

ORANGE COUNTY AIRPORT COMMISSION
Airport Commission Hearing Room
3160 Airway Avenue
Costa Mesa, CA 92626

MINUTES OF REGULAR MEETING

April 20, 2022

COMMISSIONERS PRESENT: Bert Ashland, Bruce Junor, Susan Dvorak, John Clarey

COMMISSIONERS ABSENT: Brendan O'Reilly

STAFF PRESENT: Rick Francis, Interim Airport Director
Mark Sanchez, Deputy County Counsel
Christine Nguyen, Deputy County Counsel
Ken Wong, Quality Control & Compliance Manager
Elizabeth Gallegos, ASR Manager, Finance Administration

CALL TO ORDER: Chair Ashland called the meeting to order.

PLEDGE OF ALLEGIANCE: Commissioner Junor led the assembly in the Pledge of Allegiance.

1. **APPROVAL OF MINUTES:** On Commissioner Junor's motion and Commissioner Dvorak's second, the Regular Meeting minutes of April 6, 2022, were approved as written.
2. **APPROVE REVISED BYLAWS FOR JOHN WAYNE AIRPORT ARTS COMMISSION (ASR 22-000280)** Interim Airport Director Rick Francis stated that the item for approval is the revision to the Bylaws for the Airport Arts Commission (Arts Commission). The Arts Commission reviewed and approved the Bylaws template and revisions as presented at their last meeting on April 6, 2022. The members of the Arts Commission are appointed by the Board of Supervisors (Board), and the item is being presented to the Orange County Airport Commission before it goes to the Board.

Rick Francis responded to the Commission's questions regarding whether the Airport Commission has a representative on the Arts Commission, the Executive Committee section of the Bylaws, and the outcome if the item is not approved at the Airport Commission Meeting.

On Chair Ashland's motion and Vice Chair Clarey's second, this item was approved 3 – 1, Commissioner Junor voted no.

3. ORANGE COUNTY AIRPORT COMMISSION REVISED BYLAWS

Interim Airport Director Rick Francis spoke to the Commission regarding the proposed revisions to the Orange County Airport Commission (Airport Commission) Bylaws. Rick stated that John Wayne Airport (JWA) staff received direction from the Airport Commission to edit the Bylaws draft at the last Airport Commission Meeting on April 6. JWA staff submitted an amended version to the Airport Commission and discussed the changes and the public comments received. Rick stated the Airport Commission already has Bylaws from 2000 that perhaps were not well known to this Commission. When JWA staff reviewed the current Bylaws and the approved template, sections were removed that were deemed unnecessary. This also allowed JWA to add additional information that was not initially included and governed by County Ordinance, such as the Airport Noise Violation Committee. If an appeal needed to go past the Airport Director level, it would go to this Committee. However, JWA has no record or knowledge of a violation being appealed to this level, requiring the formation of the Airport Noise Violation Committee, and the Committee has not been formed or needed to date. Rick stated the next step would be agendizing the Airport Commission Bylaws for the next meeting. Rick also

informed the Commission that additional modifications could still be made if the Airport Commission requested.

Deputy County Counsel Mark Sanchez spoke to the Airport Commission regarding the Airport Noise violations and the appellate process. Mark stated the Access and Noise Office, on the first and second violations, send a letter and attach the General Aviation Noise Ordinance (GANO). The third violation results in a denial of use letter that also specifically indicates the appeal process in the letter, and the GANO is also attached.

PUBLIC COMMENT – Newport Beach Resident Jim Mosher spoke to the Commission regarding his concerns with the noise violation appellate process. He stated that if a pilot gets to the third noise violation within a year, that plane and or owner are banned from operating an aircraft from JWA for three years. Jim Mosher asked JWA staff if the pilot or plane owner can contend the first and or second violation or if they have to wait until they receive a third. Jim Mosher also spoke to the Commission regarding the amended draft of the Airport Commission Bylaws. He stated the new draft improved from what JWA staff presented two weeks ago, but sections from the current Bylaws were not carried over into the new amended draft. One is the process from the current Bylaws that lists the procedure for amending the Bylaws. Jim Mosher also notified the Commission of an item not in the Bylaws that he feels should be, which is the rules for public comments regarding how long a speaker has to comment on a topic and suggested adding this information.

Rick Francis and Mark Sanchez responded to the Commission's questions, and public comments regarding whether the process to contest a noise violation is being communicated, the requirement to form an Airport Noise Violation Committee, and whether there was concern from the public on this topic. Rick Francis responded to Commissioner Junor's concerns regarding revising the Bylaws per a template.

The Commission discussed and agreed to agendaize this item for approval at the next meeting on May 4, 2022, which may be continued to the following meeting if additional time is needed. Chair Ashland requested copies of the noise violation letters sent out by the Access and Noise Office and a redline of the proposed Bylaws

Rick Francis informed the Commission to submit any requested changes, comments, or suggestions to Elizabeth Gallegos via email by Wednesday, April 27. JWA staff could then review the submitted information to incorporate into a new revision.

4. SUMMARY OF RELEVANT ACTIONS BY THE BOARD OF SUPERVISORS (Board) Interim Airport Director Rick Francis stated that no JWA items were presented to the Board since the last meeting.

5. ADDITIONAL BUSINESS

A. PUBLIC COMMENTS – None

B. AIRPORT DIRECTOR COMMENTS – Interim Airport Director Rick Francis informed the Commission that the recruitment for a new permanent Airport Director had been completed, and a selection has been made. Additional details will follow when more information is available.

C. AIRPORT COMMISSION COMMENTS – Commissioner Clarey asked JWA staff for a concessions update.

6. ADJOURNMENT OF PUBLIC MEETING The meeting adjourned at 5:56 p.m.

Respectfully submitted,