

**SAN BERNARDINO INTERNATIONAL
AIRPORT AUTHORITY
ACTION MEETING MINUTES
July 22, 2009**

A Regular Meeting of the San Bernardino International Airport Authority was called to order by President Patrick J. Morris at approximately 3:08 p.m. on Wednesday, July 22, 2009, at Loma Linda City Hall, Council Chambers, 25541 Barton Road, Loma Linda, California.

COMMISSION MEMBERS PRESENT:

City of Colton	Mayor Kelly J. Chastain Councilmember Vincent Yzaguirre (alt.) (in audience non-voting)
City of Loma Linda	Secretary/Councilmember Robert Ziprick
County of San Bernardino	Supervisor Josie Gonzales Supervisor Neil Derry (alt.) (in audience non-voting)
City of Highland	Vice President/Mayor Pro Tem Ross Jones
City of San Bernardino	President/Mayor Patrick J. Morris Councilmember Esther Estrada Councilmember Rikke Van Johnson (alt.) (in audience non-voting)

OTHERS PRESENT:

Donald L. Rogers, Interim Executive Director
Michael Burrows, Assistant Director
Bill Ingraham, Aviation Director
Timothy J. Sabo, Lewis Brisbois Bisgaard & Smith, LLP
Alex Estrada, Director of Redevelopment and Transportation
Martin Romeo, Chief Financial Officer
C. Eric Ray, Airport Operations Manager
Kelly Berry, Assistant Secretary of the Commission
Amelia Alanis, Assistant Clerk of the Board

A. CALL TO ORDER

B. ROLL CALL

Roll call was noted by the Assistant Secretary of the Commission.

C. ITEMS TO BE ADDED OR DELETED

There were no items to be added or deleted.

D. CONFLICT OF INTEREST DISCLOSURE/INFORMATIONAL ITEMS

Item #1 - Conflict of Interest Disclosure Items

President Patrick J. Morris stated Commission members should note the item(s) listed which might require member abstentions. Supervisor Josie Gonzales declared a conflict on Agenda Item No. 11.

Item #2 - Informational Items

Mr. Scot Spencer, Manager, Million Air San Bernardino, LLC, announced they had recently received a Letter of Intent from Southeastern Jet Corporation, based in North Carolina, to open a Part 135 Air Charter Service in the San Bernardino International Airport Fixed Base Operator (FBO) facility. It is anticipated this company will relocate and/or create twenty (20) jobs at the Airport, and their offices will be located in the office space being built as part of the FBO complex. This recent interest in the FBO facility should contribute to the Airport's ability to develop additional interest in the FBO facility.

President Patrick J. Morris requested a brief progress report on the facility. Mr. Spencer stated the current plan is for the FBO facility to be operational in October. It is anticipated Southeastern Jet Corporation will commence operations in November, 2009. The facility will be available for use in October, 2009, and it will be fully operational in November. Southeaster Jet Corporation primarily will be flying Gulfstream business jets.

E. COMMISSION CONSENT ITEMS

Item #3 – Receive Register of Demands

Item #4 – Receive and File Treasurer's Report for May 31, 2009, for the San Bernardino International Airport Authority (SBIAA)

Item #5 – Approve Meeting Minutes: June 10, 2009

Item #6 – Approve Meeting Minutes: June 24, 2009

Item #7 – Authorize Staff to Issue a Request for Qualifications (RFQ) for Construction Management Services

Item #8 – Ratify Change Order Nos. 6 and 7 in an Amount Not to Exceed \$4,605.03 with JAM Fire Protection, Inc., for the Building 763 Fire Suppression Repair and Upgrade Project

Item #9 – Approve Amendment No. 1 to Professional Services Agreement with AECOM USA, Inc. in an Amount Not to Exceed \$14,996 to Provide Materials Testing and Inspection Services Required to Construct the Airfield Access Road Project

ACTION: Approve the Consent Calendar.

Motion	Second	Aye	Aye	Aye	Aye
Jones	Ziprick	Chastain	Estrada	Gonzales	Morris

Motion carried unanimously.

President Patrick J. Morris recessed to closed session at 3:14 p.m. Mr. Timothy J. Sabo, Lewis Brisbois Bisgaard & Smith, LLP, read the closed session items as posted on the Agenda and stated there were no reportable items anticipated.

Mr. Timothy J. Sabo, Lewis Brisbois Bisgaard & Smith, LLP lead the discussion in closed session. San Bernardino International Airport Authority Staff were not present during closed session.

The meeting reconvened at 4:03 p.m., and President Patrick J. Morris asked Agency Counsel if there were any reportable items. Mr. Timothy J. Sabo, Agency Counsel, stated that there were no reportable items.

F. COMMISSION DISCUSSION ITEMS

Item #10 - Conduct Election of the President, Vice-President and Secretary of the San Bernardino International Airport Authority for the Term Commencing in July 2009 through June 30, 2010

President Patrick J. Morris called for nominations. Councilmember Robert Ziprick nominated the following individuals for the offices noted:

Mayor Patrick J. Morris, President
Mayor Pro Tem Ross Jones, Vice-President

Mayor Pro Tem Ross Jones nominated Councilmember Robert Ziprick for the office of Secretary.

There being no further nominations forthcoming, President Morris called for a vote by the Commission members.

ACTION: Elect the following individuals for the offices noted for the term commencing in July 2009 through June 30, 2010:

Mayor Patrick J. Morris, President
 Mayor Pro Tem Ross Jones, Vice-President

Motion	Second	Aye	Aye	Aye	Aye
Ziprick	Chastain	Estrada	Gonzales	Jones	Morris

Motion carried unanimously.

ACTION: Elect Councilmember Robert Ziprick for the office of Secretary for the term commencing in July 2009 through June 30, 2010:

Motion	Second	Aye	Aye	Aye	Aye
Jones	Gonzales	Chastain	Estrada	Morris	Ziprick

Motion carried unanimously.

Supervisor Josie Gonzales left the meeting during the discussion of and voting on Agenda Item No. 11.

Item #11 - Approve Consultant Services Agreements for Fiscal Year 2009-2010

ACTION: By separate motion for each agreement, approve the following agreements with the various consultants for fiscal year 2009-2010 for the amounts specified; and authorize the Interim Executive Director or his designee to execute the agreements.

<u>Consultant</u>	<u>Not-to-Exceed Amount</u>
A. John William Ingraham dba Ingraham Consulting	\$200,000.00
B. Lewis Brisbois Bisgaard & Smith, LLP	\$240,000.00
C. American Business Development Consulting	\$ 35,000.00
D. Arrowhead Consulting, Inc./James W. Gourley	\$ 20,000.00
E. California Electrical Design and Consulting, Inc.	\$ 30,000.00
F. Tom Dodson & Associates	\$ 40,000.00
G. Lawrence R. Karr	\$ 25,000.00

H.	Parsons Brinckerhoff Quade & Douglas Inc.	\$ 10,000.00
I.	David Turch & Associates	\$ 60,000.00
J.	Steven Cobb	\$ 20,000.00
K.	A/C Mechanical, Inc.	\$ 23,702.47

Motion	Second	Aye	Aye	Aye	Absent
Jones	Estrada	Chastain	Morris	Ziprick	Gonzales

Motion carried.

Supervisor Josie Gonzales returned to the meeting after the discussion of and voting on Agenda Item No. 11.

Item #12 - Adopt Resolution No. 2009-06 of the San Bernardino International Airport Authority (SBIAA) Approving a Certain Loan Agreement by and among the San Bernardino International Airport Authority (SBIAA), the Inland Valley Development Agency (IVDA) and CMB Infrastructure Investment Group II, L.P., to Fund Various Airport and IVDA Projects

ACTION: Adopt Resolution No. 2009-06 of the San Bernardino International Airport Authority (SBIAA) approving a certain loan agreement by and among the San Bernardino International Airport Authority (SBIAA), the Inland Valley Development Agency (IVDA) and CMB Infrastructure Investment Group II, L.P., to fund various airport and IVDA projects.

Motion	Second	Aye	Aye	Aye	Aye
Gonzales	Estrada	Chastain	Jones	Morris	Ziprick

Motion carried unanimously.

Item #13 - Ratify Final Form of Amendment No. 1 to Fuel Services Management Agreement with SBD Properties, LLC, as Fixed Base Operator

Mr. Timothy J. Sabo, Agency Counsel, noted the Fuel Services Management Agreement was contained in the Lease for Development on and Operation of Fixed Base Operator Facilities, entered into as of March 23, 2007, by and between the SBIAA and SBD Properties, LLC, attached as Exhibit "T."

ACTION: Ratify Final Form of Amendment No. 1 to the Fuel Services Management Agreement with SBD Properties, LLC, as Fixed Base Operator; and Authorize Execution of Said Amendment No. 1 by the Interim Executive Director or his designee with Non-Substantive Changes as may be Approved by Legal Counsel.

Motion	Second	Aye	Aye	Aye	Aye
Gonzales	Jones	Chastain	Estrada	Morris	Ziprick

Motion carried unanimously.

Item #14 - Ratify Final Form of Restated Amendment No. 2 to the FBO Lease Agreement with SBD Properties, LLC, as Fixed Base Operator

ACTION: Ratify the Final Form of the Restated Amendment No. 2 to the Lease Agreement with SBD Properties, LLC, as Fixed Base Operator (Million Air Franchise); and Authorize the Interim Executive Director or his designee to execute the final form of the Restated Amendment No. 2 and all related documents.

Motion	Second	Aye	Aye	Aye	Aye
Estrada	Jones	Chastain	Gonzales	Morris	Ziprick

Motion carried unanimously.

Item #15 - Authorize and Approve the Form of a Management Agreement with AFCO/AVPORTS San Bernardino, LLC, for Certain Airport Management Services Subject to Final Negotiation

Mr. Donald L. Rogers, Interim Executive Director and Mr. Bill Ingraham, Aviation Director gave a brief background statement. Mr. John Harden, Vice President and Chief Operating Officer of AvPORTS, a parent company of AFCO/AvPORTS San Bernardino, LLC, was present in the audience and gave a brief introductory statement to the Commission members.

President Patrick J. Morris acknowledged a request to speak from Mr. Tom Ryan, who attended the Commission meeting to speak on behalf of members of the Airport Facilities and Maintenance Departments. Mr. Ryan read a brief statement to the Commission members; Commission members acknowledged and addressed Mr. Ryan's statement and concerns.

ACTION: Authorize and Approve the Form of a Management Agreement with AFCO/AvPORTS San Bernardino, LLC, for Certain Airport Management Services Subject to Final Negotiation and Certain Conditions Precedent; and Authorize the Interim Executive Director or his designee to Execute Said Agreement Subject to Technical and Conforming Changes as Approved by Legal Counsel.

Motion	Second	Aye	Aye	Aye	Aye
Estrada	Jones	Chastain	Gonzales	Morris	Ziprick

Motion carried unanimously.

Item #16 - Approve Amendment No. 1 to Professional Services Contract with Carter & Burgess, Inc., DBA Jacobs Carter Burgess in an Amount Not to Exceed \$131,686 for the Preparation of Plans and Specifications, Engineers Estimate and Construction Management Services for a Solar Power System

ACTION: Approve Amendment No. 1 to Professional Services Contract with Carter & Burgess, Inc., DBA Jacobs Carter Burgess in an amount not to exceed \$131,686 for Preparation of Plans and Specifications, Engineers Estimate and Construction Management Services for a Solar Power System; and Authorize the Interim Executive Director or his designee to execute all necessary documents.

Motion	Second	Aye	Aye	Aye	Aye
Jones	Gonzales	Chastain	Estrada	Morris	Ziprick

Motion carried unanimously.

G. ADDED AND DEFERRED ITEMS

There were no added or deferred items.

H. PUBLIC COMMENT

There were no public comments.

I. CLOSED SESSION

See Section E. above.

J. ADJOURN MEETING

There being no further business before the Commission at this session, President Patrick J. Morris declared the meeting adjourned at 4:51 p.m.

Minutes approved at a Regular Meeting on August 26, 2009.

/s/

Kelly Berry

Assistant Secretary of the Commission