

OXNARD HARBOR DISTRICT MINUTES

MONDAY, JUNE 22, 2009

Jesse Ramirez, President

Raymond E. Fosse, Vice President

Jess Herrera, Commissioner

Michael A. Plisky, Secretary

Manuel M. Lopez, Commissioner

The regular meeting of the Oxnard Harbor District, Board of Harbor Commissioners was called to order by President Jesse Ramirez at 5:00 p.m. on Monday, June 22, 2009 at 333 Ponomo Street, Port Hueneme, California. Following the Pledge of Allegiance, roll call was taken.

ROLL CALL:

Present: Commissioners Fosse, Herrera, Lopez and Ramirez

Absent: Commissioner Plisky

CONSENT AGENDA:

1. Minutes

RECOMMENDATION

Approve the minutes of the meeting of June 8, 2009.

2. Consideration of scope of Service for Economic Development Corporation Services between the Oxnard Harbor District, the Ventura County Railway (VCY) and the Greater Oxnard Economic Development Corporation.

RECOMMENDATION

Approve the Scope of Services, authorize the preparation of professional services agreement and approve execution by the Executive Director.

3. Consideration of renewal of Professional Services Agreement with Oxnard Chamber of Commerce for trade support and promotional services for FY 2009-2010.

RECOMMENDATION

Authorize the preparation of a modification of the contract with the Oxnard Chamber of Commerce and authorize the Executive Director to execute in the amount of \$12,000.

4. **Consideration of renewal of Professional Services Agreement with Port Hueneme Chamber of Commerce for Trade Support and Promotional Services for FY 2009-2010.**

RECOMMENDATION

Approve a contract with the Port Hueneme Chamber of Commerce to commence July 1, 2009 in an amount not to exceed \$9,500 and authorize Executive Director to execute.

Commissioner Fosse moved to approve the recommendation. Commissioner Lopez seconded. The vote was as follows:

AYES: Commissioners Fosse, Herrera, Lopez and Ramirez

NOES: None

ABSENT: Commissioner Plisky

SPECIAL ORDERS

1. **Public Hearing: This is the opportunity for the public to provide comments on the District's Preliminary and Final Operating Budget, Capital Outlay Plan and Debt Schedule for Fiscal Year 2009-2010.**

RECOMMENDATION

Open Public Hearing. Following the close of the public hearing consider the proposed Special District actions – E-2, E-3, E-4, E-5, E-6 and E-7.

President Ramirez opened the public hearing. There being no comments, Commissioner Fosse moved to close the public hearing. Motion carried.

2. **Presentation by Aon Risk Insurance Services West, Inc.**

RECOMMENDATION

Information.

Ms. Lisa McQueen of Aon Risk Insurance Services West, Inc. presented a report on the District's general liability and property insurance policies for the year 2009-2010.

3. **Consideration of Resolution No. 1034 – A Resolution of the Board of Harbor Commissioners of the Oxnard Harbor District approving and adopting the Fiscal Year 2009-2010 Final Operating Budget.**

RECOMMENDATION

Adopt Resolution No. 1034.

Commissioner Fosse moved to approve the recommendation. Commissioner Herrera seconded. The vote was as follows:

AYES: Commissioners Fosse, Herrera, Lopez and Ramirez
NOES: None
ABSENT: Commissioner Plisky

4. **Consideration of Resolution No. 1035 – A Resolution of the Board of Harbor Commissioners of the Oxnard Harbor District approving and adopting the Capital Outlay Plan for Fiscal Year 2009-2010.**

RECOMMENDATION

Adopt Resolution No. 1035.

Commissioner Fosse moved to approve the recommendation. Commissioner Lopez seconded. The vote was as follows:

AYES: Commissioners Fosse, Herrera, Lopez and Ramirez
NOES: None
ABSENT: Commissioner Plisky

5. **Report on the Advance Payment and Defeasance of Revenue Bonds, Refunding Series 2000 and Revenue Bonds, Series 2004A**

RECOMMENDATION

Information.

The Deputy Executive Director – Administration reported on the Defeasance of Revenue Bonds Refunding Series 2000 and Revenue Bonds, Series 2004A.

6. **Consideration and approval of Escrow Agreement by and between the Oxnard Harbor District and Union Bank, N.A., as Escrow Agent, dated as of June 1, 2009, relating to the Oxnard Harbor District Revenue Bonds, Refunding Series 2000.**

RECOMMENDATION

Approve the Escrow Agreement by and between the Oxnard Harbor District and Union Bank N.A., as Escrow Agent, Dated June 1, 2009, Relating to the Oxnard Harbor District Revenue Bonds, Refunding Series 2000 and authorize the Executive Director to execute the Agreement.

7. **Consideration and approval of Escrow Agreement by and between the Oxnard Harbor District and Union Bank, N.A., as Escrow Agent, dated as of June 1, 2009, relating to the Oxnard Harbor District Revenue Bonds, Series 2004A (AMT)**

RECOMMENDATION

Approve the Escrow Agreement by and between the Oxnard Harbor District and Union Bank N.A., as Escrow Agent, Dated June 1, 2009, Relating to the Oxnard Harbor District Revenue Bonds, Series 2004A (AMT) and authorize the Executive Director to execute the Agreement.

Commissioner Fosse moved to approve the recommendation for items 6 and 7. Commissioner Lopez seconded. The vote was as follows:

AYES: Commissioners Fosse, Herrera, Lopez and Ramirez
NOES: None
ABSENT: Commissioner Plisky

EXECUTIVE DIRECTOR'S REPORT

1. **Management Staff "To Do List"**

RECOMMENDATION

Information.

The Executive Director reported that Congresswoman Lois Capps would be visiting the Port on Wednesday, July 1st at 10:00 a.m. to recognize the District, NBVC, and the US Army Corps of Engineers for the Hueneme Harbor CAD dredging project.

Commissioner Fosse requested that the item on the "To Do List" related to the VCY Right of Way be deleted.

2. **Public Relations Roadmap FY 2008-2009**

RECOMMENDATION

Information.

The Executive Director reported that a 2009-2010 Public Relations Workshop has been tentatively scheduled for July 15th.

3. **Approval of Revised Calendar of Events for FY 2008-2009**

RECOMMENDATION

No changes were made to the Calendar of Events.

REPORT OF ATTENDANCE AT MEETINGS, ACTIVITIES APPROVED ON THE CALENDAR OF EVENTS, OR CIVIC OR SPECIAL FUNCTIONS

1. 2009 California Air Quality Awards

The Executive Director reported that he and Mr. Tim Gallagher attended the 2009 California Air Quality Awards luncheon in Los Angeles. The Executive Director reported that attendees who were recognized for their outstanding work in air quality at the event included Assemblyman Pedro Nava, Assemblywoman Julia Brownley and Senator Fran Pavley. The Executive Director extended an invitation to Assemblywoman Brownley to visit and see what the District is doing in the area of air quality.

2. Japan America Society Centennial Dinner & Gala Celebration

The Executive Director reported on attendance at the Japan America Society Centennial Dinner and that guests of the Port included representatives of Ports America, and from Congresswoman Capps Office. Commissioner Herrera reported that he extended an invitation to Ms. Hernandez for Congresswoman Capps to visit the Port and discuss working with our customers and the Board to create a venue for economic development.

FACILITIES DEVELOPMENT

**1. Capital Improvement Program Status Report and Update
Information.**

The Director of Facilities Development reported on the status of the Port of Hueneme Maintenance Dredging and CAD Construction Project.

REPORT DEPUTY EXECUTIVE DIRECTOR - ADMINISTRATION

**1. May 2009 Treasurer's Report.
RECOMMENDATION
Receive.**

Commissioner Fosse moved to approve the recommendation. Commissioner Herrera seconded. The vote was as follows:

AYES: Commissioners Fosse, Herrera, Lopez and Ramirez
NOES: None
ABSENT: Commissioner Plisky

2. **Report on the City of Port Hueneme Proposed Water Rate Increases and Consideration of Action**
RECOMMENDATION
 For information only.

3. **Consideration of Resolution No. 1032, A Resolution of the Board of Harbor Commissioners of the Oxnard Harbor District Ratifying the Establishment of a Health Reimbursement Arrangement Plan for Employees and Harbor Commissioners.**
RECOMMENDATION
 Adopt Resolution No. 1032.

Commissioner Fosse moved to approve the recommendation. Commissioner Herrera seconded. The vote was as follows:

AYES: Commissioners Fosse, Herrera, Lopez and Ramirez
 NOES: None
 ABSENT: Commissioner Plisky

COMMITTEE REPORTS

1. **Budget Committee**
RECOMMENDATION
 Information.

The Executive Director reported that a meeting of the Budget Committee was held on June 10, 2009.

BOARD OF HARBOR COMMISSIONERS COMMENTS ON DISTRICT ACTIVITIES AND EVENTS

Commissioner Fosse reported that he and the Financial Services Manager attended a meeting of the Ventura County Board of Supervisors where the District was recognized for being a recipient of the 2009 Ventura County Family Friendly Employer Award.

Commissioner Herrera requested an agenda for the visit with Congresswoman Capps.

BOARD OF HARBOR COMMISSIONERS COMMENTS

Commissioner Lopez recognized Commissioner Ramirez for his fund raising efforts for a cancer patient who is an Oxnard resident.

DISBURSEMENTS

1. **June 22, 2009**
RECOMMENDATION
Approve.

Commissioner Fosse moved to approve the recommendation. Commissioner Herrera seconded. The vote was as follows:

AYES: Commissioners Fosse, Herrera, Lopez and Ramirez
NOES: None
ABSENT: Commissioner Plisky

CLOSED SESSION

1. **Pursuant to Government Code Section 54956.9(A): Michael A. Plisky v. Oxnard Harbor District, et. al. Ventura County Superior Court Case #56-2009-00345523-CU-BC-VTA.**

Legal Counsel reported that the Board took no action in closed session.

ADJOURNMENT

There being no further business to come before the Board, Commissioner Fosse moved to adjourn. Commissioner Herrera seconded the motion.
Meeting adjourned at 6:40 p.m.

Respectfully Submitted,

Bettina L. Schmock
Executive Assistant