



**MINUTES  
KALAMZOO COUNTY AERONAUTICS  
BOARD OF TRUSTEES  
REGULAR MEETING**

**DECEMBER 13, 2012**

ITEM 1                    Call to Order: Aeronautics Board Chair Gil Collver called the meeting to order at 10:35 a.m.

ITEM 2                    Roll Call: Members in attendance – Gil Collver, Bill Duggan, Greg Kurdys, Mark Weiss and Jim Woodruff.

Staff Present: Cliff Moshoginis, David Reid, Lisa Henthorn, Linda Bunting, Heather Nelson, Lisa Bradshaw and Thom Canny.

Also Present: County Liaisons Nasim Ansari and Tim Rogowski.

ITEM 3                    Approval of the November 29, 2012 Board Meeting Minutes: There being no changes or corrections presented, the minutes were approved as published.

ITEM 4                    Citizen Comments: Aeronautics Board Chair Collver went over the Citizen Comments process stating that any citizen present at the board meetings can address the board on a non-agenda item. They should address the board at the podium and state their name and their address and limit their remarks to four minutes. If someone would like to address an item that is on the consent agenda, they may request that the item be removed from the agenda. No comments were presented.

ITEM 5                    For Consideration:

**AIRPORT CONSENT AGENDA ITEMS** – None were presented.

**AIRPORT NON-CONSENT AGENDA ITEMS**

A. UCS CONTRACT EXTENSION – Assistant Airport Director of Operations & Maintenance, David Reid explained that this is a request to approve the agreement extension between the Kalamazoo County Aeronautics Board of Trustees and United Commercial Services, Inc. for the purpose of providing janitorial services for the airport terminal building, and authorize the Chairperson to sign. The original agreement was executed December 10, 2009. The agreement was modified in April, 2011 to accommodate the revised scope of work in the ‘new’ terminal building. The original agreement provided for the option of two one-year extensions at the discretion of the airport. This is the second of the two extensions and is

effective January 1, 2013 until December 31, 2013. The extension payment will remain at the 2011/2012 amount of \$15,755.00. All other covenants, terms and conditions remain in full force of the original contract. Legal Counsel has reviewed the extension agreement and it is recommended that the extension be approved. On a motion made by Mr. Duggan, supported by Mr. Kurdys, the motion was approved.

B. RECOMMENDATION FOR PREFERENCE CASE SETTLEMENT –Airport Director Cliff Moshoginis explained that this in relation to Southern Sky Air & Tours bankruptcy settlement. This is a recommendation to move forward with the settlement of the preference action by the bankruptcy trustee in the Southern Sky Air & Tours d.b.a. Direct Air case to the Kalamazoo County Board of Commissioners and authorize the airports outside attorney to execute the stipulation of settlement document. The amount we received within that time frame was \$40,000. Our outside legal counsel from Law Weathers responded with an argument to try to reduce the amount and avoid litigation in this preference case. They were successful in reducing that amount to \$25,000 and avoid any litigation that would be brought forward (see attached Stipulation of Settlement). Our outside legal counsel has reviewed the settlement and recommends we accept the settlement. Airport administration concurs with the legal advice provided and recommends the settlement. As a matter of process to settle litigation, this comes to the Aeronautics Board as a recommendation to the Kalamazoo County Board of Commissioners for the settlement. On a motion made by Mr. Kurdys, supported by Mr. Duggan, the motion was approved.

### **AERONAUTICS BOARD AGENDA ITEMS**

A. 2013 Rates & Charges Resolution – Mr. Moshoginis explained that this is the revised annual Rates & Charges Policy, which includes changes that were approved by the budget committee for budget year 2013, along with the revenue impact. On a motion made by Mr. Weiss, supported by Mr. Duggan, the motion was approved.

B. 2013 Aeronautics Board Committee Assignments – Mr. Collver stated that with the exception of removing Vice-Chair Woodruff from the Compensation/Evaluation Committee, all committees will remain the same if there is no objection from any board members. On a motion made by Mr. Woodruff, supported by Mr. Kurdys, the motion was approved.

C. 2013 Secretary/Assistant Secretary Assignments – Mr. Collver explained that this is an annual by-law obligation for the Board to appoint the two positions. On a Motion made by Mr. Duggan, supported by Mr. Woodruff, the motion to reappoint Mr. Moshoginis as Secretary and Ms. Bunting as Assistant Secretary of the Board, was approved.

ITEM 6. Unfinished Business: There was no unfinished business presented.

ITEM 7. New Business: There was no new business presented.

ITEM 8. Airport Director's Report: Airport Director Cliff Moshoginis stated that he will be sending information to the air service committee, comprised of Chair Collver, Vice-Chair Woodruff and Mr. Duggan to go over some air service possibilities.

He stated that time for his evaluation needs to be scheduled with the Compensation/Evaluation Committee.

He informed everyone that he will be on vacation from December 22, 2012 through January 7, 2013, however he will be available should anyone have any issues arise.

He stated that there have been a lot of positive comments about the new commercial and people seem to be getting the message that it is to convey.

ITEM 9. Member's Time: Kalamazoo County Board Liaison Nasim Ansari stated that this is his last meeting as a board liaison and expressed his thanks to everyone for being able to work with the Aeronautics Board, stating that he feels this board is the most efficient board he has ever worked with and he has enjoyed the opportunity. Kalamazoo County Board Liaison Tim Rogowski stated that it has been very interesting being able to participate and that he has learned a lot about different perception with regard to the serving on the County and Aeronautics Boards. He stated that it has been fun to be able to work in a field he is passionate about, aviation.

ITEM 10. Adjournment: Chair Collver adjourned the meeting at 11:00 a.m.