

**Commonwealth of Massachusetts
County of Dukes County, S.S.
MARTHA'S VINEYARD AIRPORT COMMISSION MEETING**

**October 12, 2023, 2:00PM
Martha's Vineyard Airport Commission Conference Room
and by Zoom Conference**

PRESENT: **Commissioners:** Don Ogilvie (Acting Chair), Richard Knabel, Jack Ensor, Kristin Zern, Bob Zeltzer, Bob Rosenbaum (zoom), Geoff Wheeler (zoom)
 Staff: Geoffrey Freeman, Denise Tawa, Joan Shemit
 Other: Thomas Humphrey, Matthew O'Brien, Daniel Greenman, Juliet Mulinare (Recorder)

I. CALL TO ORDER

Mr. Ogilvie called the meeting to order at 2:00pm.

II. APPROVAL OF MEETING MINUTES

The Commission reviewed the draft minutes of the 9/14/23 meeting.
Motion placed on the floor by Mr. Knabel to approve the 9/14/23 draft minutes. Ms. Zern seconds the motion, no further discussion, roll call vote:
Knabel – Aye, Ensor – Aye, Rosenbaum – Aye, Zern – Aye, Wheeler – Aye, Zeltzer – Aye, Ogilvie – Aye.
Motion passes unanimously (7-0-0).

III. FINANCE SUBCOMMITTEE REPORT

Mr. Knabel reported that there is a healthy operating surplus due to high summer fuel sales and receiving reimbursement funds from the County and the DOT. He also stated that the County has submitted their invoice for FY23 services to the Commission, for a total of \$102,528. Funds for this are included in the Commission's budget and the Finance Committee unanimously approved the invoice. Mr. Rosenbaum asked if there was any consideration of the Airport Treasurer's time spent working with the County to get their finances in order. Mr. Knabel responded that it was not part of the subcommittee's discussion. The Commission discussed sending a letter to the County stating that invoices should be submitted quarterly, with quarterly reports, moving forward.

IV. LAND USE SUBCOMMITTEE REPORT

- a. Propose Amendment change for use of 20 Airport Rd (Airport Fitness Center)
Mr. Wheeler stated that Ms. McHugh is requesting a change of use for the tennis facility so that she can rent out two office spaces to her cleaning lady for storage of cleaning supplies. The Land Use Subcommittee approved this request unanimously and asked Ms. McHugh to return with a sublease for the areas to be rented.
Motion placed on the floor by Mr. Wheeler to approve the change of use request to include use of two offices for office and storage space for a cleaning company. Mr. Ensor seconds the motion.
Discussion:
Mr. Zeltzer stated that a list of cleaning items to be stored should be submitted for approval. Mr. Wheeler stated that the sublease delineates that no environmental products can be stored, the Commission will maintain the right to inspect the space, and the Fire Department will also do an inspection.

No further discussion, roll call vote:

Knabel – Aye, Ensor – Aye, Rosenbaum – Aye, Zern – Aye, Wheeler – Aye, Zeltzer - Aye, Ogilvie – Aye.

Motion passes unanimously **(7-0-0)**.

V. OUTREACH SUBCOMMITTEE REPORT

No report.

VI. MVY DIRECTOR'S REPORT

Mr. Freeman reported that enplanements were down 8.4% over last September, and air traffic counts were down 20%, likely due to weather.

The public workshop for the Noise Study was held earlier in the week. The purpose was to provide a draft of the report to the public for comment; the workshop was not well attended. The report, which is a good guide for moving forward, is available on the website. The report shows that the decibel threshold determined by federal standards is not being met, meaning the noise produced by Airport traffic is under the federal standard.

VII. CHAIR'S REPORT

None.

VIII. ITEMS NOT REASONABLE ANTICIPATED BY CHAIR

None.

IX. PUBLIC COMMENT

None.

X. ANNOUNCE NEXT MEETINGS

MVAC: November 9, 2023 at 2:00pm

Outreach: November 2, 2023 at 2:00pm

Land Use: November 2, 2023 at 3:00pm

Finance: December 8, 2023 at 10:00am

XI. EXECUTIVE SESSION – Under Mass. General Law Chapter 30A Section 21 (a) (3)

At 2:40pm, Mr. Ogilvie called for a motion to enter into executive session to discuss strategy with respect to litigation. The Airport Commission will invite the Airport Director, Airport Executive Assistant, Recording Secretary, and Mr. Dave Mackey to remain present for the executive session.

Mr. Ensor made the motion, seconded by Mr. Zeltzer.

Before the roll-call vote Mr. Ogilvie stated that in the executive session, the Commission will discuss strategy with respect to litigation regarding Airport Fuel Services, and Executive Session is necessary because an open meeting may have a detrimental effect on the litigating and negotiating position of the Commission.

No further discussion, roll- call vote:

Knabel – Aye, Ensor – Aye, Rosenbaum – Aye, Zern – Aye, Wheeler – Aye, Zeltzer, Ogilvie – Aye.

Motion passes unanimously **(7-0-0)**.

Mr. Ogilvie stated that at the conclusion of the executive session, the Commission will adjourn the meeting.

XII. ADJOURN

At 3:05pm a motion to adjourn the meeting was made, seconded and passed unanimously (7-0-0).

Minutes submitted by Juliet Mulinare.

Minutes approved: 11/09/2023