

~~ORIGINAL~~

COPY

AGREEMENT BETWEEN COUNTY OF VENTURA AND
CITY OF OXNARD PERTAINING TO AIRPORT
DEVELOPMENT AND SURROUNDING AREA

THIS AGREEMENT is entered into by and between the COUNTY OF VENTURA (hereinafer "COUNTY") and the CITY OF OXNARD (hereinafter "CITY") and shall become binding and effective upon the date of the last signature hereupon. The parties make the following recitals:

A. COUNTY is sole owner of the Oxnard Airport located in the City of Oxnard and has the authority to develop and operate said Airport as COUNTY deems in the best interest of aviation and the taxpayers of the County of Ventura.

B. COUNTY and CITY desire to achieve maximum mutual cooperation in the development of Oxnard Airport and to maintain a balanced perspective in fulfilling COUNTY aviation requirements within a framework of continuing community sensitivity.

C. Most of the Oxnard Airport and much of the land surrounding the Airport is located within CITY.

D. COUNTY and CITY objectives will be realized by a joint exercise of powers by and between COUNTY and CITY to form an advisory joint review body to oversee and make appropriate recommendations concerning airport development and surrounding land use planning.

Based upon the following recitals, the parties do hereby agree as follows:

1. COUNTY and CITY do hereby jointly exercise their powers and create the Oxnard Airport Authority (hereinafter "Authority").

2. The Authority shall be composed of two members and an alternate of the Ventura County Board of Supervisors, which members shall be selected by the Board of Supervisors; two members and an alternate of the Oxnard City Council, which members shall be selected by the City Council; and a fifth member to be selected by three of the other four members. The term of office of the fifth member shall be two (2) years. The fifth member shall serve at the pleasure of the other four and can be replaced during his/her term of office by majority vote of the other four members.

3. It is agreed by City and County that Airport operations and surrounding development must be compatible. Accordingly, the Authority shall consider and recommend to the Oxnard City Council and the Ventura County Board of Supervisors appropriate standards which will assist in insuring that airport operations and development occurring around the Airport shall be compatible.

Airport operational standards shall be related to items such as the level of general aviation and limited commercial flights, runway length for takeoffs and landings, aircraft weight limits, VFR traffic patterns and any other reasonable standards which will promote safe and compatible airport

operations with the surrounding land areas. Any specific changes proposed by the County with respect to Airport operations shall comply with the Airport operational standards adopted by the County after recommendation from the Authority.

Development standards for areas adjacent to the Airport shall relate to building heights, noise attenuation requirements, and any other reasonable standards to promote safe and compatible air operations at the Airport. Included within the Authority's recommendations shall be maps identifying the compatible area surrounding the Airport in which the development standards shall apply.

CITY and COUNTY will continue to maintain sole discretion of land use determinations within their respective areas of jurisdiction. The land use designations will be determined by adopted General Plans but specific development applications within the Airport compatible area will be required to comply with standards adopted by CITY and COUNTY after recommendation from the Authority.

4. Any matter related to the adopted standards shall, before action is taken, be referred to the Authority for its review and recommendation as to the application of the adopted standards. The Authority shall act expeditiously and avoid unreasonable delays in formulating recommendations for the Ventura County Board of Supervisors and the Oxnard City Council. Any matter submitted to the Authority shall be deemed to have

been approved following the expiration of forty-five (45) days following submission unless a majority of the members of the Authority shall have denied or taken other action on a matter submitted to it.

5. Notwithstanding the provisions of paragraphs 3 and 4, the Oxnard City Council and the Ventura County Board of Supervisors may act on any matter prior to (1) receiving a recommendation from the Authority, or (2) the expiration of forty-five (45) days to the extent that such action may be required by law. In the event of a requirement for early action on any matter to be submitted to the Authority, such matter shall be submitted to the Authority at the earliest possible date and the Authority shall be given notice by which action must be taken.

6. The Ventura County Board of Supervisors and the Oxnard City Council shall each give full consideration to all recommendations of the Authority and shall not take any action inconsistent therewith unless by at least a four-fifths vote.

7. The Authority shall hold regular monthly meetings at a fixed time. Special meetings may be called by the chairman, vice chairman, or any three members. The Authority shall promulgate and adopt rules for the orderly conduct of its meetings and affairs.

8. The Authority shall elect from its members a chairman and vice chairman to serve for one year. Elections shall be

held in January. Members of the authority may be compensated in an amount of not more than \$50.00 per meeting for a maximum of two meetings any given month. Such compensation shall be provided by the respective entities with the compensation for the public member being shared equally by both entities.

9. COUNTY shall, without cost to CITY, provide staff and secretarial support to the Authority which said support shall include the taking of minutes at all Authority meetings, the preparation and distribution of agendas for Authority meetings and coordination of Authority business with CITY staff.

10. All additional expenditures which are recommended by Authority shall be paid by COUNTY subject to COUNTY'S prior approval. In the event COUNTY fails to approve any proposed expenditure, the expenditure shall not be incurred unless and until the manner of payment is mutually agreed upon between the parties hereto.

11. Any action or exercise of police powers on the part of either party to this agreement which precedes the effective date of this agreement shall not be affected by this agreement.

12. The term of this agreement shall be for a period of fifty years and may be extended for a fixed period beyond that time by majority vote of both the Oxnard City Council and the Ventura County Board of Supervisors; provided, however that if COUNTY is precluded from operating the Oxnard Airport for public airport purposes, then this agreement shall be of no further force or effect.

13. This agreement may be modified at any time by mutual agreement of the parties.

COUNTY OF VENTURA

Date: DEC 16 1980

By

Thomas K. Ketchum
Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of
Supervisors thereof.

By

Shirley Weems
Deputy Clerk



CITY OF OXNARD

By

Tanjo Kato
Mayor

ATTEST:

Maki Covarrubias
City Clerk

AMENDMENT #1

"AGREEMENT BETWEEN COUNTY OF VENTURA AND
CITY OF OXNARD PERTAINING TO AIRPORT
DEVELOPMENT AND SURROUNDING AREA

1. WHEREAS, the County of Ventura and the City of Oxnard, on December 16, 1980, entered into a joint powers agreement pertaining to Airport Development and Surrounding Land Use; and
2. WHEREAS, said agreement provides for the formation of the Oxnard Airport Authority and selection of members thereof; and
3. WHEREAS, the Authority now wishes to amend the "Agreement" to allow alternate members to be appointed and vested with certain voting authority;
4. NOW, THEREFORE, it is hereby resolved that the "AGREEMENT BETWEEN COUNTY OF VENTURA AND CITY OF OXNARD PERTAINING TO AIRPORT DEVELOPMENT AND SURROUNDING AREA", be amended as follows:

pg. 2, para 2 "Composition of Authority"

Add: "Members of the Board of Supervisors may be selected by the Board of Supervisors as alternates, and members of the City Council may be selected by the City Council as alternates". An alternate to the fifth member (public member) may be selected by a majority vote of the other four Authority members. "Such designated alternate(s) may be a voting participant(s) at an Authority meeting at such time as the regular member(s) representing his/her jurisdiction is not in attendance".

COUNTY OF VENTURA

By *James R. D. [Signature]*
Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of Super-
visors thereof.

By *Robert L. Hamm*
Deputy Clerk



CITY OF OXNARD

Date November 24, 1981

By *Travis [Signature]*
Mayor

ATTEST

By *Mike [Signature]*
City Clerk