

MAR 27 2013

DANBURY AVIATION COMMISSION
MEETING MINUTES

Danbury Aviation Commission -- 7:00 p.m.
Danbury City Hall: 155 Deer Hill Ave., Danbury, CT 06810
Third Floor / Room 3C / Tuesday, March 19, 2013

at 11:45 am
Town Clerk

01 Meeting Called to Order By Chairman Ashkar.

02 Roll Call:

Present: Commissioners Ashkar, Oppermann, Baker, Zilinek, Tamburri

Absent: Frizzell

03 Motion made to accept the regular meeting minutes of February 19, 2013 as written by Commissioner Oppermann seconded by Commissioner Zilinek and unanimously approved.

04 Liaison Report:

No liaison report.

05 Administrator's Monthly Report:

Mr. Estefan advised the FAA in writing that the Tower will be closed because of budget cuts. An appeal letter was written and sent to the field, Midwest, Senator Blumenthal, and started campaign to keep tower operating. An Amendment was drafted for Congress. Mr. Estefan read into minutes part of letter dated March 11, 2013 addressed to the FAA, copy attached. Chairman Ashkar asked how many movements we have each year; response was about 70,000 which makes DXR second in the state behind Bradley. Mr. Estefan advised the Master Plan scope will be defined and funding is being lined up. The beacon project will start next month with Rizzo Electric.

Motion was made by Commissioner Zilinek to accept Administrator's Report, seconded by Commissioner Oppermann, and unanimously approved.

Motion made by Commissioner Zilinek to open Public Speaking, seconded by Commissioner Oppermann, and unanimously approved.

Public Speaking:

Mr. Wayne Toher, Reliant Air, advised DABA met with Mayor Boughton and an air show is being planned for this Fall. He suggested a possible name change of the airport to maybe Fairfield County Airport or Executive County Airport and market it as a county airport.

Chairman Ashkar introduced Robert Tamburri as the newest member of the Aviation Commission.

Motion was made to close public speaking by Commissioner Zilinek, seconded by Commissioner Oppermann, and unanimously approved.

Old Business

Business Aircraft Center, request to lease additional 2 acres of land adjacent to current ramp space, letter attached dated February 22, 2013

Mr. Estefan read into the minutes letter dated February 22, 2013 by Santo Silvestro. Mr. Estefan advised in Mr. Silvestro's lease it is mentioned for an additional 2 acre parcel who wants to exercise his option but will need to check with Attorney Pinter as to whether it is included now in his lease the dollar amount or not. If not, an adjustment to the lease payment will need to be made. Mr. Chris Orifici/Westconn Aviation asked why the reduced lease payment due to the arbitration was still in effect as Mr. Whalen and Mr. Zohn are no longer here. Mr. Estefan stated we will have to find out from the Legal Department. Mr. Estefan requested the commission allow him to work with Mr. Silvestro on the additional 2 acres.

Motion was made by Commissioner Oppermann, seconded by Commissioner Zilinek that the 2 acre parcel Mr. Silvestro wishes to utilize be clarified by Attorney Pinter as to being paid for at this time or not and appropriate action being taken; seconded, and unanimously approved.

Commissioner Oppermann asked if the 150x150 parcel was being taking care of. Mr. Estefan advised the plan was scraped due to set back problems.

Commissioner Baker requested a committee be set up to investigate this additional 2 acre parcel. Chairman Ashkar appointed Commissioner Baker and Commissioner Tamburri on subcommittee. Mr. Estefan advised this 2 acre parcel is strictly for parking planes; no buildings will be added. Mr. Estefan advised he will meet with Attorney Pinter and report back to the subcommittee. Copies of the current lease will be emailed to the subcommittee.

Motion Simulations – Operation of business without proper permit

Mr. Sean Walsh/Motion Simulations was present but did not bring their attorney as they were under the assumption they would hear from the subcommittee. Commissioner Oppermann stated Attorney Pinter told him that Mr. Estefan would contact the subcommittee and set a meeting up. Mr. Estefan advised he would stop by Legal and get the legal review of the situation. Chairman Ashkar requested the Motion Simulations portion in the minutes from the last meeting be read into this meeting's minutes; which Mr. Estefan did. Mr. Chris Orifici/Westconn Aviation stated this situation has gone on long enough and something should be done.

New Business

Executive Air Service, LLC – Request to install Solar Panels on roof of 53 Miry Brook Road, letter attached dated February 21, 2013

Mr. Estefan read into the minutes said letter dated February 21, 2013. Mr. Ran Nizzan/Executive Air Service, stated it is a significant investment so we are requesting to extend current lease for 11 years. Chairman Ashkar asked if there is an option to extend the term of the lease; and requested Attorney Pinter to review lease options. Commissioner Opperman asked what is the life of the solar panels. Mr. Nizzan replied no one knows as it is a new product. Chairman Ashkar requested Mr. Estefan review the lease with Attorney Pinter to determine if there are options available to extend the term.

Motion made to adjourn by Commissioner Oppermann, seconded by Commissioner Zilinek, and unanimously approved.



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DANBURY MUNICIPAL AIRPORT
P.O. BOX 2299
DANBURY, CT. 06813-2299

AIRPORT ADMINISTRATOR
PAUL D. ESTEFAN
(203) 797-4624

March 11, 2013

Federal Aviation Administration

ATO-Terminal Services

Danbury Municipal Airport, Danbury, CT (DXR) Reliever Airport

Danbury Municipal Airport, located in Danbury, CT, is an active General Aviation Airport serving a wide range of aircraft from small single engine piston aircraft to corporate turboprop and jet aircraft. We have over 260-based aircraft including 7 jets. Our annual operations exceed 70,000 takeoffs and landing per year. The airport has two runways, Runway 08-26 is our main runway and is 4,421' by 150' and Runway 17-35 serves as our crosswind runway and is 3,135' by 100'. We have several approaches to Runway 08-26 including a Global Positioning System (GPS). Danbury is a Reliever Airport to Westchester Airport in White Plains, NY, located approximately 30 miles southwest of Danbury, CT

The City of Danbury has determined that the closure of the contract Air Traffic Control Tower will have a negative effect on operations at the airport and will have a negative economic effect as outlined in Item (2) of the email sent by J. David Grizzle of the Federal Aviation Administration (FAA) via email March 8, 2013. In particular, the following effects have been identified:

- The City of Danbury will receive less revenue due to a potential reduction in activity caused by the loss of the ATCT. The airport currently has about 70,000 annual operations and over 260 based aircraft, including 17 jet and turboprop aircraft. Due to significant terrain to the south and east of the airport the ATCT provides a high level of safety during daily peak periods by controlling all aircraft movements in the air and on the ground. Without ATCT management, the activity level, combined with the natural terrain issues, a perceived loss of safety will potentially diminish a number of operators who use the airport today, affecting the collection of tie down fees, hangar fees and reduced fuel sales.



- The negative economic impacts affect many operators and companies outside of the local Danbury area who use the services of the on-airport tenants. Danbury Municipal Airport is home to a number of Fixed Based Operators and Tenants that include Business Aircraft Center, Master Aviation, Executive Air Service, Corporate Flight Management (CFM), Centennial Helicopters, Arrow Flight School, Epic Blue Flight School, Tallyho Aviation, Conanicut Aviation, Exit Aviation, Danbury Aviation, U. S. Flight Aircraft Maintenance, WestConn Aviation, Sadler Aviation, and Reliant Air Service. These operators, whose business is regional and nationwide, will lose business with the loss of the ATCT as a perceived safety deficiencies in obtaining IFR Clearances from New York TRACON will take longer to acquire. There has been MULTIPLE times when New York does not answer the radio on 128.6 and a phone call has to be made to have them respond with the IFR Clearance.
- The potential loss of aviation services or access to aviation on local business and industry will have a far reaching effect for the services they provide to the region and nationwide. Several examples include a newly consolidated 17 Acre Army reserve center is currently under construction .5 miles east of the airport with plans to conduct aviation operations. Located next to the consolidated Army Reserve Center is OTIS Aerospace, the home of the Hubble Space Telescope development and the Master Fine Guidance Sensors that keep it balanced in space. Of critical importance, the airport has organ donor flights to transport human organs from donors at our Western Connecticut Medical Network Hospital. In addition, Medical Helicopter Flights will be coming using the airport on a more regular base as the Western Connecticut Medical Network Hospital is rehabilitating their Heliport. The ability of these companies to access the airport or obtain aviation services will be compromised with the loss of the ATCT and the effects on aviation as noted earlier.
- From a national security perspective, the airport is home to the 399th Composite Squadron of the Civil Air Patrol (CAP) which is a Mission Based Squadron. The CAP provides critical search and rescue services to the local, regional area as well as conducting the Long Island Sound Patrol in Connecticut and New York. The 399th Composite Squadron also conducts the Eyes over the Homeland Skies. Danbury airport is frequently used by Sikorsky Aircraft whose aircraft are being tested for acceptance to the US Army, Navy and Coast Guard as they conduct trials after being manufactured at Sikorsky Aircraft Corp in Stratford, CT. The Military also use of the southern part of the airport at night to train with night vision goggles as the hills are conducive to the area in the world that they will be deploying to.
- Danbury is a reliever airport to Westchester County Airport, located about 30 miles southwest of the Danbury. The airport not only provides an alternate airport for General Aviation aircraft, but also serves as an overflow airport for Westchester due to a lack of available ramp space at that airport.

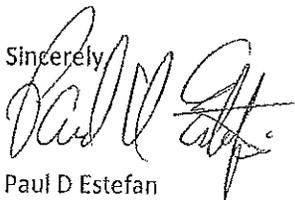
Danbury Municipal Airport is a busy General Aviation Airport that serves the local community by providing access to the national airspace system and national destinations. The high tech

companies serving the nation and the military rely on the aviation services provided by the airport. The loss of the ATCT will have a negative economic effect by reducing the airport's perceived safety that is provided by ATCT services now offered at the airport. Without the facility, activity will be diminished and will have an effect on the on airport tenants and the local and regional businesses they serve.

Based on our review of the requirements set forth by the FAA regarding the definition of the "National Interest", the City of Danbury formally requests a review of the closure of the contract Air Traffic Control Tower at Danbury Municipal Airport and request that it remains open.

National interest considerations include: (1) significant threats to the national security as determined by the FAA in consultation with the Department of Defense or the Department of Homeland Security; (2) significant, adverse economic impact that is beyond the impact on a local community; (3) significant impact on multi-state transportation, communication or banking/financial networks; and (4) the extent to which an airport currently served by a contract tower is a critical diversionary airport to a large hub. Please be advised that meeting one or more of the foregoing considerations will not necessarily result in any particular tower remaining open.

Sincerely



Paul D Estefan

Airport Administrator

Danbury Municipal Airport

Danbury, Connecticut 06810

Cc:Estefan105



(203) 748-7000
(203) 790-9000 fax
81 Kenosia Avenue
Danbury, CT 06810

February 22, 2013

Paul Estefan
155 Deer Hill Avenue
Danbury, CT

Mr. Estefan:

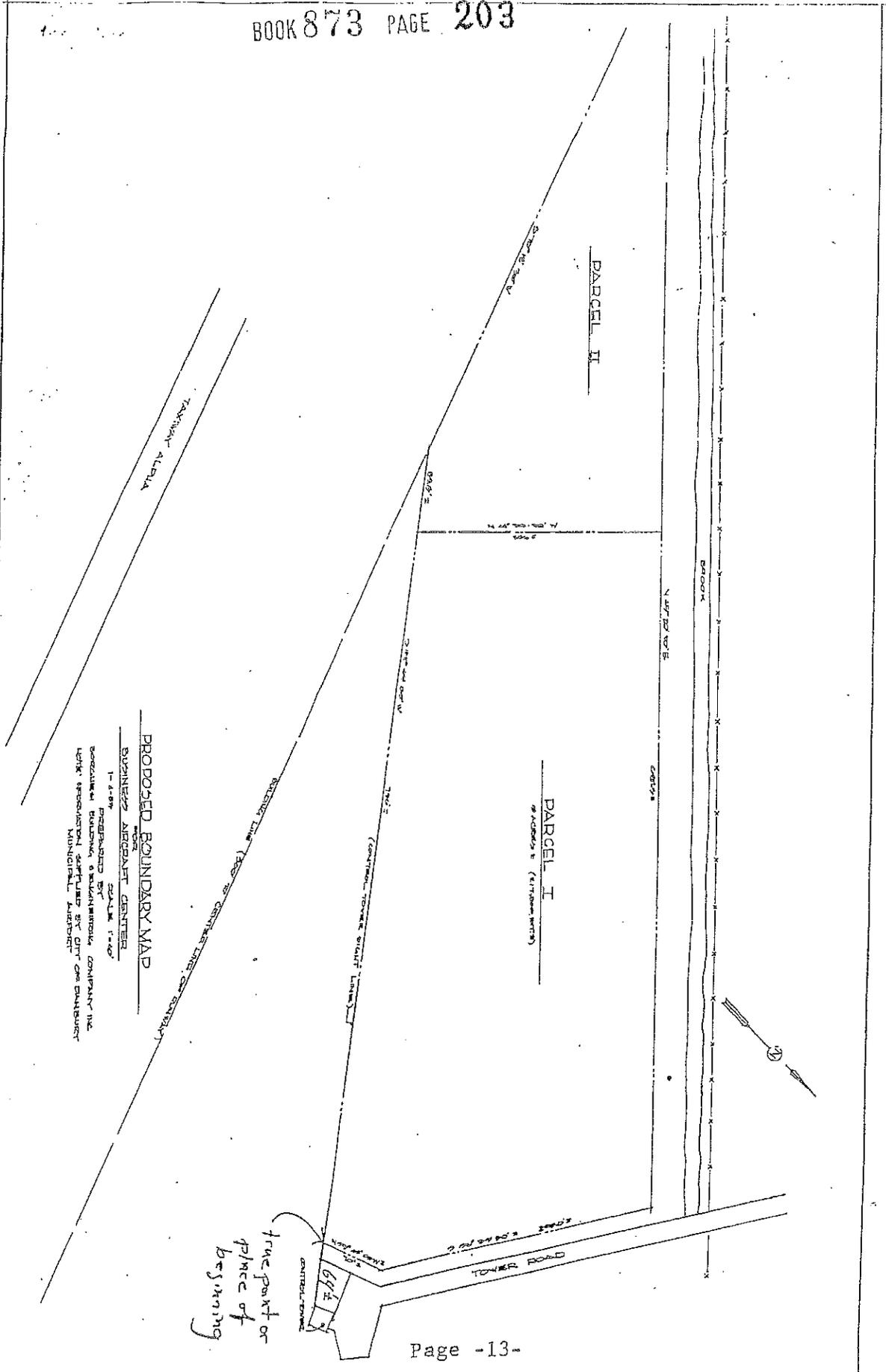
I would like to request to be put on the agenda for the upcoming Aviation Commission meeting. I would like to exercise my option for 2 acres to the west to park aircraft on Parcel II as seen in attached diagram labeled Proposed Boundary Map for Business Aircraft Center.

Please contact Lynda Silvestro at 203-966-5466 to confirm that this has been placed on the agenda.

Best Regards,

A handwritten signature in black ink, appearing to read "Santo Silvestro", is written over a large, stylized oval flourish. The signature is positioned above the typed name and title.

Santo Silvestro, President
Managing Member, Business Aircraft Center



PROPOSED BOUNDARY MAP
 FOR
 BUSINESS MERCHANT CENTER
 1-4-87
 PREPARED BY
 SOCIETY OF PROFESSIONAL SURVEYORS
 LARRY WOODRUFF, M.D. OF THE DISTRICT OF COLUMBIA



Executive Air Service, LLC
53 Miry Brook Rd
Danbury, CT 06810

Phone (203) 778 1150
Fax (203) 413 2941
Email rnizan@gmail.com

February 21, 2013

To: City of Danbury Department of City Building and Aviation Commission
From: Executive Air Service

Renewable Energy Solar Panels

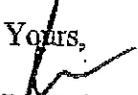
As part of Public Act 11-80 signed into law by Gov. Malloy on July 1, 2011, the state of Connecticut directed CL&P to launch a 22-year program that encourages investment in renewable energy projects, including projects that use solar photovoltaic panels.

Executive Air Service proposed solar panels on the roof of 53 Miry Brook and this proposal has initially been awarded by CL&P to participate in the program.

The cost of installing solar panels on the hangar roof will be approximately \$170,000 for Executive Air Service, a significant investment, and an extended lease will enable Executive Air Service to receive the benefits of the investment over the projected 25-year lifespan.

Therefore Executive Air Service, LLC would like permission to install the solar panels on the roof and to extend the lease to 2038. Executive Air Service and/or the installer will acquire all necessary building permits from the city, and will provide stamped approval from an engineer for the solar panel array.

This investment will increase the value of the city building.

Yours,

Ran Nizan

Executive Air Service, LLC

EXTEND LEASE
11 MORE YEARS

CHECK
LEASE
WITH LES.