

**BEFORE  
THE OHIO POWER SITING BOARD**

In the Matter of the Application of Vectren )	
Energy Delivery of Ohio, Inc. for a Certificate )	Case No. 13-1561-GA-BTX
of Environmental Compatibility and Public )	
Need for its Dayton Airport Z-167 Pipeline )	
Rerouting Project. )	

**TESTIMONY OF  
TERRENCE G. SLAYBAUGH  
ON BEHALF OF THE  
CITY OF DAYTON, OHIO**

1     **1.     Q.     Please state your name and business address.**

2             A.     My name is Terrence G. Slaybaugh, and my business address is 3600 Terminal  
3                     Drive, Suite 300, Vandalia, Ohio 45377.

4     **2.     Q.     Please describe your affiliation with the City of Dayton, Ohio (“Dayton” or**  
5                     **“City”).**

6             A.     I currently serve as the Director of the Department of Aviation for the City of  
7                     Dayton. In my role as Director of the Department of Aviation, I am responsible  
8                     for overseeing the operations of the City’s two airport facilities. Those aviation  
9                     facilities are the James M. Cox Dayton International Airport located at 3600  
10                    Terminal Drive in Vandalia, Ohio 454377 (“Cox Airport”) and the Dayton Wright  
11                    Brothers Airport located at 10550 N Springboro Pike Miamisburg, Ohio 45342  
12                    (“Wright Brothers Airport”). I am responsible for the day to day operation of the  
13                    City’s two airports and the safety of the employees and guests who use the all  
14                    airport facilities. I also manage and operate the City’s aviation focused real estate  
15                    holdings and coordinate all use of the City’s aviation assets, both real property  
16                    and personal property. Among those property related duties, I am required to  
17                    coordinate and approve the use of the City’s aviation real estate holdings for any  
18                    purpose directly or indirectly related to the furtherance of City’s mission in  
19                    promoting aviation and transportation in the Dayton region. Additionally, it is my  
20                    responsibility to coordinate, review, approve, or deny, any request for the use of  
21                    the City’s airport property. Such responsibility includes the current request being  
22                    made by Vectren Energy Delivery of Ohio, Inc. (“VEDO”) in this case (13-1561-  
23                    GA-BTX) to relocate existing natural gas lines, install new infrastructure and

1 decommission some current natural gas lines in and around the James M. Cox  
2 International Airport ("Project"). Finally, I am tasked with ensuring compliance  
3 with the Federal Aviation Administration ("FAA") rules and regulations and  
4 complying with the strictures of the various federal grants and funding sources  
5 under which the City's aviation property operates.

6 **3. Q. Please describe your educational background.**

7 A. I graduated from Grand Valley State University in 1977 with a BS in Urban and  
8 Environmental Planning.

9 **4. Q. Please describe your professional experience.**

10 A. I have been employed by the City of Dayton, Ohio since March 2011. Following  
11 my initial employment with the City I have continually held the position of  
12 Director of the Department of Aviation. Immediately before my employment with  
13 the City of Dayton, I was Senior Vice President of Development at Anthony J.  
14 Costello & Son Development Company from July of 2006 until March of 2011.  
15 From October of 2005 until June of 2006, I was the Director for the Monroe  
16 County Department of Planning and Development. From September of 1996 until  
17 May of 2006, I was the Director of Aviation at the Greater Rochester International  
18 Airport. From March of 1992 until September of 1996, I was the Community  
19 Development Manager/Economic Development Manager for the Monroe County  
20 Department of Planning. From May of 1981 until March of 1992, I held the  
21 position of Executive Director of the Wayne Rural Development Corporation. I  
22 am also a member of the American Association of Airport Executives and the

1 Airport Council International. Finally, I presently serve as a member of the Board  
2 of Directors of the Ohio Aviation Association.

3 **5. Q. What is the purpose of your testimony?**

4 A. The purpose of my testimony is to describe the City's involvement with VEDO in  
5 regards to the project and provide information to the Ohio Power Siting Board  
6 ("Board") that supports the joint stipulation adopted by the parties and filed with  
7 the Board on February 14, 2014 ("Stipulation").

8 **6. Q. What materials and information did you review in preparation for your**  
9 **testimony?**

10 A. I reviewed portions of VEDO's Application for a Certificate of Environmental  
11 Compatibility and Public Need filed with the Board on September 20, 2013,  
12 portions of VEDO's Amended Application for a Certificate of Environmental  
13 Compatibility and Public Need filed with the Board on November 15, 2013, the  
14 Stipulation, additional technical information provided by VEDO to the City in  
15 furtherance of the parties discussions about the project, and certain  
16 correspondence between VEDO and the City.

17 **7. Q. Please provide a description of the reason that the City intervened in this**  
18 **case?**

19 A. The City was concerned that the Project, as originally proposed, could  
20 unnecessarily and adversely affect City property at the Cox Airport, airport  
21 operations, and the neighboring landowners. VEDO's proposal included plans to  
22 abandon (in place) portions of current natural gas pipeline located under existing  
23 paved runways at the Cox Airport and install new pipeline facilities in and

1 adjacent to the Cox Airport property. Certain portions of the proposed pipeline  
2 for the original preferred route appeared to adversely impact specific FAA  
3 approved future runway expansion zones at the Cox Airport. Additionally,  
4 VEDO indicated that it planned to use additional City property to store  
5 construction equipment and materials during the construction of the Project.  
6 Given that VEDO was proposing a project that could have a potentially  
7 significant impact upon the City's aviation property and could possibly affect  
8 existing and future Cox Airport operation protocols, many of which are mandated  
9 by the FAA, there was little doubt in our opinion that the City had a real and  
10 substantial need to participate in the proceeding.

11 **8. Q. Please provide a description of the discussion and activities undertaken by**  
12 **the City and VEDO leading to the Stipulation.**

13 A. Prior to its filing of the Application, VEDO had continually been in contact the  
14 City and airport staff in regards to its plans to move forward with the  
15 application process with the Board for this Project. Even before VEDO filed its  
16 Application, several productive informational meetings and discussions had been  
17 held between VEDO's team and City staff. Following the City's thorough review  
18 of VEDO's Application for a Certificate of Environmental Compatibility and  
19 Public Need as originally filed with the Board on September 20, 2013, City staff  
20 concluded that there were a number of concerns regarding VEDO's proposed  
21 preferred route and how the construction of new infrastructure along that route  
22 would impact certain pending FAA approved runway expansion projects at the  
23 Cox Airport. We were also concerned with the details of the plan to abandon and

1 leave in place portions of the current pipeline that occupy space under the existing  
2 runway and tarmac at the Cox Airport. Specifically, we were worried about the  
3 long term structural integrity of the abandoned pipe that would be  
4 decommissioned and left in place. It has been our experience with similar  
5 infrastructure that, over time, after pressurization and utility commodities are  
6 removed from such piping, degradation is likely to occur. Any such degradation  
7 can lead to pipe collapse and the settling of concrete and soil surrounding that  
8 pipe. Such a depression, should it occur, could impair the ability of aviation traffic  
9 to safely take off and land. Subsequent to our review of VEDO's original  
10 Application, VEDO facilitated a meeting with the City where we were able to  
11 communicate our concerns. That meeting was attended by VEDO staff, City  
12 staff, counsel for VEDO and counsel for the City. The meeting was very  
13 productive and VEDO team was extremely helpful. Through a number of  
14 additional telephonic discussions and e-mail communications, VEDO and the City  
15 were able to agree on changes to several of the proposed conditions of the  
16 Application and a slight modification of the proposed preferred route. On  
17 November 15, 2013 VEDO filed an Amended Application for a Certificate of  
18 Environmental Compatibility and Public Need with the Board that addressed most  
19 of the City's concerns, including routing and line placement issues. On January  
20 28, 2014, VEDO, VEDO's counsel, a representative of VEDO's contracting  
21 engineer Board staff, representatives of the Ohio Attorney General, and the City's  
22 counsel attended a meeting to discuss the stipulation document. Those  
23 discussions ultimately resulted in the Stipulation now being recommended by the

1 City and currently under consideration by the Board. In addition to the  
2 conditions in the Stipulation, VEDO and the City also have determined that there  
3 is an effective and available solution to address the City concerns regarding the  
4 possible degradation of the abandoned pipeline infrastructure. VEDO and the  
5 City have agreed to a solution whereby VEDO will fill portions of the abandoned  
6 pipeline on the Cox Airport property with a unique type of grouting material that  
7 will work to prevent possible future collapse.

8 **9. Q. Do you believe the stipulation should be accepted?**

9 A. Yes. It is my opinion that the Stipulation is a result of good faith negotiations  
10 made among and between knowledgeable parties in order to arrive a reasonable  
11 outcome. The City, VEDO and Board Staff spent a significant amount of time  
12 and effort reviewing and discussing the issues involved with the project in order  
13 to reach a consensus and arrive at the Stipulation as proposed by the parties to the  
14 Board. VEDO made continual and concerted efforts throughout the application  
15 process to provide the City with requested information and details about the  
16 project and worked tirelessly with the City to address and resolve the City's  
17 concerns regarding the originally proposed preferred route. VEDO and its  
18 management team made VEDO technical staff and internal decision makers freely  
19 available to the City and graciously facilitated a number of meetings and  
20 discussions between VEDO and the City in order to better understand the City's  
21 concerns and work toward a mutually acceptable solution. The City truly  
22 appreciates all of the resources and consideration that VEDO provided to the City  
23 in order to address and alleviate the City's concerns. The Stipulation and its

1 conditions address the City's concerns and provide for a result that will protect  
2 and preserve the safety of the City's aviation property, the City's employees,  
3 airport guests, and VEDO's employees. Since no party has expressed any  
4 objections to the Stipulation, I would respectfully request that the Board  
5 thoughtfully consider and adopt the Stipulation and its numerous conditions as  
6 submitted by the parties.

7 **10. Q. Does that conclude your testimony?**

8 A. Yes, I have nothing further.



### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Direct Testimony of Terrence G. Slaybaugh on Behalf of the City of Dayton, Ohio was served upon the parties of record listed below this 19th day of February, 2014 first class mail and via electronic mail.

/s/Christopher L. Miller

Christopher L. Miller

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Summary: Testimony Testimony of Terrence G.Slaybaugh On Behalf of the City of Dayton,  
Ohio electronically filed by Mr. Christopher L. Miller on behalf of City of Dayton