



Minutes for August 29, 2022 Board Meeting

08/29/22 | 12:57 PM – 01:48 PM

Dan P McClure Auditorium East

Attendees

Commissioners: Carlos Beruff, Jesse Biter, Doug Holder, Kristin Incrocci, Jeff Jackson, Robert Spencer
Staff/Council: Fredrick Piccolo, Kent Bontrager, Pamela Kantor, Mark Stuckey, Dori Guzman, Dan Bailey

Agenda

1. Call to Order, Invocation, and Pledge to Flag

Chairman Beruff called the meeting to order at 12:57 p.m.; Commissioner Holder gave the invocation and led the pledge of allegiance to the flag.

2. Presentation: FDOT Award - 2022 Commercial Service Airport

President Piccolo shared with the Board the plaque received by Florida Department of Transportation, honoring Sarasota Bradenton International Airport as the 2022 Commercial Service Airport. The plaque will be placed in the first-floor display case.

3. Introduction of New Employees

Pamela Kantor, Executive VP/CFO, introduced the following new employees:

Umoza Abenaki-Nibbs, Baggage Handling System Technician

Karen Dewar, Buyer

Collin Dunsmore, Firefighter

Roy Lee Holbrook, Traffic Control Specialist

Tyquize Sherman Phillips, Baggage Handling System Technician

4. Approval: Minutes of Workshop & Regular Meetings of May 23, 2022

The Board approved the minutes of the Workshop and Regular Meetings of May 23, 2022.

5. Public Comments - Items on the Agenda

There were no public comments regarding items on the agenda

6. Items Needing Action

6.1 Public Hearing for Resolution 2022-02 Guidelines for the Use and Rental of General Aviation Facilities (Replacing Resolution 2018-01).

Chairman Beruff opened the Public Hearing on SMAA Resolution 2022-02. Dori Guzman, Notary Public, administered the oath to staff members taking part in the Public Hearing. Mr. Piccolo addressed Resolution 2022-02, noting that administration would like to update the policies, procedures, and fees regarding T-Hangar waiting lists, and T-Hangar co-tenancies.

MOTION TO CLOSE PUBLIC HEARING: Commissioner Biter moved to close the Public Hearing on Resolution 2022-02. Commissioner Jackson seconded. **MOTION PASSED UNANIMOUSLY (6-0).**

6.2 Approval of Resolution 2022-02 Guidelines for the Use and Rental of General Aviation Facilities (Replacing Resolution 2018-01)

MOTION: Commissioner Jackson motioned to approve Resolution 2022-02 Guidelines for the Use and Rental of General Aviation Facilities (Replacing Resolution 2018-01). Commissioner Holder seconded. **MOTION PASSED UNANIMOUSLY (6-0).**

6.3 Approval of Resolution 2022-03 to Congressman Vern Buchanan in Appreciation

MOTION: Commissioner Jackson motioned to present Resolution 2022-03 to Congressman Buchanan in appreciation of his efforts to support aviation throughout the State and at Sarasota Bradenton International Airport. Commissioner Holder seconded. **MOTION PASSED UNANIMOUSLY (6-0).**

6.4 Approval of Resolution 2022-04 to Senator Wilton Simpson in Appreciation

MOTION: Commissioner Jackson motioned to present Resolution 2022-04 to Senator Simpson, with sincere thanks for his assistance for the betterment of aviation in Florida and for support of an appropriation request that resulted in a \$21,500,000 grant to Sarasota Bradenton International Airport. Commissioner Holder seconded. **MOTION PASSED UNANIMOUSLY (6-0).**

6.5 Approval of Resolution 2022-05 to Representative Chris Sprowls in Appreciation

MOTION: Commissioner Jackson motioned to present Resolution 2022-05 to Representative Sprowls, for his support of an appropriation request that resulted in a \$21,500,000 grant to the Sarasota Bradenton International Airport. Commissioner Holder seconded. **MOTION PASSED UNANIMOUSLY (6-0).**

6.6 Set Public Hearing for Resolution 2022-06 Adoption of Fiscal Year 2023 Budget Establishing Airline Rentals, Fee, and Charges

MOTION: Commissioner Jackson motioned to set a public hearing for Resolution 2022-06 Adoption of Fiscal Year 2023 Budget. Commissioner Holder seconded. **MOTION PASSED UNANIMOUSLY (6-0).**

7. Presentation: Terminal Expansion Construction Phasing Plan

Scott Beck, Division Manager at DeAngelis Diamond, presented a PowerPoint which detailed the estimated two year timeline for the terminal expansion project, and answered questions from the Board.

8. Items Needing Action - Over \$325,000 Threshold

8.1 Approval of Guaranteed Maximum Price Proposal for Work Package 1, Escalator Procurement for the Terminal Concourse B Renovations and New Ground Loading Concourse Project

MOTION: Commissioner Spencer moved to authorize the Chairman to execute a CMAR GMP Amendment with DeAngelis Diamond-Magnum Builders in the amount of \$1,564,237.00 with a 10% contingency providing an authorized level of \$1,720,661.00 and authorize staff to prepare all documents necessary to execute this action. Commissioner Holder seconded. **MOTION PASSED UNANIMOUSLY (6-0).**

9. Department Reports

- 9.1 Financial Statements
- 9.2 Investment Portfolio
- 9.3 Finance & Administration
- 9.4 Real Estate Development & Properties
- 9.5 ARFF, Operations & Police
- 9.6 Development/Community Relations & Activity Report
- 9.7 Engineering, Planning & Facilities
- 9.8 Internal Audit & Investment Compliance
- 9.9 Information Technologies

10. Attorney Presentations

Mr. Bailey updated the Board regarding an August 15, 2022 public hearing at a meeting of the City of Sarasota Commissioners concerning the old kennel club property located across from the Airport. There is concern regarding the proposed development of 372 residential units, approximately half of which would be above the 65 DNL noise level considered incompatible with residential areas. Additionally, the units would be located 1,500 feet from the end of the main runway. At the meeting, City Commissioners voted 4-1 to approve a change of future land use from commercial to multi-family, despite an Interlocal Agreement between the City and the Airport Authority, and against the advice of the City Planning Department. After Mr. Piccolo and Mr. Bailey responded to clarifying questions, the Board authorized to engage the services of the Law Office of Robert K. Lincoln, Sarasota.

MOTION: Commissioner Biter authorized staff to engage the services of the Law Office of Robert K. Smith regarding the land use matter discussed. Commissioner Jackson seconded. Commissioner Holder recused himself from the vote, as a lobbyist previously representing the Sarasota Kennel Club (Form 8B Memorandum of Voting Conflict attached). **MOTION PASSED (5-0).**

11. Old/New Business

There was no old/new business.

12. Public Comments - Items Not on the Agenda

There were no public comments regarding items not on the agenda.

13. Comments by Commissioners

There were no comments by the commissioners.

14. Adjournment

The meeting was adjourned at 1:48 p.m.

ATTEST:

A handwritten signature in black ink, appearing to be 'Jesse Biter', written over a horizontal line.

Jesse Biter, Secretary

APPROVE:

A handwritten signature in blue ink, appearing to be 'Carlos Beruff', written over a horizontal line.

Carlos Beruff, Chairman

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Holder, Doug		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Sarasota Manatee Airport Authority	
MAILING ADDRESS 318 Island Circle		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Sarasota	COUNTY Sarasota	<input type="checkbox"/> CITY	<input type="checkbox"/> COUNTY
DATE ON WHICH VOTE OCCURRED August 29, 2022		<input checked="" type="checkbox"/> OTHER LOCAL AGENCY	
		NAME OF POLITICAL SUBDIVISION: N/A	
		MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Doug Holder, hereby disclose that on August 29, 20 22 :

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of Sarasota Kennel Club, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

The board moved a measure to direct the Airport to appeal the City of Sarasota's vote to allow the Sarasota Kennel Club to sell their property to be developed into apartments. I have represented the Sarasota Kennel Club in the past, but am not currently registered to represent them.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

9/8/2022
Date Filed

Doug Holder
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.