

February 18, 2000

Ms. Jane F. Garvey, Administrator
Federal Aviation Administration
800 Independence Avenue, S.W.
Washington, Dc 20591

Dear Administrator Garvey:

I have received your letter of February 9, and I remain concerned that the recent exchange of correspondence has not added any clarity to an increasingly ambiguous situation. In my letter of February 3, I sought a clear statement that the FAA would *support and implement* the Framework. Your letter to me does commit your Agency to continue to work with Burbank and the Authority, and I appreciate your support in that regard. But your letter does not answer the pivotal questions I posed and, in fact, raises more questions than it answers. First, should we interpret your response as a signal that you are withdrawing the conclusion set forth in your letter to the *Los Angeles Times* that elements of the Framework are illegal? Second, should we interpret this letter as a commitment by the Agency to implement the Framework and to identify acceptable means to accomplish the objectives to which the City of Burbank and the Airport Authority have agreed? We need to know where the FAA stands.

We appreciate that FAA staff has been working actively and meeting or conferring almost every week with the City's and the Authority's representatives. We also know, however, that the FAA staff has thus far declined to commit to the implementation of certain provisions, including the nighttime closure of the terminal and the conditioning of further terminal expansion on future Part 161 approvals. The principal reason that the Council suspended negotiations was our inability to reconcile the contradiction between the problem-solving tone of the working group sessions and your published conclusion that the Framework violates federal law.

I agree with your suggestion that it would be useful for City Council members and Airport Authority Commissioners to meet face-to-face with you. I have asked my staff to work with your office to schedule such a meeting here in Southern California or in Washington as soon as possible. Let me suggest, however, that

our meeting is likely to be most productive if, prior to the meeting, the Authority and the City can receive a straightforward and frank response to my request for an explicit commitment from the FAA that it will support and help implement the Framework.

Sincerely,

Stacey Murphy
Mayor

SM:kt

c: FAA Acting Associate Administrator Louise Maillett
Congressmen Howard Berman, Brad Sherman, James Rogan,
Henry Waxman
Assemblyman Scott Wildman
State Senator Adam Schiff
Pasadena Mayor Bill Bogaard
Glendale Mayor Ginger Bremberg
Airport Commission President Carl Meseck