

**AERONAUTICS COMMISSION CONFERENCE CALL MEETING MINUTES  
AUGUST 22, 2017 – 1:00 P.M.  
BECKER-HANSEN BUILDING – 700 EAST BROADWAY  
PIERRE, SOUTH DAKOTA**

**COMMISSIONERS PRESENT**

**VIA CONFERENCE CALL:** Eric Odenbach, Chairman  
Arnie Hauge, Vice Chairman  
Chris Funk, Member  
Dave Luers, Member  
Dan Noteboom, Member  
Skip VanDerhule, Member

**DOT STAFF PRESENT:** Joel Jundt, Jack Dokken, Jon Becker, Tom Koch, Jennifer Boehm,  
Bonnie Olson, Karla Engle, and Tessa Wenner

**OTHERS PRESENT**

**VIA CONFERENCE CALL:** Dustin DeBoer (DOT), Steve Hamilton, and Bob Mercer

Chairman Odenbach called the meeting of the South Dakota Aeronautics Commission meeting to order at 1:00 p.m. Roll call was taken and a quorum was determined.

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Karla Engle, Office of Legal Counsel presented information on the new conflict of interest laws relating to boards and commissions.

After Engle’s presentation, Chairman Odenbach opened the floor to the Commission members to disclose potential conflicts of interest and to present requests for waivers pursuant to South Dakota Codified Law (SDCL) chapter 3-23.

Skip Vanderhule submitted a written waiver request (attached to and incorporated into these minutes as **Exhibit A**) concerning a hangar lease entered into between Vanderhule and James G. Cox, as co-owners of an aircraft, and the city of Yankton, South Dakota. The lease allows Vanderhule and Cox to house their aircraft in the city-owned hangar. Vanderhule will abstain from any discussion and voting in regard to items with the city of Yankton, South Dakota.

A MOTION WAS MADE by Funk and seconded by Luers to approve the waiver request submitted by Vanderhule as the Commission has determined the matter underlying the conflict is fair, reasonable, and not contrary to public interest. All present voted aye by roll call vote, except Vanderhule, who abstained from the Commission discussion and vote. The motion carried.

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Chairman Odenbach asked for a motion to approve the minutes of June 27, 2017.

A MOTION WAS MADE by Vanderhule and seconded by Funk to approve the June 27, 2017, meeting minutes. All present voted aye by roll call vote. The motion carried.

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Joel Jundt, Deputy Secretary of the Department of Transportation (the “Department”), stated that the Federal Aviation Administration (“FAA”) bill is due to expire September 30, 2017, but with Congress being in summer recess, it will be difficult to get a bill passed. It is likely Congress will extend the current legislation. In addition, a fiscal year (“FY”) 2018 Federal Appropriations bill needs to be passed as it also expires September 30, 2017. Commission members posed a question and a request to discuss state financials. Jundt briefly discussed the financial report posted on the Commission’s webpage that was recently updated for FY2017. The Department will add the financials as an agenda item for the next Commission meeting and will provide a proposed financial chart for the Commission’s review and consideration.

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Harold Davidson Field, Vermillion AIP #3-46-0056-11-2015 – Design engineering for reconstruction of the apron.

The federal grant amount was increased to reflect final as-built measured quantities for construction. The state share must increase accordingly.

	Federal (90%)	State (5%)
Final project	\$41,596.00	\$2,310.89
Original grant	\$40,000.00	\$2,222.22
Change	\$1,596.00	\$88.67

The Department recommends approval of a state grant amendment in the amount of \$88.67.

A MOTION WAS MADE by Vanderhule and seconded by Hauge to approve an amendment for the Harold Davidson Field, Vermillion AIP #3-46-0056-11-2015 agreement to increase the state’s share of funding in the amount of \$88.67. All present voted aye by roll call vote. The motion carried.

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Aberdeen 3-46-0001-037-2017

Snow Removal Equipment (SRE) acquisition, wildlife hazard assessment, and wildlife hazard management plan.

Federal Share	\$ 1,215,000.00
State Share	\$ 67,500.00
Local Share	\$ 67,500.00
Total	\$ 1,350,000.00

The Department recommends approval of state assistance in the amount of \$67,500.00.

Britton 3-46-0004-012-2017

Design, construction and testing for hangar taxiway expansion.

Federal Share	\$ 463,500.00
State Share	\$ 25,750.00
Local Share	\$ 25,750.00
Total	\$ 515,000.00

The Department recommends approval of state assistance in the amount of \$25,750.00.

Canton 3-46-0007-007-2017

Construct wildlife fence and wetland mitigation.

Federal Share	\$ 402,901.00
State Share	\$ 22,383.00
Local Share	\$ 22,385.00
Total	\$ 447,669.00

The Department recommends approval of state assistance in the amount of \$22,383.00.

Chamberlain 3-46-0071-009-2017

Produce a master plan and airport layout plan, including aviation forecast and exhibit A property map.

Federal Share	\$ 220,590.00
State Share	\$ 12,255.00
Local Share	\$ 12,255.00
Total	\$ 245,100.00

The Department recommends approval of state assistance in the amount of \$12,255.00.

Clark County 3-46-0009-011-2017

Acquire SRE and attachments.

Federal Share	\$ 157,500.00
State Share	\$ 8,750.00
Local Share	\$ 8,750.00
Total	\$ 175,000.00

The Department recommends approval of state assistance in the amount of \$8,750.00.

Custer County 3-46-0011-013-2017

Reconstruct apron including, engineering, administration and testing.

Federal Share	\$ 575,000.00
State Share	\$ 31,944.44
Local Share	\$ 31,944.45
 Total	 \$ 638,888.89

The Department recommends approval of state assistance in the amount of \$31,944.44.

A MOTION WAS MADE by Hauge and seconded by Funk to approve the following grant applications:

- Aberdeen 3-46-0001-037-2017, state assistance in the amount of \$67,500.00
- Britton 3-46-0004-012-2017, state assistance in the amount of \$25,750.00
- Canton 3-46-0007-007-2017, state assistance in the amount of \$22,383.00
- Chamberlain 3-46-0071-009-2017, state assistance in the amount of \$12,255.00.
- Clark County 3-46-0009-011-2017, state assistance in the amount of \$8,750.00.
- Custer County 3-46-0011-013-2017, state assistance in the amount of \$31,944.44

All present voted aye by roll call vote. The motion carried.

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Eagle Butte 3-46-0068-009-2017

Design, bidding, CATEX, class III cultural survey for reconstruction and expansion of apron.

Federal Share	\$ 72,000.00
State Share	\$ 4,000.00
Local Share	\$ 4,000.00
 Total	 \$ 80,000.00

The Department recommends approval of state assistance in the amount of \$4,000.00.

A MOTION WAS MADE by Funk and seconded by Noteboom to approve state assistance in the amount of \$4,000.00 for Eagle Butte 3-46-0068-009-2017. All present voted aye by roll call vote. The motion carried.

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Faulkton 3-46-0016-010-2017

Environmental assessment to include wetland delineation, wildlife hazard site visit and cultural survey.

Federal Share	\$ 112,500.00
State Share	\$ 6,250.00
Local Share	\$ 6,250.00
Total	\$ 125,000.00

The Department recommends approval of state assistance in the amount of \$6,250.00.

Madison 3-46-0029-014-2017

Wetland mitigation consisting of purchasing approximately 29.44 credits via a wetland bank.

Federal Share	\$ 299,700.00
State Share	\$ 16,650.00
Local Share	\$ 16,650.00
Total	\$ 333,000.00

The Department recommends approval of state assistance in the amount of \$16,650.00.

Martin 3-46-0030-012-2017

Construction, engineering and administration for wildlife fence.

Federal Share	\$ 165,000.00
State Share	\$ 9,166.66
Local Share	\$ 9,166.67
Total	\$ 183,333.33

The Department recommends approval of state assistance in the amount of \$9,166.66.

Mitchell 3-46-0037-027-2017

Purchase SRE.

Federal Share	\$ 119,700.00
State Share	\$ 6,650.00
Local Share	\$ 6,650.00
Total	\$ 133,000.00

The Department recommends approval of state assistance in the amount of \$6,650.00.

## Mobridge 3-46-0038-011-2017

Design for reconstruction of runway 12/30 and connector taxiway, turnaround expansion, replacement of medium intensity runway lights and precision approach path indicators. new taxiway medium intensity taxiway lights and partial runway safety area, grading, land acquisition, exhibit A update. Reimbursement for 12' SRE blade and pusher box attachments.

Federal Share	\$ 337,509.00
State Share	\$ 18,751.00
Local Share	\$ 18,751.00
Total	\$ 375,011.00

The Department recommends approval of state assistance in the amount of \$18,751.00.

## Rapid City 3-46-0048-049-2017

Reconstruction of apron phase 2, SRE sander, design for de-icing apron and containment system.

Federal Share	\$ 1,615,000.00
State Share	\$ 89,722.22
Local Share	\$ 89,722.22
Total	\$ 1,794,444.44

The Department recommends approval of state assistance in the amount of \$89,722.22.

## Sioux Falls 3-46-0050-051-2017

Partial reconstruction of runway 3/21, including in-pavement centerline lights; runway 3/21 partial rehab; runway 3/21 partial runway safety area grading; taxiway B1 & B3 reconstruction within 3/21 object free area including edge lights..

Federal Share	\$ 8,227,472.00
State Share	\$ 457,081.00
Local Share	\$ 457,081.00
Total	\$ 9,141,637.00

The Department recommends approval of state assistance in the amount of \$457,081.00.

A MOTION WAS MADE by Vanderhule and seconded by Luers to approve state assistance for the following grant applications:

Faulkton 3-46-0016-010-2017, state assistance in the amount of \$6,250.00.  
 Madison 3-46-0029-014-2017, state assistance in the amount of \$16,650.00  
 Martin 3-46-0030-012-2017, state assistance in the amount of \$9,166.66

Mitchell 3-46-0037-027-2017, state assistance in the amount of \$6,650.00  
Mobridge 3-46-0038-011-2017, state assistance in the amount of \$18,751.00  
Rapid City 3-46-0048-049-2017, state assistance in the amount of \$89,722.22  
Sioux Falls 3-46-0050-051-2017, state assistance in the amount of \$457,081.00

All present voted aye by roll call vote. The motion carried.

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The following aeronautical study has not been approved by the FAA as of the date of the meeting. Sprint is asking the Aeronautics Commission for conditional approval pending the FAA's issuance of a "Determination of No Hazard to Air Navigation".

Permit #2017-14082, Presho, SD  
FAA Aeronautical Study 2017-AGL-14082-OE

Sprint is proposing to construct a 104 ft. steel antenna tower approximately 0.97 miles east of the Presho airport.

The Department is recommending Commission approval.

A MOTION WAS MADE by Vanderhule and seconded by Funk to approve Permit #2017-14082, Presho, SD pending FAA approval. All present voted aye by roll call vote. The motion carried.

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A MOTION WAS MADE by Vanderhule and seconded by Luers to adjourn.

With no other business to come before the Commission, the meeting was adjourned at 2:45 p.m.

Exhibit A

Attachment 1-3

STATE OF SOUTH DAKOTA  
AERONAUTICS COMMISSION  
(insert name of board/commission/authority)

REQUEST FOR STATE BOARD WAIVER  
PURSUANT TO SDCL CHAPTER 3-23

**THIS IS A PUBLIC DOCUMENT**

Date: 22-AUG-2017

Name of Board Member or Former Board Member: VERNON C VANDERHULE

Name of Board, Authority or Commission: AERONAUTICS COMMISSION

Brief explanation of contract for which a waiver is requested:

- a) Parties to the contract   City of Yankton  
                                  Vernon C VanDerhule  
                                  James G Cox
  
- b) Board Member's role in the contract   Contract is for annual rental of a T-Hangar in which an aircraft owned jointly by Vernon C VanDerhule and James G Cox is housed. There are -6- T-Hangars, VanDerhule and Cox rent only -1-. The other -5- are rented to unrelated parties. All -6- tenants pay exactly the same annual rent!
  
- c) Purpose and objective of the contract   The City wants to rent units of the T-Hangar and VanDerhule/Cox desire to rent one of the available units.
  
- d) Consideration or benefit conferred or agreed to be conferred upon each party  
Cox and VanDerhule pay the City a combined total of \$1,555.38 annually, adjusted annually for inflation. Cox and VanDerhule also pay 100% of electric utility costs.
  
- e) Duration of the contract   Contract is January 1 to January 1 and is renewable.

Signature of Requesting Party:       Date 8-22-17