

## CITY ATTORNEY IMPARTIAL ANALYSIS OF MEASURE K

Community Facilities District No. 5 (RiverPark) was created to pay for specific services for the RiverPark community. Funds generated by CFD No. 5 currently pay for a range of services, including:

- Maintaining all of the parks and open space areas within RiverPark.
- Maintaining sports fields used for youth baseball and soccer.
- Helping to maintain a gymnasium used for youth sports activities.
- Funding flood and storm protection services.
- Funding additional police protection services.

When CFD No. 5 was formed, the formation documents established the maximum amount of special taxes (the “max tax”) that can be imposed on each type of development (Land Use Class) within CFD No. 5. These Land Use Classes included single family homes (attached and detached), high density properties, and non-residential properties. The amount of the “max tax” for each Land Use Class increases between 2% and 5% each year based upon the Consumer Price Index.

Currently, CFD No. 5 imposes assessments on each Land Use Class that is 64.28 percent of the existing “max tax” based upon a budget of \$4,335,290 for fiscal year 2024/2025.

Measure K would reduce the amount of the “max tax” for CFD No. 5 by 50 percent (i.e. to 50 percent of its existing maximum tax rate). Based upon the current CFD No. 5 budget for fiscal year 2024/2025, if Measure K is approved by voters, this would result an estimated budget reduction for CFD No. 5 of \$1,000,000 for fiscal year 2025/2026.

This level of reduction would represent a 23 percent reduction in spending in the annual budget for CFD No. 5 – thus requiring reductions in the services funded by CFD No. 5 within RiverPark in order to balance the CFD No. 5 budget.

Under existing City regulations, the City of Oxnard will not make up the difference in funding reductions except in very limited circumstances. Pursuant to Ordinance No. 3047, which adopted Oxnard City Code Section 2-225:

“If residents of a Community Facilities District...vote to terminate or substantially reduce the funding for their CFD..., then the City Council is prohibited from using money from the General Fund or other City-controlled funding sources to make up for the loss of the CFD...funding. The only exception is when specific services are required to be provided in order to protect the public health, safety or welfare.”

Measure K was placed on the ballot by a petition signed by the requisite number of voters.



Stephen M. Fischer  
Oxnard City Attorney

*The above statement is an impartial analysis of Measure K. If you would like a copy of the measure, please call the City Attorney's office at (805) 385-7483 and a copy will be mailed to you at no cost. You may also access the full text of the measure and other election materials on the City's home page at [www.oxnard.gov](http://www.oxnard.gov).*