues to get the final reimbursement for expenses.

AIRPORT ORDINANCE UPDATE: Bruce presented the updates. He addressed the Hangar Lease and Hangar Waiting List. The Airport Rules and Regulation changes were discussed. There has been the addition of penalty and enforcement clause and this could be added to the Minimum Standards so they are consistent each other. The Board also discussed the Old and New Hangar Waiting List policy, approval to Enter into a Lease policy, Master lease documents and Minimum Standards changes. Moved and seconded to approve the listed resolutions with the fee changed in the Rules and Regulations to reflect the fee would offset the first years lease expenses and include the Penalty Provision in the Minimum Standards (Lantis- DeWeese). Motion carried.

Board recessed 2:35 to review correspondence from the Rensch Law Firm
Returned to session 2:43

BH AERO: The Board addressed previous correspondence concerning BH Aero. Buck felt there were only 3 concerns that the Board could address, they are towing a vehicle, Flowage fees and chemical in sewer. The Board recommends precautions be taken to prevent chemicals in the sewer, reminded BH Aero of the Flowage Fee requirements and reprimanded BH Aero for unauthorized towing of a vehicle on Airport Property. The Board reminded BH Aero the FBO or a Board member is authorized to have vehicles towed from the Airport property. BH Aero, Ted Miller informed the Board that his facility had been inspected within the last month, contact has been made by OSHA, and the FAA has been in and closed the investigation with no fines or violations. Addressing the Flowage Fees, he stated he drains fuel from aircraft in for repair and returns the fuel to the craft after repair.

COMERCIAL USE OF HANGAR: The Board addressed Duane Berke referencing the 3 pages of documents submitted by Ted miller alleging commercial use of a private hangar. The Board went on record as recording the conversation with Mr. Berke. Mr. Berke questioned the need for recording and the Board felt since he did not have his legal representative with him this was the prudent course. Mr. Berke did indicate he was not happy with the need to record and changed his intention to read a statement. Bruce did question Mr. Berke on his intent to proceed without his

counsel and Mr. Berke felt he would go forward at this time. The Board addressed the letter from Mr. Berke's attorney Mr. Rusch from the Rensch Law Firm. The correspondence addressed the need for the Board to proceed following the Rules and Regulations of the Airport. The Board discussed the allegations and felt there was no proof of illegal activity. Mr. Berke stated he had no intent to go into business and has never done so and never will be. Mr. Dick Edwards was present to inform the Board that it was his aircraft to which the work currently in question was done. Mr. Berke received no compensation of any kind for helping him. Mr. Edwards did express his concern that his log book had been copied with out his knowledge and felt this was very unprofessional. Moved and seconded that the proper procedure for grievances had not been followed and no further action will be taken. The complaint was not properly before the Board. This will not be an agenda item again unless proper documentation is received by the Board.

LETTERS FROM THE PUBLIC:

The Board received photos from Ray Jilek with the date, time and unit indicated; which allege unauthorized and undocumented aircraft storage in County owned hangars. There are currently no proper insurance documents or sublease information with the FBO.

VISITOR COMMUNICATION: Ted Miller questioned the penalty clauses incorporated in the new documents. He wondered if this was used at any other airports. He also questioned the Aircraft Altitude requirements on Page 7 part B in the Rules and Regulations. How would this rule be enforced and is this traffic pattern published? He felt the Board should publicize the traffic pattern requirement. He also had concern with the ramp project and would like to have consideration during the project so he would not be shut down for business. This would be discussed with the engineer at the next meeting. Mr. Miller was offered photos of the unauthorized aircraft and declined.

There being no further business, (Lantis- DeWeese) moved to adjourn.

APPROVED: _____
10-21-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
October 21, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Chair Bob Golay at 1:00 p.m. on October 21, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD.

All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Bob Golay, Travis Lantis, Michael Rath, Buck DeWeese and Scott Gullickson

MEMBERS ABSENT: Daryl Johnson

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; Paul Thomson, Lawrence County EM; and Rod Senn, KLJ.

MINUTES: Moved-Seconded to approve the minutes of September 9, 2010 with corrections (DeWeese- Gullickson). Motion carried.

NEXT MEETINGS: November 18 and December 16, 2010

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 4792.07 for October (Lantis-Rath). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn distributed the most current ALP. The new survey data has been submitted and he hopes it will be through the process by early November. The Taxiway Project funding of just over \$4 million has been granted. These funds are earmarked for moving the private hangar, removing the designated T hangars, extend the box culvert, grade the NE and SE ends, pave the apron behind the county hangar, a new fuel farm and build new hangars. The fund will only replace the hangars removed and not add more hangar space. He is planning to get the projects started as soon as the weather breaks in 2011. He is hoping to be able to repair the current apron pavement and do general pavement maintenance. He plans to go to bid for the paving of the taxiway to the new hangar buildings in time to enable a late spring or early summer start. Rod will arrange with Mr. Berke to move his hangar. DOT expressed a desire to move the existing building and not replace it. He is working with Bruce Outka on closing the current grants. A discussion on the abandoned well was held with Rod to look into a permanent closure procedure. There is an upcoming FAA ADO fall conference in Bismarck next week if anyone wants to attend.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic report. There were 45 120-140 Association aircraft for the September fly-in. He presented photos of the current airport utility truck and would like to look for a newer one as the current one has a broken leaf spring, serious extensive rust and lots of repair needs. He will check the balance of the Fuel Tax Fund. The truck is used for hauling fuel, fixing fence and general airport business. He has been checking government surplus and wanted to know if the county had a truck they were going to surplus. He attended the General Aviation Training sponsored by Homeland Security in Sioux Falls and as a result has started working on an update of the Emergency Procedures at the airport. He is working

with Dave LaPine to put together a rough draft and will work with the Spearfish Fire Department, County Emergency Management and Spearfish Law Enforcement in November when he gets a document together. He would like to put have an initial draft together, schedule an exercise and finalize the plan after the bugs get worked out. He will put a list of items together to apply for a grant. Knox boxes, security cameras and lighting were discussed. Ray will get proposals together, prioritize them and submit them to Emergency Management for any upcoming funding that the requests may qualify for. He has attended the MOA meetings in Belle Fourche and Rapid City recently. The end of the comment period is November 13. He suggested the Board and the County Commission submit comments as the proposed plan has serious impact on the airport operations. Excluding Rapid City, Black Hills Airport is the fourth busiest airport in the study area. The Board will coordinate comments with Bruce Outka. Phil Hall no longer has an interest in a private hangar at the airport. He turned his keys in for his rented T hangar August 31 and did not give a notice of his intent to no longer rent. He was billed for September due to his contract stating a need for a 30 day notice. He has responded with a written refusal to pay the September rent. Ray would like direction from the Board on how they would like to address this. Moved and seconded to release Phil Hall from his lease without the September payment. This is a one time exception. (Rath-Lantis). Aye- Golay, Rath, Lantis. Nay- Gullickson, DeWeese. Motion carried. Rob Sherer has expressed an interest in building a 60Wx 56Dx14H hangar. A lease will need to be prepared and a site located as soon as the new Airport Ordinances are in place. A location would need to be targeted so he can start the air spacing as this could take up to 3 months.

OLD BUSINESS

LEGAL MATTERS: Bruce reported he has been working on the grant closeout with Rod Senn. The title commitment on the runway project has been completed and funds have been dispersed. He will be getting started on taxiway project agreements.

UNAUTHORIZED STORAGE: The Board repeated the requirement that all aircraft in County owned hangars need to have insurance documents to the FBO prior to storage.

LETTERS FROM THE PUBLIC:

The Board received correspondence from the SDDOT reporting on the payments of \$4853.80 to the County for reimbursement.

VISITOR COMMUNICATION: Ted Miller inquired when the delineator posts would be installed on the road to his place. He would like them installed before the snow to mark the road edge to prevent driving off the road in snowy weather. Ray will coordinate with Jim Harmon and get this done in the near future.

There being no further business, (Lantis- Gullickson) moved to adjourn.

APPROVED: _____

11-18-2010

LAWRENCE COUNTY AIRPORT BOARD MEETING
November 18, 2010

The monthly meeting of the Lawrence County Airport Board was opened by Vice-Chair Travis Lantis at 1:00 p.m. on November 18, 2010, in the County Commissioners meeting room, Lawrence County Administrative Office Building, 90 Sherman Street, Deadwood, SD.

All motions were passed by unanimous vote of members present unless stated otherwise.

MEMBERS PRESENT: Travis Lantis, Michael Rath, Buck DeWeese, Scott Gullickson and Daryl Johnson.

MEMBERS ABSENT: Bob Golay.

QUORUM: The Vice-Chair confirmed a quorum was present to conduct business.

OTHERS PRESENT: Bruce Outka, County Attorney; Ray Jilek, Airport Manager; Rod Senn, KLJ Engineering; Ernie Clark; Ted Miller, BH Aero.

MINUTES: Moved-Seconded (Gullickson-DeWeese) to approve the minutes of October 21, 2010. Motion carried.

NEXT MEETINGS: December 17, 2010 and January 13, 2011.

BOARD CHAIR: Moved-Seconded (Gullickson-DeWeese) to appoint Travis Lantis as Chair pro tempore. Motion carried.

TREASURER'S REPORT: The monthly financial statement and bill list was reviewed. The Board added one bill of \$63.00 to Brady Pluimer PC and Moved-Seconded (DeWeese-Rath) to approve expenditures of \$1,846.24 for November. Motion carried.

AIRPORT DEVELOPMENT: Rod Senn discussed funding and taxiway route alternatives. He suggested that a more conservative funding approach be considered with the taxiway being completed with two S curve routes. This would not require the removal of any hangar buildings. He felt this could be completed with a \$2,000,000 funding proposal. Members discussed the merits of this proposal. Lantis said getting a taxiway completed in some fashion should be our goal. After discussion, it was Moved-Seconded (DeWeese-Gullickson) to recommend the County Commission approve a new 2011 FAA Validation Agreement with the proposed changes and funding amounts. Motion carried.

MDU EASEMENT: Senn also discussed the proposal from MDU for an easement across airport property and MDU's proposed route. Members felt the route should be changed to run along the road right-of-ways instead of behind airport buildings. Moved-Seconded (Rath-DeWeese) to recommend a preferred route along Aviation Place and the service road right-of-ways for the MDU lines. Motion carried.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic report. Ray will contact the County Highway Supt. for a vehicle to replace the old utility pickup. He discussed purchasing some inexpensive solar landscape lights to install in the cones on the crosswind grass runway. He felt this would be beneficial in times of high winds and low visibility. He is still having issues with the beacon and wind cones and will continue to try to solve those problems. Work continues on the emergency management plan with FAA and local officials. DENR inspected the underground tanks and all were okay. He asked to consider capping the abandoned well at ground level instead of the 16" high cap.

LEGAL MATTERS: Outka presented closing documents for the land purchase project. This will allow reimbursement to the County for the balance of the property purchases. Moved-Seconded (Johnson-Gullickson) to authorize the Chair to sign the closing documents. Motion carried.

HANGAR WAITING LIST: Jilek presented seven \$250 deposit checks for persons wanting to be on the county hangar waiting list. Checks were received from Randy Sachau, Thomas Wright, Michael Moxley, Raymond Allen, Brooks Hanna, Michael Rath, and William Forman. These checks will be turned in to the County Auditor and will be applied to the first month's rent upon availability of a unit.

VISITOR COMMUNICATION: None.

There being no further business, it was Moved-Seconded (DeWeese-Gullickson) to adjourn at 1:50 p.m.

APPROVED: _____

DATE: _____

LAWRENCE COUNTY AIRPORT BOARD MEETING
December 17, 2010

The regular monthly meeting of the Lawrence County Airport Board was opened by Vice-Chair Travis Lantis at 1:08 p.m. on December 17, 2010, in the County Commissioners meeting room in the Lawrence County Administrative Office Building, Deadwood SD. All motions were passed by unanimous vote unless stated otherwise.

MEMBERS PRESENT: Travis Lantis, Michael Rath, Daryl Johnson and Scott Gullickson

MEMBERS ABSENT: Buck DeWeese and Bob Golay

QUORUM: The Secretary confirmed a quorum was present to conduct business.

OTHERS PRESENT: Ray Jilek, Airport Manager; Ernie Clark; Bruce Outka, Lawrence County; Ted Miller, Black Hills Aero; Brooks Hannah, Dwayne Berke and Rod Senn, KLJ.

MINUTES: Moved-Seconded to approve the minutes of November 18, 2010 as written (Rath-Gullickson). Motion carried.

NEXT MEETINGS: January 13 and Feb 10th 2011

TREASURERS REPORT: René Larson prepared the monthly financial statement. The Board approved the expenditure of \$ 5790.19 for December (Rath-Johnson). Motion carried.

AIRPORT DEVELOPMENT: Rod Senn reported the FAA is returning to Plan 'A' for the taxiway. This plan has no 'S' curves. The north end grading will be a FEMA project when it is cleared to move forward. He is hoping to have everything in line to go out for bids in February of 2011 for the alterations to the current hangars, building of new hangar replacements and also to move Dwayne Berke. The next project is slated to be the apron by BH Aero and the south end grading along with pavement repair. A discussion was held on the number and costs to build an assorted number of hangars. Discussed also was the reuse of some current material such as doors. This could make effective use of project monies if they meet the new specs. Rod will put costs together to have firm information by the January meeting.

AIRPORT MANAGERS REPORT: Ray Jilek reviewed fuel sales and traffic report they are in line with previous years. He turned in 5 hangar deposits to be deposited by the County, with some of the Tom Wright deposit to be used for his January rent as he will be moving in to a hangar. The Airport received a 1991 Chevy ¾ ton truck and it is ready to go. Royal Electric submitted a bill for beacon repair and light replacement. Ray is currently working with B H Power to locate the short in the electrical line to the windsock. The SDDOT will fund beacon replacement if the beacon is 10 years old or older and this one is. He will work with them to get this done. We would have to fund the labor to replace the beacon. He still has a large snow blower on the wish list. The PAPI lights have been realigned and will be flight checked.

OLD BUSINESS

LEGAL MATTERS: Bruce reported he has been working on the reimbursement for the runway project.

NEW BUSINESS:

Maturing Lease rates for 2011: Discussion was held on the upcoming lease rate increase to the owners of the Big Old Shed. Moved and seconded to allow Ted Miller limited commercial aviation activity (rental only) and charge him 15 cents a square foot (Rath-Gullickson). Motion carried.

LETTERS FROM THE PUBLIC:

The Board received correspondence from Dwaine LaFave concerning his interest in partial year hangar space and the need for more hangars.

VISITOR COMMUNICATION: Brooks Hannah stated his appreciation of the airport and the airport board.

BOARD MEMBER: Travis thanked Scott for his term of service. There will be an advertisement in the paper with all the openings on the county boards.

BOARD CONCERN: Daryl discussed air spacing in the vicinity of the airport. The Ordinance Committee will study this.

There being no further business, (Gullickson-Rath) moved to adjourn.

APPROVED: _____
1-13-2011