

**Minutes  
Airport Advisory Board  
November 14, 2016**

On this 14<sup>th</sup> day of November, 2016, at 3:00 p.m., the Airport Advisory Board of the City of Devine convened in a meeting, and the following members thereof, being present:

Vickie Pumphrey, Airport Manager  
Bill Bain, Vice-Chairman  
C.E. (Curly) Brehm  
Hap Squires

Absent being, Board Members Tony Crosby, Glen Dale Estep and Greg Coyne; thus, constituting a quorum.

Personnel present: William L. Herring, Mayor; Dora V. Rodriguez, Interim City Administrator/City Secretary; Denise Duffy, City Accountant; and Tom Cate, City Attorney.

Others present: Erich Ehlinger, David Ehlinger, Eldora Brehm, James R. Spurgers and Chris Yanta.

Chairman C.E. (Curly) Brehm called the meeting to order.

The first order of business was to discuss and consider approval of minutes for September 19, 2016.

The Board reviewed the minutes and held discussion.

Motion by Board Member Bill Bain, seconded by Board Member Hap Squires to approve the minutes for September 19, 2016.

Ayes	--	Four
Nays	--	None
Absent	--	Three – Board Members Tony Crosby Glen Dale Estep, Greg Coyne

Motion carried.

The second order of business was to discuss and consider request for Aviation Fuels, Inc. to sell fuel at the Devine Airport.

Erich Ehlinger addressed the Board and respectfully requested for their unanimous consent and approval to advise the City to allow Aviation Fuels, Inc. to sell fuel at the Airport.

Chairman C.E. (Curly) Brehm asked if he planned to be totally covered by the proper insurance, both for damage and EPA. Mr. Ehlinger responded, "Yes," and informed the Board that there are actually six different types of insurance that they are going to need to have with this plan.

**Airport Advisory Board Meeting Minutes**  
**November 14, 2016**  
**Page 2**

Chairman C.E. (Curly) Brehm inquired if a plane would be paid for if it were to be burned down. The answer was, "Yes." He then asked, "What if you have a spill?" According to Erich Ehlinger, they have a Remediation Plan that would be submitted to Medina County. He said they're not sure if they're going to do a double wall tank and use containment within that or do a single wall with a containment system around it. He said it depends on the pricing.

Erich Ehlinger informed the Board that he plans to place the fuel station in between the existing 17,000 square foot hangar and the new hangar on that travel area; which is where the tie down pad used to be (on the pavement).

David Ehlinger told the Board that there are some restrictions; he said there is a 50 foot setback requirement that needs to be satisfied, from the building to the tanks. Erich Ehlinger explained that there are several limitations but all of these fall under the jurisdiction of the Fire Marshall. He told the Board that the City of Devine uses a company called Bureau Veritas and explained to them that they would first need to get an approved plan from Bureau Veritas before they can get something from the City. Mr. Erich Ehlinger said that they are basically asking for the Board's permission to negotiate with the City.

Board Member Hap Squires inquired if this is going to be a permanent facility and not a truck. Erich Ehlinger explained that they are proposing to have a minimum of 4,000 gallons but they are hoping to do an 8,000 gallon tank fixed on skids, whether it's in a containment area or just simply double walled like the City of Castroville; he said they are not sure yet. He said they have some motivation to get this done because they have an investor who is interested in doing this before the end of the year.

Chairman C.E. (Curly) Brehm asked Erich Ehlinger if he is aware of the tank builders down in LaVernia. Mr. Ehlinger stated that he is aware. Brief discussion was held on that. Erich Ehlinger stated, "This is something we are intending to put on the ground and then we would man it during the business hours with one of our own people ourselves." Chairman C.E. (Curly) Brehm inquired about running it via satellite. Mr. Erich Ehlinger said that may be something they can work up to if they can get some income stream doing that, but explained that their main focus is to determine a flow rate and see how we're actually going to be doing in Devine. He explained that if we look at Castroville, it's not exactly an apples to apples comparison. He told the Board that they're hoping for maybe a quarter of what Castroville gets and, if that's the case, we could see a break-even about three years after doing this.

Chairman C.E. (Curly) Brehm held discussion on Aviation Fuels, Inc. and Devine Air selling gas a few years ago at the Devine Airport. He said we ended up with most of Castroville's business. He said Castroville is very rigid in their prices and we were not too rigid. He said it was simple to do, and said he didn't feel that we'd have any trouble selling fuel.

**Airport Advisory Board Meeting Minutes**  
**November 14, 2016**  
**Page 3**

Board Member Bill Bain inquired if the access to the facility is going to be in front of Hap Squire's hangar, or down that way.

According to Erich Ehlinger, the place for the fuel tank is not going to impede any of the current activity. He said he is talking about the north side of the hangar that they rent. Chairman C.E. (Curly) Brehm inquired if they are going to be using the existing taxiway that was built years ago. Airport Manager Vickie Pumphrey responded, "Yes," to that. Erich Ehlinger added that in regards to the impact of access to the airport and the hangars, it's only going to impact future things that they have in mind. He said that it won't impact this new hangar that is being proposed; it will have nothing to do with that.

Board Member Hap Squires asked Erich Ehlinger if he is funding this himself or if he is asking for City funding. According to Mr. Ehlinger, he spoke to Megan McLellan from TxDOT, and she told him that if they wanted to pursue with TxDOT, they need to have \$50,000 from the City, and he doesn't think it's something that's going to happen. She also told him that there is a four-year build-up for the funds to accumulate on their end and they're hoping to support people that are there now, so he is not really considering using TxDOT; however, he added that they will need to go in front of TxDOT, with Megan, and bring the plan before her so that she can give the nod to the City and tell them, "yes," or "no."

Chairman C.E. (Curly) Brehm asked Mr. Ehlinger, "Will your system preclude the City from ever putting a system in there?" Mr. Ehlinger said there was no way they can do that. They can only give us permission to do it, but they can also give anyone else or the City permission in the future. They cannot give us priority over any other person. Mr. C.E. (Curly) Brehm stated that there is a rule to that effect in the FAA.

Mr. David Ehlinger added that this way it would actually activate it, and we would be looking at January or February to have fuel in the field.

Mr. Chris Yanta addressed the Board about a ramp that was installed in 2010, and asked if any grant money was involved in that. He said he was curious if the ramp that was paid for with federal money has a description of its use that the fuel station is going to not coincide with. Mr. Yanta was informed by Chairman C.E. (Curly) Brehm that the ramp he is talking about was done by City money, if he's talking about the ramp where they're putting the fuel system in; that was not done by federal money. Mr. Yanta said he was told by C.E. (Curly) Brehm that it was done by grant money. Discussion carried as board members explained to him that it was not done by grant money. It was explained that the run-up of the runway was done by federal money but not the ramp. David and Erich Ehlinger then showed Mr. Yanta a map of the airport to clarify things. Mr. C.E. (Curly) said he should've clarified that more for him.

**Airport Advisory Board Meeting Minutes**  
**November 14, 2016**  
**Page 4**

C.E. (Curly) Brehm stated that if we're going to make a motion, the motion should include such things as insurance. Board member Bill Bain said those kinds of things will be dealt with by the City. The City will see to it that whatever insurance these guys get, that the City is named as an "additional insured." Airport Manager Vickie Pumphrey stated that they're just coming before us so that we can kick it over to the Council and they can take it from there.

Motion by Airport Manager Vickie Pumphrey, seconded by Board Member Hap Squires that we let City Council take it over now.

Ayes	--	Three
Nays	--	None
Abstain	--	One – Chairman C.E. (Curly) Brehm
Absent	--	Three – Board Members Glen Dale Estep, Greg Coyne and Tony Crosby

Motion carried.

Discussion was held after the motion. Board Member Bill Bain commented that he like it and said he approves of it, and thanked David Ehlinger. Chairman C.E. (Curly) Brehm wanted it on the record that he did not vote because he is associated with Aviation Fuels, Inc.

The third order of business was to discuss and consider requesting report from Airport Manager Vickie Pumphrey, on the new hangar.

Airport Manager Vickie Pumphrey addressed the Board. She directed the Board to review a summary handout from the Federal Aviation Administration of the new hangar construction. She told them that basically it's saying that the Feds and TxDOT said that the party wishing to build this hangar is granted as long as we go by the advisory circulars that they laid out; they have no problem with it. They said they can start construction anytime that we give the okay to the Council for them to approve the lease. She stated that the gentlemen from the FAA requested to start on January 1, 2017. She informed the Board that it's located down from the old tie-downs and it will be the last hangar, #11.

Board Member Hap Squires inquired if we were just basically approving the ground lease. Chairman C.E. (Curly) Brehm stated that Airport Manager Vickie Pumphrey is merely giving the Board; he said he had requested this to see how it progressed, and said he was all for this. Ms. Pumphrey added that everything is good, and the new people who will construct this just need to follow the advisory circulars and make sure we don't disturb any aircraft coming in.

Chairman C.E. (Curly) Brehm inquired if there was any way they can help. Airport Manager Vickie Pumphrey said she was sure once everything gets ready. She said it will probably be kicked over to the Council for the approval of the lease if we agree to it, and then they go from there. Board Member Bill Bain inquired if this is going to be a through-the-fence kind of operation but, according to Airport Manager Vickie Pumphrey, it is not going to be a through-the-fence operation.

## Airport Advisory Board Meeting Minutes

November 14, 2016

Page 5

Chairman C.E. (Curly) Brehm inquired where they would be parking cars. Airport Manager Vickie Pumphrey held discussion on a 50 foot area on the back side by the fence, which is out of the way, where cars can be parked. She said area is about 50' x 100' which is plenty of room, but said that there shouldn't be that many cars to begin with. She also explained that there will be a gate there for the cars to get through there.

Board Member Hap Squires wanted to know how they can access the runway. Airport Manager Vickie Pumphrey stated that they will have to go through the engineering stage, and she showed the Board Members (on the map) where they planned to put a taxiway that goes directly to that hangar. Discussion was held on whether that was legal or not. Airport Manager Vickie Pumphrey talked about the old taxiways that are shown on the map. She explained that the only thing that is going to be crucial is where it ties in to the runway because they don't want any damage to that runway; she said that's the only thing they need to worry about.

Chairman C.E. (Curly) Brehm inquired if TxDOT had any specifications for the taxiway. Airport Manager Vickie Pumphrey responded, "No, just how you hook up to it." She said TxDOT doesn't want anything happening to the runway and that's why we are getting it rehabilitated. Chairman C.E. (Curly) Brehm agreed that this is a good thing. Airport Manager Vickie Pumphrey said that now it's up to the person who wants to build; what they want to do.

Board Member Bill Bain inquired if the City has a certain period of time that somebody has to do something once they lease that land. Discussion was held on this. According to Chairman C.E. (Curly) Brehm, they no longer need to wait; it's not in the new lease. C. E. (Curly) Brehm informed the Board that when the new leases were written, he was told that everything was leased up and they weren't going to be building anything new. The Board thanked Vickie for the report.

Mayor Herring advised the Board that they could make a motion to accept the report, or say "No action taken," whatever they wanted to do. City Attorney Tom Cate asked Mr. Squires if he was concerned about the lease. Board Member Hap Squires said he was concerned whether the people who are going to build this hangar can go to the City right now and get a lease, or whether the Airport Advisory Board needs to do something before they get a lease. Chairman C.E. (Curly) Brehm said that at that point in time, they would need to approve it. Board Member Hap Squires commented that they are trying to start January 1, 2017. He then asked City Attorney Tom Cate if the Board needed to approve the lease. City Attorney Tom Cate informed him that the Board would need to recommend to the City Council that they approve the lease. Board Member Hap Squires inquired if we could do that right now, but City Attorney Tom Cate told him that was not the way it was worded on the agenda. City Attorney Tom Cate added that if they want to start January 1<sup>st</sup>, it looks like the Board will be meeting in December. Board Member Bill Bain added that with the pay they are getting, it makes it worth these meetings, so he suggested to have two or three meetings.

No action was taken by the Advisory Board.

The fourth order of business was to discuss and consider automobile and truck parking on the main ramp.

**Airport Advisory Board Meeting Minutes**  
**November 14, 2016**  
**Page 6**

Chairman C.E. (Curly) Brehm explained that by the main ramp, he is talking about the black top that starts at your old hangar there; the main, main ramp that starts 50 feet this side of the big hangar and goes down to Greg Coyne's hangar, and then over to you and across in front of the paint shop. The only people on that entire airport who have property other than under their buildings is Aviation Fuels, Inc. He said people are parking in front of Aviation Fuels, Inc.'s hangar. He told Mr. Ehlinger that he thought he's going to put a stop to that because he just saw the holes that they're digging when it's wet, and somebody is going to hit a propeller. Chairman C.E. (Curly) Brehm went on to say that when Charlene Cashion was Mayor of the City of Devine, he came before Council and asked them to pass an ordinance precluding truck and car parking on the main ramp. He said he did this for his own employees because at that time, around 20 years ago, they were the only operational airport that had employees. He said they put up a sign that said, "No truck or car parking" at the entrance to the ramp; it also said 5 mph. He said this sign is being ignored and he would like to know what the Board thinks of this. He passed around pictures that he took of four parked vehicles. Airport Manager Vickie Pumphrey identified the four vehicles as belonging to Mr. James Spurgers, Mr. Hap Squires, Mr. James Meyer, and Joel Munoz. Airport Manager Vickie Pumphrey stated that they were only parked there for that length of time when they were being told about Greg Coyne and were being shown pictures of the airplane, and they were watching the video feed.

Chairman C.E. (Curly) Brehm commented that he wasn't pointing the finger at anyone but felt that it makes it difficult to get to some of the hangars. Lengthy discussion was held among the Board members on the public parking area, and where they should and should not be parking. Chairman C.E. (Curly) Brehm's concern was that new businesses are coming in, a new hangar is being built, and visitors are expected in January. He feels that they have enough parking area, but thinks it's something that the Board and the City Council need to take a stand on. He stated that it is airplanes that should be on the ramp; not vehicles.

Board member Bill Bain suggested coming up with a sign that says, "Keep Ramp Clear." According to C.E. (Curly) Brehm, there is already a "No Car or Truck Parking" sign there. Mr. Bain commented that Airport Manager Vickie Pumphrey should enforce the signs and should be able to tell people they need to keep the ramp clear.

Airport Manager Vickie Pumphrey inquired about an ordinance. According to City Attorney Tom Cate, the ordinance talks about the runway, not the ramp. Interim City Administrator/City Secretary Dora V. Rodriguez said the ordinance was done in December, 1991. Further discussion was held on vehicles going across the ramp. Board member Bill Bain suggested the Airport Advisory Board recommend to authorize Airport Manager Vickie Pumphrey to encourage people to stay off the ramp area, and enforce it. According to Ms. Pumphrey, she is okay with keeping them off of the original ramp area where they have the tie-downs. Everyone was happy with this.

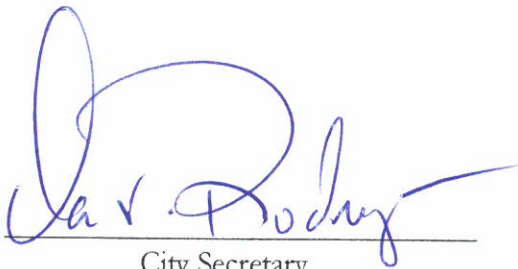
City Attorney Tom Cate informed the Board that no action was needed on this because Airport Vickie Pumphrey understands what to do.

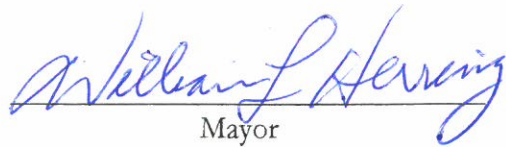
**Airport Advisory Board Meeting Minutes**  
**November 14, 2016**  
**Page 7**

There being no further business to come before the Board, motion was made by Chairman C.E. (Curly) Brehm, seconded by Airport Manager Vickie Pumphrey to adjourn the meeting.

Ayes	--	Four
Nays	--	None
Absent	--	Three – Board Members Tony Crosby Glen Dale Estep, Greg Coyne

Motion carried.

  
\_\_\_\_\_  
City Secretary

  
\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Airport Manager