

# VAN NUYS AIRPORT (VNY) CITIZENS ADVISORY COUNCIL (CAC)

Meeting Minutes -- Tuesday, October 3, 2023

Van Nuys City Council Chambers, 2nd Floor, 14410 Sylvan St., Van Nuys, CA 91401

## **CALL TO ORDER** – CHAIRMAN JASON PRICE

The meeting was called to order at 7:15 p.m. by Vice-Chair Wayne Williams. (Roll Call was done at 7:56.) Eight Council Members were present: Leonel Fuentes, MaryKate Harris, Tom Materna, Heren Molina, John Parker, Araz Parseghian, Eric Robinson and Wayne Williams (Vice-Chair). Eliot Cohen arrived later. Absent: Sharon Bronson (CD12), Kathy Delle Donne, Lisa Petrus, Jason Price (Chair), Bob Rodine (Parliamentarian) and Wendy Saunders. The VNY CAC quorum is eight. Approximately 20 guests attended.

## **I. APPROVAL OF MINUTES**

### a. Approval of minutes for September 5, 2023.

John Parker made two corrections: page one, Item #1: “A Motion was made by Mr. Parker . . . to approve the August 1, 2023 meeting Minutes,” not by “Jason Price”; and on page four, Item #6. a.: “Mr. Parker nominated . . . Wayne Williams for Vice-Chair,” not “Mr. Price nominated.” Wayne Williams corrected page four, Item #6. c.: delete the word “more” from Timi Romolini’s “You need to first conduct more studies . . .” so that it says “You need to first conduct studies . . .”

A **Motion** was made by Mr. Parker, seconded by Mr. Robinson, to approve the September 5, 2023 meeting Minutes. The Motion was unanimously **approved**; zero opposed; zero abstained.

## **II. Staff Reports**

### a. VNY Airport Manager

Paul Herrera reminded that this meeting was being recorded. They continue to work on technology to also provide video, and to have all CAC meetings recorded and posted on the [IFlyVNY.com](https://www.iflyvny.com) website. Here is his report:

“Good Evening! Thank you for your continued patience as we work to secure a designated location for future VNY CAC meetings. This location at Van Nuys City Hall appears to be meeting our needs. While we have had some concerns shared with us about the parking and security as folks leave the building to walk back to their cars, we have increased patrols by Airport Police who are providing an excellent service following the meeting. I understand they will patrol the sidewalk adjacent to the building and can offer some selected escorts, as needed. Please see Sgt. Beacom in the back of the room to coordinate an escort. Please continue to provide us with your feedback on this location and the others we have tried.

### **In Memory of Chris Rushing**

On September 17<sup>th</sup> we lost our friend, Chris Rushing. Chris as many of you know was President of the Condor Squadron at VNY [<https://www.condorsquadron.org>]. He perished in a tragic accident while at the Reno Air Races. We send our deepest sympathy to his family and airport friends. The Van Nuys Airport acknowledges Chris for his service and dedication to our airport and the aviation field. May he rest in peace.

### **Vision Study Update**

LAWA continues to work closely with other City departments and Council District offices on the City's update to the southwest valley community plans. LAWA continues to develop a vision study report (not a plan), simply a report that will inform the City's community plan update, as well as inform the City Planning Department on how best to refresh the development standards for VNY in the future. The vision study effort will continue to engage stakeholders and adjoining communities/residents to explore an overlay planning tool that will be most effective to update the current 2006 Airport Plan with provisions for sustainability and compatibility with the surrounding communities. More information will be made available in the coming weeks on how best to proceed in delivering this report.

### **An Update on Federal Regulatory Activity Regarding Charter Services**

The FAA has published a Notice of Intent to Reconsider the Regulatory Definitions Associated with Public Charter Operations (Part 380). LAWA is actively tracking this FAA Notice of Intent and the opportunity it presents for LAWA to encourage revisions to the rule.

In recent years scheduled public charter flights operating under Part 380 have expanded in frequency and complexity. This rapid growth poses an increased risk to safety if left unchecked. The FAA intends to initiate rulemaking to address the safety risks. The Notice of Intent provides transparency with Congress as it deliberates FAA re-authorization should it wish to address this issue, while simultaneously beginning a collaborative, public process for rulemaking. The FAA issued this Notice of Intent on August 24, 2023. More information can be found at [www.faa.gov](http://www.faa.gov).

### **RNAV Redesign**

As was shared last month with the CAC, unfortunately, in a recent meeting with the FAA's Western-Pacific Regional Administrator, LAWA was informed of an 11-month delay for the publication of the revised RNAV departure procedures from the expected January 2024 date to December 2024 due to the ongoing environmental review process. In response to this delay, LAWA CEO Justin Erbacci sent a letter to the FAA expressing LAWA's deep concern and urged the FAA to "explore all available avenues to keep to the original January 2024 publication timeline." Mr. Erbacci shared LAWA stands "ready to support any efforts to expedite the process and achieve a timely resolution." A copy of the letter has been posted on the Southern San Fernando Valley Airplane Noise Task Force webpage on [lawa.org](http://lawa.org). We hope to receive a written response from the FAA and will share any new information as it becomes available.

### **Justin Erbacci**

On September 7<sup>th</sup> Justin Erbacci indicated that he would be resigning from the position of CEO for Los Angeles World Airports effective October 6, 2023, to pursue a once in a lifetime opportunity as the CEO for NEOM Airports. His last day will be this Friday. I understand he will remain in Los Angeles for the better

part of October before he leaves to Saudi Arabia allowing an opportunity for the transition.

### **Farewell to Commissioner Hsu then Welcome Back**

On its meeting on June 15, the Board of Airport Commissioners expressed its gratitude and bid farewell to Beatrice Hsu, who has served on the Board of Airport Commissioners since 2013, and as Commission President from 2021 to 2023. However, with Justin's departure she has returned as the Interim CEO. She has begun in this Interim capacity yesterday, October 2<sup>nd</sup>. Mayor Bass appointed Beatrice Hsu to step in and serve as Interim CEO to ensure day to day operations and major projects continue uninterrupted while a search for a permanent CEO is conducted.

### **New LAWA BOAC Leadership and Commissioners**

On July 13, the Board of Airport Commissioners unanimously elected Karim Webb to the position of President and Matthew M. Johnson to the position as Vice President. I understand that the two Commissioners along with Beatrice Hsu will be part of a panel to identify and select a new CEO for LAWA later this year and into next year. It's unclear on the timeline of when they wish to have this completed.

Newly appointed Commissioners Courtney La Bau and Victor Narro will be visiting Van Nuys Airport tomorrow for an airfield tour and airport briefing of a variety of topics.

### **9/11 Anniversary**

On Monday 9/11 marked the 22<sup>nd</sup> anniversary of the September 11 terrorist attacks that claimed thousands of lives. As several ceremonies took place throughout the city and across the nation to commemorate 9/11, Chief of Airport Police Cecil Rhambo, Jr. joined U.S. Customs and Border Protection officers and members of the Transportation Security Administration for a remembrance ceremony at Tom Bradley International Terminal.

### **Van Nuys Airport Tenants Band Together to Support Maui Fire Relief Efforts**

#### **8/11 & 8/14**

Our thoughts and prayers go out to all those impacted by the horrible wildfires in Maui. Early estimates indicate \$8 to \$10 million of damage and economic toll in the area. The aviation industry groups, Airports Council International North America (ACI-NA) and the Association of American Airport Executives (AAAE), have mobilized a joint relief effort to support airports directly impacted by the wildfire.

In addition, as has been the case in similar disasters, several VNY tenants have banded together to fly bottled water and other necessary supplies into Maui. Planet 9, Castle & Cooke, Clay Lacy, Aeroplex/Aerolease and Avfuel were part of the relief effort, and we will keep you informed of continued efforts in the future.

We want to thank all our employees and partners who pitched in to provide relief to the people impacted by the wildfires. I am grateful for the leadership of those at VNY who continue to share their strength with our Pacific neighbors.

### **Labor Day Weekend Traffic is Back**

More than one million passengers passed through the airport from Thursday, August 31 through Monday, September 4, with the highest traffic on Friday, September 1 — 237,506 passengers and a load factor of 85%. The passenger volumes for Labor Day weekend signify a successful summer and encourage us that this momentum will carry into the fall and winter months

This month, we've seen approximately 4.75 million passengers traveling through LAX. We've averaged around 198,000 passengers per day this month — or 90% percent compared to 2019 — and we saw our second busiest day since Labor Day this past Friday, September 22, with 222,000 passengers. As is always the case once school is back in session, we are less busy than the summer months, but our recovery average is staying consistent with what we've been seeing these past several months. We also continue to experience positive improvements in international traffic.

### **Operations - VNY**

At VNY, there were 29,837 aircraft operations in August, including operations conducted while the Air Traffic Control Tower was closed (After Hour Operations). This represents a 1.13% increase in operations as compared to August 2022. VNY's YTD 2023 operations totals are currently up by 21.48% as compared to YTD 2022 totals.

Based on our Noise and Operations Monitoring System date, there were approximately total 5,109 jet operations at VNY in August. This is a 2.71% increase compared to Aug 2022 (4,974) and a 3.97% increase compared to the previous month of July (4,914).

### **Explanation of Airport Categories**

**Background:** There are approximately 5,000 public use airports in the U.S. Federal law categorizes aviation facilities by the type of aeronautical activities conducted. There are four public-use airport categories in the U.S. commercial service, cargo service, reliever, and general aviation airports.

**Reliever Airports** are airports designated by the FAA to relieve congestion at Commercial Service Airports and to provide improved general aviation access to the overall community. Reliever Airports are to help reduce air traffic congestion at hub airports in the region. **VNY is designated by the FAA as a reliever airport** to reduce congestion at Los Angeles International Airport (LAX) and Burbank Airport (BUR). There are approximately 270 Reliever Airports in the U.S.

**General Aviation Airports** are public-use airports that do not have scheduled service (scheduled as defined by the FAA) or have less than 2,500 annual passenger boardings at scheduled service airports. There are approximately

2,900 general aviation airports in the U.S., many of them, like Van Nuys Airport, that have no scheduled commercial air service.

### **Primary vs. Nonprimary Airports:**

The FAA's National Plan of Integrated Airport Systems (NPIAS) provides funding for airport projects based on their role in the national airspace system. The NPIAS divides airports into two categories: primary and non-primary.

Reliever Airports and General Aviation Airports are considered nonprimary airports. Nonprimary airports are identified with a role in the national airspace system based on their activity levels and play five roles: *National, Regional, Local, Basic, and Unclassified.*

VNY is considered a **National** asset because it provides communities access to national and international markets.

\*\*\*Part 135 charter operations, permitted to operate under Part 380 – Charter by the Seat, are not considered scheduled commercial air service per the FAA. There is no requirement to track the number of total enplanements at the Van Nuys Airport.

### **BOAC ITEMS**

Since the VNY CAC Meeting held on Tuesday, September 5<sup>th</sup>, we have had 2 Regular BOAC Meetings on Sept 7<sup>th</sup>, and Sept 21<sup>st</sup> and 1 Special BOAC Meeting on October 2<sup>nd</sup>.

**On Thursday September 7<sup>th</sup> at 10:00 a.m.**

### **CONSENT ITEMS FOR BOARD ACTION**

1 consent items for board action were considered for this meeting.

1. [RESOLUTION NO. - Thirty-nine \(39\)-month Lease with FCM Management Company, LLC: Covering office space in the Los Angeles World Airports-owned Aviation Plaza, located at 16461 Sherman Way, Van Nuys, for net revenue of \\$140,860 over the term](#)

[PURPOSE: Staff requests approval of the proposed lease with FCM Management Company, LLC for office space at Aviation Plaza. Approval of the lease will generate \\$140,860 in revenue for Los Angeles World Airports over the term.](#)

### **REGULAR ITEMS FOR BOARD ACTION**

2 regular items for board action were considered for this meeting.

1. [RESOLUTION NO. - First Amendment to Lease VNA-8825 with Valley Sod Farms Inc.: To reduce the premises by approximately 35 acres and extend the term by 60 months, covering non-aviation land at Van Nuys Airport, for estimated revenue of \\$182,435 over the term](#)

PURPOSE: Staff request approval of the proposed First Amendment to Lease VNA-8825 with Valley Sod Farms Inc. to take back approximately 35 acres of land, of which Los Angeles World Airports (LAWA) intends to lease 34 acres to PCS Energy, LLC for installation of a ground mount solar facility and return approximately one acre to LAWA for future use.

2. [RESOLUTION NO. \\_\\_\\_\\_\\_ - Twenty \(20\)-year Lease with PCS Energy, LLC: Covering potential development of a ground mount solar facility at 16521 Chase Street within Van Nuys Airport that is expected to generate approximately \\$21,900,000 in non-aeronautical revenue to Los Angeles World Airports over the term](#)

PURPOSE: Staff request approval of the proposed lease with PCS Energy, LLC to develop a ground mount solar facility at Van Nuys Airport that is expected to generate approximately \$21,900,000 in non-aeronautical revenue to Los Angeles World Airports over the term of the lease.

**On Thursday September 21<sup>st</sup> at 10:00 a.m.**

## **CONSENT ITEMS FOR BOARD ACTION**

5 Consent Items for board action were considered for this meeting.

1. [RESOLUTION NO. \\_\\_\\_\\_\\_ - First Amendment to Contract DA-5468 with Ocean Blue Environmental Services, Inc.: To increase the contract authority by \\$200,000, for new total not to exceed \\$1,700,000, covering disposal and clean-up of hazardous and non-hazardous waste materials at Los Angeles International Airport and Van Nuys Airport](#)

PURPOSE: The requested action would increase the authority of Contract DA-5468 with Ocean Blue Environmental Services, Inc. to continue providing disposal and clean-up services of hazardous and non-hazardous waste at Los Angeles International Airport and Van Nuys Airport. Continuing the clean-up and proper disposal of hazardous waste materials will keep Los Angeles World Airports (LAWA) in compliance with federal and state regulations and keep all LAWA staff and airport guests safe from exposure to such materials.

2. [RESOLUTION NO. \\_\\_\\_\\_\\_ - Contract with United Site Services of California, Inc.: By joining City of Los Angeles Contract ARC 40 230000000092 2, effective September 1, 2023 thru April 30, 2026, covering rental and servicing of portable and flushable chemical lavatories and portable handwashing stations at Los Angeles International Airport, Van Nuys Airport, and surrounding properties owned by Los Angeles World Airports, for cost not to exceed \\$2,500,000](#)

PURPOSE: The purpose of the request is to establish a contract to provide rental and servicing of portable and flushable chemical lavatories and

portable handwashing stations at various locations at Los Angeles International Airport, Van Nuys Airport, and surrounding properties owned by Los Angeles World Airports (LAWA). By providing portable lavatories that are in good working condition and are regularly serviced and maintained, LAWA ensures that guests, airport employees, commercial drivers, and other stakeholders have appropriate sanitation facilities in outdoor locations that do not have ready access to indoor restrooms.

3. [RESOLUTION NO. \\_\\_\\_\\_\\_ - Award of three \(3\)-year Contract to South Bay Shine Fleet Wash, LLC: Covering washing and detailing of airfield buses, vehicles, and equipment at Los Angeles International Airport and Van Nuys Airport, for cost not to exceed \\$450,000](#)

PURPOSE: The purpose of the request is to establish a three (3)-year contract for bus and vehicle washing, detailing, disinfecting, and as-needed related services. This action will allow Los Angeles World Airports to properly clean the buses, vehicles, and equipment at Los Angeles International Airport and Van Nuys Airport that promotes a safe, clean, and pleasant experience for all passengers, visitors, and employees.

4. [RESOLUTION NO. \\_\\_\\_\\_\\_ - First Amendment to Service Agreement 4700002246 with Elevate Public Affairs LLC: To extend the term by two \(2\) years, for total of three \(3\) years, and increase the contract authority by \\$350,000, for new total not to exceed \\$500,000, covering communications and community relations services for Van Nuys Airport](#)

PURPOSE: The proposed action is to ensure that Los Angeles World Airports has a contract in place for communications and community relations services for Van Nuys Airport, and to ensure continuity of those services provided under the current agreement with Elevate Public Affairs LLC.

5. [RESOLUTION NO. \\_\\_\\_\\_\\_ - Second Amendment to Contract DA-5343 with Herc Rentals Inc.: To increase the contract authority to new total not to exceed \\$13,400,000, and extend the term through October 31, 2027, covering rental of vehicles and specialized equipment for use at Los Angeles International Airport and Van Nuys Airport](#)

PURPOSE: The purpose of the requested action is to amend the contract between Los Angeles World Airports (LAWA) and Herc Rentals Inc. that LAWA uses to rent vehicles and specialized equipment for use at Los Angeles International Airport and Van Nuys Airport. The proposed amendment will increase the current contract authority by \$6,750,000 and extend the term by 43 months. The Facilities Management Division uses rented equipment, as necessary, to supplement LAWA equipment when the equipment is inoperative or when specialized equipment is needed to perform essential functions without LAWA incurring the long-term cost of ownership

## REGULAR ITEMS FOR BOARD ACTION

1 regular items for board action were considered for this meeting.

1. [RESOLUTION NO. - Second Amendment to Contract DA-5343 with Herc Rentals Inc.: To increase the contract authority to new total not to exceed \\$13,400,000, and extend the term through October 31, 2027, covering rental of vehicles and specialized equipment for use at Los Angeles International Airport and Van Nuys Airport](#)

**PURPOSE:** The purpose of the requested action is to amend the contract between Los Angeles World Airports (LAWA) and Herc Rentals Inc. that LAWA uses to rent vehicles and specialized equipment for use at Los Angeles International Airport and Van Nuys Airport. The proposed amendment will increase the current contract authority by \$6,750,000 and extend the term by 43 months. The Facilities Management Division uses rented equipment, as necessary, to supplement LAWA equipment when the equipment is inoperative or when specialized equipment is needed to perform essential functions without LAWA incurring the long-term cost of ownership.

### On Thursday, October 2<sup>nd</sup> at 10:00 a.m.

No items Consent or Regular items needed to be considered.

## CONSENT ITEMS FOR BOARD ACTION

No Items

## REGULAR ITEMS FOR BOARD ACTION

No Items

The regular meetings of the Board of Airport Commissioners are scheduled on the first and third Thursdays of each month at 10:00 am

**\*The next BOAC Meeting scheduled for Thursday, October 5<sup>th</sup> at 10am has been cancelled.**

The next BOAC Meeting is tentatively scheduled for Thursday, October 19<sup>th</sup> at 10am. This meeting will be held in-person but will also be broadcast live. Members of the public wishing to make a public comment at the BOAC meetings must do so in-person, call-ins are not an option.

### **As it relates to VNY CAC Communication Process Regarding LAWA Procurements**

Negotiations continue for an Award of Lease to a successful bidder for the former National Helicopter site east of the Prop Park and south of the Sun Air Jet hangar(s). The RFP is referred to as **Ground Lease Non- FBO Aviation Facility**



**at 16750 Roscoe Blvd.** This lease will be on an upcoming BOAC Meeting Agenda in the coming weeks for an Award of Lease. A date for it to be placed on the BOAC agenda for consideration has not been scheduled.

Another set of Non-Aeronautical RFPs that was posted and is now closed is for an Award of Lease to a successful bidder for Ground-Mounted & Roof-Top Solar at the Van Nuys Airport.

- Rooftop solar for up to **eight (8) rooftop locations** at the Van Nuys Airport.

This item will be placed on an upcoming BOAC Meeting Agenda in the coming months.

Finally, the Award of Lease for 16231 Waterman Dr. (Boncef Helinet, LLC), for the potential redevelopment of land and existing facilities at the Van Nuys Airport continues to track through the approval process with City Council and/or Subcommittee (TTT).

Once the BOAC and City Council awards these lease(s), the proposer will move into the project phase where the successful bidder will be invited to make a project presentation to the VNY CAC to solicit input and feedback. In addition, the CAC and members of the community will be provided an opportunity to comment on the developments as they progress through the entitlement and/or environmental process as required by the City.”

After giving his report, Mr. Herrera added that, as defined by the FAA under Schedule 380, “at the Van Nuys Airport, we do not have any scheduled service, therefore, we do not count any enplanements at the Van Nuys Airport.” Mr. Williams requested and Mr. Herrera agreed to email to him a copy of a related FAA document. Mr. Williams clarified that “this is about full use at the Airport of aircraft carrying passengers, and what was perceived in the documentation on the FAA website that I read, seemed to say about 10,000 enplanements, not passenger boardings or onboardings.” Mr. Herrera stated that VNY “is a general aviation airport and it is a category within the general aviation airport umbrella that is known as a reliever airport. It has always been a general aviation airport. There’s been attempts in the 1960’s . . . to make the Airport a commercial service airport. . . As far as I know, [it] has never been a commercial service airport. even though there was an attempt to make one in the 60’s . . . As far as I know, I believe it has” always been a reliever airport

Mr. Williams believed that the FAA language is “a shift from what the original reliever [airport] was supposed to be.” Mr. Herrera said that “the more that airports continue to close . . . has added to this congestion . . . as far as I know, Van Nuys . . . [and] Santa Monica has always been considered a reliever airport . . . and it really takes away from . . . smaller, slower, more nimble aircraft and adds that congestion to the busier airports, and it adds to the ground delays that we’re experiencing at [LAX] as well as Burbank.”

*Council Member Eliot Cohen arrived at this time (7:38), making nine Council Members present (the VNY CAC quorum is eight).*

*[The following was addressed after item #II. e.]* Mr. Materna requested, and Mr. Herrera agreed to bring to the next CAC meeting, information regarding a portable noise monitoring system that was presented at a Spring 2022 or thereabout CAC meeting. Mr. Materna said that money was allocated for it. Mr. Herrera and staff will continue working to fix the Airport website's public comment portal.

*The next Agenda Item addressed was Item #III.*

b. VNY Chief of Airport Operations

Mr. Herrera reported for Christian Moreno that Mr. Moreno continues to work with staff on general maintenance of the taxiways and runways. He also continues to work with the Taxiway Rehabilitation Project and the timing of that with the Engineering Group.

c. VNY Airport Affairs Group

There was no report.

d. VNY Environmental Programs Group

Ryan Page reported that "Quieter Nights" program [<https://www.iflyvny.com/pilot-information/noise-restrictions>] results were posted. In August, there were nine early turns that were directed by ATC for various reasons such as wind drift and other pilot safety concerns; seven other early turns violated policy. In August, approximately 170 (174) people submitted more than 11,460 noise-related comments, a 23% annual decrease in individuals commenting and a 45% annual decrease in the number of comments received. In September, preliminary numbers are that approximately 180 (189) people submitted more than 14,120 (14,129) noise-related comments. In August, 15 jets exceeded their specific target noise levels out of 2,468 jet departures to the south from runway 16R, a 99.4% compliance rate.

e. VNY Officer-in-Charge, Airport Police

Here is Sgt. Clint Beacom's report:

- Our officers recently participated in the Touch-a-Truck event in Encino. It was a nice family event and proceeds went to help some charitable causes including providing meals to older adults in our community.
- Commensurate with their patrols, our officers have been surveying the inner-perimeter fence-line assessing the need for additional lighting. We are aiming to increase the use of solar lighting for security purposes around the airport.

- Our officers have recently been handling reports and investigations related to – vehicle tampering, Burglary from motor vehicles and vandalism (graffiti.) We’ve also helped to resolve traffic collisions in the areas just outside the airport. Everyone should be reminded not to text and drive.
- Trunk Top Training: VNY APD has been working with the Los Angeles Fire Department on training exercises that will better prepare us for small or large-scale emergency situations. Over the course of the next year, we will conduct scenario-based training to be better prepared for a variety of emergency situations. This helps us to work cooperatively in the Incident Command System for short or sustained emergency management operations.
- Our officers are now utilizing AXION body worn video cameras in the field.
- Tomorrow at 1120 am PT. FEMA in partnership with FCC will be alerting cell phones over a 30-minute time period. The alert message will read “This is a Test of the National Wireless Emergency Alert System.””

After giving his report, Sgt. Beacom added that Officers interacted with the public at a recent fundraising event, with proceeds going to help provide meals to older adults and other charitable causes. The Airport Police are doing nighttime lighting inspections along with local businesses to increase the amount of lighting along the fence line; some of the lighting is solar. On the Airport’s east side, there’ve been reports of vehicle tampering, burglary from motor vehicles, vandalism and graffiti. Patrols have increased in that area. Narcotics investigations are ongoing. There’s been an increase in nearby traffic collisions; he reminded that “that text message can wait.” The Airport Police are partnering with the L.A. Fire Department on emergency preparedness training for such situations as hazmat [hazardous materials] and major earthquakes. Officers are now using Axon bodycams, similar to LAPD, so they are live during any call for service.

### **III. BOAC AGENDA ITEMS CONCERNING VNY**

Mr. Herrera reported that BOAC recently signed leases for: office space rental; a solar facility; hazmat cleanup; portable lavatory and handwashing facilities; washing and detailing airport buses and other equipment; communications and community relations services; and vehicles and specialized equipment rentals. Future lease considerations include helicopter operations and rooftop solar installations. He said “the CAC and members of the community will be provided the opportunity to comment on the developments as they progress . . .”

BOAC meetings are first and third Thursdays at 10:00 a.m. October 5<sup>th</sup> was cancelled, so the next BOAC meeting will be Thursday, October 19<sup>th</sup> at 10:00 a.m., in-person and broadcast live; public comments must be in-person. He is working to “mak[e] sure the CAC is alerted to RFPs” as they are released. BOAC intends to take back approximately 35 acres of land, currently being used as a sod farm, of which LAWA would lease 34 acres for installation of a ground-mounted facility of revenue-generating solar panels.

At this time (approximately 7:56 p.m.), after Item #III, Mr. Williams asked and LAWA Senior Administrative Clerk Mike Rodrigson took the Roll Call. Eight Council Members were present: Eliot Cohen, Leonel Fuentes, MaryKate Harris, Tom Materna, Heren Molina, John Parker, Eric Robinson and Wayne Williams (Vice-Chair). Absent: Sharon Bronson (CD12), Kathy Delle Donne, Araz Parseghian (he was present at the 7:15 Call to Order, but not present at this 7:56 Roll Call), Lisa Petrus, Jason Price (Chair), Bob Rodine (Parliamentarian) and Wendy Saunders. The VNY CAC quorum is eight.

*The next Agenda Item addressed was Item #II. b.*

#### **IV. PUBLIC COMMENT PERIOD**

Neighbor David Ranquell encouraged the CAC to support the Airport Condor Squadron, which honors veterans and does other community service. He believed that “noise is down . . . the nighttime flights are down . . . the Quiet Nights Program . . . is a success.” Neighbor Steve Leffert, not speaking as a member of the Lake Balboa Neighborhood Council (LBNC), said that, in 2008-2009, Castle and Cook (C and C) applied to lease a hanger and that they promised but never sent an EIR [Environmental Impact Report] to the LBNC. He said that C and C’s Steve Friedman told the LBNC that a 300-page EIR had been completed a few years ago and that in it, C and C implied they’d be towing aircraft. Mr. Leffert said “they’re not doing it. That’s why there’s so much . . . noise . . . They should lose their lease because they can’t do what they said they would do in order to be approved for that lease and the fumes are horrible . . .”

Neighbor Dannielle Sweet said she’s unable to exercise “because of the fumes . . . Quiet Night is not being listened to; they’re not complying.” Neighbor Sue Steinberg said “it’s ridiculous that it’s taken this long to fill [CAC] Seats. Also, Sherman Way tunnel graffiti “is worse than ever” and not being regularly cleaned like it used to be.” Neighbor Adam Alvarado indicated that aircraft typically used at VNY is phasing out little-by-little. He believed that, now, “the noise is a lot less, the fuel use is a lot less, but, because of its size, it’s not able to fit into current infrastructure . . . Limiting the Airport for aviation use is a negative for everybody.” Neighbor Alicia Avery said “the Quieter Nights Program is not being met . . . Just last week, there [were] three that I woke up to . . . That was not the case two years ago.”

Neighbor Jacqueline Tarossian played a recording of jet noise she said she hears inside her house and said “this is serious.” Neighbor Suzanne Gutierrez said that “every day . . . toxic fumes . . . with . . . Volatile Organic Compounds . . . I have video upon video of [pilots] not doing what they’re supposed to do: not turning off their turbines . . .” She asked where a report was that was supposed to be available by November 2022. She believed that complaints are down because “people get tired of reporting the same thing over and over . . .” She wanted the Airport website’s public comment portal open “all the time” to take comments on Agendas and other things.

#### **V. REPORT FROM THE CHAIR**

Mr. Williams noted that “none of us [CAC Members] are paid; we are volunteers here.”

## **VI. NEW BUSINESS**

Mr. Williams said that there was no new business.

## **VII. OLD BUSINESS** – Discussion/Action

Mr. Williams said the CAC could “perhaps take a Motion with regard to the community’s presentation that was done last month,” which was emailed to all CAC Members. Mr. Materna believed that “the Vision Study that was presented was a very one-sided option of expanding non-aviation land to aviation land . . . something the community certainly doesn’t want to see . . . We’re not getting the transparency that we’ve asked for.” He believed that LAWA was not providing information requested of it. Mr. Parker wanted “a lot more discussion” before the CAC takes any action.

There was very extensive discussion regarding whether it was appropriate for a Motion to be made. Mr. Herrera said “I would proceed with caution . . . we don’t have an item on the Agenda to alert those that are not here, such as [he named absent CAC Members], as a properly agendized item for a vote to be taken, and I believe that could be a Brown Act violation.” Mr. Williams “understanding” was that, since the Agenda said “action,” a Motion could be made. He cited the last meeting’s discussion and said “I feel it’s appropriate that we have this discussion and action . . . Let’s see where this takes us.” Mr. Herrera elaborated that “the last time we looked into this with the City Attorney, if an item is not properly agendized, alerting the CAC members of what will be discussed and voted upon, they find that would likely be a Brown Act violation. Mr. Parker noted that “there was no specific proposal; there was a report. Mr. Cohen “we’re just elevating it as a viable alternative . . . we’re not approving it . . . this would’ve been considered, Paul, except we ran out of time.”

Mr. Herrera stated that “The City Attorneys alerted me, the last time we had a similar situation, where the Agenda needs to be abundantly clear on what discussion/action will be taken so that Members of the community, as well as absent CAC Members, know that there will be a discussion on a Motion, or on a topic, and they would decide whether or not they will prioritize attending that meeting or not. So, I believe that this Agenda has “Discussion/Action” maybe as an error, because it’s not clear on what the discussion/action needs to be. I would just proceed with caution. We could have a Motion and/or Agenda item at next month’s CAC meeting for there to be a discussion/action, and those that want to participate in that will be properly alerted to that because the Agenda will properly reflect that.”

Mr. Materna replied to Mr. Herrera that “Paul, I’m a little disappointed in you. We’re here to get work done and you’re trying to distract us . . . you keep going back that, ‘Oh, this is done wrong.’ I don’t know; it’s very clear to me . . . I have no misunderstanding . . . I’d written Jason . . . put it on the “Old Business” to make a Motion on it, and he did. It’s very clear to me. I see no problem here at all and I don’t think the City Attorney will, either, and I don’t think we should be distracted from the issue, which is, we should be discussing what we saw in the plan . . . and that’s what we should be discussing, not getting distracted that you keep bringing up that ‘we shouldn’t be discussing it.’ It’s very clear here: it says “Discussion/Action.”

Mr. Cohen: “Whether this is properly agendaized or not, I think we should go ahead with the Motion. If the City Attorney, for some reason, gets involved and thinks it has been improperly agendaized, we can do a re-do here. But, basically, it’s business that should’ve come up already, and I’m very grateful for this opportunity to perhaps cast a vote on this potential amendment, which nobody has even seen -- a Motion -- yet, so let’s bring the Motion forward and, with due consideration, we’ll either move on it or not.

Mr. Robinson: Mr. Price wrote the Agenda. “I don’t know how much more specific we can get than ‘discussion/action’ . . . we owe it to” the public to discuss it. Mr. Parker said “there’s no way that the Agenda agendaizes a proposal.” Mr. Williams said “I think we’ve been diverted from the issue of a Motion. We are still going to entertain the presentation of a Motion . . .”

A **Motion** was made by Ms. Harris, seconded by Mr. Cohen, as follows: in support of September 2023 community presentation on Van Nuys Airport Plan:

Whereas, in consideration of the insightful & accurate presentation by the SFV communities to the Van Nuys CAC in Sep 2023;

Whereas the Van Nuys CAC accepts the findings and recommendations of the communities “Six Steps to Success” recommendations,

Therefore, the VNY CAC recommends that the Mayor of Los Angeles, the City Council, the Board of Airport Commissioners and the Los Angeles World Airports be advised to seriously consider adopting the “Steps to Success” going forward for the benefit of the communities impacted by Van Nuys Airport.

The “Steps to Success” are:

1. Moratorium on Aviation Development: To achieve success, the City must first afford itself opportunity to dedicate both time and resources to conduct critically needed studies and research in order to reveal the full potential of development options at VNY that will meet the City’s long-term goals and ability to reap greater economic rewards for the entire region, including its dwellers & various industries occupying San Fernando Valley. Since VNY is self-sustaining A moratorium would have no economic consequence, and there would be no interference with its current operations.
2. Forensic Audit:
  - Income + Expenses/Profit + Loss Statement (2 yrs)
  - Forecasts/Projections: Revenue + Main Source of funds
  - Forecasted Expenditure + primary outlays (+Capex)
  - Balance Sheet (or Statement of Assets/Liabilities)
  - Untapped revenue sources (e.g., landing fees)
  - Untapped cost-saving opportunities

3. Economic Report:
  - cost analysis of human and environmental impact (HIA, MediCal - marginalized areas, etc.)
  - define “job count” basis
  - mixed-use revenue potential factored
  - eliminate assumptions (suppliers/employees)
  - Infrastructure revenue (airport user benefit) vs City discretion (regional benefit) defined
4. Community:
  - Relevant Council members to appoint Community Airport Plan Advisory Committee, including legal aviation consultant, to collaborate directly with the Dept of City Planning, and in consultation with LAWA.
  - Ensure Environmental Justice + environmental considerations, equitable business consideration, act as a Sustainability watchdog
5. Specific Airport Plan:
  - New Specific Plan to replace existing Plan + Ordinance 177.327
  - RFP policy structure defined to ensure sustainability + balance including power capacity upgrades + grey water system per development and with any new amendment to lease where reasonably feasible
  - mandated community outreach process defined
  - community benefit program defined
  - green space/mixed-use, FAA challenge (recategorization)
  - Environmental Containment Plan
6. Best Use / Model:
  - Best Use can not be reasonably determined before comprehensive sustainability & economic reports bearing new criteria are completed.
  - 3D Rendering and video modeling of land use should be commissioned for public scrutiny & prior to action.

**Discussion:** Mr. Parker objected to including the “Six Steps.” Mr. Williams insisted that they could be included. Mr. Williams, Mr. Materna and Mr. Cohen believed that, because documents had previously been distributed, there was little or no need for discussion of them at this meeting. Mr. Parker wanted more discussion of the September 5th community presentation before voting. Mr. Parseghian [who was present at the Call to Order but not at the later Roll Call] said he was “not ready to vote on it, either,” and that this Motion “is a Brown Act violation.” Leonel Fuentes said “I’m not prepared to vote, either” and indicated that Mr. Williams indicated to him before this meeting that there were no action items on this Agenda. Mr. Herrera reminded that, for CAC Member votes, “abstentions count as `yes’s.”

The **Motion was approved** with five in favor (Cohen, Harris, Materna, Robinson and Williams); four opposed (Fuentes, Parker, Parseghian and Molina); zero abstained. Mr. Williams declared “the **Motion passes.**”

## **VIII. REPORT FROM THE WORKING GROUPS**

### a. Membership Committee – Araz Parseghian

Mr. Parseghian reported on working with the Mayor's Office and others to recruit more CAC members. Interested community members can contact him with a resume.

- b. Vision Study Ad Hoc Committee - MaryKate Harris, John Parker and Wayne Williams

Mr. Parker reported that the Ad Hoc Committee would meet October 16<sup>th</sup>.

#### **IX. ADVISORY COUNCIL MEMBERS' COMMENTS**

Ms. Avery said "I would like to express my interest in being a part of the CAC. I have been in touch with the Mayor's Office . . . and I've been in touch with the CD6 Office . . . and I've haven't heard anything. So, I'm very, very, very much interested . . . you need new faces . . . and I've been here for every meeting and want to be part of the team . . . I'm a neighbor to the Van Nuys Airport."

Mr. Materna believed that Los Angeles shouldn't be a test city for "UEA"s. MH encouraged for more community members to attend CAC meetings.

Mr. Robinson noted the high fire risk in his Airport-adjacent neighborhood and believed that planes shouldn't fly over any high fire risk area.

Mr. Cohen believed that LAWA "shouldn't install solar panels made by Chinese slave labor." He stated that "there is a definite finite limit to enplanements at reliever or general aviation airports" and wanted Mr. Herrera to give that information to the CAC.

Mr. Parker thought there was going to be a land use discussion at this meeting and was "amazed" that there was a "proposal to just blindly accept" it "without a timeline," and "it . . . definitely wasn't put on the Agenda."

Mr. Williams explained what he thought the Motion was about; "it was a procedural step . . . to accumulate data."

#### **X. ADJOURNMENT:**

A **Motion to Adjourn** was made by Ms. Harris; there was no second. No vote was taken. Mr. Williams declared the meeting **adjourned** at 9:01 p.m..

NEXT MEETING: November 7, 2023 at 7 p.m., Van Nuys City Council Chambers