

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

February 12, 2020 - 9:00 AM - Board Room

A. CALL TO ORDER/ROLL CALL

Chair Leffel called to order the Regular Meeting of the Board of Directors at 9:04 AM. Directors Cursio, Miller, Sabo and Sawhney were present. The following District Officers were present: Executive Director La Pier, Acting District Secretary Auker, Deputy Executive Director Bergholz and Deputy Director Morello. District Counsel Huber was absent and Steven Graham, Attorney, Cole Huber LLP, was present in his absence. District Counsel Huber was available via teleconference during Closed Session.

B. PLEDGE OF ALLEGIANCE

Director Sabo led the Pledge of Allegiance.

C. COMMUNICATIONS/ANNOUNCEMENTS/INFORMATIONAL ITEMS

Executive Director La Pier thanked the Board for their well wishes during his rehabilitation.

Chair Leffel stated that the Monterey Peninsula Chamber of Commerce awarded Monterey Regional Airport a certificate for 29 years of continued membership.

Executive Director La Pier noted that the Salinas Valley Chamber of Commerce would be recognizing the Airport at their annual luncheon for 25 years of membership.

D. PUBLIC COMMENTS

None.

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 Committee Meeting of the Budget and Finance Committee of January 6, 2020

Approve 2. Minutes of the Regular Meeting of January 8, 2020

Director Miller moved to approve Consent Agenda Items E.1 and E.2. Director Sawhney seconded the motion. The motion passed unanimously.

F. DEFERRED CONSENT AGENDA - ACTION ITEMS

None.

G. REGULAR AGENDA - ACTION ITEMS

Pass to Print 1. Ordinance No. 926, An Ordinance to Adopt California Code of Regulations Title 24, 2019 Edition of the California Building Standards Code and Other Building Related Codes

Executive Director La Pier presented Item G.1, stating that the State of California updates their building and fire codes on occasion, and it has been the practice of the Board to adopt those codes as they are updated. He introduced Steven Graham, Cole Huber LLP, who stated that the adoption of this ordinance is relatively routine.

Director Miller moved to pass to print Ordinance No. 926. Director Sawhney seconded the motion. The motion passed by a roll call vote of 5-0.

ORDINANCE NO. 926

AN ORDINANCE OF THE MONTEREY PENINSULA AIRPORT DISTRICT REPEALING IN ITS ENTIRETY ORDINANCE 921 AND ADOPTING BY REFERENCE THE 2019 CALIFORNIA BUILDING STANDARDS CODE, TITLE 24, AS ADOPTED BY THE CALIFORNIA BUILDING STANDARDS COMMISSION; AND THE 1997 UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, THE 1997 UNIFORM HOUSING CODE, AND THE 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE AS PUBLISHED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS, REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERNATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, AND MAINTENANCE OF ALL BUILDINGS OR STRUCTURES IN THE MONTEREY PENINSULA AIRPORT; ADOPTING BY REFERENCE PART 9, CALIFORNIA FIRE CODE INCLUDING THE APPENDIX CHAPTERS OF THE CALIFORNIA CODE OF REGULATIONS TITLE 24, 2013 EDITION OF THE CALIFORNIA BUILDING STANDARDS; AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF

NOW, THEREFORE, the Board of Directors of the Monterey Peninsula Airport District DO ORDAIN as follows:

SECTION 1: Repeal. That Ordinance No. 921 entitled "An Ordinance of the Monterey Peninsula Airport District Repealing in its Entirety Ordinance No. 921 and Adopting by Reference the 2019 California Building Standards Code, Title 24, as Adopted by the California Building Standards Commission; and the 1997 Uniform Code for the Abatement of Dangerous Buildings, the 1997 Uniform Housing Code, and the 2012 International Property Maintenance Code as Published by the International Conference of Building Officials, Regulating the Erection, Construction, Enlargement, Alternation, Repair, Moving, Removal, Demolition, Conversion, Occupancy, Equipment, Use, Height, Area, and Maintenance of all Buildings or Structures in the Monterey Peninsula Airport; and Providing for Penalties for the Violation Thereof" and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 2: Adoption. The Monterey Peninsula Airport District hereby adopts by reference the 2019 California Building Standards Code, Title 24, as adopted by the California Building Standards Commission, which includes the 2019 California Administrative Code, the 2019 California Building Code, the 2019 California Residential Code, the 2019 California Electrical Code, the 2019 California Mechanical Code, the 2019 California Plumbing Code, the 2019 California Energy Code, the 2019 California Historical Building Code, the 2019 California Fire Code, the 2019 California Existing Building Code, the 2019 California Green Building Code, the 2019 California Referenced Standards Code, the 1997 Uniform Code for the Abatement of Dangerous Buildings, the 1997 Uniform Housing Code, and the 2012 International Property Maintenance Code. A true and correct copy of the 2019 California

Building Code as adopted by this section shall be on file in the office of the Secretary of the Monterey Peninsula Airport District for examination and use by the Public.

SECTION 3: The California Fire Code, 2019 edition, including Appendix Chapters, is hereby adopted as the Fire Code of the Monterey Peninsula Airport District, regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of building and premises as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, condition and terms of said Fire Code on file in the office of the Monterey Peninsula Airport District are hereby referred to, adopted, and made a part thereof, as if fully set out in this Chapter.

SECTION 4: That any person, firm or corporation violating any provision of the code adopted hereby or failing to comply therewith, or violating or failing to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder shall be deemed guilty of a misdemeanor or infraction, whichever may be charged, and, upon conviction thereof, shall be punishable by a fine not to exceed One Thousand Dollars (\$1,000) or by imprisonment in the county jail for not to exceed six (6) months, or both fine and imprisonment. Each separate day or portion thereof, during which any violation occurs or continues, shall be deemed to constitute a separate offense. The imposition of any one penalty for any violation shall not excuse the violation or permit it to continue and all such violations shall be corrected or remedied by the person, firm or corporation responsible for the violation within a reasonable time. The application of any penalties provided for above shall not be held to prevent the enforced removal of any violation of the code hereby adopted.

SECTION 5: Compliance with the California Environmental Quality Act. The Board of Directors finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines because it has no potential for resulting in physical change to the environment, directly or indirectly.

SECTION 6: Severability. If any section provision, of this Ordinance or the application thereof to any person or circumstances is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction or preempted by state legislation, such decision or legislation shall not affect the validity of the remaining portions of this Ordinance. The Board of Directors hereby declares that it would have passed this Ordinance and each and every section, subsection, sentence, clause or phrase hereof not declared invalid or unconstitutional without regard to any such decision or preemptive legislation.

This ordinance shall take effect on the 30th day after its adoption.

PASSED TO PRINT BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT: This 12th day of February 2020 by the following roll call vote:

AYES:	DIRECTORS:	Cursio, Miller, Sabo, Sawhney, Chair Leffel
NOES:	DIRECTORS:	None
ABSTAIN:	DIRECTORS:	None
ABSENT:	DIRECTORS:	None

H. ACCEPTANCE OF DEPARTMENT REPORTS

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

I. BOARD COMMITTEE REPORTS

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

a. Standing Committees:

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

b. Ad-Hoc Committees:

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

c. Liaison/Representatives:

- | | | |
|---|-----------------|--------------|
| i. Local Agency Formation Commission | Director Leffel | Alt: Sawhney |
| ii. Regional Taxi Authority | Director Cursio | Alt: Leffel |
| 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 |

Public Comment: Mike Dawson, member of the public, stated that he thinks it is a really good idea for the airport to pursue TSA to have them offer to mail back confiscated items that are of importance to the passenger, in reference to a comment on the Terminal Comment Cards report. He referenced a time where TSA mailed items for him and stated that from a customer service standpoint, he really appreciated it.

A break was taken from 9:31 AM to 9:36 AM.

J. CLOSED SESSION

The Board entered into Closed Session at 9:36 AM.

- 1. ANTICIPATED LITIGATION** (Government Code section 54956.9(d)(2)) the Board will meet with the Executive Director and District Counsel regarding anticipated litigation – one case.

K. RECONVENE TO OPEN SESSION

The Board returned to Open Session at 11:37 AM.

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

L. PENDING REQUESTS FOR FUTURE AGENDA ITEMS

- Report on the Del Rey Oaks Police Services Contract at the end of its first year*
- Presentation(s) from California Department of Transportation (Caltrans) and/or Transportation Agency for Monterey County regarding Highway 68 Improvements Project*

M. DISCUSSION OF FUTURE AGENDAS

- Status Update on Fire Engines (Sabo)*
- Status Update on PFAS Work Plan Implementation (Sabo)*

Director Miller stated that elections were coming up this year and asked staff to provide the Board members with large printouts of each of the District's districts.

Chair Leffel added to Director Miller's comment about elections and asked that staff look into the cost estimate for this year's election in comparison to the cost of previous elections before the districting.

N. ADJOURNMENT

The meeting adjourned at 11:45 AM.

Minutes Approved at the
Meeting of March 11, 2020



Mary Ann Leffel, Chair

ATTEST



Michael La Pier, AAE
District Secretary