



DATE: November 28, 2018
TO: Honorable Mayor and City Councilmembers
FROM: City Manager's Office
SUBJECT: **MEASURE X CITIZENS' OVERSIGHT COMMITTEE**

SYNOPSIS

Staff recommends that the City Council introduce an ordinance establishing the Measure X Citizens' Oversight Committee (Attachment 1); and approve the Citizens' Oversight Committee application form (Attachment 2), Bylaws (Attachment 3), and Responsible Spending Pledge (Attachment 4).

BACKGROUND

On November 6, 2018, Oceanside voters approved Measure X by 54.8% according to unofficial results as of November 14. The Measure required a simple majority for approval. Measure X enacts a temporary one-half percent transactions and use tax (aka sales tax) for seven years to provide funding to maintain and improve general city services including: police patrols, crime, drug, and gang prevention, fire, paramedic and 9-1-1 response, pothole repair, street maintenance, improved infrastructure, maintain safe, clean parks and beaches, and address homelessness.

The provisions of Measure X are contained in Ordinance 18-OR0334-1 which added Chapter 34, Article II, sections 34.6.1 through 34.6.17 to the Oceanside City Code (OCC). The ordinance establishes a transactions and use tax district and provides that the tax goes into effect on the first day of the first calendar quarter commencing more than 110 days after approval of the ordinance by the electorate. Thus, the effective date will be April 1, 2019.

In order to provide for citizens' oversight, transparency and accountability in connection with expenditures of tax revenues generated by Measure X, the City Council shall create a Citizens' Oversight Committee (COC) no later than April 30, 2019. Per OCC Chapter 34.6.16 (D), COC members shall include those with a range of expertise including accounting, finance and engineering. The Committee shall operate under the Brown Act and will be responsible for review and comment on the Finance Report, Spending Plan and Annual Audit; review of an annual report regarding compliance with the Spending Plan; and work with City staff to identify and apply "best practices" for tracking and reporting.

ANALYSIS

The attached Ordinance (Attachment 1) establishes the COC pursuant to the provisions of Chapter 34.6. Attachment 1 contains all of the requirements of Chapter 34.6.16(D) including but not limited to the following key provisions:

1. The COC shall be advisory only, and final spending authority lies solely with the City Council.
2. The COC shall be comprised of seven members, all of whom shall be City residents with demonstrated expertise in accounting, finance, engineering, construction, or municipal government. Current city employees and elected/appointed officials are disqualified from membership.
3. In order to provide for broad representation within the City of Oceanside, the following types of individuals are eligible for appointment as members of the COC in the following categories:
 - a) One Member recommended by the Oceanside Chamber of Commerce Board or active in Oceanside's business community;
 - b) One Member recommended by the San Diego County Taxpayers Association;
 - c) Two Members recommended by the City of Oceanside's public safety associations;
 - d) Two Members who are qualified professionals in one of the following fields: accounting, finance, engineering, construction, or municipal government; and
 - e) One Member who is active in the community at large.
4. Members shall be appointed by the Mayor with the concurrence of the City Council. The City Manager shall prepare the COC application form (Attachment 2), and shall review and determine whether applicants are highly qualified, qualified or not qualified in accordance with the eligibility requirements outlined above. Other than these provisions, the appointment process shall follow the standard boards and commissions appoint process in accordance with OCC Chapter 2.1.64.
5. Members shall serve for four years, with initial terms expiring on June 20, 2023.
6. Staff support shall be provided by the City Manager and/or designee(s), and the City Attorney, and/or designee(s) shall provide legal counsel and support.

Staff has also prepared Bylaws specifying operating rules and procedures for the COC. These Bylaws (Attachment 3) are included for City Council review and approval.

Responsible Spending Pledge. Staff has prepared a Responsible Spending Pledge (Attachment 4) which declares the City Council's intent that any new revenues generated by Measure X be used to improve infrastructure and maintain/improve the delivery of public safety services consistent with the ballot question that was approved by the voters. The Responsible Spending Pledge identifies the programs and projects that are eligible for funding with Measure X proceeds, as presented to the City Council on June 6, 2018, when the City Council voted to place the measure on the ballot. This list of potential programs and projects was included in Attachment 3 to the June 6 Council report and far exceeds the anticipated funding that will be generated by Measure X.

COC Appointment Timeline. Staff will be preparing a draft Measure X Spending Plan for consideration by the City Council during the April 2019 budget workshop. This Spending Plan must first be presented to the COC in late March/early April. Prior to consideration of the Spending Plan, the COC will need to be seated and provided with an orientation that will cover the City's financial condition, budget process, and spending needs as outlined in the Responsible Spending Pledge. Therefore, staff recommends that the COC application process open immediately and close on January 9, 2019. This should allow adequate time for members to be appointed by February and begin meeting in late February 2019.

FISCAL IMPACT

The City's sales tax consultant, HdL Companies, estimates that a half-cent transactions and use tax (aka sales tax) will generate \$11.2 million in annual revenue. This tax is projected to generate an estimated \$81M in additional revenues over the seven year life of the measure (assuming an average increase in sales tax revenues of 1% per year); with actual revenues determined by economic conditions.

The Financial Services Department will establish a separate fund as required by OCC 34.6.16A to separately account for all Measure X revenues and expenditures. Additionally, the Financial Services Department will ensure that this sub-fund is included in the City's annual audit pursuant to OCC 34.6.16c.

INSURANCE REQUIREMENTS

Does not apply.

COMMISSION OR COMMITTEE REPORT

Does not apply.

CITY ATTORNEY'S ANALYSIS

The referenced documents have been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

Staff recommends that the City Council introduce an ordinance establishing the Measure X Citizens' Oversight Committee (Attachment 1); and approve the Citizens' Oversight Committee application form (Attachment 2), Bylaws (Attachment 3), and Responsible Spending Pledge (Attachment 4).

PREPARED BY:

SUBMITTED BY:



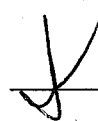
Deanna Lorson
Assistant City Manager



Michelle Skaggs Lawrence
City Manager

REVIEWED BY:

Jane McPherson, Financial Services Director



Attachments:

1. Ordinance
2. COC Application Form
3. Bylaws
4. Responsible Spending Pledge

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF OCEANSIDE ADDING CHAPTER 2, ARTICLE XVI, SECTIONS 2.91 THROUGH 2.93 TO THE OCEANSIDE CITY CODE TO ESTABLISH THE MEASURE X CITIZENS' OVERSIGHT COMMITTEE

WHEREAS, the City Council of the City of Oceanside adopted Ordinance _____ establishing a temporary one-half percent sales tax codified in Chapter 34, Article II, Sections 34.6.1 through 34.6.17; and

WHEREAS, the sales tax increase will not become effective until approved by a majority of Oceanside voters voting on November 6, 2018; and

WHEREAS, Section 34.6.16.D provides prior to the Operative Date of the new tax, the City Council shall create and convene a Citizen's Oversight Committee to review and report on City compliance with the terms of this Ordinance and the Measure X Spending Plan presented and approved by the City Council

NOW, THEREFORE, the City Council of the City of Oceanside ordains as follows:

SECTION 1: The Oceanside Code is hereby amended to add Chapter 2, Article XVI, Sections 2.91 through 2.93 as set forth below.

SECTION 2.91 Creation of the Measure X Citizens' Oversight Committee

There is hereby created the "Measure X Citizens' Oversight Committee" (the "COC") for the purpose of implementing Section 34.6.16.D of the Oceanside City Code. The function of the COC is to review and report on City compliance with the provisions of Measure X, particularly with respect to the City's accounting and expenditure of Measure X revenues. To the extent of any inconsistency between this ordinance and Measure X, the terms of Measure X shall govern.

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1 **SECTION 2.92 Duties of the Measure X COC**

2 A. The specific duties of the COC are as follows:

- 3 1. Public review and comment on each year's: (1) city manager's Measure X Spending
4 Plan (as defined in Section 34.6.16.B); (2) financial services department report (as
5 defined in Section 34.6.16.A); and (3) auditor report (as defined in Section 34.6.16.C).
- 6 2. Review an annual report regarding compliance with the Measure X Spending Plan
7 pursuant to Section 34.6.16.B and 34.6.16.D for presentation by staff to the City
8 Council at a public meeting.
- 9 3. Work with city staff to identify and apply "best practices" for tracking and reporting
10 on Measure X revenues and expenditures relative to other city revenues and
11 expenditures.
- 12 4. Make a finding prior to any future renewal of the tax measure that, in the absence of
13 extenuating circumstances, funds have been expended on improved infrastructure and
14 improved public safety services consistent with the intent of the Measure.

15 B. The COC shall have no authority to direct the conduct of any city department or city
16 employee. The COC is advisory in nature, and as such shall have no authority to
17 approve, disapprove or prevent any city action. Final spending authority for Measure X
18 lies solely with the city council.

19 **SECTION 2.93 Composition; Qualifications; Nomination.**

20 A. Members. The COC shall be comprised of seven (7) voting members.

21 B. Qualifications. All COC members shall be city residents, eligible to vote, and shall to
22 the satisfaction of the City Council have demonstrated expertise in accounting, finance,
23 engineering, construction, or municipal government. Current City employees and
24 current elected/appointed City officials are not eligible for membership pursuant to
25 Oceanside City Code section 34.6.16.D.

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1 C. Additional Expertise In addition to the qualifications outlined in Section B above, and in
2 order to provide for broad representation, the following types of individuals are eligible
3 for appointment as members of the COC in the following categories:

- 4 1. one member recommended by the Chamber of Commerce Board or active in the
5 business community;
- 6 2. one member recommended by the San Diego County Taxpayers Association;
- 7 3. two members recommended by the City of Oceanside's public safety associations;
- 8 4. two members who are qualified professionals in one of the following fields:
9 accounting, finance, engineering, construction, municipal government; and
10
- 11 5. one member who is active in the community at large.

12 D. Appointment. Members shall be appointed by the mayor with the concurrence of the city
13 council in accordance with OMC 2.1.64 with the following provisions:

- 14 1. The city clerk shall prepare and maintain the COC appointments list in
15 accordance with Section 2.1.64 (b).
- 16 2. The COC application form shall be prepared by the city manager in consultation
17 with the city clerk, and shall include information supporting the applicant's
18 qualifications as described in the preceding section.
- 19 3. Applications shall be filed with the city clerk and shall be active for one year.
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- 21 4. Upon receipt of completed applications, the city clerk shall submit the
22 applications to the city manager's office for review and determination that the applicant
23 is highly qualified, qualified or not qualified in accordance with the eligibility
24 requirements outlined in the preceding section.
- 25 5. Whenever the mayor intends to make an appointment to fill a scheduled or
26 unscheduled vacancy on the COC, the mayor shall give written notice to the city clerk
27 and city council.
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1 6. Upon receipt of said notice, the city clerk shall provide all active applications and
2 accompanying city manager's recommendations to each member of the city council.

3 7. The mayor shall not make an appointment to the COC until a minimum of
4 fourteen days has passed from the date the mayor delivered the notice of intent specified
5 in subsection E above.

6 8. Any member of the council may make a recommendation to the mayor regarding
7 an appointment.

8 9. The mayor shall provide to the council the name of the nominee at least seventy-
9 two (72) hours before the meeting at which the appointment will be considered by the
10 city council. Appointments by the mayor are subject to the approval by the city council,
11 including the mayor.

12 E. Terms. Terms for the COC shall be for four years, with a maximum tenure of two
13 consecutive four-year terms. The initial COC members shall be appointed no later than
14 April 1, 2019. Initial terms shall commence upon assumption of office and shall expire
15 on June 30, 2023.

16 F. Meeting Schedule. In accordance with Section 2.1.63, the COC shall set the date, time
17 and location of its regular meetings by written resolution and may change its regular
18 meeting day, time or location by written resolution. The COC shall meet as often as
19 necessary to accomplish the objectives of Chapter 34.6 and this Chapter. It is anticipated
20 that the COC will need to meet a minimum of two times per year to fulfill its assigned
21 duties.

22 G. Operating Rules and Procedures. Except as expressly provided herein, or as otherwise
23 necessary to implement this Chapter or the requirements of Measure X, the rules
24 governing city boards and commissions generally shall govern the COC. The COC shall
25 also operate in accordance with the Ralph M. Brown Act; including requirements that
26 meetings be noticed in advance and held in public. The city council may also adopt
27 additional rules and procedures in the form of bylaws; any such bylaws must be
28 consistent with the terms of this Chapter and all other applicable laws.

1 H. Staff Support. The city manager, and/or designee(s), shall serve as the City staff liaison
2 to the COC and shall provide it with administrative support, including designation of a
3 COC staff secretary. The city attorney, and/or designee(s), shall provide the COC with
4 legal counsel and support.

5 I. Dissolution Date. The COC shall automatically dissolve at the time that all Measure X
6 revenues have been collected, expended and accounted for, and that the COC shall have
7 fulfilled all of its responsibilities with respect thereto. With the Measure X tax expiring
8 on March 31, 2026, it is currently estimated that the COC dissolution shall occur on or
9 about December 31, 2026.

10 **SECTION 2:** If any provision of this Ordinance or the application thereof to any person
11 or circumstances is held invalid, such invalidity shall not affect other provisions or applications
12 of the Ordinance which can be given effect without the invalid provision or application, and to
13 this end the provisions of this Ordinance are severable. This City Council hereby declares that it
14 would have adopted this Ordinance irrespective of the invalidity of any particular portion
15 thereof and intends that the invalid portions should be severed and the balance of the Ordinance
16 be enforced.

17 **SECTION 3:** This Ordinance shall take effect and be in force on the thirtieth day after
18 its final passage by the City Council and certification of the election results from November 6,
19 2018.

20 **SECTION 4:** The City Clerk is hereby directed to publish this Ordinance, or title hereof
21 as a summary, pursuant to state statute once within fifteen (15) days after its passage in a
22 newspaper of general circulation published in the City of Oceanside.

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1 INTRODUCTION at a regular meeting of the City Council of the City of Oceanside,
2 California, held on the ___ day of _____, 2018, and, thereafter,

3 PASSED AND ADOPTED at a regular meeting of the City Council of the City of
4 Oceanside California, held on the ___ day of _____, 2018, by the following vote:

5 AYES:

6 NAYS:

7 ABSENT:

8 ABSTAIN:

9
10 MAYOR OF THE CITY OF OCEANSIDE

11 ATTEST:

APPROVED AS TO FORM:

12
13 _____
14 CITY CLERK

15 CITY ATTORNEY

16 AN ORDINANCE OF THE CITY OF OCEANSIDE ADDING CHAPTER 2, ARTICLE XVI,
17 SECTIONS 2.91 THROUGH 2.93 TO THE OCEANSIDE CITY CODE TO ESTABLISH THE
18 MEASURE X CITIZENS OVERSIGHT COMMITTEE
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CITY OF OCEANSIDE

Application for MEASURE X CITIZENS' OVERSIGHT COMMITTEE (COC)

This application is defined as a public record under the Public Records Act. Completion and submission of this application is required for consideration of appointment to the COC. This application must be submitted no later than 4:00 p.m. on January 9, 2019. You must be a resident of the City of Oceanside.

Please be advised that the COC will require filing a Statement of Economic Interest if you are appointed. Background checks are completed by the Oceanside Police Department on all applicants. Applications are kept in an active file in the City Clerk's Office for a period of one (1) year and are submitted to the Mayor and City Council when vacancies arise, unless a written request is received from the applicant to withdraw their application.

It is the policy of the City of Oceanside that no qualified disabled person will be denied the opportunity to participate as a member of the COC. Appropriate arrangements will be made to accommodate individuals as needed.

PLEASE RETURN COMPLETED APPLICATIONS TO:

Mail: City Clerk Department
300 North Coast Highway
Oceanside, CA 92054

Email: MeasureXCOC@ci.oceanside.ca.us

APPLICANT'S NAME: _____
(Please print – no nicknames)

HOME ADDRESS: _____
(Street address)

(City) (Zip Code) (Phone Number) (Cell Number)

E-MAIL ADDRESS: _____

CURRENT EMPLOYER: _____
(Company Name)

(Company address)

(City) (Zip) (Phone Number)

POSITION TITLE: _____

PREVIOUS EMPLOYER 1: _____
(Company Name)

(Company address)

(City) (Zip) (Phone Number)

POSITION TITLE: _____

PREVIOUS EMPLOYER 2: _____
(Company Name)

(Company address)

(City) (Zip) (Phone Number)

POSITION TITLE: _____

Please attach a current resume.

DRIVER'S LICENSE NUMBER: _____
(Or date of birth if no drivers' license) (State) (Number)

I have been an Oceanside resident for _____ years.

Please complete the questions below. Attach additional information as necessary to further illustrate your qualifications and interest in the Measure X Citizens' Oversight Committee (COC).

1. Please identify, by checking the appropriate box(es), which category you are applying per City Ordinance _____.

- Recommended by the Oceanside Chamber of Commerce or active in Oceanside's business community
- Recommended by the San Diego County Taxpayers Association
- Recommended by Public Safety Association(s)
- Professional in the specific fields of either accounting, finance, engineering, or municipal government
- Community at large

2. Explain your work experience and/or expertise in accounting and/or finance: _____

3. Explain your work experience and/or expertise in engineering and/or construction: _____

4. Explain your work experience and/or expertise in Municipal Government: _____

5. Why do you want to serve on the Measure X Citizens' Oversight Committee? _____

6. Please list your relevant educational experience. List all post-secondary degrees, types and institutions: _____

7. What community organizations/associations do you belong to? _____

8. Are you related to any City Council or City of Oceanside staff members? If yes, explain:

9. Please list any other pertinent information that you would like the Mayor and City Council to know:

If filing electronically, I affirm that the information I have entered is true and this mark is to be considered my Legal Signature.

Applicant's Signature

Date Submitted

Thank you for your willingness to serve your community. The City appreciates your commitment.

OFFICIAL USE ONLY

_____ OPD Background Check Comments _____

City Manager Determination:

_____ Highly Qualified

_____ Qualified

_____ Not Qualified

Category: _____

BYLAWS OF THE CITY OF OCEANSIDE
MEASURE X CITIZENS' OVERSIGHT COMMITTEE

**ARTICLE I
THE COMMITTEE**

Section 1.1 Name of Committee

The name of the Committee shall be the "Measure X Citizens' Oversight Committee" (hereinafter referred to as "COC").

Section 1.2 Purpose

The purpose of the COC is to review and report on City compliance with the provisions of Measure X, particularly with respect to the City's accounting and expenditure of Measure X revenues. Measure X is codified in Chapter 34.6 of the Oceanside City Code. The specific duties of the COC are as follows:

- A. Public review and comment on each year's: (1) City Manager's Measure X Spending Plan (as defined in OCC Section 34.6.16.B); (2) Financial Services Department Report (as defined in OCC Section 34.6.16.A); (3) Auditor Report (as defined in OCC Section 34.6.16.C); and Annual Compliance Report as further described below.
- B. Review an annual report regarding compliance with the Measure X Spending Plan pursuant to Section 34.6.16.B and 34.6.16.D for presentation by staff to the City Council at a public meeting.
- C. Work with City staff to identify and apply "best practices" for tracking and reporting on Measure X revenues and expenditures relative to other City revenues and expenditures.
- D. Make a finding prior to any future renewal of the tax measure that, in the absence of extenuating circumstances, funds have been expended on improved infrastructure and improved public safety services consistent with the intent of Measure X.

The COC is advisory in nature, and as such shall have no authority to approve, disapprove or prevent any City action, and shall have no authority to direct the conduct of any department or employee. Final spending authority for Measure X proceeds lies solely with the City Council.

ARTICLE II MEMBERSHIP

Section 2.1 Composition

The COC shall consist of seven (7) members, all of whom shall be residents of the City and cannot be current City employees or elected/appointed officials. COC Members shall be appointed by the majority vote of the City Council in accordance with OCC Chapter 2.93. The City Manager or designee(s) shall serve as Secretary of the COC. The City Manager or designee(s) shall be an ex-officio member, and shall have no voting rights. In the event of the absence of the Secretary at any regularly scheduled or special meeting of the COC the City Manager's designee shall act as Secretary for that meeting.

Section 2.2 Terms of Membership

The term of appointment of a COC Member shall be four (4) years, with a maximum of two consecutive four year terms. Each COC Member shall hold office until expiration of the respective term and until a new member has been duly appointed. COC Members whose terms are due to expire may apply for reappointment provided they have served less than two consecutive four year terms.

The initial COC members shall be appointed no later than April 1, 2019. Initial terms shall commence upon assumption of office and shall expire on June 30, 2023. With the Measure X tax expiring on March 31, 2026, it is currently estimated that the COC dissolution shall occur on or about December 31, 2026 at which time the COC will dissolve and all terms shall cease.

Section 2.3 Termination of Membership

COC Members shall automatically terminate upon any of the following occurrences:

1. The member is no longer a resident of the City of Oceanside;
2. The expiration of the term of membership unless a successor has not been named in which case the member shall continue until such time as a successor is named;
3. Upon removal by a majority of the City Council, with or without cause;

Additionally, COC Members may terminate upon any of the following occurrences:

4. The member fails to complete the required AB 1234 Ethics Training for Local Officials within one year of taking office and thereafter every two years; or

5. The member fails to complete and submit the required financial interest disclosure forms to the City Clerk's Office by the specified due date; or,
6. The member has been absent from three (3) consecutive meetings without sufficient cause and/or without notifying the Chairperson or COC Secretary.

In the event of occurrences 4 – 6 above, the City Manager or designee, shall notify the City Council of the facts and circumstances of the COC Member's failure to comply with the requirements for membership, and shall make a recommendation to the City Council regarding removal of the COC Member.

Section 2.4 Resignation

Any COC Member may resign at any time by giving written notice to the Mayor of the City of Oceanside. Any such resignation shall be effective upon receipt or upon any date specified therein.

Section 2.5 Vacancy

When any vacancy occurs, the Mayor of the City Council shall appoint a new member to fill the unexpired portion of the term pursuant to the provisions of OCC Chapter 34.6 and Chapters 2.91 to 2.93. A mayoral appointment shall be subject to confirmation by majority vote of the City Council, including the Mayor.

ARTICLE III OFFICERS

Section 3.1 Officers

The officers of the COC shall consist of a Chairperson and Vice Chairperson.

Section 3.2 Chairperson

The Chairperson shall be elected from among the COC Membership and shall preside at all official meetings of the COC. The Chairperson shall appoint subcommittees if needed and approved by the COC, and shall represent the COC at public functions as designated by the City Council. The City Manager or designee shall work cooperatively with the Chairperson to set items for the agenda.

Section 3.3 Vice Chairperson

The Vice Chairperson shall perform the duties of the Chairperson in the absence or incapacity of the Chairperson. In the event of the resignation, death, or removal of the Chairperson, the Vice Chairperson shall become acting Chairperson for the remainder of the Chairperson's term.

In the event the Vice Chairperson is no longer able to serve in that capacity a new Vice Chairperson shall be elected from among the COC Membership to fill the remainder of the term.

In the event of the absence of the Chairperson and Vice Chairperson at any regularly scheduled or special meeting of the COC, the COC Members shall elect a COC Member to serve as Chairperson for the conduct of business at that meeting only.

Section 3.4 Additional Duties of Officers

At times, officers of the COC shall perform duties and functions at the request of the City Council or staff, incidental to the offices held by such officers.

Section 3.5 Secretary

The Secretary shall perform the following functions:

1. Keep the minutes of all official meetings of the COC, which shall be open for inspection by any member of the public.
2. Sign reports and correspondence for the COC.
3. Set meeting dates and provide an agenda to each COC Member prior to each official meeting.
4. Inform COC Members of all available data gathered by City staff pertinent to each item on said agenda.
5. Draft resolutions and correspondence as directed by the COC.
6. Inform COC Members of the time and place of any special meetings as hereinafter provided.
7. Receive and make available to the COC all correspondence addressed to said COC.

Section 3.6 Additional Duties of Members.

Each COC Member shall become informed on matters affecting the functions and duties of the COC including the provisions of Measure X and general public administration and governmental accounting practices and procedures. Each COC Member shall make every reasonable effort to attend all regularly scheduled and any duly called special meetings.

ARTICLE IV MEETINGS

Section 4.1 Regular Meetings

Regular meetings shall generally be conducted late March/early April of each year, prior to the City Council budget workshop, and in the fourth quarter of each calendar year.

Section 4.2 Special Meetings

Special meetings may be held upon call of the Chairperson or of the majority of the membership of the COC in consultation with the City Manager or designee, for the purpose of transacting any business designated in the call. Written notice for special meetings shall be provided to members of the COC by the Secretary. At such special meeting, no business other than that designated in the call should be considered. Public notice of the special meeting shall be provided as set forth in OCC Section 2.1.1.

Section 4.3 Meetings to be Open and Public

All meetings of the COC and its subcommittees shall be open and public to the extent required by the California State Brown Act. All persons shall be permitted to attend any such meetings or workshops, except as otherwise provided by law.

Section 4.4 Quorum

A majority of the COC membership shall constitute a quorum for the purpose of conducting the COC business, exercising its powers and all other purposes, but less than a majority of the COC membership may adjourn the meeting from time to time until a quorum is obtained. Unless otherwise provided in the Bylaws, an affirmative vote by a majority of members present shall be required for approval of any action brought before the COC.

Section 4.5 Attendance at Meetings and Workshops

COC Members shall be required to attend all COC meetings. A COC Member may be removed if the COC Member fails to attend two consecutive COC meetings. COC Members are required to notify the Chairperson or City Manager or designee(s) if the COC Member intends to be absent from any meeting. At each meeting, after the meeting has been called to order, the Chairperson shall report to the COC the name of any COC Member who has so notified the Chairperson or staff of the intent to be absent.

Section 4.6 Rules of Order

All business and matters before the COC shall be transacted in conformance with Chapter 2 of the Oceanside Municipal Code to the extent applicable to the business of the COC.

Section 4.7 Off-Agenda Items

No off-agenda items shall be acted upon or discussed by the COC. COC Members, staff and/or the public may announce off-agenda matters of concern within the jurisdiction of the COC. Each off-agenda matter may be referred to staff for resolution or placed on the next available COC agenda.

Section 4.8 Order of Business

The order of business shall be established by the Chairperson of the COC. Agendas shall be published and posted in compliance with applicable state and local laws and rules.

Section 4.9 Meeting Procedure – General Procedures

Final action on agenda items shall be by minute order.

Section 4.10 COC Members Subject to Council Policy and Code of Ethics

All COC Member shall be subject to the disclosure requirements set forth in City Council Policy No. 300-21.

**ARTICLE V
REPRESENTATION BEFORE PUBLIC BODIES**

Section 5.1 Representation

Any official representation on behalf of the COC before the City Council, or any public body, shall be made by the Chairperson, the Vice Chairperson in the Chairperson’s absence, or a member of the COC specifically designated by the COC.

**ARTICLE VI
MISCELLANEOUS**

Section 6.1 Procedural Situations Not Addressed

In procedural situations not addressed in the body of the COC Bylaws, the determination of the situation shall be subject to the jurisdiction of the City Attorney.

**CITY OF OCEANSIDE
MEASURE X
RESPONSIBLE SPENDING PLEDGE**

The City of Oceanside's mission is to enhance the quality of life through outstanding service to its diverse community.

The City's goals are to:

- **City Services:** Provide fiscally sustainable policies that support core services.
- **Sustainable Growth:** Encourage sensitive infill to maximize existing infrastructure.
- **Economic Vitality:** Build partnerships with public/private entities for job creation and economic growth.
- **Quality of Life:** Improve quality of life, safeguard environmental resources, and provide cultural and recreational opportunities.
- **Civic Engagement:** Encourage citizen and neighborhood involvement to develop a shared sense of community.

The Pledge: The City of Oceanside is committed to sound financial policies that maximize the highest level of City services for the people of Oceanside. The City Council recognizes the need to protect the City's assets and to ensure long-term financial sustainability.

The City of Oceanside, like many cities in California, is experiencing significant financial challenges. This is due to the continued state revenue take-away; dissolution of redevelopment; State and Federal mandates; increasing service demands and increased costs which are out of the City's control. The City has taken significant steps to cut costs including permanent staff reductions, reduced benefits, local pension reform, employee pickup of costs, soft hiring freeze, cost containment, dedicated funds to reduce pension liabilities, and contracting out services. The City's infrastructure is aging, and the City has limited ability to generate significant new revenues. This has impacted City services.

Therefore, we believe that any new revenues generated by Measure X shall be used to improve infrastructure and maintain/improve the delivery of public safety services including:

- Police patrols, crime, drug, and gang prevention;
- Fire, paramedic and 9-1-1 response;

- Pothole repair, street maintenance;
- Improved infrastructure;
- Maintain safe, clean parks and beaches; and
- Address homelessness.

To this end, the Measure X Spending Plan shall focus on the following programs and projects:

Programs and projects that may be funded if sales tax increase is approved

Services, programs and projects that **may** be funded if the sales tax increase is approved. The ½ cent sales tax increase would generate approximately \$11M annually for seven years – about \$81M in total funding assuming 1% annual revenue growth. Consequently, the City Council will need to determine specific priorities as the list of potential programs and projects far exceeds this amount.

Public Safety:

- Enhanced Police Services including crime prevention and drug enforcement
- Increase Gang Suppression Unit manpower
- Dedicate permanent funding of Downtown Crime Suppression Unit
- Expansion of Oceanside Police Department’s Homeless Outreach Team
- Augment Fire/Paramedic and Lifeguard Services
- Implement Emergency Medical Technician Program
- Improved Emergency/Disaster Operations
- Expand PERT Units
- Fund Fire Explorer Program

Capital Improvement Projects:

- Pothole repair and paving projects
- Sidewalk repair and enhancement
- Beach erosion and sand replenishment
- Beachfront Improvements
- Pier Repair
- The Strand safety improvements
- Smart Infrastructure (fiber optic, cable, cameras and sensors)
- Storm drains and storm water pollution prevention
- Fire Facilities such as:
 - Replacement of Fire Station 1 along with an Emergency Operations Center (EOC)
 - Remodel Fire Stations 3 & 4

- New Fire Stations 8 (currently in a leased building) and 9 (northeast part of town)
- Fire training tower
- New Lifeguard Facility
- Permanent Fire Training Facility Offices
- Permanent Police Headquarters
- Parks and Recreation facilities
 - Shade structures at all playgrounds and new playground improvements including equipment, surfacing and ADA improvements
 - Repairs to Heritage Park and Americanization School
 - Remodel Jr. Seau Community Center
 - Resource Center Improvements
 - Rehabilitation of existing swimming pools
 - Construction of El Corazon Aquatic Complex
- Branch library at El Corazon
- Deferred maintenance for City facilities such as:
 - Civic Center roofs and chiller unit
 - Melba Bishop Recreation Center chiller unit and upgrades
 - OTC Parking Structure Repairs
 - City Operations Center – Fuel Dock Steel Structure repairs
- Coastal Rail Trail
- Sprinter Rail Trail
- Street projects such as:
 - Coast Highway Improvements
 - Safety bollards for downtown markets/special events
 - Widen College Blvd. Bridge over San Luis Rey River
 - Improvements to College Blvd. and Oceanside Blvd.
 - Widen College from Old Grove to Olive
 - Widen El Camino Real bridge over SR 78
 - Widen El Camino Real between Oceanside Blvd. and Mesa Drive
 - Neighborhood traffic calming projects
 - Widen SR 76 from four to six lanes
 - Mission Avenue widening from Rancho del Oro to Old Grove Road
 - Mission Avenue median improvements
 - Canyon Drive improvements
 - El Corazon access road
 - Roundabouts at Frazee/Old Grove and Mesa/Barnwell
- Gateway Improvements/Beautification
- Façade Improvement Program

- Airport runway, taxiway and apron improvements (local match is needed for Federal grants)
- Municipal Golf Course irrigation improvements and new/renovated clubhouse
- Oceanside Blvd. Vision Plan

City Services and Programs:

- Senior and Youth Programs
- Facility Operations
- Parks and Trails Maintenance
- Library programs and enhanced hours of operation
- Rapid Rehousing and homeless prevention programs