COMMONWEALTH *of* VIRGINIA

Commonwealth Transportation Board

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Agenda item # 2

**RESOLUTION
OF THE
COMMONWEALTH TRANSPORTATION BOARD**

February 17, 2010

MOTION

Made By: Mr. Keen **Seconded By:** Mr. Bowie

Action: Motion Carried, Unanimously

Title: Airport Access to Grundy Municipal Airport Expansion
Project 0718-013-816, N501, Buchanan County

WHEREAS, Section 33.1-221 of the Code of Virginia provides a fund to "...be expended by the Board for constructing, reconstructing, maintaining or improving access roads within counties, cities and towns to … licensed, public-use airports; in the event there is no such establishment or airport already constructed or for which the construction is under firm contract, a county, city, or town may guarantee to the Board by bond or other acceptable device that such will occur and, should no establishment or airport acceptable to the Board be constructed or under firm contract within the time limits of the bond, such bond shall be forfeited …;" and

WHEREAS, the Buchanan County Board of Supervisors has, by appropriate resolution, requested Airport Access Program funding to assist in financing the construction of adequate access to serve the expansion of the Grundy Municipal Airport, southwest of the Town of Grundy, off Route 718 and said access is estimated to cost $613,000; and

WHEREAS, upon completion of the expanded facilities, the existing airport facility is proposed to be renamed the Breaks Regional Airport; and

WHEREAS, it appears that this request falls within the intent of Section 33.1-221 of the *Code of Virginia* and complies with the provisions of the Commonwealth Transportation Board's (CTB) policy on Airport Access.

NOW, **THEREFORE**, **BE IT RESOLVED,** that $450,000 ($300,000 unmatched, $150,000 matched) of the Economic Development, Airport and Rail Access Fund be allocated to provide adequate access to serve the Grundy Municipal Airport and its planned expansion located off Route 718, southwest of the Town of Grundy, Project 0718-013-816, N501 contingent upon:

1. All right of way, environmental assessments and remediation, and utility adjustments being provided at no cost to the Commonwealth; and

2. Execution of an appropriate contractual agreement between the County of Buchanan (LOCALITY) and the Virginia Department of Transportation (VDOT), to provide for the:

    a. design, administration, construction and maintenance of this project; and

    b. provision, at the time of closure of the Grundy Municipal Airport to the public, of an appropriate bond or other acceptable surety device by the LOCALITY to VDOT, not to expire before March 17, 2015 without the written permission of VDOT. Such surety device shall provide for reimbursement to VDOT of any expenses incurred by the Economic Development, Airport and Rail Access Fund for this project's construction not justified by the existence of an operating licensed public-use airport served by the project. If, by February 17, 2015, the existing airport is no longer in operation and a firm contract for the reconstruction of airport facilities has not been entered into, any Economic Development, Airport and Rail Access funding expended on this project shall be returned to VDOT and any remainder of this Board's allocation shall be de-obligated from the project; or, at the discretion of this Board this surety may be extended if reconstruction of the airport is imminent. This surety may be released at an earlier date upon provision of documentation of a firm contract for construction of the new airport facility and expansion on the airport property; and

    c. payment of all ineligible costs, and of any eligible costs in excess of this allocation, from sources other than those administered by VDOT; and

    d. Provision of the required $150,000 in matching funds from the general fund of the LOCALITY.

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