

# SOUTH DAKOTA AERONAUTICS COMMISSION MEETING

Thursday, September 16, 2021 at 2:00 p.m. CDT via conference call

Becker-Hansen Building/ Commission Room – 700 E. Broadway Ave, Pierre SD 57501

## COMMISSIONERS PRESENT

### VIA CONFERENCE CALL:

Eric Odenbach, Chairman  
Bob Huggins, Vice-chairman  
Rolf Johnson  
Kassidy Nelson  
Jerry Rieber  
Dave Luers  
Christopher Funk

## DOT STAFF PRESENT:

Jack Dokken, Tom Koch, Jon Becker, Brad Remmich,  
Kyle Weinman, and Kari Kroll

## DOT STAFF PRESENT

### VIA CONFERENCE CALL:

Joel Jundt and Dustin DeBoer

## OTHERS PRESENT

### VIA CONFERENCE CALL:

Steve Hamilton – South Dakota Pilots Association (SDPA); Darrell Hillestad (Groton Airport Board); Terry Herron (Groton Airport Manager); and Mark Wiederrich (KLJ)

Chairman Eric Odenbach called the meeting of the South Dakota Aeronautics Commission (the “Commission”) to order at 2:00 p.m. CDT. A roll call was taken, and a quorum was determined.

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Odenbach opened the floor to the Commission to disclose potential conflicts of interest and to present requests for waiver pursuant to the South Dakota Codified Law (SDCL) Chapter 3-23.

Odenbach presented an annual disclosure and a waiver received from Vice-chairman Bob Huggins concerning potential conflict of interest. A copy of the request for waiver is attached to and incorporated into these minutes as **Attachment A**. Huggins accepted a teaching position at Lake Area Technical Institute starting in the Fall 2021 semester.

Commissioner Rieber elected to abstain from the vote due to possible conflict of interest due to a connection with Lake Area Technical Institute.

A MOTION WAS MADE by Funk and seconded by Luers that the matters disclosed in the annual disclosure and waiver request are fair, reasonable, and not contrary to public interest. All present voted aye by roll call vote, except Huggins and Rieber, who abstained. The motion carried.

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Commission Christopher Funk left the meeting at 2:04 p.m.

Odenbach asked for a motion to approve the August 19, 2021 Commission meeting minutes.

A MOTION WAS MADE by Huggins and seconded by Rieber to approve the August 19, 2021 Commission meeting minutes. All present voted aye by roll call vote. The motion carried.

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Funk rejoined the meeting at 2:06 p.m.

Odenbach opened the floor to public input. No member of the public address the Commission or offered input.

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Secretary Joel Jundt of the Department of Transportation (the “Department”) presented the Secretary’s Report. Jundt shared that no decision has been made by the U.S. Congress regarding the Federal Reauthorization and Appropriation bills and that he anticipates that another continuing resolution will go into place on October 1, 2021, until the needed bills can be passed.

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Jon Becker, Office of Air, Rail, and Transit, presented the following 2021 Airport Improvement Program (AIP) grant to the Commission for consideration.

**Sioux Falls 3-46-0050-057-2021**

- **Design of Runway:** 15-33(8,000'X150', Concrete) to Taxiway B5 and Reconstruction
- **Design of Taxiway:** A (6,400'X75', Concrete), A1 (300'x75', Concrete), A3 (250'x75' Asphalt), A5 (275'x75', Asphalt) and Rehabilitation, D (750'x50', Asphalt) Reconstruction and Realignment, F (400'x500' Asphalt) with Reconstruction and M (1,490'x75', Concrete) with Rehabilitation.
- **Construction of Taxiway:** B (3,400x75', Concrete), B4 (300'x75', Concrete) and B5 (340'x75', Concrete) with Rehabilitation
- **Acquire and Install:** Two Passenger Boarding Bridges for Gates 4 and 6.
- **Removal of Taxiway:** Airport Hot Spot “E”

Federal Share	\$ 3,772,348.00
State Share	\$
Local Share	\$
Total	\$ 3,772,348.00

Mark Weiderrich from KLJ Engineering explained the details of the project and answered questions from the Commission.

A MOTION WAS MADE by Funk and Seconded by Luers to approve the Sioux Fall AIP project on Attachment #3. All present voted aye by roll call vote. The motion carried.

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Becker presented to the Commission an amendment to the state match portion of a 2018 AIP project in Mobridge. The federal grant amount increased for the Mobridge Municipal Airport AIP project #3-46-0038-12-2018 to cover allotted time frames for additional work and to close out the grant. The Department recommends approval of state assistance in the amendment to the project for an additional amount of \$123.95.

	<b>Federal (90%)</b>	<b>State (5%)</b>
Final project	\$357,691.00	\$19,871.73
Original grant	\$319,914.00	\$19,747.78
Difference	\$37,777.00	\$123.95

A MOTION WAS MADE by Rieber and seconded by Huggins to approve the state match amendment to AIP project #3-46-0038-12-2018 at the Mobridge Municipal Airport. All present voted aye by roll call vote. The motion carried.

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Tom Koch, Office of Air, Rail, and Transit, presented to the Commission a request for funds from the City of Groton to help offset the cost of the airport runway improvements. To accommodate a better variety of aircraft and to ensure clear approaches in the future, the City of Groton has reconstructed the runway at the Groton Municipal Airport. Most of the project was accomplished by volunteer labor except the fine grading, which was done by a construction contractor utilizing GPS grading equipment. The project was completed at a total cost of \$11,788.27. The City is requesting 75% reimbursement for fuel, seeding, and fine grading.

As per *South Dakota Aeronautics Commission Policies and Procedures* for use of state funds, paragraph D1, the Groton Municipal Airport meets the criteria for state funding. The Department recommends the approval for 75% state participation in the total of \$8,841.20 to the City of Groton.

Darrell Hillestad, Groton Airport Board member, and Terry Herron, Groton Airport Manager, explained the details of the project and answered questions from the Commission.

A MOTION WAS MADE by Luers and seconded by Nelson to approve the request for 75% state participation reimbursement for a total of \$8,841.20 to the City of Groton for their runway reconstruction project. All present voted aye by roll call vote. The motion carried.

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With no other business to come before the Commission, Odenbach adjourned the meeting at 2:32 p.m. CDT.

STATE OF SOUTH DAKOTA  
AERONAUTICS COMMISSION

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

**THIS IS A PUBLIC DOCUMENT**

Date: August 12, 2021

Name of Commission Member or Former Commission Member: Robert F. Huggins

Brief explanation of contract for which a waiver is requested:

- a) Parties to the contract  
Lake Area Technical College and Robert F. Huggins
  
- b) Commission Member's role in the contract  
Adjunct Instructor for one course.
  
- c) Purpose and objective of the contract  
To allow Robert Huggins to instruct one class in the Professional Pilot Course
  
- d) Consideration or benefit conferred or agreed to be conferred upon each party  
Pay will be the standard rate for an adjunct instructor based on course hours.
  
- e) Duration of the contract  
Fall Semester 2021

Signature of Requesting Party:  Date August 12, 2021

ANNUAL DISCLOSURE FOR AUTHORITY/BOARD/COMMISSION MEMBER  
PURSUANT TO SDCL CHAPTER 3-23

THIS IS A PUBLIC DOCUMENT

Name of Member: ROBERT F. HUGGINS

Name of Board, Authority or Commission: SOUTH DAKOTA AERONAUTICS COMMISSION

The Member shall disclose below any contract in which the Member has an interest or from which the Member derives a direct benefit if the contract is:

- 1) With the state agency to which the Member's board, authority or commission is attached for reporting or oversight purposes and which contract requires the expenditure of government funds;
- 2) With the state and which contract requires the approval of the Member's board, authority or commission and the expenditure of government funds; or
- 3) With a political subdivision of the state if the political subdivision approves the contract and:
  - a. Is under the regulatory oversight of the authority, board, or commission, or
  - b. Is under the regulatory oversight of the agency to which the Member's board, authority or commission is attached.

The Member shall disclose the contract even though no additional authorization is needed from the Member's board, authority or commission to have an interest or derive a benefit from the contract.

The Member shall also identify every entity in which the Member possesses an ownership interest of five percent or greater if:

- 1) The entity receives grant money from the State, either directly or by a pass-through grant or
- 2) The entity contracts with the State or any political subdivision for services.



1. **Contracts in which you have an interest pursuant to SDCL Chapter 3-23 and which do not violate any other provision of law** - Provide the following for each contract in which you have, or will have, an interest. For further information see SDCL 3-23-2.1 and 3-23-3.1.

Description of the contract	Parties	Description of your interest/role in the contract	Date contract was previously disclosed, if applicable
TO HIRE ROBERT HUGGINS AS AN ADJUNCT INSTRUCTOR IN AVIATION	LAKE AREA TECHNICAL COLLEGE & ROBERT HUGGINS	TO BE HIRED AS AN INSTRUCTOR	NA

Attach additional pages, if necessary.

2. **Contracts in which you have a direct benefit pursuant to SDCL Chapter 3-23** - Provide the following for each contract from which you derive, or will derive, a direct benefit. For more information see SDCL 3-23-2, 3-23-2.2 and 3-23-3.1.

Description of the contract	Parties	Description of the direct benefit	Date contract was authorized
SEE #1			

Attach additional pages, if necessary.

3. Entities in which you possess an ownership interest of five percent or more that receive grant money from the State, either directly or by a pass-through grant, or that contract with the State or any political subdivision for services – Provide the following for each such entity. See SDCL 3-23-3.1.

Description of the contract or grant	Party in which you possess the interest	State agency or subdivision
NONE		

*Attach additional pages, if necessary.*

The member shall complete a separate authorization request for any contract identified above that requires authorization from the Member's board, authority or commission in order for the Member to legally derive a direct benefit.

Signature of Member: Robert F. Hugg Date: 8/11/2021