

# MINUTES OF THE REGULAR MEETING OF THE MONTEREY PENINSULA AIRPORT DISTRICT BOARD OF DIRECTORS

June 16, 2021 - 9:00 AM

## SPECIAL AND URGENT NOTICE ELIMINATING IN-PERSON PUBLIC PARTICIPATION AT MONTEREY PENINSULA AIRPORT DISTRICT BOARD MEETINGS

Due to the directives contained in the Governor's Declarations of Emergency for the State of California (Executive Orders N-25-20 and N-29-20), and the Governor's and County Public Health Officer's recent order related to public assemblies, the Board of Directors of the Monterey Peninsula Airport District is required to limit in-person attendance at the upcoming Board meeting. Members of the public may utilize alternative measures established by the Monterey Peninsula Airport District to listen to Board meeting and/or to communicate your opinions to the Board Members.

To participate in the Board meeting via Zoom video conference, please visit [www.zoom.us/join](https://www.zoom.us/join) and enter the following Meeting ID: 831 5980 6844. If you do not have access to the internet, you may also participate telephonically by calling (253) 215-8782 and entering the same Meeting ID. Members of the public who wish to provide comment on an item on the agenda may do so during the meeting prior to the item being considered by the Board, as outlined below.

**REMOTE PUBLIC COMMENTS** To make a public comment, the following options are available:

1. Before the Meeting via Email: Written comments can be emailed to [info@montereyairport.com](mailto:info@montereyairport.com). Include the following subject line: "Public Comment Item # (insert the agenda item number relevant to your comment)." Written comments must be received by 8:00 AM on the day of the meeting. All submitted comments will be provided to the Board for consideration and will be compiled as part of the record. The written comments will be read aloud into the record by District Counsel.
2. During the Meeting via Oral Comments: When the Chair calls for public comment, attendees can queue to speak with the "Raise Hand" feature. On the Zoom application, click the "Raise Hand" button. On the phone, press \*9. The Secretary to the Board will call speaker names and unmute speaker microphones. You will have up to 3 minutes to provide your oral comments, pursuant to Board policy.

### A. CALL TO ORDER/ROLL CALL

*Chair Cursio called to order the Regular Meeting of the Board of Directors at 9:02 AM. Directors Leffel, Miller, Sabo and Sawhney were present. The following District Officers were present: Executive Director La Pier, District Counsel Huber, Acting District Secretary Auker, Deputy Executive Director Bergholz and Deputy Director Morello.*

### B. PLEDGE OF ALLEGIANCE

*Director Sabo led the Pledge of Allegiance.*

### C. COMMUNICATIONS/ANNOUNCEMENTS/INFORMATIONAL ITEMS

*Director Leffel stated that she had sat in on a AAAE webinar the day before and the topic was "recovering from COVID" and how airports and consultants are dealing with it. She noted that they had a fairly long discussion on design build. She also added that SJC's daily passenger numbers were discussed along with how those numbers are impacting their vendors.*

*Director Leffel indicated that she sat in on another webinar a couple days prior, held by the FAA Administrator Steve Dickson, and he talked about the collaboration amongst airports, and how he believes that those who are working together have a greater chance at success. She noted that he also emphasized safety regulations and operations.*

*Director Sabo stated that he came across a news article indicating that REEF has now established a \$500,000 relationship with one of Joby's competitors. Director Leffel corrected that REEF has put \$500,000,000 in with Joby. Director Sabo stated that he thinks the Airport should be cognizant of what*

*is happening locally with these companies, because the technology and implementation will come quickly, and cities will be looking for guidance on ordinances and what the impact will be, and he thinks the airport needs to expand its focus a little bit to say what its role will be in relation to these vehicles.*

*Executive Director La Pier stated that the industry is changing quickly and in the past few months we have seen major airlines start to buy into the concept, and it is the first time we have seen a real conceptual idea of how these vehicles will be used. He added that the reason the airlines are investing is not just to a taxicab, but also to connect, so as we start to see this change, now may be a good time to start considering the impact of those operations on the airport. He noted that he has spoken to three industry planners who have all said that no one yet has done a plan to accommodate, but they are on the horizon, and if we do move forward with that side of the industry, we will probably need a plan that will be adjunct to the Master Plan. He added that the next step would be talking to FAA to see if they would fund that.*

*Director Sabo stated that he has already had three jurisdictions reach out to him, asking for information on the matter. Executive Director La Pier stated that FAA has not yet identified how they will accommodate that additional traffic in the aircraft control system. Director Sabo stated that what he was driving towards was, should the airport become a resource for information, and should the airport help guide local jurisdictions on what to do, because we are aviation. Executive Director La Pier stated that it is probably good that the airport takes a lead role, but right now we do not know exactly what to advise. He explained his reasoning for the possibility of creating an adjunct to the Master Plan.*

*Director Leffel stated that in her notes from Steve Dickson, he said that FAA is looking simultaneously at the various pieces, which include certifying the plane, certifying the manufacturing of the plane, certifying the traffic flow management with the towers, and determining how they will manage all the additional activity. She added that the issues with location for Joby are battery storage space, rental cars, parking and a place to land. She explained how Joby is ahead of other companies in the field and also emphasized their importance to our Defense Department. She added that she could probably get a representative from Joby to come out to a future meeting to talk to the Board. The Board agreed that they would like to see that on a future agenda.*

#### **D. PUBLIC COMMENTS ON NON-AGENDA ITEMS**

*Jean Rasch, member of the public, stated that she just wanted to comment on what a great conversation that was just had by the Board. She added that this is totally the future and said congratulations on that.*

#### **E. CONSENT AGENDA - ACTION ITEMS**

The Consent Agenda consists of those items which are routine and for which a staff recommendation has been prepared. A Board member, member of the audience or staff may request that an item be placed on the deferred consent agenda for further discussion. One motion will cover all items on the Consent Agenda. The motion to approve will authorize the action or recommendation indicated.

- |         |   |
|---------|---|
| Approve | 1. Minutes of the Regular Meeting of May 19, 2021                                       |
| Approve | 2. Minutes of the Special Meeting (Budget Workshop) of June 2, 2021                     |
| Approve | 3. Minutes of the Committee Meeting of the Budget and Finance Committee of June 8, 2021 |

*Director Leffel moved to approve Items E.1 through E.3. Director Miller seconded the motion. The motion passed unanimously by a roll call vote of 5-0.*

**F. DEFERRED CONSENT AGENDA - ACTION ITEMS**

None.

**G. REGULAR AGENDA - ACTION ITEMS**

Adopt 1. Resolution No. 1801, A Resolution Authorizing and Approving the Rates and Charges at the Monterey Regional Airport for Fiscal Year 2022

*Executive Director La Pier introduced Item G.1, stating that the next four items, G.1 through G.4, are all related to budget and were all covered during the Special Meeting Budget Workshop. He presented Item G.1, stating that the only changes that were made from FY2021 were the addition of notice of violation and business license fees.*

*No public comment.*

*Director Leffel thank staff for the inclusion of a business license fee. Director Sabo stated that the fee seemed high in comparison to other organizations and asked for an explanation of that fee. Executive Director La Pier and District Counsel Huber explained that it is prohibited to charge business license fees for profit, it is only to recover costs, and explained the cost in comparison to other organizations. District Counsel Huber added that there will be an ordinance brought to the Board for consideration, and at that point they will be able to decide which categories of businesses the \$1,000 fee would apply to, noting that right now the fee applies to no one, since the ordinance has not been adopted.*

*Director Sawhney stated that the proposed Resolution No. 1801 was reviewed extensively by Finance Committee, and they recommend approval by the Board.*

*Director Sabo moved to amend the rates and charges to list the business license fee as "TBD" until the ordinance is passed. There was not a second to the motion to amend, so the motion died.*

*Director Leffel moved to adopt Resolution No. 1801. Director Miller seconded the motion. The motion passed by a roll call vote of 4-1. Director Sabo voted no.*

**RESOLUTION NO. 1801**

**A RESOLUTION AUTHORIZING AND APPROVING THE RATES AND CHARGES AT THE  
MONTEREY REGIONAL AIRPORT FOR FISCAL YEAR 2022**

**WHEREAS**, periodic adjustment of rates and fees is appropriate in order to achieve the District's goal of recovering the cost of operating and maintaining the Airport from rents, fees and charges paid by tenants and users of Airport facilities in fair proportion to their respective use, and

**WHEREAS**, the District has set its airside rates in accordance with the airfield residual cost recovery methodology, and

**WHEREAS**, the District has set its terminal area rental rates in accordance with the terminal compensatory cost recovery methodology,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT,** the following rate and fee schedule (SEE ANNEX A) shall be implemented effective July 1, 2021.

**1.0 Aviation & Aviation Related Rates and Fees.**

**1.1 Landing Fees.**

**1.1.1 Air Carriers.** Provided a signed agreement between an air carrier and the District exists and except as exempted from landing fees by the provisions of Section 1.1.5 of this Resolution, there shall be paid to the District a landing fee for all air carrier operations (including unscheduled charter operations) landing at the Airport (SEE ANNEX A). The landing fee is assessed per thousand pounds of certificated gross landing weight. Air carriers operating without a signed agreement will pay a landing fee equal to two (2) times the established rate.

**1.1.2 Freight Forwarding/Cargo Carriers.** Except as exempted from landing fees by the provisions of Section 1.1.5 of this Resolution, there shall be paid to the District a landing fee for all freight forwarding/cargo carrier operations (including unscheduled charter operations) landing at the Airport (SEE ANNEX A). The landing fee is assessed per thousand pounds of certificated gross landing weight or per landing.

**1.1.3 General Aviation Aircraft.** Except as exempted from landing fees by the provisions of Sections 1.1.3.1 and 1.1.5 of this Resolution, there shall be paid to the District a landing fee for all general aviation aircraft operations involving aircraft having a certificated gross landing weight of six thousand pounds (6,000 lbs) or greater landing at the Airport (SEE ANNEX A). The landing fee is assessed per thousand pounds of certificated gross landing weight.

**1.1.3.1 Based Aircraft Exemption.** All general aviation aircraft based at the Monterey Regional Airport shall be exempt from the landing fees set forth in Section 1.1.3 of this Resolution. General aviation aircraft based at the Airport shall be deemed to include general aviation aircraft for which monthly hangar rentals or tie-down fees are being paid to the District or to a fixed base operator holding a valid lease or rental agreement with the District for the conduct of fixed base operations at the Airport. In addition, general aviation aircraft owned or leased by such a fixed base operator shall be deemed to be general aviation aircraft based at the Airport.

**1.1.4 Helicopters.** Except as exempted from landing fees by the provisions of Sections 1.1.4.1 or 1.1.5 of this Resolution, there shall be paid to the District a landing fee for all helicopter operations landing at the Airport (SEE ANNEX A). The landing fee for helicopters is assessed per landing.

**1.1.4.1 Based Helicopter Exemption.** All helicopters based at the Monterey Regional Airport shall be exempt from the landing fees set forth in Section 1.1.4 of this Resolution. Helicopters based at the Airport shall be deemed to include helicopters for which monthly hangar rentals or tie-down fees are being paid to the District or to a fixed base operator holding a valid lease or rental agreement with the District for the conduct of fixed base operations at the Airport. In addition, helicopters owned or leased by such a fixed base operator shall be deemed to be helicopters based at the Airport.

**1.1.5 General Exemptions.** Aircraft landing at the Airport due to mechanical failure or other in-flight emergency shall be exempt from the landing fees set forth in this Resolution. Military aircraft or aircraft operated by the state or federal government shall be exempt from the landing fees set forth in this Resolution. Medical emergency/medical evacuation aircraft shall be exempt from the landing fees set forth in this Resolution.

## 1.2 Remain-Over-Night (RON) Fee.

1.2.1 Air Carriers. Provided a signed agreement between an air carrier and the District exists, there shall be paid to the District a RON fee for all air carrier aircraft (including unscheduled charter aircraft) that remain over night at the Airport (SEE ANNEX A). The RON fee is assessed per thousand pounds of certificated gross landing weight.

1.2.2 Freight Forwarding / Cargo Carriers. There shall be paid to the District a RON fee for all freight forwarding/cargo carrier aircraft (including unscheduled charter aircraft) that remain overnight at the Airport (SEE ANNEX A). The RON fee is assessed per thousand pounds of certificated gross landing weight.

## 1.3 Apron Fee.

1.3.1 Air Carriers. Provided a signed agreement between an air carrier and the District exists, there shall be paid to the District an apron fee for all air carrier aircraft (including unscheduled charter aircraft) that park on the terminal ramp at the Airport (SEE ANNEX A). The apron fee is assessed per thousand pounds of certificated gross landing weight. Air carriers operating without a signed agreement will pay a landing fee equal to two (2) times the established rate.

1.3.2 Freight Forwarding / Cargo Carriers. There shall be paid to the District an apron fee for all freight forwarding/cargo carrier aircraft (including unscheduled charter aircraft) that park on the terminal ramp at the Airport (SEE ANNEX A). The apron fee is assessed per thousand pounds of certificated gross landing weight.

1.4 Gate Fee. Provided a signed agreement between an air carrier and the District exists, there shall be paid to the District a gate fee for non-scheduled (including charter) air carrier aircraft that use the Airport terminal facilities (SEE ANNEX A). The gate fee is assessed per thousand pounds of certificated gross landing weight. Air carriers operating without a signed agreement will pay a landing fee equal to two (2) times the established rate.

1.5 Security Fee. There shall be paid to the District a security fee for all air carrier aircraft (including unscheduled charter aircraft) that use the Airport terminal facilities (SEE ANNEX A). The security fee is assessed per enplaned passenger.

1.6 Hangar Rentals. There shall be paid to the District rents for District owned and maintained aircraft hangars (SEE ANNEX A). The hangar rent is assessed by type and location of hangar, except as may otherwise be provided in a contractual agreement between the District (lessor) and a lessee.

1.7 Aircraft Tie-downs. There shall be paid to the District rents for District owned and maintained aircraft tie-down spaces (SEE ANNEX A). The tie-down rent is assessed by aircraft type and location of tie-down, except as may otherwise be provided in a contractual agreement between the District (lessor) and a lessee.

1.8 Fuel Dispensing / Fuel Flowage Fees. There shall be paid to the District a fuel dispensing or fuel flowage fee for each gallon of fuel dispensed at the Airport (SEE ANNEX A). The fuel dispensing or flowage fee is assessed by number of gallons dispensed and by type of fuel.

## 2.0 Terminal Area Rents.

2.1 Terminal Building and Adjacent Area Rentals. There shall be paid to the District rents for space in and around the Airport terminal (SEE ANNEX A). These rents are paid by square foot (sq.



ft.) or space basis (per month) except as may otherwise be provided in a contractual agreement between the District (lessor) and a lessee.

2.2            **Concessionaires.** There shall be paid to the District fees for the use of space and the conduct of business in and around the Airport terminal. These fees may be assessed by square foot (sq. ft.) or space basis (per month) or may be assessed as a percentage of gross receipts, or a combination provided in a contractual agreement between the District (lessor) and a lessee or concessionaire.

3.0            **Non-Aviation Rents.** There shall be paid to the District rents for non-aviation space and facilities on the Airport (SEE ANNEX A). These rents are assessed on a square foot (sq. ft.) or space basis (per month) except as may otherwise be provided in a contractual agreement between the District (lessor) and a lessee.

#### 4.0            **Other Fees.**

4.1            **Miscellaneous Fees.** There shall be paid to the District fees for AOA badges, parking permits, SIDA badges, law enforcement activities (reports, incidents and services). These fees are assessed on each activity or service provided by the District to a tenant, tenant-employee, and lessee.

4.2            **Tenant Event Support / Tenant Repair & Maintenance Fees.** There shall be paid to the District fees for law enforcement support or tenant repair, maintenance services and event fees. These fees will be charged on a per hour rate and due at the completion of law enforcement support or tenant repair & maintenance services, and event fees.

4.3            **Airport Events / Filming / Photography - Basic Use Fees.** There shall be paid to the District fees for special on property events, motion picture filming or television recording and photography events. These fees will be charged on a per day rate and due in advance when the Facilities Use and License Agreement is executed, and before special on property events, motion picture filming or television recording and photography events occur.

4.4            **Late Payment and Credit Card Payment Fees.** There shall be paid to the District fees for late tenant or lessee and credit cards payments. These fees will be charged on a percentage of tenant or lessee invoices and are due upon contract terms with the District.

4.5            **Notice of Violation Fees.** There shall be paid to the District for Rules and Regulations Violations as described in Article 9 and 10. These fees will be assessed on a per incident basis and will escalate from continued or reoccurring violations.

4.6            **Business License Fees.** There shall be paid to the District a Business License fee for all tenants operating a business on District property. The Business License fee shall be assessed annually on January 1 of each calendar year and prorated for new businesses if implemented after January 1.

5.0            **Future Rate Adjustments.** The District may implement changes in rates and charges from time-to-time through the adoption of future rates and charges resolutions. During the period following the adoption of this Resolution and until the effective date of a subsequent rates and charges resolution, District leases and rental agreements may provide for adjustments to rates and charges based on changes in consumer price or other indices.

6.0            **Severability.** If any provision, clause, sentence or paragraph of this Resolution or the application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions of this Resolution which can be given effect without the invalid provision or application and to this end, the provisions of this Resolution are declared severable.

7.0                    **Effective Date.**    This Resolution shall take effect on July 1, 2021.

**PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT:** This 16th day of June 2021, by the following roll call vote:

<b>AYES:</b>	<b>DIRECTORS:</b>	Leffel, Miller, Sawhney, Chair Cursio
<b>NOES:</b>	<b>DIRECTORS:</b>	Sabo
<b>ABSTAIN:</b>	<b>DIRECTORS:</b>	None
<b>ABSENT:</b>	<b>DIRECTORS:</b>	None

Adopt                2. Resolution No. 1802, A Resolution Authorizing and Approving the Fiscal Year 2022 Salary Schedule, Listing Salary Ranges for the Monterey Peninsula Airport District

*Executive Director La Pier introduced Item G.2, stating that no changes had been made since the Special Meeting Budget Workshop.*

*No public comment.*

*Director Sawhney stated that the proposed Resolution No. 1802 was reviewed extensively by Finance Committee, and they recommend approval by the Board.*

*There was a roll call vote of 5-0.*

#### **RESOLUTION NO. 1802**

##### **A RESOLUTION AUTHORIZING AND APPROVING THE FISCAL YEAR 2022 SALARY SCHEDULE LISTING SALARY RANGES FOR THE MONTEREY PENINSULA AIRPORT DISTRICT**

**WHEREAS,** On April 30, 2021, the Monterey Peninsula Airport District recognized improvement in commercial airlines, general aviation and other tenant operations as COVID-19 cases decrease and vaccinations rates increase.

**WHEREAS,** the Monterey Peninsula Airport District recognizes the need to add a Senior Executive Assistant and Property Specialist to support increased business activity, and the need to fill a vacant custodial position left unfilled during the pandemic.

**WHEREAS,** the Monterey Peninsula Airport District in accordance with the represented staff agreement (AAA MOU) salary ranges may be adjusted annually. For Fiscal Year (FY) 2022 salary ranges are adequate to meet currently approved and planned Airport positions. For FY 2022 no changes will be made to the current or planned position salary ranges.

**BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT:** That the compensation of all employees of the Monterey Peninsula Airport District as set forth and prescribed in the FY 2022 Salary Schedule, Listing Salary Ranges is hereby approved and adopted. A copy of said schedule is attached hereto and made a part of by reference as though the same were set forth in full herein.

**AND BE IT FURTHER RESOLVED:** That there be filed in the office of said District, said Salary Schedule in accordance with and designated "Monterey Peninsula Airport District Fiscal Year 2022 Salary Schedule" listing salary ranges.

**PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT:** This 16th day of June 2021 by the following roll call vote:

<b>AYES:</b>	<b>DIRECTORS:</b>	Leffel, Miller, Sabo, Sawhney, Chair Cursio
<b>NOES:</b>	<b>DIRECTORS:</b>	None
<b>ABSTAIN:</b>	<b>DIRECTORS:</b>	None
<b>ABSENT:</b>	<b>DIRECTORS:</b>	None

Adopt            3. Resolution No. 1803, A Resolution Authorizing and Approving the Operating Budget of the Monterey Peninsula Airport District for Fiscal Year 2022

*Executive Director La Pier introduced Item G.3, stating that one change was made as directed in the Special Meeting Budget Workshop, and as a result of a conversation in the Air Service, Marketing, and Community Relations Committee. The change reduces the partnership with Visit Carmel from \$50,000 to \$30,000. He added that the total budget for Marketing, Public Relations and Air Service Development is now \$193,500.*

*No public comment.*

*Director Sawhney asked if there will be a strategy presented in the next couple months, and Executive Director La Pier stated that our marketing partner, Chris Chidlaw, Chidlaw Marketing, has been invited to present the strategy at the July Board meeting.*

*Director Sabo stated that he was initially going to oppose because of constraints in the marketing expenditures. He noted that he was concerned that the marketing expenditures may not be enough to cover the needs and added that he was hesitant to approve without knowing how the money would be spent. He stated that he expressed that concern at the Air Service, Marketing and Community Relations Committee meeting and the Committee came to an agreement that within 90 days of approval of the budget a marketing plan would be presented to the full Board.*

*Director Leffel moved to approve Resolution No. 1803. Director Miller seconded the motion. The motion passed unanimously by a roll call vote of 5-0.*

### **RESOLUTION NO. 1803**

#### **A RESOLUTION AUTHORIZING AND APPROVING THE OPERATING BUDGET OF THE MONTEREY PENINSULA AIRPORT DISTRICT FOR FISCAL YEAR 2022**

**WHEREAS**, the estimates submitted to the Board of Directors of the Monterey Peninsula Airport District entitled "Monterey Peninsula Airport District, County of Monterey, State of California, Budget - Fiscal Year 2022," and now on file in the offices of the District are hereby approved and adopted as the budget of the District for the Fiscal Year 2022, and

**WHEREAS**, On March 27, 2020, the Congress passed the Coronavirus Aid, Relief and Economic Security Act ("CARES Act") and the President signed the CARES Act into law. The CARES Act provides grants for airports with commercial airline service, among other forms of relief for aviation businesses; and



**WHEREAS**, On April 4, 2020, the FAA released an informational document titled *Information for Airport Sponsors Considering COVID-19 Restrictions or Accommodations*, which specifically addresses the use of grant funds at commercial airports; and

**WHEREAS**, On April 15, 2020, the Board of Directors approved Resolution No. 1772, which authorized the Airport to receive designated funds from the CARES Act for utilization by the Airport pursuant to FAA authorized purposes; and

**WHEREAS**, On December 27, 2020, the Federal Government approved the Coronavirus Response and Relief Supplemental Appropriation Act, 2021 (CRRSA) program and currently the Federal Government is in discussions on additional COVID-19 support funds through the American Rescue Plan that could provide additional relief to Airports in the future; and

**WHEREAS**, On March 17, 2021, the Board of Directors approved Resolution No. 1796, which authorized the Airport to receive designated funds from the CRRSA Act for utilization by the Airport pursuant to FAA authorized purposes; and

**WHEREAS**, an airport sponsor may use these funds for any purpose for which Airport revenues may be lawfully used as outlined in the FAA's Policy and Procedures Concerning the Use of Airport Revenues ("Revenue Use Policy"), 64 Federal Register 7696 (64 FR 7696), as amended by 78 Federal Register 55330 (78 FR 55330).

**WHEREAS**, The Districts Fiscal Year 2022 revenues are projected to be insufficient to fund expenses, capital expenditures and debt service; and

**WHEREAS**, The District anticipates submitting periodic draws from CARES and CRRSA ACT grant to fund operating deficits and to ensure that current operating expenses, capital expenditures and debt service obligations are funded; and

**WHEREAS**, the available revenues of the District for the Fiscal Year 2022 are hereby appropriated as set forth and segregated in the operating budget and the capital budget, and

**WHEREAS**, all annual salaries, compensations, allowances and operating expenses for the Fiscal Year 2022 as set forth in the operating budget shall be payable in such time, form and manner as is prescribed by the Monterey Peninsula Airport District Act and by Resolution No. 1424, a Resolution Establishing Fiscal Control Policies and Procedures for the Monterey Peninsula Airport District; and

**WHEREAS**, all debt service expenditures, interest and principal, for the Fiscal Year 2022 are identified and shall be payable in such time, form and manner as prescribed by contract or covenant, are hereby approved, and

**WHEREAS**, all motions and resolutions and parts of motions and resolutions insofar as they are in conflict with this resolution are hereby repealed.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT**, the Operating Plan presented is the Budget for Fiscal Year 2022 are hereby established and designated as in the Budget and shall take effect on July 1, 2021.

**PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA  
AIRPORT DISTRICT:** This 16th day of June 2021 by the following roll call vote:

<b>AYES:</b>	<b>DIRECTORS:</b>	Leffel, Miller, Sabo, Sawhney, Chair Cursio
<b>NOES:</b>	<b>DIRECTORS:</b>	None
<b>ABSTAIN:</b>	<b>DIRECTORS:</b>	None
<b>ABSENT:</b>	<b>DIRECTORS:</b>	None

Adopt 4. Resolution No. 1804, A Resolution Authorizing and Approving the Capital Budget of the Monterey Peninsula Airport District for Fiscal Year 2022

*Executive Director La Pier introduced Item G.4, stating that no changes had been made since the Special Meeting Budget Workshop.*

*No public comment.*

*Director Sabo asked for clarification on the Building 505 demolition and also on the well water system analysis. Executive Director La Pier provided clarification and Directors Cursio and Miller stated that they would give a detailed report out about the well water system analysis presentation that was given at the Airport Property Development and Leases Committee meeting.*

*Director Leffel moved to adopt Resolution No. 1804. Director Sawhney seconded the motion. The motion passed unanimously by a roll call vote of 5-0.*

#### **RESOLUTION NO. 1804**

#### **A RESOLUTION AUTHORIZING AND APPROVING THE CAPITAL BUDGET OF THE MONTEREY PENINSULA AIRPORT DISTRICT FOR FISCAL YEAR JUNE 30, 2022**

**WHEREAS**, the estimates submitted to the Board of Directors of the Monterey Peninsula Airport District entitled "Monterey Peninsula Airport District, County of Monterey, State of California, Budget - Fiscal Year 2022," and now on file in the offices of the District are hereby approved and adopted as the capital budget of the District for the Fiscal Year 2022; and

**WHEREAS**, it is the desire of the Board of Directors to adopt the "Fiscal Year 2022 Capital Budget" to include capital expenditures identified impacting the Capital Improvement Program (CIP) Budget; and

**WHEREAS**, On April 15, 2020, the Board of Directors approved Resolution No. 1772, which authorized the Airport to receive designated funds from the Coronavirus Aid, Relief and Economic Security Act ("CARES Act") for utilization by the Airport pursuant to FAA authorized purposes; and

**WHEREAS**, On March 17, 2021, the Board of Directors approved Resolution No. 1796, which authorized the Airport to receive designated funds from the Coronavirus Response and Relief Supplemental Appropriation Act, 2021 (CRRSA) program for utilization by the Airport pursuant to FAA authorized purposes; and

**WHEREAS**, an airport sponsor may use these funds for any purpose for which Airport revenues may be lawfully used as outlined in the FAA's Policy and Procedures Concerning the Use of Airport

Revenues ("Revenue Use Policy"), 64 Federal Register 7696 (64 FR 7696), as amended by 78 Federal Register 55330 (78 FR 55330); and

**WHEREAS**, The Districts Fiscal Year 2022 revenues are projected to be insufficient to fund capital expenditures; and

**WHEREAS**, The District anticipates submitting periodic draws from CARES and CRRSA ACT grants may be required to fund current capital expenditures; and

**WHEREAS**, the available revenues of the District for the Fiscal Year 2022 are hereby appropriated as set forth and segregated in the operating budget and may fund the capital budget; and

**WHEREAS**, all capital expenditures for the Fiscal Year 2022 as set forth in the District Capital Budget shall be payable in such time, form and manner as is prescribed by the Monterey Peninsula Airport District Act and by Resolution No. 1424, a Resolution Establishing Fiscal Control Policies and Procedures for the Monterey Peninsula Airport District.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT**, that the Capital Plan for the Fiscal Year 2022 District Capital Budget are hereby established and designated as in the Capital Budget and shall take effect on July 1, 2021.

**PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT**: This 16th day of June 2021 by the following roll call vote:

<b>AYES:</b>	<b>DIRECTORS:</b>	Leffel, Miller, Sabo, Sawhney, Chair Cursio
<b>NOES:</b>	<b>DIRECTORS:</b>	None
<b>ABSTAIN:</b>	<b>DIRECTORS:</b>	None
<b>ABSENT:</b>	<b>DIRECTORS:</b>	None

Approve        5. Board Attendance at Future Conferences and Events

*Executive Director La Pier presented Item G.5, indicating that the approval of Board attendance at future conferences and events was done annually as part of the budget process.*

*The Board requested that Item G.5 be brought back at the July meeting, to allow more time to review and decide which conferences they would like to attend. Director Leffel stated that they should approve attendance at the AAAE Annual Conference and Exposition and the SMART Airports and Regions Conference, since the registration for those conferences would be closing soon.*

*Director Leffel moved to approve the following attendance:*

AAAE Annual Conference and Exposition <b>Attending: Cursio &amp; Miller</b>	July 11-13, 2021	Las Vegas, NV
SMART Airports and Regions <b>Attending: Cursio &amp; Leffel</b>	August 16-18, 2021	San Antonio, TX

*Director Miller seconded the motion. The motion passed unanimously by a roll call vote of 5-0.*

## **H. BOARD COMMITTEE REPORTS AND ACCEPTANCE OF DEPARTMENT REPORTS**

Report on meetings attended by Board Members at Monterey Peninsula Airport District's expense - AB1234.

The board receives department reports which do not require any action by the board.

### **a. Standing Committees:**

*Discussions limited to 3 minutes on matters not covered in committee minutes.*

- |   |                            |
|---|----------------------------|
| i. Budget and Finance                           | Directors Leffel & Sawhney |
| ii. Air Service, Marketing, Community Relations | Directors Cursio & Sabo    |
| iii. Airport Property Development and Leases    | Directors Cursio & Miller  |

### **b. Ad-Hoc Committees:**

*Discussions limited to 3 minutes.*

- |                               |                           |
|-------------------------------|---------------------------|
| i. Local Jurisdiction Liaison | Directors Leffel & Miller |
|-------------------------------|---------------------------|

### **c. Liaison/Representatives:**

*Discussions limited to 3 minutes.*

- |   |                 |              |
|---|-----------------|--------------|
| i. Local Agency Formation Commission            | Director Leffel | Alt: Sawhney |
| ii. Regional Taxi Authority                     | Director Leffel | Alt: Sawhney |
| iii. Transportation Agency for Monterey County  | Director Sabo   | Alt: Cursio  |
| iv. Special Districts Association Liaison       | Director Miller | Alt: Leffel  |
| v. Association of Monterey Bay Area Governments | E.D. La Pier    | Alt: Sabo    |

*A break was taken from 10:53 AM until 11:03 AM.*

## **I. CLOSED SESSION**

*The Board entered into Closed Session at 11:03 AM.*

1. **EXISTING LITIGATION** [Government Code section 54956.9(a)]. The Board will meet with the Executive Director and District Counsel to discuss existing litigation: City of Monterey v. Monterey Peninsula Airport District, et al., Monterey County Superior Court, Case No. 20CV002445.
2. **REAL PROPERTY NEGOTIATIONS** [Government Code Section 54956.8]. The Board will meet with Real Property Negotiators, Executive Director and District Counsel, regarding the properties identified as APN 013-221-020-000.

## **J. RECONVENE TO OPEN SESSION**

*The Board returned to Open Session at 2:02 PM.*

*Chair Cursio stated that no reportable action was taken during Closed Session.*

## **K. PENDING REQUESTS FOR FUTURE AGENDA ITEMS**

- *Presentation on Funding Options for CALPERS Unfunded Accrued Liability*

**L. DISCUSSION OF FUTURE AGENDAS**

- *Report on Water Wells by Kimley Horn (Miller/Leffel)*
- *Presentation on Marketing Strategy by Chidlaw Marketing (Miller/Leffel)*

**M. ADJOURNMENT**

*The meeting adjourned at 2:02 PM.*

Minutes Approved at the  
Meeting of July 21, 2021



Gary Cursio, Chair

ATTEST



Michael La Pier, AAE  
District Secretary