

RMMA Community Noise Roundtable – Regular Meeting

(IN-PERSON)

**11755 Airport Way, Broomfield, CO 80021
(Mount Evans Room)**

May 2, 2024, 4:00-5:00 PM (Please note earlier time)

Agenda

1. Call to Order; Roll Call-Chair Shaff
2. Approval of the Agenda
3. Approval of the Minutes for the April 4, 2024 RMMA CNR Regular Meeting
4. Public Comment – 3 minutes per speaker; 30 minutes maximum
 - a. The RMMA CNR welcomes your comments. During the Public Comment time, members of the public have three minutes to present views on RMMA CNR matters. The Chair will alert the speaker when there are 30 seconds remaining. Public Comment is not time for questions and answers; it is time to express your views, people will not be allowed to utilize RMMA CNR or Jefferson County resources to make visual presentations during public comment. At the beginning of your public comment, please state your name and jurisdiction for the public record.
5. Elections for Chair and Vice Chair
 - a. Board shall elect by a majority vote (as defined in Section 7.3 below) from the Primary Board Members a Chair and Vice-Chair who shall be the presiding officers of the Rocky Mountain Metropolitan Airport Community Noise Roundtable meetings (the “Presiding Officer(s)”) for the following two (2) calendar years.
6. IGA deliverables review
 - a. Review Work Plan - March
 - b. Dues set for next calendar year - July 31
 - c. Dues confirmation from each community - October
 - d. Budget - November 30
 - e. Chair and Vice Chair Elections (2 year term) - December/January
7. Discussion of Roundtable Member withdrawals from the RMMA CNR and the possible termination of the IGA
8. Airport/Interim Airport Director Update
9. Adjourn-Chair Shaff

RMMACNR May 2, 2024 Public WebEx Link:

<https://jeffco.webex.com/jeffco/j.php?MTID=m9ab8178186bc68596230316b32ccdc57>

Webinar number:

2492 697 2850

Webinar password:

NxPW3pC5ZD4 (69793725 from phones and video systems)

Join by phone

+1-720-650-7664 United States Toll (Denver)

+1-408-418-9388 United States Toll

Access code: 249 269 72850

Remote Public Comment Details:

Public Comment will be taken for up to 30 minutes on a first-come, first-serve basis at a maximum of 3 minutes per speaker. If you would like to provide comments to the roundtable, you must participate in the meeting via WebEx. Upon entering, you may register for public comment by using the WebEx chat function to notify the host. Please provide your first and last name, and address. You will receive confirmation if you have been added to the public comment list.

Please note that all microphones are muted upon entry to the virtual meeting. During Public Comment, your name will be called in the order it was received. Your microphone will be unmuted once your name has been called.

DRAFT Meeting Minutes
RMMA Community Noise Roundtable
April 4, 2024 - 6:00 PM

1. Call to Order, Roll Call

The April 4, 2024 RMMA Community Noise Roundtable Regular Meeting was called to order by Chairperson Deven Shaff at approximately 6:00 P.M. A quorum (at least 5 Members present) was Present, the roll was as follows:

| | |
|-------------------------------|--|
| Town of Superior | Jason Serbu, Trustee |
| City of Arvada | John Marriott, Councilmember |
| Boulder County | Ashley Stolzmann, County Commissioner |
| City and County of Broomfield | Deven Shaff, Councilmember |
| Jefferson County | Tracy Kraft-Tharp, County Commissioner |
| City of Lafayette | David Fridland, Councilmember |
| City of Louisville | Deborah Fahey, Councilmember |
| City of Westminster | David DeMott, Councilmember |

2. Approval of the Agenda

Tracy Kraft-Tharp requested that two agenda items be added to the agenda: 1) an Airport Director Update, and 2) Future Agenda Items. John Marriott moved for approval of the agenda with these two items added, seconded by David DeMott. The motion passed unanimously.

3. Approval of the Minutes for the March 7, 2024 RMMACNR Regular Meeting

John Marriott moved for approval of the minutes, seconded by David Fridland. The motion passed unanimously.

4. Public Comment

Charlene Willey – City of Westminster
Bill Baraya – City of Westminster
Alan Frohbieter – Town of Superior
Chris Kilker – City of Westminster
Brad Walker – Town of Superior
Jay McBurney – City of Westminster
Phil Lauter – City of Lakewood
Randy Johnson – Town of Louviers

5. Airport Director Update

Stephanie Corbo, Acting Airport Director noted that airport director recruitment closed on March 31st. Jefferson County received eleven qualified candidates. Next steps include panel interviews during the week of April 15th, followed by a selection of final candidates who will interview in-person and attend a public forum on May 2nd.

Stephanie Corbo also noted that the Jefferson County Board of County Commissioners received a briefing on the Part 150 Airport Noise Compatibility Study and were in support of moving that forward for action at a public hearing on April 16th. She noted that the Jeffco Board of County Commissioners encouraged the RMMACNR to continue to provide input towards the Part 150 Study.

Stephanie Corbo also provided an update on the unleaded fuel transition, including the different delivery options and partnerships under consideration. Lastly, she noted that an electric aircraft company currently based at Centennial Airport, Bye Aerospace, has been invited to present at the Jeffco Airport Advisory Board either in April or May.

RMMACNR members discussed the timeline for the Part 150 Study, the RMMACNR's potential role in the process, and possible outcomes from the study.

6. RMMA CNR Financial Update

Ben Miller, RMMA Planning and Development Administrator, provided a summary of the financial status of the RMMACNR.

7. Roundtable Member withdrawals from the RMMA CNR and the possible termination of the IGA

Deven Shaff noted that the City and County of Broomfield have elected to withdraw from the RMMACNR and have provided notice to the chair to that effect. The intent of this agenda item was to get input from each member regarding their communities' interest in continuing in the RMMACNR.

RMMACNR members reviewed the RMMACNR Intergovernmental Agreement (IGA) regarding individual member withdrawal and RMMACNR termination. Some RMMACNR members indicated that they had not completed discussions with their respective boards and were not in a position to vote on possible termination of the RMMACNR IGA at this point.

Members discussed their views relative to the pros and cons of continuing the RMMACNR.

Discussion points included:

- expectations related to the roundtable's ability to impact airport operations,
- the value of the roundtable as a community feedback mechanism,
- the role of the roundtable in reviewing airport development plans,
- the difficulty of achieving consensus around aircraft flight paths,
- the roundtable's relative achievements since its formation in 2021,
- the FAA's role in the process, and
- other potential avenues to address airport noise impacts.

Deven Shaff summarized a conversation with the FAA that discussed other possible venues to address community concerns over airport noise. The FAA offered two other potential options: 1) to contact their US legislators, and 2) to form a non-public working group for continued FAA participation. The current RMMACNR IGA does not allow non-public subcommittees.

RMMACNR members discussed the option to amend the IGA rather than terminate the RMMACNR in order to allow a working group or enable more public participation. They also further discussed

ways that surrounding communities can provide input around airport issues, to include further FAA engagement and public comment to the Jeffco Board of County Commissioners.

RMMACNR members also discussed needing clarification on whether the addition of an eight member changes the number of members required for the RMMACNR to continue. Ashley Stolzmann noted that Boulder County will be withdrawing from the RMMACNR but had waited to see if the members agreed as a body to terminate the IGA.

8. Committee or Board Member Reports

There were no board member reports.

9. Future Agenda Items

RMMACNR members agreed to meet in May with the intent to further discuss the future of the roundtable. John Marriott also requested a future agenda item to receive a presentation from Bye Aerospace regarding the progress on electric aircraft.

9. Adjourn

Councilmember Shaff adjourned at 8:05 p.m.

DRAFT

RMMA Community Noise Roundtable

Budget vs. Actuals: FY24

January 2024 - April 2024

| | Total | |
|---|---------------------|-------------------------|
| Revenue | Actual | Budget |
| 2024 Local Government Contributions | \$ 21,600.00 | \$ 28,800.00 |
| 2023 Rollover | \$ 70,336.00 | \$ 70,336.00 |
| Total Revenue | \$ 91,936.00 | \$ 99,136.00 |
| Expenditures | | |
| Aviation/Facilitation Services Consultant | \$ 3,000.00 | \$ 50,000.00 |
| VFR Arrival/Departure Consultant | | \$ 21,000.00 |
| Community Outreach and Engagement | | \$ 10,000.00 |
| Industry Outreach and Engagement | | \$ 8,000.00 |
| Work Plan Development (Part 150, Landing Fees, etc) | | \$ 20,000.00 |
| Guest Presenters | | \$ 4,000.00 |
| Meeting Security (~\$500/meeting) | * | \$ 4,800.00 |
| Total Expenditures | \$ 3,000.00 | \$ 117,800.00 |
| Net Revenue | \$ 88,936.00 | \$ (18,664.00) |
| HMMH Services | | |
| | Total Fee | Cumulative Total |
| 3/13/2024 Invoice (125397) | \$ 3,000.00 | \$ 3,000.00 |



City of Broomfield

City Council Regular Meeting Memorandum

Broomfield Withdraw from RMMA CNR

Broomfield's request to withdraw from the Intergovernmental Agreement with the Rocky Mountain Metropolitan Airport Community Noise Roundtable.

| Meeting | Agenda Group |
|---|-----------------------------|
| Tuesday, March 26, 2024, 6:00 PM | Consent Items Item: 6E |
| Presented By | |
| Nancy Rodgers, City and County Attorney | |
| Community Goals | |
| | |

Overview

[View Correspondence](#)

In November 2020, Broomfield entered into an Intergovernmental Agreement to be a member of the Rocky Mountain Metropolitan Airport Community Noise Roundtable. It has been a member of the CNR since that time. Believe there to be a lack of cooperation within the CNR and not finding this is a good use of taxpayer funds, Broomfield seeks to withdraw from the CNR and, if ask, would support termination of the CNR.

Attachments

Final Memo Broomfield Withdraw from RMMA CNR.pdf

Resolution 2024-46 - Broomfield Withdrawal Noise Roundtable.pdf

Summary

[View Correspondence](#)

The Rocky Mountain Metropolitan Airport (“RMMA”) is owned and operated by Jefferson County. The eastern portion of the airport, including the terminal and other operations facilities are within City and County of Broomfield boundaries.

On November 12, 2020 City Council approved an Intergovernmental Agreement (IGA) for the creation of the RMMA Community Noise Roundtable (CNR) and the proposed bylaws for the organization. Participants include Jefferson County, Boulder County, Arvada, Westminster, Louisville, Superior and Broomfield.

The activity at the airport has, and continues to be, the source of noise complaints from residents in surrounding communities. The Roundtable has no legal authority to implement modifications to operations at the airport. It is a recommending entity only. Recently, lawsuits have been filed by residents in the surrounding communities and by members of the CNR against Jefferson County related to the operation of the RMMA.

Article II, Section 4 of the IGA provides for a process for a member to withdraw from the CNR, which requires that a member provide thirty (30) days written notice of its intent to withdraw. Additionally, Article VI, Section 3 of the IGA provides for a process for termination of the IGA by approval of a majority of the members to the Agreement.

Broomfield believes that the lack of cooperation within the CNR has failed to produce positive results and is not a good use of taxpayer funds. As a result, withdrawal from the CNR is appropriate. In addition to its own withdrawal, Broomfield would support termination of the IGA and the end of the CNR should a majority of the members vote in favor of termination.

Financial Considerations

The financial considerations related to RMMA CNR are shown in the sources and uses of funds summary below.

| Sources and Uses of Funds | Amount |
|------------------------------|------------------|
| 2021 Budget (01-13100-53430) | \$3,600 |
| 2022 Budget (01-13100-53430) | \$3,600 |
| 2023 Budget (01-13100-53430) | \$12,000 |
| 2024 Budget (01-13100-53430) | \$3,600 |
| 2021 Annual Dues | |
| | -\$3,600 |
| 2022 Annual Dues | |
| | -\$3,600 |
| 2023 Annual Dues | |
| | -\$12,000 |
| 2024 Annual Dues | |
| | -\$3,600 |

| Sources and Uses of Funds | Amount |
|---------------------------|--------|
| Projected Balance | \$0 |

Prior Council or Other Entity Actions

On November 12, 2020, Council approved [Resolution No. 2020-262](#), approving the CNR IGA, Proposed By-Laws and Appointing a Primary and Alternate Representative to the CNR's Board.

Council approved [Resolution No. 2022-060](#), amending the 2022 funding request for RMMA CNR to hire a facilitator which occurred in 2023.

Boards and Commissions Prior Actions and Recommendations

N/A

Proposed Actions / Recommendations

If Council desires to withdraw from the CNR and provide authority for Broomfield, if asked, to support termination of the CNR, the appropriate motion is...

That Resolution 2024-46 be adopted.

Alternatives

Remain in the CNR and/or other action as directed by City Council.

RESOLUTION NO. 2024-46

A Resolution approving Broomfield’s Notice of Intent to Withdraw from the RMMA Community Noise Roundtable and Authorizing Support for Termination of the CNR

Be it resolved by the city council of the City and County of Broomfield, Colorado:

Section 1. Recitals.

- 1.1 The Rocky Mountain Metropolitan Airport (“RMMA”) is owned and operated by Jefferson County. The eastern portion of the airport, including the terminal and other operations facilities are within City and County of Broomfield boundaries.
- 1.2 On November 12, 2020 City Council approved an Intergovernmental Agreement (IGA) for the creation of the RMMA Community Noise Roundtable (CNR) and the proposed bylaws for its organization.
- 1.3 Participants include Jefferson County, Boulder County, Arvada, Westminster, Louisville, Superior and Broomfield.
- 1.4 The activity at the airport has, and continues to be, the source of noise complaints from residents in surrounding communities.
- 1.5 The Roundtable has no legal authority to implement modifications to operations at the airport. It is a recommending entity only.
- 1.6 Recently, lawsuits have been filed by residents in the surrounding communities and by members of the CNR against Jefferson County related to the operation of the RMMA.
- 1.7 Article II, Section 4 of the IGA provides for a process for a member to withdraw from the CNR, which requires that a member provide thirty (30) days written notice of its intent to withdraw.
- 1.8 Additionally, Article VI, Section 3 of the IGA provides for a process for termination of the IGA by approval of a majority of the members to the Agreement.
- 1.9 Broomfield believes that the lack of cooperation within the CNR has failed to produce positive results and is not a good use of taxpayer funds.
- 1.10 In addition to its own withdrawal, Broomfield would support termination of the IGA and the end of the CNR should a majority of the members vote in favor of termination.

Section 2. Action.

- 2.1 As provided for in the IGA and by a vote of the City Council, Broomfield states its notice of intent to withdraw from the CNR.
- 2.2 This Resolution will be submitted to the CNR and its Chair as Broomfield's written notice of intent to withdraw from the Roundtable.
- 2.3 Broomfield's withdrawal will be effective thirty (30) days after the written notice is sent to the CNR and its Chair.
- 2.4 Additionally and prior to the effective date of Broomfield's withdrawal, Broomfield's CNR representatives are authorized to vote in favor of the overall termination of the CNR IGA should such a question come before the CNR.

Section 4.

This resolution is effective on the date of approval by the City Council.

Approved on March 26, 2024 .

The City And County Of Broomfield,
Colorado



Mayor

Attest:



Office of the City and County Clerk

Approved As To Form:



City and County Attorney





Board of County Commissioners

RMMA Community Noise Roundtable
11755 Airport Way
Broomfield, CO 80021

April 19, 2024

Dear Chairman Deven Shaff, RMMA Planning & Development Administrator Ben Miller, & Interim Airport Director Stephanie Corbo;

This letter is to inform you that on April 16, 2024, at a Business Meeting the Boulder County Board of Commissioners voted unanimously to withdraw as a member of the RMMA Community Noise Roundtable. The Commissioners have actively participated in and have done our due diligence working collaboratively with the other communities to determine if there are suitable visual flight routes (VFRs) that the community representatives could agree on to limit the impacts of airplane noise in the community.

Any proposed route that the Community Noise Roundtable evaluated simply moved noise concerns from one community to another. As 100% consensus is required in order to alter the VFRs, no progress has been made and we do not believe any further participation from Boulder County would move this work forward.

Please consider this letter the official notice of Boulder County's withdraw from the RMMA Community Noise Roundtable.

Thank you,

Ashley Stolzmann, Chair of the Board of County Commissioners



April 23, 2024

Dear Chairman Shaff, Vice Chair Stolzmann, CNR members, and Interim Director Corbo:

Last night, the Town of Superior Board of Trustees passed a motion (the "Motion") regarding Superior's membership in the Rocky Mountain Metropolitan Airport ("RMMA") Community Noise Roundtable ("CNR"). We want to convey information about that Motion to the CNR so that its members can consider its substance in advance of any potential motion to terminate or dissolve the CNR at its upcoming May meeting.

As a preliminary matter, Superior joins its neighboring jurisdictions who have expressed frustration by the CNR's inability to deliver tangible improvements related to aircraft noise. We are also concerned and disappointed by the bad faith actions of the former RMMA Airport Director and how that reflects upon the airport sponsor, Jefferson County.

Superior is committed to doing everything for its residents to alleviate noise emanating out of RMMA, but in its current form, the CNR has proven ineffective in doing so. Accordingly, Superior proposes the following structural reforms to the CNR, which we believe would make the CNR more effective at addressing problems caused by RMMA:

- (1) The CNR Chair and Vice Chair positions will be held by the appointed Jefferson County BOCC Member and the RMMA Airport Director, respectively.
- (2) Jefferson County will fund all costs and expenses related to the CNR (*i.e.*, local government members will not be financially responsible for any of the costs or expenses related to the CNR).
- (3) Jefferson County will staff the CNR sufficiently, including but not limited to, providing: (a) County Attorney staffing to assist the CNR in applying the IGA and its bylaws; (b) administrative staffing to assist the CNR in its day-to-day operations including hosting meetings, preparing draft minutes, and hosting a website; and (c) substantive staffing (including retaining third-party consultants) to assist the CNR in performing the substance of its work-plan, including but not limited to researching issues, reviewing data, briefing the CNR, and performing activities directed by the CNR.
- (4) Representatives of the FAA and ATC shall attend every meeting as non-voting members of the CNR.

- (5) At each meeting of the CNR, Jefferson County and the RMMA Airport Director, as Chair & Vice Chair respectively, shall report on all noise complaints received for the prior month (including but not limited to the number of complaints received and any actions taken to respond to and address such complaints).

Superior believes that these proposed structural reforms, at a minimum, would improve the CNR and make it more effective. It would also provide more accountability by Jefferson County and the RMMA Airport Director, as the owner and operator of the airport, on issues caused by operations in and out of RMMA.

We respectfully request the CNR place this letter on the upcoming CNR agenda, before any vote to terminate or dissolve the CNR, so that it may be considered before the CNR is terminated.

We also recognize that the proposed structural reforms would necessarily contemplate a revision to the Intergovernmental Agreement (“IGA”) and By-Laws which created and govern the operations of the CNR. Accordingly, please note that Superior hereby gives notice that if these structural reforms (or something substantially similar) are not adopted by July 15, 2024, Superior hereby gives notice of its intent to withdraw from the CNR pursuant to Art. II, Sec. 4 of the Intergovernmental Agreement Establishing the Rocky Mountain Metropolitan Airport Community Noise Roundtable dated Dec. 1, 2020, with such withdrawal effective 30 days later, on or about August 15, 2024.

Respectfully,

A handwritten signature in black ink, appearing to read "Mark Lacis", written in a cursive style.

Mark Lacis, Mayor