



Meeting Date: 10/16/2012

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input checked="" type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s). _____	<input type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____

Prepared By: Michael More *MM* Agenda Item No. I-3

Reviewed By: City Manager *JEP* City Attorney *SMF* Finance *AC* Other (Specify) _____

DATE: October 4, 2012

TO: City Council

FROM: Michael More, Financial Services Manager *Michael More*
Finance Department

SUBJECT: Payment to County of Ventura for Harbor Patrol Services Provided to Seabridge Community Facilities District No. 4

RECOMMENDATION

That City Council:

1. Approve payment in the total amount of \$649,396 to the County of Ventura related to Harbor Patrol services provided to Seabridge Community Facilities District No. 4 pursuant to the Memorandum of Understanding (A-6663) dated September 10, 2002 by and between the City of Oxnard, the County of Ventura, and Oly Mandalay Bay General Partnership.
2. Approve a special budget appropriation (SBA) in amount of \$116,731 from Seabridge Community Facilities District No. 4.

DISCUSSION

On September 10, 2002, the City of Oxnard ("City"), County of Ventura ("County"), and Oly Mandalay Bay General Partnership ("Developer") entered into a Memorandum of Understanding ("MOU") (A-6663) concerning various issues related to the Seabridge development.

Section 1.(d) of the MOU provides that Community Facilities District No. 4 ("CFD") (administered by the City) "...will provide County with all funds reasonably needed for County to hire and continuously employ three Harbor Patrol Officers (Level II, top range) and one Sergeant, Harbor Patrol Officer III, and to provide the County with funds sufficient to purchase, maintain, repair, and replace every five years, if reasonably needed (or, sooner, if beyond repair), the following items: a suitable motor vehicle, two Harbor patrol boats, a boat trailer, the size of and equipment for each of which is specified in Exhibit B, and the other items specified in Exhibit B hereto". The County has submitted an invoice in the amount of \$549,396 for charges relative to funding to this Section 1.(d) of the MOU for Fiscal Year 2012-13.

In addition to the above, Section 5.(a)(1) of the MOU provides that the CFD special tax shall be set at a

rate sufficient to raise funds to pay “One Hundred Thousand Dollars (\$100,000) per year from and after the year of formation of the CFD, but no later than four (4) years after the date of final City approval of the Tentative Map for Tract No. 5266, which sum shall be paid annually from the CFD to County in consideration of the added value to the Seabridge Project that the Channel Islands Harbor and related facilities provide...”. The County has submitted an invoice in the amount of \$100,000 for charges relative to funding pursuant to this Section 5.(a)(1) for Fiscal Year 2012-13.

As a contract (A-6663) with a payment request in excess of \$25,000, these invoices are being presented for City Council approval pursuant to City Resolution No. 13,932 establishing purchasing procedures.

FINANCIAL IMPACT

Funding for the \$649,396 payment to the County is provided by the Community Facilities District No. 4 (Seabridge) Fund. The FY 2012-12 budget includes \$532,665 (Acct No. 173-2102-802-8209) for this purpose. The attached SBA provides the additional \$116,731 required for this payment.

MJM

Attachment #1 - Invoices from County of Ventura
Attachment #2 - Special Budget Appropriation



COUNTY OF VENTURA
Channel Islands Harbor

3900 Pelican Way
 Oxnard, CA 93035

Invoice No. 2012-SB812

September 14, 2012

INVOICE

Seabridge Service Contract
July 1, 2012 through June 30, 2013

<u>Item Description</u>	<u>Unit</u>	<u>FY 12/13</u>
Salaries & Employee Benefits		
Harbor Patrol Officer II	3.00	359,769
Harbor Patrol Officer III	1.00	132,119
		<u>491,888</u>
Debit/(Credit) FY 11-12 Invoice vs. Actual Expense		6,843
Total SEB Costs		<u>\$ 498,731</u>
Operating/Maintenance Costs		
Patrol Boat Maintenance	2.00	5,500
Miscellaneous Patrol Boat Equip. & Supplies	2.00	2,500
Patrol Boat Fuel Charges	2.00	12,000
Vehicle Maintenance	1.00	700
Vehicle Fuel Charges	1.00	250
		<u>20,950</u>
Debit/(Credit) FY 11-12 Invoice vs. Actual Expense		25,952
Total Operating/Maintenance Costs		<u>\$ 46,902</u>
Miscellaneous		
County Counsel fees		1,000
Office Supplies		1,000
Telecommunication Provider Fees (Telephone/Fax/Mobile Service)		3,200
		<u>5,200</u>
Debit/(Credit) FY 11-12 Invoice vs. Actual Expense		(1,437)
Total Miscellaneous Costs		<u>\$ 3,763</u>
Total FY 2012-13		<u>\$ 518,038</u>
Total Debit/(Credit) FY 11-12 Invoice vs. Actual Expense		31,358
Total Amount Due		<u>\$ 549,396</u>

Due upon receipt

For questions, please call (805)382-3001

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COUNTY OF VENTURA
Channel Islands Harbor

3900 Pelican Way
Oxnard, CA 93035

Invoice No. 2012-CFD081

September 14, 2012

INVOICE

Bill To: City of Oxnard
300 W. Third Street, Third Floor
Oxnard, CA 93030
Attn: Jim Cameron, Chief Financial Officer

Annual charge pursuant to section (5)(a)(1) of the MOU between City of Oxnard, County and OLY Mandalay Bay General Partnership for the added value to the Seabridge Project, from the period of July 1, 2012 through June 30, 2013. \$100,000.00

Due upon receipt

For questions, please call (805)382-3001

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REQUEST FOR SPECIAL BUDGET APPROPRIATION

Department: Finance
Project/Program
Manager: Mike More

Date: October 16, 2012
Phone: 7480

Reason for Appropriation:

Provide sufficient funding to cover FY13 Contract with County of Ventura for services provided to Seabridge Community Facilities District No. 4

Accounts and Descriptions

AMOUNT

Fund: CFD #4-SEABRIDGE MAINT.FD (Fund 173)

Expenditures/Transfers Out

173-2102-802.82-09	CONTRACTS AND SERVICES / SVCS-OTHER PROF/CONTR	<u>116,731</u>
	Sub-total Expenditures	<u>116,731</u>

Net Change to Fund Balance (116,731)
Net Appropriation Change 116,731

Approvals	
Department Director	_____
Chief Financial Officer	_____
City Manager	_____

ATTACHMENT NO. 2
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