

AGENDA
KERRVILLE-KERR COUNTY JOINT AIRPORT BOARD
Monday, January 14, 2008, 3 pm
AIRPORT TERMINAL CONFERENCE ROOM
1877 AIRPORT LOOP ROAD, KERRVILLE, TEXAS

1. Call to Order.
2. Visitors/Citizens Forum: At this time, any person with business not scheduled on this agenda, may speak to the corporation. No formal action can be taken on these items. Visitors are asked to limit presentations to three minutes.
- P. 1 3. Approve the Minutes of December 10, 2007, Board Meeting
- P.4 4. Approve Monthly Financials. (Josh Selleck)
5. Discussion and Possible Action.
- P. 8 5A. Definition of aviation or aeronautical use. (Fred Vogt)
6. Announcements and General Updates:
 - Trip Duperier hangar
 - Granger MacDonald hangar
 - Highway 27 relocation
 - Taxiway relocation
 - Louis Schreiner field sign
 - Three phase electrical project
 - New security gates
 - Airport business plan
7. Executive Session

The Kerrville-Kerr County Joint Airport Board reserves the right to discuss any of the below items in executive closed session if they meet the qualifications in Sections 551.071, 551.072, 551.073, 551.074, 551.075, 551.076, 551.087 of Chapter 551 of the Government Code of the state of Texas and also the following item:
- 8.. Adjournment

Note: The meeting facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the city clerk at 830-257-8000 for further information.

**CITY OF KERRVILLE, TEXAS
KERRVILLE-KERR COUNTY JOINT AIRPORT BOARD**

**Board Meeting
December 10, 2007**

On Monday, December 10, 2007, the meeting of the Board Members of the Kerrville-Kerr County Joint Airport Board was called to order at 3:00 p.m. by Roger Bobertz, President, at the Airport Terminal, Louis Schreiner Field, Kerrville, Texas.

Members Present:

Roger Bobertz, President
Stephen W. King, Vice-President
Fred Vogt

Members Absent:

Staff Present:

Bruce McKenzie, Interim Airport Manager
Paul A. Hofmann, City Manager
Mike Hayes, City Attorney
Huma Ahmed, Deputy City Clerk
Josh Selleck, Finance Director

2. Visitors/Citizens Forum

Mr. Selleck apologized for not having the monthly financials in this month's agenda packet, but offered to e-mail the monthly statements to the Board by the end of the week. The Board did not feel that was necessary and agreed that they could review both the December and January statements together at the next meeting.

3. Approve the Minutes of November 12, 2007 Board Meetings.

Mr. Vogt moved to approve the Minutes of November 12, 2007, Board Meeting, as amended. Vice-President King seconded the motion; and the motion passed 3-0.

4. Discussion and Possible Action

4A. Consideration of 1994 Airport Loop Rd. facility lease for Kendall Burleson (Bruce McKenzie)
Mr. McKenzie introduced the request by Mr. Kendall Burleson for rent abatement for improvements to the building at 1994 Airport Loop Rd. to bring the building up to ADA standards and to make additional structural improvements to the facility. Mr. Burleson estimated that improvements would cost around \$30,000. Mr. McKenzie stated to Mr. Burleson earlier that there were no provisions in the current Airport Board budget to pay for these requests.

Mr. Burleson stated that the improvements would cost \$31,690 for these improvements. Mr. Burleson asked the Board to adjust his monthly rent by \$2,140 less each month bringing his monthly rent payment to \$1,000 for 12 months. After one year, this offset would come to \$25,680 which would cover the cost of repairs and improvements for Mr. Burleson.

Mr. Burleson estimated that the cost for improvements to bring the building to ADA standards was approximately \$20,000. The additional repairs to the sheetrock and missing ceiling tiles would cost around \$10,000.

The Board discussed whether the amount should be covered by the joint owners of the building or by the lessee.

Mr. Joe Kennedy of Kerrville Aviation asked if the rent amount of \$3.14 per square foot was an amount for a building which meets ADA standards or the amount of rent for a building which does not meet ADA standards. Mr. McKenzie answered that the airport currently only has rates for a building rate, a land rate, and a terminal office rate.

President Bobertz was concerned about setting a precedent of providing rent concessions to lessees for improvements to leased property.

Mr. Granger McDonald addressed the Board and stated that he would not be asking for a change in rent to compensate for the moving of dirt.

Mr. Vogt made a motion to perform at the cost of the city-county Airport Board a full inspection for structural environmental issues in the building for lease and authorize construction according to ADA requirements and investigate further the cost and structural issues according to the ADA inspection. No vote was taken.

Mr. Burleson explained that he has already obtained three quotes for construction and repairs.

Mr. Vogt moved, that in order to bring the facility at 1994 Airport Loop Rd. into compliance with ADA requirements and structural deficiencies, to allow the lease to be restructured to reflect the cost of \$1000 per month for 12 months at which time it would revert back to the existing lease building rental rate such lease to begin January 1, 2008; Vice-President King seconded the motion. The motion passed 3-0.

4B. Consideration of Ground Lease for Granger MacDonald (Stephen King)

Mr. McKenzie explained that during the last three weeks Mr. McKenzie and Mr. MacDonald discussed the placement of the proposed t-hangars. Mr. MacDonald wanted the t-hangars to be parallel to the taxiway. This placement contradicts the airport master plan which calls for them to be perpendicular to the taxiway lane. Mr. McKenzie explained that he did not have authority to approve construction that contradicts the airport master plan. He explained that the Board must approve this variation.

Mr. MacDonald explained that the property has a 15 ft rise in the back and is not accessible unless the dirt is removed to create access. Mr. MacDonald has spent \$25,000 in construction costs and asked that he be reimbursed by the city and county if he is not allowed to complete construction.

The Board reached a consensus that Mr. MacDonald may proceed with the project. The Board directed the airport manager to work with Mr. MacDonald and finalize the number of hangars to be constructed and to ensure that there are no drainage or infringement concerns.

4C. Consideration of Office Lease for Nelson Happy (Stephen King)

Mr. McKenzie explained that on or about November 30th, Mr. Nelson Happy vacated Office 108. After this date, someone else who was not Mr. Happy and who did not work for Mr. Happy occupied this space. Mr. McKenzie explained to Mr. Happy that he does not have authority to assign the lease to another person and that the office would need to be vacated by the morning of December 3rd. The office was not vacated on the 3rd. The office was still being used by someone other than Mr. Happy on the 10th. Mr. McKenzie had not been given any information as to who the new occupants are. Mr. McKenzie explained that there is a waiting list for this office space and that Mr. Happy cannot just assign the space to another person. Mr. McKenzie sent a letter to Mr. Happy on December 3, 2007, informing him that he must vacate the office. Mr. McKenzie noted that there are serious security issues at stake especially when space at the airport is being occupied by unknown persons.

Mr. Hayes commented that the Board needs to give the airport manager authority to terminate the lease within 10 days after serving Mr. Happy with notice of the impending termination.

President Bobertz moved that the Board authorize the Airport Manager to deliver a letter to Nelson Happy informing him that if he does not remedy the lease of terminal office #108 by close of business of December 13, 2007, that he will be found to be in violation of his lease and his lease will be terminated; Mr. Vogt seconded the motion; the motion passed 3-0.

4D. Discuss Airport Governance (Stephen King)

Vice-President King explained that currently Mr. McKenzie is the board representative at EIC meetings. He suggested that a board member should represent the Board at these meetings and KEDF meetings etc. The Board agreed that President Bobertz should represent the Airport Board at the December EIC meeting.

Mr. Hofmann updated the Board on the activities of the last EIC meeting. The EIC approved the creation of a funding agreement for the third installment for the matching fund for the airport taxiway relocation was approved. The EIC did not approve drafting of funding agreements for the other projects that were presented. The Board was asked to bring those projects back to the EIC at some time in the future. The EIC also asked for an assessment of the airport and the airport projects on the economy. Mr. McKenzie prepared a memo on this subject. The City and the Finance Department were still working to quantify this impact and present this to the EIC.

President Bobertz also asked about a request from the Attorney General's office to submit a brief to the regarding the airport governance issues. The Board reached a consensus that they would not be submitting a brief.

4E. Discussion on Airport Code requirements for bonds for private contractors (Roger Bobertz)

Mr. Hayes handed out his suggested additions to the Airport Code. (The handout is on file with the City Clerk's office.)

President Bobertz moved that the Board accept these modifications as presented to the airport code; Mr. Vogt seconded the motion; the motion passed 3-0.

4F. Discussion of possible zoning issues related to Martin Marietta property (Roger Bobertz)

President Bobertz called up item 4H for discussion along with this agenda item.

Commissioner Letz commented that the Kerrville / Kerr County Airport Hazard Zoning Ordinance (Kerrville Municipal-Louis Schreiner Filed Airport Hazard Zoning Ordinance, July 16, 1992) needed to be updated if it is still in effect. According to the Ordinance, Martin Marietta is not required to secure any permits for construction of structures on their property as long as the structure is under 75 ft. high.

Mr. Hofmann added that the City received a letter from Mr. Happy asking whether or not Martin Marietta requires a permit. Mr. Hofmann stated that if Martin Marietta is planning on building a structure, then their construction may require a permit under the airport zoning ordinance. The City sent a letter to Martin Marietta asking them what their plans are and are waiting for a response.

4G. Definition of aviation or aeronautical use. (Mike Hayes)

Mr. Hayes handed out a definition for review to be added as an amendment to the Airport Code. (The handout is on file with the City Clerk's office.)

Mr. Vogt moved to table the discussion to the next meeting. Vice-President King seconded the motion; the motion passed 3-0.

4H. Consider, discuss, and take appropriate action on updating Kerrville / Kerr County Airport Hazard Zoning Ordinance (Kerrville Municipal-Louis Schreiner Filed Airport Hazard Zoning Ordinance, July 16, 1992). (Commissioner Letz)

This item was discussed earlier under Item 4F.

6. Announcements and General Updates

Announcements and General Updates:

- Highway 27- Within the next week, Mr. McKenzie stated that he should have a number for the cost of relocating the highway;

CITY OF KERRVILLE
FINANCIAL STATEMENT
AS OF: DECEMBER 31ST, 2007

47 -AIRPORT FUND
REVENUES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACT & EN C	% OF BUDGET	BUDGET BALANCE
<u>INTERGOVERNMENTAL REVENUE</u>					
47-6306 TXDOT-REIMBURSEMENT	0.00	0.00	0.00	0.00	0.00
47-6322 KERR COUNTY - PROJECT MATCH	33,334.00	2,777.84	8,333.52	25.00	25,000.48
47-6347 KERR COUNTY - MGT CONTRACT	155,000.00	12,916.66	38,749.98	25.00	116,250.02
47-6361 CITY - PROJECT MATCH	33,334.00	2,777.83	8,333.50	25.00	25,000.50
47-6362 CITY - MANAGEMENT CONTRACT	<u>155,000.00</u>	<u>12,916.67</u>	<u>38,750.01</u>	<u>25.00</u>	<u>116,249.99</u>
TOTAL INTERGOVERNMENTAL R	376,668.00	31,389.00	94,167.01	25.00	282,500.99
<u>INTEREST AND MISCELLANEOU</u>					
47-6901 LEASES	113,000.00	9,344.23	30,010.88	26.56	82,989.12
47-6902 FUEL FLOW FEES	30,000.00	3,738.42	10,531.44	35.10	19,468.56
47-6903 TERMINAL LEASE	13,145.00	367.80	2,749.20	20.91	10,395.80
47-6904 T-HANGER LEASE	44,000.00	1,775.00	13,100.00	29.77	30,900.00
47-6905 VEHICLE RENT-SURCHARGE	3,500.00	543.68	1,195.71	34.16	2,304.29
47-6906 STORAGE RENTAL	1,300.00	0.00	0.00	0.00	1,300.00
47-6908 DAILY RENT T- HANGER	0.00	0.00	0.00	0.00	0.00
47-6911 INTEREST REVENUE	7,000.00	656.54	2,089.69	29.85	4,910.31
47-6989 MISCELLANEOUS REVENUE	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL INTEREST AND MISCEL	211,945.00	16,425.67	59,676.92	28.16	152,268.08
<u>TRANSFERS IN</u>					
47-7001 TRANSFER - GENERAL	0.00	0.00	0.00	0.00	0.00
47-7040 TRANSFER IN	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL TRANSFERS IN	0.00	0.00	0.00	0.00	0.00
*** TOTAL REVENUES ***	588,613.00	47,814.67	153,843.93	26.14	434,769.07

CITY OF KERRVILLE
FINANCIAL STATEMENT
AS OF: DECEMBER 31ST, 2007

47 -AIRPORT FUND
00-NON-DEPARTMENTAL
DEPARTMENT EXPENSES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACT & EN C	% OF BUDGET	BUDGET BALANCE
<u>PERSONNEL</u>					
47-800-001	SALARIES AND WAGES	0.00	0.00	0.00	0.00
47-800-002	OVERTIME	0.00	0.00	0.00	0.00
47-800-003	TEMPORARY EMPLOYEE	0.00	0.00	0.00	0.00
47-800-004	LONGIVITY	0.00	0.00	0.00	0.00
47-800-005	SOCIAL SECURITY	0.00	0.00	0.00	0.00
47-800-006	RETIREMENT	0.00	0.00	0.00	0.00
47-800-007	GROUP INSURANCE	0.00	0.00	0.00	0.00
47-800-008	WORKER'S COMPENSATION	0.00	0.00	0.00	0.00
47-800-010	PROFESSIONAL DEVELOPMENT	0.00	0.00	0.00	0.00
47-800-011	LOCAL MEETING EXPENSE	0.00	0.00	0.00	0.00
	TOTAL PERSONNEL	0.00	0.00	0.00	0.00
<u>SUPPLIES</u>					
47-800-101	OFFICE SUPPLIES	1,500.00	0.00	720.86	779.14
47-800-102	SMALL TOOLS AND EQUIPMENT	700.00	0.00	102.36	597.64
47-800-103	CHEMICAL AND MEDICAL SUPP	7,200.00	0.00	0.00	7,200.00
47-800-105	FOOD SUPPLIES	400.00	0.00	0.00	400.00
47-800-106	JANITORIAL SUPPLIES	0.00	0.00	0.00	0.00
47-800-110	POSTAGE/UPS/FED-EX	720.00	0.00	42.63	677.37
47-800-111	COMPUTER UPGRADE	2,500.00	0.00	0.00	2,500.00
47-800-112	COMPUTER SOFTWARE PURCHAS	2,500.00	0.00	0.00	2,500.00
	TOTAL SUPPLIES	15,520.00	0.00	865.85	14,654.15
<u>MAINTENANCE</u>					
47-800-201	LAND	45,500.00	0.00	5,427.00	40,073.00
47-800-202	BUILDINGS AND STRUCTURES	32,500.00	2,415.00	3,583.02	28,916.98
47-800-205	OFFICE EQUIPMENT	0.00	0.00	137.20	(137.20)
47-800-206	INSTRUMENTS AND APPARATUS	14,000.00	0.00	0.00	14,000.00
47-800-207	STREETS	0.00	0.00	0.00	0.00
47-800-208	TRAFFIC CONTROL DEVICES	0.00	0.00	0.00	0.00
47-800-209	TAXIWAYS/RUNWAYS	5,500.00	0.00	0.00	5,500.00
47-800-212	REPAIRS-NOT CITY GARAGE	0.00	0.00	0.00	0.00
47-800-214	RAMP GRANT MATCH	0.00	0.00	0.00	0.00
	TOTAL MAINTENANCE	97,500.00	2,415.00	9,147.22	88,352.78
<u>SERVICES</u>					
47-800-301	PHONE SERVICE	1,050.00	0.00	78.46	971.54
47-800-302	LIGHT AND POWER	9,250.00	891.68	674.61	8,575.39
47-800-303	NATURAL GAS	0.00	0.00	0.00	0.00
47-800-304	WATER & SEWER	750.00	0.00	46.20	703.80
47-800-305	LEGAL SERVICE	0.00	0.00	0.00	0.00
47-800-306	SPECIAL SERVICES	35,500.00	3,600.00	3,600.00	31,900.00
47-800-307	INSURANCE	11,000.00	0.00	10,745.43	254.57
47-800-311	NETWORK SERVICES	1,250.00	0.00	0.00	1,250.00
47-800-313	HIRE OF EQUIPMENT	3,100.00	0.00	0.00	3,100.00
47-800-316	ADVERTISING	1,000.00	0.00	0.00	1,000.00
47-800-347	MANAGEMENT CONTRACT	343,545.00	28,628.75	85,886.25	257,658.75

47 -AIRPORT FUND
00-NON-DEPARTMENTAL
DEPARTMENT EXPENSES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACT & EN C	% OF BUDGET	BUDGET BALANCE
47-800-348	OUTSOURCED SERVICES	0.00	0.00	0.00	0.00
47-800-350	CONTINGENCY-OUTSOURCED SE	0.00	0.00	0.00	0.00
	TOTAL SERVICES	406,445.00	33,120.43	101,030.95	24.86
					305,414.05
<u>OTHER EXPENSES</u>					
47-800-401	CERITFICATES, AWARDS, ETC	0.00	0.00	0.00	0.00
47-800-402	DUES AND SUBSCRIPTIONS	0.00	0.00	0.00	0.00
47-800-405	OTHER CHARGES	4,800.00	0.00	0.00	4,800.00
47-800-410	CONTINGENCY	15,000.00	4,750.00	9,500.00	63.33
47-800-430	DEPRECIATION EXPENSE	0.00	0.00	0.00	0.00
47-800-435	OTHER EXPENSE	0.00	0.00	0.00	0.00
	TOTAL OTHER EXPENSES	19,800.00	4,750.00	9,500.00	47.98
					10,300.00
<u>CAPITAL OUTLAY</u>					
47-800-501	LAND	0.00	0.00	0.00	0.00
47-800-502	BUILDINGS AND STRUCTURES	0.00	0.00	0.00	0.00
47-800-505	OFFICE EQUIPMENT	0.00	0.00	0.00	0.00
47-800-506	INSTRUMENTS AND APPARATUS	0.00	0.00	0.00	0.00
47-800-508	TRAFFIC CONTROL DEVICES	0.00	0.00	0.00	0.00
47-800-510	WATER SYSTEM IMPROVEMENTS	0.00	0.00	0.00	0.00
47-800-513	GRANT MATCH	0.00	0.00	0.00	0.00
47-800-514	DRAINAGE IMPROVEMENTS	0.00	0.00	0.00	0.00
47-800-515	GRANT MATCH T-HANGER 2001	0.00	0.00	0.00	0.00
47-800-516	TXDOT REIMBURSE 2000-2001	0.00	0.00	0.00	0.00
47-800-517	CITY T-HANGER 2001	0.00	0.00	0.00	0.00
47-800-518	KERR COUNTY T-HANGER 2001	0.00	0.00	0.00	0.00
47-800-519	GRANT MATCH LIGHTING IMPR	0.00	0.00	0.00	0.00
47-800-520	TXDOT REIMBURSEMENT LIGHT	0.00	0.00	0.00	0.00
	TOTAL CAPITAL OUTLAY	0.00	0.00	0.00	0.00
					0.00
<u>TRANSFERS OUT</u>					
47-800-901	TRANSFER - GENERAL	0.00	0.00	0.00	0.00
47-800-902	TRANSFER OUT	0.00	0.00	0.00	0.00
47-800-928	TRANSFER OUT	0.00	0.00	0.00	0.00
47-800-940	TRANSFER OUT	0.00	0.00	0.00	0.00
47-800-942	TRANSFER OUT	0.00	0.00	0.00	0.00
47-800-970	TRANSFER OUT	0.00	0.00	0.00	0.00
47-800-974	TRANSFER OUT - AIRPORT CA	66,667.00	5,555.58	16,666.75	25.00
47-800-975	TRANSFER OUT	0.00	0.00	0.00	0.00
47-800-990	TRANSFER - INSURANCE	289.00	24.08	72.24	25.00
	TOTAL TRANSFERS OUT	66,956.00	5,579.66	16,738.99	25.00
					50,217.01
<u>TOTAL 00-NON-DEPARTMENTAL</u>					
	606,221.00	45,865.09	137,283.01	22.65	468,937.99
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CITY OF KERRVILLE
 FINANCIAL STATEMENT
 AS OF: DECEMBER 31ST, 2007

47 -AIRPORT FUND
 01-TERMINAL
 DEPARTMENT EXPENSES

	ANNUAL BUDGET	CURRENT PERIOD	Y-T-D ACT & EN C	% OF BUDGET	BUDGET BALANCE
<u>SUPPLIES</u>					
47-801-118 SIGN MATERIALS AND SUPPLI	0.00	0.00	0.00	0.00	0.00
TOTAL SUPPLIES	0.00	0.00	0.00	0.00	0.00
<u>SERVICES</u>					
47-801-301 PHONE SERVICE	1,450.00	78.57	183.66	12.67	1,266.34
47-801-302 LIGHT & POWER	8,200.00	702.45	2,342.14	28.56	5,857.86
47-801-303 NATURAL GAS	2,200.00	0.00	0.00	0.00	2,200.00
47-801-304 WATER & SEWER	550.00	147.79	759.65	138.12	(209.65)
TOTAL SERVICES	12,400.00	928.81	3,285.45	26.50	9,114.55
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TOTAL 01-TERMINAL	12,400.00	928.81	3,285.45	26.50	9,114.55
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*** TOTAL EXPENSES ***	618,621.00	46,793.90	140,568.46	22.72	478,052.54

Huma Ahmed

From: Bruce McKenzie
Sent: Tuesday, January 08, 2008 12:14 PM
To: Huma Ahmed
Subject: FW: CHANGE TO OUR MINIMUM STANDARDS ON DEFINING AERONAUTICAL COMMERCIAL ACTIVITY

Bruce McKenzie
Interim Airport Manager
Kerrville/Kerr County Airport
830 896-9399

-----Original Message-----

From: Fred Vogt [mailto:fredvogt@ktc.com]
Sent: Tuesday, January 01, 2008 2:20 PM
To: Bruce McKenzie
Cc: Mike Hayes; HOFMANN, PAUL
Subject: CHANGE TO OUR MINIMUM STANDARDS ON DEFINING AERONAUTICAL COMMERCIAL ACTIVITY

Bruce:

With respect to defining Aeronautical and Aviation related activities for our revised Minimum Standards/Airport Code, it appears to me that we made a deliberate effort in the initial writing of our Airport Code to avoid using the terms "Aeronautical" or "Aviation Related Commercial Operations/Operator". We simply used the all encompassing term "Commercial Operator".

Using the term Commercial Operator would allow us to rent or lease airport properties without any reference to that activity being aeronautical or aviation related; therefore, increasing our opportunities to gain renters, irrespective of their business as it relates to aeronautical or aviation-related activities. That however; is not allowed under our FAA Grant Assurances. Our FAA Grant Assurance will not allow us to lease to any business but aeronautical or aviation related commercial enterprises in a building or on land purchased with federal AIP funding.

My task is to bring in a definition of "Aeronautical and/or Aviation Related Commercial Activities" to the Board for approval so it can apply it to airport properties with less ambiguity for all concerned. Additionally, to apply the terms to both our non-aviation use areas and our aviation-aeronautical commercial areas.

Additionally, we have designated several areas on the ALP that show future non-aviation use areas. The ALP has been approved by FAA, so we are within our right in developing and leasing in those areas that are so designated to any business enterprise.

There is a "gray area" that we need clarification on:

Given that we have buildings and land that were not purchased with AIP or State Aviation Transportation funds -- but clearly are in an areas depicted on an FAA approved ALP as being "Aviation Areas" -- are we required to ensure that those businesses are "aeronautical / aviation related commercial enterprises" in order to be in compliance with our Grant Assurances?

Who can answer this question? I would pass this question on to the consultant that prepared the ALP/Master Plan for their input and to the compliance person(s) at TxDOT Aviation (Megan and Linda Howard).

My professional take on the issue is this: that all areas on the ALP -- not inside the "non-aviation use areas" (otherwise within the "Aviation Area") -- irrespective of what kind of funds were used to purchase the land or used to build the buildings, those properties would fall under strict compliance that they be leased only to

"Aeronautical Commercial Activities". The key to this opinion is that they are depicted in an "Aviation" area on an approved Federal FAA ALP.

Since I'm a Board member and not your consultant, we need a definitive answer from TxDOT Aviation and/or FAA Region Compliance Office for their input.

The Airport Board President could authorize me to go forward with this question to both our consultant and TxDOT. You would have to forward it to him for his concurrence to avoid any direct communication between two of the three board members, or put it on the agenda for the January meeting.

Fred Vogt
Board Member
Kerrville-Kerr County Joint Airport Board

fredvogt@kjc.com
830-895-0856

To be added as an amendment to the Airport Code, Art. VII Definitions:

Aeronautical activities

Means any activity which involves, makes possible, or is required for the operation of aircraft, or which contributes to or is required for the safety of such operations. For example:

- (1) The following are aeronautical activities:
 - (a) Air taxi and charter operations.
 - (b) Scheduled or nonscheduled air carrier services.
 - (c) Pilot training.
 - (d) Aircraft rental and sightseeing.
 - (e) Aerial photography.
 - (f) Crop dusting.
 - (g) Aerial advertising and surveying.
 - (h) Aircraft sales and service.
 - (i) Aircraft storage.
 - (j) Sale of aviation petroleum products.
 - (k) Repair and maintenance of aircraft.
 - (l) Sale of aircraft parts.
 - (m) Parachute activities.
 - (n) Ultralight activities.

(2) The following are not aeronautical activities: ground transportation (taxis, car rentals, limousines); restaurants; in-flight food catering; barber shops; and auto parking lots.

Aviation Use of Real Property (Aeronautical Property)

Means all property comprising the land, airspace, improvements and facilities used or intended to be used for any operational purpose related to, in support of, or complementary to the flight of aircraft to or from the landing area. It is not confined to land areas or improvements eligible for development with Federal-aid (FAAP/ADAP/AIP) or to property acquired from Federal sources. In addition to the areas occupied by the runways, taxiways, and parking aprons, aeronautical property includes any other areas used or intended to be used for supporting services and facilities related to the operation of aircraft. It also includes property normally required by those activities which are complementary to flight activity such as convenience concessions serving the public including, but not limited to shelter, ground transportation, food and personal services.