

**ORMOND BEACH
AVIATION NOISE ABATEMENT TASK FORCE
REGULAR MEETING**

June 11, 2009

5:30 p.m.

**City Hall Training Room
22 South Beach Street
Ormond Beach, Florida**

I. Call to Order/Roll Call/Introductions

The meeting was called to order at 5:32 p.m. Lee Fannell, Vince Kinsler, Jeff LeFever, Kim Nichols, Adrian Thompson, Larry Volenec, Ty Wilson and Joe Wisniewski were present. Mr. Ayers was absent. Each member of the task force introduced themselves and provided some general information as to who they were and why they were there. Staff members present were Joyce Shanahan, City Manager, Joe Mannarino, Economic Development Director, Steven Lichliter, Airport Manager, Ann-Margret Emery, Deputy City Attorney, and Terri Hamsher, Recording Secretary.

II. Election of Chairman and Vice Chairman

Mr. Wilson nominated Mr. Kinsler as chairman. Mr. Kinsler asked what the role of the chairman was and stated that before he accepted the nomination he had concerns regarding the representatives on the task force. The task force should consist of five members from the community and four from the aviation field as was noted in the resolution the Commission adopted. There was more representation from the aviation field than from the residential communities and there was no representation from the Pine Trails subdivision. Mr. Kinsler refused himself from the nomination until this was resolved. A discussion ensued.

Mr. Kinsler nominated, and Mr. LeFever seconded, Mr. Thompson as chairman. The motion passed unanimously.

Ms. Nichols nominated, and Mr. Wilson seconded, Vince Kinsler as vice-chairman. The motion passed unanimously.

III. Presentation of Sunshine Laws – Legal Department

Ms. Ann-Margret Emery distributed the Rules of Procedure and Sunshine Law documents to the task force members. She provided an overview of the two documents, explained why the documents applied to this task force and its members, and cited examples for them. A discussion ensued.

IV. Member Comments

The members discussed operating under the Roberts Rules of Order. Mr. Fannell motioned and Mr. Wilson seconded that the Aircraft Noise Abatement Task Force adopt the Roberts Rules of Order as listed in the packet. All were in favor.

Mr. LeFever resigned from the task force so as to allow a resident from the Pine Trails subdivision to be present on the task force. The task force agreed to have the Commission appoint a resident from the Pine Trails subdivision to the task force. Mr.

Kinsler motioned, and Mr. Wilson seconded, that at the next task force meeting there would be a member from the Pine Trails community as a representative on the task force. The motion passed unanimously.

Mr. Thompson reviewed the tentative future meeting dates with the task force. The task force discussed the meetings date and agreed that they would meet at 5:30 p.m. on the following dates: June 18, 2009, June 25, 2009, July 16, 2009, July 30, 2009, August 13, 2009 and August 27, 2009.

V. Audience Comments

Charles Russell, 14 Cotton Mill Court, stated that Mr. Thompson said the bulk of the noise was coming from overflying planes. Mr. Russell stated that was incorrect and it was from the planes that were repeatedly returning. He stated that Mr. Thompson said that planes flying at night could not be stopped. He stated that when he had called to file a complaint about a plane that almost hit his home; he was told by the FAA representative that cities had the right to set hours of operation for flight schools.

Mr. Thompson replied that what he had said was in his belief the majority of aircraft causing the noise problem were not based at the airport, they may use it, but were not based there. He stated he did not believe the City could regulate when aircraft operated at an airport, but he would research it and get an answer to that.

Linda Wilson, 7 Circle Oaks Trail, asked why did the task force have to end.

Ms. Shanahan stated that the City Commission set a 90 day limit and if the task force was unable to reach a solution or provide a list of recommendations within that time period, then they should let staff know and staff would ask the Commission to reevaluate the resolution to extend the timeframe.

Norman Echelberry, 1032 Shockney Drive, stated that his community of Tomoka Estates was not in the City of Ormond Beach and he did not want them to be left out and have this issue pushed into his neighborhood. He had been doing a lot of documentation and asked who he should provide this documentation to?

Mr. Lichliter stated that Mr. Echelberry should provide the documentation to him.

Sean Daly stated that he was a resident of Northbrook and that he was directly on the east-west flight and had concerns about the traffic. He stated that staff seemed to indicate there was a lot that could not be done and if the contract the FAA has with the City regulated this?

Mr. Lichliter stated that when the government deeded the land to the City it limited the City's ability to control the airport and that it must be maintained as a public facility, the same as it would a public road.

Mr. Daly stated that his limited research indicated that the City could put reasonable regulations on the use of the airport. He stated that some airports had landing fees and some did not, and that touch and go's could be limited, that they had land and taxi regulations. The traffic he has seen at his home were the same five planes flying overhead, and asked if touch and go's were recorded as landings and take offs? He asked if touch and go's could be limited? Was the contract the FAA has with the City available to be looked at?

Mr. Lichliter stated that touch and go's were recorded as landings and take offs and that the deed was a public record and could be looked at.

Ms. Shanahan stated that the questions were all good, and the purpose of the task force was to look into all options such as landing fees and touch and go's and present that information, but they were not there to answer those questions tonight; the main purpose was to organize this meeting.

Alfred Perkins, 15 Cotton Mill Court, asked the task force to look into the financing of the airport, he was curious if he as a taxpayer were underwriting the cost of the airport and was told there was no operating statement that made clear the income and expenditure of the airport.

Ms. Shanahan stated that that was not in the purview of this task force and that the Finance Director would be discussing the airport finances at the July 13, 2009, Airport Advisory Board meeting.

VII. Next Meeting Date

The next meeting date is scheduled for June 18, 2009, at 5:30 p.m.

VIII. Adjournment

There being no further business, the meeting adjourned at 6:45 p.m.

Respectfully Submitted:

Terri Hamsher, Recording Secretary

Attest:

Adrian Thompson, Chairman