

Oregon State Aviation Board Meeting Minutes

February 19, 2015

Portland, Oregon

Pursuant to notice made by press release to newspapers of general and local circulation throughout the state and mailed to persons on the mailing list of the Committee, a meeting of the Oregon State Aviation Board was held on February 19, 2015, at Portland International Airport's (PDX) Conference Center in the St. Helens conference room.

Board Members Present: Chair, Mark Gardner; Board Members Nan Garnick, Larry Dalrymple, Mary Rosenblum and Vince Granato.

ODA Members Present: Director, Mitch Swecker; Business Manager, Joy Howard; Planning Manager, Heather Peck; Airport Planner, Jeff Caines; Administrative Assistant, Roger Sponseller.

Presenters and guests in attendance included: ODA Director, ODA Business Manager and ODA Projects & Planning Manager.

CALL TO ORDER – INTRODUCTIONS

The meeting started at 11:00 am

Self introductions were made.

ACTION ITEM – Approval of minutes from January 13, 2015 meeting.

Motion to approve by: Nan Garnick

Motion 2nd by: Larry

Motion passed unanimously

Public Comments:

There were no public comments.

Director's Update (handouts):

Mitch Swecker: ODA's Director, Mitch Swecker, briefed the board on agency business.

➤ Calendar of Events:

- Feb. Feb. 2nd – Legislative Session
Feb. 12th – Public Hearing
Feb. 16th – Sewer & Water Outside UGB Meeting and Merkley AP Tour
Feb. 19th – Aviation Board Meeting
Feb. 25th – SB 269
Feb. 26th – PAAM Meeting
Feb. 27th – Transportation Visioning
- March March 4th – Air Service Development Conference (4th – 6th)
March 9th – OAMA Conference (Salem Conference Center)
March 9th – Aviation Board Meeting
March 11th – OFAC Quarterly Meeting
March 13th – Salem City Club Drone Panel
March 16th – Precision Farming Expo (Salem March 16th-18th)
March 26th – PAAM Meeting
- April April 6th – State Aviation Meeting (Seattle)
April 7th – Federal Aviation Administration (FAA) Conference (Seattle 7th – 9th)
April 14th – All Agency Directors Meeting
April 16th – Aviation Board Meeting
April 23rd – PAAM Meeting
- May May 21st – Aviation Board Meeting
- June June 8th – ConnectOregon Oversight Committee Meeting
June 10th – OFAC Subcommittee Meeting
June 18th – Aviation Board Meeting

➤ Agency Correspondence:

- FY 2014 Gold Star Certificate – ODA was awarded the Gold Star Certificate for 2014. The Gold Star Certificate is awarded to state agencies that provide accurate and complete fiscal year-end information in a timely manner.
- House Bill 5004 Letter – Letter from ODA's Director, Mitch Swecker, to Senator Betsy Johnson and Representative David Gomberg of the Joint Committee on Ways and Means Subcommittee on Transportation and Economic Development answering questions about HB 5004 (Fuel Tax).
- Dept. of Energy Letter – Letter from ODA's Director, Mitch Swecker, to the Oregon Dept. of Energy regarding ODA's evaluation of tall structures for the proposed

construction of Jordan Cove, South Dunes Energy Plants, LNG and the Vessel Berth at North Bend, Coos County, Oregon.

- Dept. of Energy Letter – Letter from ODA’s Director, Mitch Swecker, to Andrea Goodwin, Energy Facility Siting Analyst with the Oregon Dept. of Energy regarding the South Dunes Power Plant at Jordan Cove.
- Affirmative Action Plan – Letter from the Governor’s office approving ODA’s Affirmative Action Plan for 2015-17.

Fiscal Statement (handout):

Mitch Swecker: ODA’s Director, Mitch Swecker, presented to the board the current fiscal status of the agency. Topics covered included:

- Sources and Use of Funds
- Expenditures by Program
- AV/Jet Fuel Revenue
- Annual Jet Fuel and AV Gas in Gallons
- Jet Fuel and AV Gas Net Revenue
- Limitation and Cash Balances
- Operations Cumulative Totals
- ODA Operations Cash Balance
- Operations
- State Owned Airport Profit / Loss Summary
- Search & Rescue Cumulative Totals
- Search & Rescue Cash Balance
- Revenue From Pilot Registration – Actual vs. Projected
- Aircraft Registration Cumulative Totals
- Aircraft Registration Cash Balance
- Aircraft Registration Revenue – Actual vs. Projected
- Pavement Maintenance Program Cumulative Totals
- Pavement Maintenance Cash Balance

Administration Updates (handouts):

Joy Howard: ODA's Business Manager, Joy Howard, briefed the board on ODA Administrative issues. Topics covered included:

- Update on pending Oregon Administrative Rules – Currently working to revise the agency's OAR's; including civil penalties.
- Update on aviation related legislation including:
 - HB 5004 – ODA Budget Bill
 - HB 5006 – Capital Construction Bill
 - SB 269 – Raises fees on pilot, aircraft and airport registration
- Update on Legislative Concepts – ODA, in conjunction with DOJ, is working on updating several statutes relating to aviation including:
 - HB 2038 – Allows aviation as part of recreational stature (ORS 105.672) relating to limited liability for aviation use of land.
 - HB 2075 – Relating to aircraft fuel; prescribing an effective date; providing for revenue raising that requires approval by a three-fifths majority.
 - HB 2274 / 2275 – *ConnectOregon* Fund name changed to Multimodal Fund.
 - HB 2354 – Changes defined term “drone” to “unmanned aerial system.”
 - HB 2432 – Requires airports to have permit from Fire Marshall for fireworks at airports (to haze birds).
 - HB 2534 – Directs Fish & Wildlife to adopt rules prohibiting drones for hunting or angling.
 - SB 393 – Changes defined term “drone” to “unmanned aerial system.”
 - SJM (Senate Joint Memorial) – Expresses support for Federal Aviation Administration initiative to certify safe unleaded aviation fuel.

Airports Update:

Mitch Swecker: Director Swecker, filling-in for ODA's Airports Manager Matthew Maass, updated the board members on current airport issues. These issues included:

- Mulino Update – Skydiving outfit has had two instances where parachute operations have missed its designated drop zone and landed across the runway. Director Swecker has

instructed State Airports Manager Matthew Maass to inform the group that if it happens a third time ODA will move the drop zone.

- Cottage Grove & Condon Annexations – Both Cottage Grove and Condon are talking to ODA about annexing the airports into their city limits. Options are being explored.
- Coos Bay Tall Structure – A proposed wind turbine is being considered for the city of Coos Bay. Structure will be located near the airport.

Projects & Planning (handouts):

Heather Peck: ODA's Projects & Planning Manager, Heather Peck, briefed the board on current projects.

Status of Projects:

- Aurora – Tower project is still proceeding on track. Outside looks great and the inside is being finished.
- PMP – 2015 PMP program shaping up. Eastern Region focus this year.
- PEP Update – Ongoing
- Cottage Grove – Done
- Wasco Beacon Tower - Done
- Joseph Obstruction Removal - Done
- Aurora Apron / Taxilane Project – Pushed back because of some price issues.
- Bandon Master Plan – Ongoing and on schedule. Meeting in Bandon on March 24th.
- Mulino Master Plan – Will begin in the next couple of months.
- System Planning 2015 Update – RSP is out there.

At this point in the Aviation Board meeting, the board voted to approve ODA's State Agency Coordination (SAC) Rules agreement.

ACTION ITEM – Approval of State Agency Coordination Rules Agreement.

Motion to approve by: Larry Dalrymple

Motion 2nd by: Nan Garnick

Motion passed unanimously

Closing Comments:

Mitch Swecker: Director Swecker discussed with the board the updated FAA rulings regarding Unmanned Aerial Systems (UAS) use. Recent changes to the rules have eliminated the requirement for UAS operators to be licensed pilots. Many UAS companies are very concerned that the oppressive FAA rules are killing the industry in the U.S. Many of the companies are moving to Australia where they are allowed to fly and operate freely. To operate in the U.S., companies must first be granted a “333 Exemption” from the FAA to do so. This gives the companies who are able to get “333 Exemption” a huge advantage over those who cannot. There are over 200 companies in Oregon alone that are trying to compete for business. Rules for recreational use of UAS’s have not been updated. One of those rules states that a UAS is not allowed to fly at night. Director Swecker recommended that the board issue a comment stating that if a UAS has the ability and capacity to fly at night, and the operator is qualified, they should be allowed to do so. Allowing UAS’s to operate at night (using thermal or infrared imaging) could have a huge impact for firefighters trying to spot forest fire “hot-spots” at night. The Aviation Board agreed this would be a good idea and asked Director Swecker to draft the letter.

ACTION ITEM – Motion to Adjourn the February 2015 Oregon Aviation Board Meeting

Motion to approve by: Nan Garnick

Motion 2nd by: Vince Granato

Motion passed unanimously

Meeting ended at 12:30pm