



Virginia Aviation Board
Meeting Minutes

The Virginia Aviation Board held a meeting on Thursday, February 16, 2017 at the Hilton Garden Inn, 441 International Center Drive, Sandston, VA. The meeting was recorded, and the video is available through the Virginia Department of Aviation's website, www.doav.virginia.gov.

MEMBERS

Roderick D. Hall, Chairman	Present
Charles M. Quillin, Region 1	Present
Victoria Cox, Region 2	Present
Derek M. Hardwick, Region 3	Present
Alan C. Abbott, Region 4	Present
John V. Mazza, Jr., Region 5	Present
William E. Coburn, Region 6	Present
Cheryl P. McLeskey, Region 7	Absent

OTHER ATTENDEES

Aubrey Layne	Secretary of Transportation
Jeffrey R. Allen	Office of the Attorney General
Randall P Burdette	Virginia Department of Aviation

DOAV staff, state government representatives, federal government representatives, airport sponsors and managers, consultants, engineers, business owners, and city and county representatives were also present.

1. Call to Order Roderick D. Hall
Chairman

The chairman called the meeting to order at 10:00 a.m. He welcomed everyone to the first meeting of calendar year 2017. He thanked all stakeholders who work on a continuous basis and the Department of Aviation staff. Chairman Hall noted that Region 7 VAB member, Cheryl McLeskey, was unable to attend the meeting as she was bravely battling health issues, adding that she is the heartbeat of the board and remains in our thoughts and prayers.

2. Secretary Layne Remarks Aubrey Layne
Secretary of Transportation

Chairman Hall introduced Secretary of Transportation Aubrey Layne and thanked him for joining our meeting.

Secretary Layne thanked Chairman Hall and noted that he was sad to hear of Ms. McLeskey health issues, as she is also a good friend.

Secretary Layne stated that he started looking last year at how the administration could further support aviation in the Commonwealth. After much research, it was determined that issues at Dulles were a top priority. Upon completion of the Dulles action, revamping aviation funding plans similar to other funding plans for other transportation agencies came into focus. Secretary Layne indicated he initiated House Bill 1417 to determine how to further support aviation and help individual airports. The goal was not to become involved in airport operations.

In response to recent events at Newport News-Williamsburg Airport and the appearance of the unauthorized use of state funds, an amendment was added to HB 1417. He noted that the Commonwealth Transportation Fund was established as law in 1986 with the intended use of these funds to be for construction or maintenance of transportation assets in Virginia. He noted two previous instances in transportation agencies where there had been unauthorized use of funds. He stated that his actions were predicated on funds being used for airline operations, which is not what was intended by the law enacted in 1986. He cited five issues of the investigation with regard to the Peninsula Airport Commission's actions: 1) what underlying authority did the commission have to use funds in this manner; 2) the commission had a fiduciary responsibility for the use of taxpayer funds; 3) there was no public disclosure of the commission's decision related to using the funds; 4) there may have been potential conflicts of interest with regard to one or more commission members; and 5) other possible actions may come to light as a result of the investigation. He emphasized that he has a fiduciary responsibility to the taxpayers to ensure the funds were used in accordance with law. Secretary Layne added that the airport manual did not prompt his actions and hopes the issue will be resolved as soon as possible, as a report is expected in 30 days. Once the issue is resolved, he stated that he looks forward to focusing on aviation success in the Commonwealth. Secretary Layne thanked the board for the opportunity to share this information. He is very supportive of the board's efforts and looks forward to working with them to taking aviation to a higher level. He added that aviation is a very important economic tool to the Commonwealth.

Chairman Hall thanked Secretary Layne and assured him that the Virginia Aviation Board supports the Secretary's actions.

3. Resolutions

The Virginia Aviation Board recognized three individuals for their commitment and service to the aviation industry.

A resolution recognizing Sara Parmenter was read and presented to Shirley Baird of the Virginia Chapter of the 99s. Ms. Parmenter's contributions included: Civil Air Patrol volunteer; Army, Air Force and Air Force Reserves service; licensed pilot since 1960; recipient of the 1999 DOAV Lifetime Achievement Award; and DOAV's volunteer Aviation Ambassador.

A resolution recognizing Lawrence Falwell was read and presented to Kyle Falwell, Mr. Falwell's grandson. Mr. Falwell's contributions included: building the Falwell Airport in Lynchburg with his brother, Calvin; founding Falwell Aviation; receiving the FAA's Wright Brothers Master Pilot Award; being inducted in the Virginia Aviation Hall of Fame; and receiving DOAV's 2007 Lifetime Achievement Award.

A resolution recognizing Senator Charles Colgan was read and presented to Mike Colgan, the Senator's son. Senator Colgan's contributions included: recognized as the longest serving member of the Virginia Senate; served with the US Army Air Corp and Air Force Reserves; established Colgan Airways Corporation; inducted in the Virginia Aviation Hall of Fame; supported the VABA Aviation and Aerospace Legislative Reception for more than 20 years; and received DOAV's 2016 Lifetime Achievement Award.

Chairman Hall entertained a motion and second to approve the resolutions for Sara Parmenter, Lawrence Falwell and Charles Colgan as presented. The motion was unanimously approved.

4. Recognition of former VAB member, Robert Hahn

Chairman Hall called upon Mr. Hahn to join him at the podium. He noted that Mr. Hahn had served the airports in Region 2 from July 1, 2012 through June 30, 2016. Chairman Hall thanked Mr. Hahn for his service to the Virginia Aviation Board (VAB). Mr. Hahn thanked Chairman Hall and added that it had been an honor to serve on the VAB and work with DOAV staff.

5. Review and approve minutes

Roderick D. Hall
Chairman

The November 16, 2016 meeting minutes were approved with the change of Mr. Hardwick making the motion for Region 3 on item #5 (page 7) and Mr. Abbott making the motion for Region 4 on item #5 (page 7).

3. Updates and Announcements:

a. DOAV Updates

Randall P Burdette
DOAV

Mr. Burdette updated the board and attendees on aviation issues and activities across the Commonwealth. He noted that this year had been a true collaboration between DOAV, VAOC and VABA with regard to the legislative session. With regard to airport visitations, he stated that he, DOAV staff and VAB members will be visiting Richmond International, Allen C. Perkinson Municipal, Charlottesville/Albemarle and Ingalls Field in March. Other airport visits will be scheduled in the coming months. He updated the group on the status of the Economic Impact Study, noting that the project was on schedule for completion in August. Mr. Burdette announced that Darren Goodbar had been hired in a part-time capacity in collaboration with VDEM to oversee UAS projects for the agency. He added that an Unmanned Aircraft Systems workshop for state agency representatives will be held in Charlottesville on February 28. There are currently representatives from 18 state agencies scheduled to attend. One of the topics to be discussed will be UAS procurement guidelines, being developed in conjunction with VDEM and DGS. Any state agency procuring a drone for its own purposes must agree to the secondary purpose of assisting in state emergency situations. In the event of an emergency, the primary purpose would be to assist as needed. Mr. Burdette stated that Mr. Goodbar is working with DOAV staff on the UAS mapping initiative with recommendations to DOAV management due in March 2017. Staff is working to determine whether owning or purchasing the capabilities through a vendor is most cost efficient. Mr. Burdette reminded the group that airports need to have standard operating procedures in place with regard to receiving notifications of UAS devices being operated in their vicinity. He encouraged airports to work with the local law enforcement officials and FSDOs. Mr. Burdette reminded the group of the ADS-B requirement deadline, January 1, 2020. It was noted that FAA rebate funds are still available. With regard to HB 30, Mr. Burdette noted that the report was submitted and that the Secretary of Transportation and VAB members had been briefed. He thanked the airports who had participated in the report process and reviewed some of the Sponsor Workshop Proposals included in the report. Overall, the report has been well received by stakeholders and General Assembly members. Additionally, Mr. Burdette stated that a draft report for House Joint Resolution 97 is expected to be submitted in May 2017 per Lisa Wallmeyer. Mr. Burdette noted that he would defer to Mr. Courtney and Mr. Oakey for legislative updates but would address any bills not covered in their reports prior to the meeting's conclusion. With regard to the Workforce Development Study, Mr. Burdette noted that a rough draft of the report is due to DOAV in March 2017, with a final report due in April 2017. He added that the website redesign is underway with the completion of Phase I scheduled for April 1, 2017. With regard to the Tourism and Economic Development Awareness Initiative, he noted that all airports are to receive Virginia Travel guides annually. Phase II will include a plan for electronic brochure kiosk for interested airports. Mr. Burdette reviewed upcoming aviation events.

In Mr. Harris' absence, Mr. Burdette updated the group on aviation accidents in Virginia. There had been two accidents since the November VAB meeting. So far, this calendar year has been accident free. During calendar year 2016, there were a total of 39 accidents recorded with 24 attributed to probable loss of control. Mr. Burdette announced that a postcard was mailed to more than 12,000 pilots in Virginia in an effort to obtain email addresses and build the database. Securing email addresses will allow the safety team to efficiently provide safety program information and articles to those pilots. He added that Aviation Safety Week is scheduled for May 1-4, with programs to be offered in Hampton, Culpeper, Blacksburg, and Richmond, respectively.

A copy of the presentation is available upon request.

b. FAA Updates

Maury Dace
Richmond FSDO

Mr. Dacey announced that BasicMED, an alternative medical requirement, is to be implemented May 1, 2017. This is only available to those requiring the third class medical, however, there are restrictions. These restrictions are: 1) a pilot cannot fly more than five passengers; 2) the aircraft cannot have more than six seats; 3) the aircraft cannot exceed 6,000 pounds; 4) the airspeed cannot exceed 250 knots; the flight cannot exceed 18,000 feet; and 5) the flight cannot be for compensation or hire. In order to qualify for the alternative, the pilot must have 1) a driver's license and 2) had an FAA medical certificate at some point after July 15, 2006. Mr. Dacey reviewed the process for completing the required form. This alternative medical requirement will be valid for 48 months. The individual must successfully complete a medical education course online every 24 months. Chairman Hall asked how the change is being communicated to pilots. Mr. Dacey responded that pilot groups and trade journals are helping to spread the word.

c. VAOC Update

Richard H. Rempe, President
VAOC

Mr. Rempe indicated that things are moving forward at a very fast pace, particularly with legislative issues. He announced that the VAOC spring workshop is scheduled for April 12-13 in Staunton. The Virginia Aviation Conference (VAC) is planned for August 15-21 in Roanoke, but plans have not been finalized pending negotiations. In 2018, the VAC is being planned for Norfolk, VA. As he introduced Mark Courtney, he thanked him for all his work with regard to the legislative session.

Mr. Courtney stated that there had been a tremendous number of bills introduced this session. He provided a status on some of the bills being tracked by VAOC. He stated that airports had originally found SB1417 to be problematic. After meeting with the Secretary of Transportation and Senator Newman, they were able to work through issues. Most of the air carrier airports were present at this meeting. Following this meeting, SB 1417 evolved to focus on the transparency and accountability for the use of Commonwealth Transportation Fund revenues. As a result, air carrier airports are required to submit a plan for the use of entitlement funds, which must be approved by the Virginia Aviation Board.

House Bill 1500/Senate Bill 900 has language which basically mirrors House Bill 1417. One difference of this bill is that it calls for an audit of all funds allocated to airports over the last three years.

House Bill 1766/Senate Bill 1110 affects airspace. Airports are concerned with one section proposed to be added to existing law. Passage of this bill could give utility companies a right to build transmission lines anywhere off of airport property. Airports propose the following statement be added to maintain airport safety zoning: "...and all local zoning ordinances, except those provisions and stipulations as contained in §15.2-2294..." They will be working with the Secretary's office to have that provision added as an amendment to the bill.

Mr. Courtney indicated that House Bill 2196/SB 1282 has not been tracked as closely as others. This bill pertains to wireless communications infrastructure and has received push back from the localities due to zoning restrictions. There should be little if any airspace concerns.

Mr. Courtney noted that he was proud that VAOC partnered with VABA on House Bill 1738, the retail sales and use tax for aviation parts, engines and supplies. He acknowledged the hard work of Bud Oakey. Passage of this bill would greatly assist in attracting new maintenance and overhaul businesses to Virginia.

Chairman Hall thanked Mr. Courtney for his efforts.

A copy of the presentation is available upon request.

d. VABA Update

Daniel "Bud" Oakey,
Executive Director

Mr. Oakey noted that this General Assembly session is 45 calendar days. There were 21 aviation-related bills being tracked. He stated that Delegate Anderson has become the "patron saint of aviation."

He announced that House Bill 1738, pertaining to repealing the aviation parts and supplies sales tax, is to be heard today and should be part of a block vote. He fully expects the bill to be approved and on its way to the Governor for signature. Mr. Oakey acknowledged that AOPA and NBAA assisted in showing the impact on states that have already repealed this tax. He anticipates the passage of this bill to have an immediate impact on jobs. He added that Delegates Barry Knight, Lee Ware and Danny Marshall were instrumental in passing this bill.

House Bill 610 designates the third week of August to be aviation week in Virginia. VABA, in partnership with VAOC and DOAV, is committed to showing the importance of aviation to the Commonwealth.

Mr. Oakey announced that Delegate Anderson has created the Virginia General Assembly Aviation Caucus. The caucus has 10 members. They will meet regularly, review aviation legislation; and promote aviation interest in Virginia.

Mr. Oakey stated that the 2017 Aviation Legislative Reception was a success. Governor McAuliffe attended, a first for a sitting governor, and offered remarks. Mr. Oakey thanked NASA, VAOC and DOAV for their partnership in this event.

Going forward, Mr. Oakey indicated that environmental issues will be a top priority. During the listening tours in October, dealing with environmental issues is a major concern to airports. Virginia is in EPA's region 6, which has some of the most stringent regulations. The permitting process is very slow. VABA will create an ad hoc committee to try to work with the FAA and EPA to determine a solution to expedite permit approvals.

Mr. Oakey has had discussions with Rita McLenny with Virginia Tourism to assist with the DOAV's tourism initiative. VABA is also working with the Virginia Chamber on the Blueprint Virginia survey. Mr. Oakey encouraged everyone to participate in the survey to help give aviation a voice. It is extremely important for all to participate. The final report from the Blueprint Virginia survey will be presented to the incoming Governor in November.

Mr. Oakey thanked AOPA, VAOC, NBAA and DOAV for their collaboration this legislative session.

4. Old Business

a. None

5. New Business

- a. Virginia Aviation Board Review J. Michael Swain
 Tentative Allocations from the Commonwealth Airport Fund DOAV

For the following Fiscal Year 2016 Entitlement Utilization Reports, presented to the board by Mr. Swain, Mr. Abbott made a motion to accept staff recommendations. Ms. Cox seconded the motion. The board approved the motion.

- Lynchburg Regional Airport
- Norfolk International Airport
- Richmond International Airport
- Roanoke-Blacksburg Regional Airport

Mr. Swain provided the quarterly reports on the effect of the increased AIP match and the reimbursed cost of site plan reviews charged by localities. He reported that if the board approved funding based on the DOAV recommendations for the meeting, the resulting balances and unfunded totals would be:

	Air Carrier/Reliever Discretionary	General Aviation Discretionary
Balance	\$7,668,832.93	\$46.53
Unfunded	\$0	\$742,507

During the last quarter, DOAV did not reimburse any funds for site plan reviews.

Mr. Swain presented the project requests and staff recommendations. The board actions are summarized below. These results are available at www.doav.virginia.gov. After the allocations were awarded, the following state discretionary funds were available:

Air Carrier/Reliever Discretionary	\$7,668,832.93
General Aviation Discretionary	\$46.53

No project requests were received for Region 1.

For Region 2, Ms. Cox made a motion to accept staff recommendation for the allocation of capital funds. The motion was appropriately seconded. The board unanimously approved the motion.

Airport	Project Description	VAB Action	Amount
Gordonsville Municipal	Fuel Tank (AvGas) Replacement & Credit Card Reader	Disapproved (Lack of Funds)	N/A

For Region 3, Mr. Mazza made a motion to accept staff recommendation for the allocation of capital funds. The motion was appropriately seconded. The board unanimously approved all motions.

Airport	Project Description	VAB Action	Amount
Culpeper Regional	T-hangars Taxilanes Rehabilitation (non-AIP) (Design)	Approved	\$35,272.00
Manassas Regional	Airfield Regulators Replacement	Approved	\$57,221.60
	Terminal Building HVAC Units Replacement	Approved	\$148,439.00

Warrenton-Fauquier	State Route 610 Alignment (Design)	Approved	\$140,000.00
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For Region 4, Mr. Abbott made a motion to accept staff recommendation for the allocation of capital funds. The motion was appropriately seconded. The board unanimously approved all motions.

Airport	Project Description	VAB Action	Amount
Hanover County Municipal	Eastside Development - Terminal Area Sewer Line (Design/Construction)	Approved	\$39,781.00
	Eastside Development Taxiway & Apron Phase 2 (Construction)	Approved	\$345,377.00
Louisa County	Terminal Building (Design)	Disapproved (Lack of Funds)	N/A
	Terminal Site Preparation (Design)	Disapproved (Lack of Funds)	N/A
New Kent County	Aircraft Parking Apron Rehabilitation (Design)	Approved	\$12,000.00

For Region 5, Mr. Mazza made a motion to accept the staff recommendation for the allocation of capital funds. The motion was appropriately seconded. The board unanimously approved the motion.

Airport	Project Description	VAB Action	Amount
Smith Mountain Lake	Fuel Tank (AvGas) Replacement	Disapproved (Lack of Funds)	N/A

For Region 6, Mr. Coburn made a motion to accept the staff recommendation for the allocation of capital funds. The motion was appropriately seconded. The board unanimously approved the motion.

Airport	Project Description	VAB Action	Amount
Wakefield Municipal	Terminal Apron Rehabilitation (Design)	Disapproved (Lack of Funds)	N/A

For Region 7, Mr. Mazza made a motion to accept staff recommendation for the allocation of capital funds. The motion was appropriately seconded. The board unanimously approved all motions.

Airport	Project Description	VAB Action	Amount
Middle Peninsula Regional	Eastern Development Access Road (Design/Construction) - INCREASE	Approved	\$31,500.00
	Pavement Rehabilitation - Environmental Coordination (CatEx)	Disapproved (Lack of Funds)	N/A
	T-Hangar Site Preparation (Construction)	Disapproved (Lack of Funds)	N/A
Suffolk Executive	Pavement Rehabilitation - Environmental Coordination (CatEx)	Approved	\$12,400.00

6. Public Comment Period

Roderick D. Hall
Chairman

No public comments were offered.

7. Board Member Comments and Reports

Roderick D. Hall
Chairman

Region 1: No report
Region 2: No report
Region 3: No report
Region 4: No report
Region 5: No report
Region 6: No report
Region 7: No report

Mr. Burdette thanked the VAOC and VABA for their efforts during the legislative session. Chairman Hall concurred.

8. Adjournment

Roderick D. Hall
Chairman

The chairman adjourned the meeting at 12:12 p.m.