

# A G E N D A

## REGULAR MEETING OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD

**TUESDAY, JULY 20, 2021, 8:30 AM**

ORANGE COUNTY AUDITOR-CONTROLLER OFFICE – via Zoom Webinar  
1770 N. Broadway, First Floor, Room 117  
Santa Ana, California 92706

### ZOOM WEBINAR LINK:

[https://us02web.zoom.us/webinar/register/WN\\_B5yivt--RbeijjZFMXa7Vw](https://us02web.zoom.us/webinar/register/WN_B5yivt--RbeijjZFMXa7Vw)

**BRIAN PROBOLSKY**  
Chairman

**HON. STEVE JONES**  
Vice Chairman

**CHARLES BARFIELD**  
Board Member

**STEVE FRANKS**  
Board Member

**ANIL KUKREJA**  
Board Member

**DEAN WEST, CPA**  
Board Member

**PHILLIP E. YARBROUGH**  
Board Member

#### Staff

Hon. Frank Davies, CPA, Auditor-Controller  
Kathy Tavoularis  
Zeshaan Younus  
Amanda Hernandez

#### Counsel

Patrick K. Bobko

#### Clerk of the Board

Kathy Tavoularis

*The Orange Countywide Oversight Board welcomes you to this meeting. This agenda contains a brief general description of each item to be considered. The Board encourages your participation. If you wish to speak on an item contained in the agenda, please complete a Speaker Form identifying the item(s) and deposit it in the Speaker Form Return box located next to the Clerk. If you wish to speak on a matter which does not appear on the agenda, you may do so during the Public Comment period at the close of the meeting. Except as otherwise provided by law, no action shall be taken on any item not appearing in the agenda. Speaker Forms are located next to the Speaker Form Return box. When addressing the Board, please state your name for the record prior to providing your comments.*

**\*\*In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify the Clerk of the Board 72 hours prior to the meeting at (714) 834-2458\*\***

The Orange Countywide Oversight Board encourages the public to participate by submitting emails at [kathy.tavoularis@ac.ocgov.com](mailto:kathy.tavoularis@ac.ocgov.com) by 7:30 AM the day of the meeting, or calling (714) 834-2458 and leaving a message before 7:30 AM the day of the meeting, if you want to provide comments on agenda items or other subject matters within the Orange Countywide Oversight Board's jurisdiction. The Orange Countywide Oversight Board and Staff thank you in advance for taking all precautions to prevent spreading the COVID19 virus. If you have any questions, please contact the Orange County Auditor Controller's Office at (714) 834-2458

*All supporting documentation is available for public review online at <http://ocauditor.com/ob/> or in person in the office of the Auditor-Controller located at 1770 North Broadway, Santa Ana, California 92706 during regular business hours, 8:00 a.m. - 5:00 p.m., Monday through Friday*

# **A G E N D A**

## **REGULAR MEETING OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD**

**8:30 A.M.**

1. Call to Order
2. Pledge of Allegiance
3. Approval of the Minutes from April 20, 2021

### **COMMENTS & ADJOURNMENT:**

#### **PUBLIC COMMENTS:**

*At this time members of the public may address the Board on any matter not on the agenda but within the jurisdiction of the Board. The Board may limit the length of time each individual may have to address the Board.*

#### **STAFF COMMENTS:**

- Next Meeting: Tuesday, September 21, 2021 – Location TBD - for Amended ROPS
- Congratulations to former Board Member Chris Gaarder

#### **BOARD COMMENTS:**

#### **CLOSED SESSION:**

- CS1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(d)(4):  
Number of Cases: Three  
The Board finds, based on advice from legal counsel, that discussion in open session may prejudice the Oversight Board's position in litigation should it choose to initiate it.

### **ADJOURNMENT**

#### **NEXT MEETING:**

Regular Meeting            September 21, 2021 - 8:30 AM

# MINUTES

## REGULAR MEETING OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD

April 20, 2021, 8:35 a.m. via ZOOM WEBINAR

### 1. CALL TO ORDER

A regular meeting of the Orange Countywide Oversight Board was called to order at 8:32 a.m. on April 20, 2021 via Zoom Webinar at a publicly available room at the Orange County Auditor-Controller's office, 1770 N. Broadway, Santa Ana, California by Chairman Brian Probolsky, presiding officer. He announced that the Board is adhering to the Governor's regulations and orders in conducting today's meeting remotely and mentioned the measures taken by the Oversight Board to remain accessible to the public.

Present:	6	Chairman:	Brian Probolsky
		Vice Chairman:	Steve Jones
		Board Member:	Anil Kukreja
		Board Member:	Charles Barfield
		Board Member:	Dean West
		Board Member:	Phil Yarbrough

Absent:	1	Board Member:	Steve Franks
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Also present were Kathy Tavoularis, Staff and Clerk of the Board; Patrick "Kit" Bobko, Legal Counsel; Zeshaan Younus, Consultant; and Amanda Hernandez, Consultant's Administrative Support.

### 2. PLEDGE OF ALLEGIANCE

Board Member Barfield led the group in Pledge of Allegiance.

### 3. APPROVAL OF MINUTES FROM January 26, 2021

A motion to approve the minutes from the January 26, 2021 Board Meeting was made by Vice Chairman Jones, seconded by Board Member Yarborough. Chairman Probolsky called for a vote count from Board Clerk Tavoularis.

YES – Probolsky, Jones, West, Barfield, Yarborough

NO – N/A

ABSTAINED - Kukreja

N/A – Franks

Motion carries.

**4. STATUS REPORT REGARDING AUTHORIZE BOARD STAFF TO WORK WITH THE CYPRESS SUCCESSOR AGENCY ON OBTAINING ROPS 2021-22 APPROVAL AND ASSISTING WITH THE DISSOLUTION OF THE SUCCESSOR AGENCY**

**a. Cypress**

Chairman Probolsky welcomed Bill Ihrke, General Counsel for the City of Cypress, to offer a status report on this item. Ihrke announced the ongoing efforts behind dissolution for the Cypress Successor Agency. To that end, he noted an assignment and assumption agreement are required as well as approval from HUD in order to formally dissolve. The Successor Agency in the past requested approval for administrative costs which would cover the logistical processes of dissolution, which the Oversight Board approved. However, Ihrke noted that the Department of Finance rejected such costs. A formal request was made on behalf of the Success Agency to refer to the Board's previous approval of the ROPS, as well as the participation and support of Legal Counsel Bobko, to assist with gaining Department of Finance approval for the administrative cost allowance.

Board Member West expressed concern regarding the history of the Successor Agency and its administrative costs analysis. Board Member Yarbrough mentioned the need to account for understanding the actual work required behind the dissolution. Chairman Probolsky requested clarity on administrative costs and their direct association with workloads propelling the dissolution. Legal Counsel Bobko mentioned that no official action or vote is needed to occur on behalf of the Oversight Board on this item.

Legal Counsel Bobko is to return with Ihrke on July 20<sup>th</sup>, the next scheduled Oversight Board meeting, with further details and more guidance regarding the dissolution of the Successor Agency.

No motion or vote was required for this item.

**5. ADOPT RESOLUTION REGARDING APPROVING THE DISPOSITION TRANSFER OF CERTAIN REAL PROPERTY TO THE CITY OF GARDEN GROVE AND TAKING RELATED ACTIONS (APN 089-201-32)**

**a. Garden Grove**

Chairman Probolsky welcomed Lisa Kim, Assistant City Manager / Community and Economic Development Director, and Grace Lee, Sr. Economic Dev. Specialist, from the City of Garden Grove to discuss this item but mentioned there may be no need for a Successor Agency presentation. Chairman Probolsky opened the floor to public comment. Board Clerk Tavoularis noted no public comment requests were made. Both agenda items 5 and 6, regarding remnant properties in Garden Grove, were consolidated. Vice Chairman Jones moved for approval, seconded by Board Member West. Chairman Probolsky called for a vote count from Board Clerk Tavoularis.

YES – Probolsky, Jones, West, Barfield, Kureja, Yarborough

NO – N/A

N/A - Franks

Motion passes unanimously.

**6. ADOPT RESOLUTION REGARDING APPROVING THE DISPOSITION  
TRANSFER OF CERTAIN REAL PROPERTY TO THE CITY OF GARDEN  
GROVE AND TAKING RELATED ACTIONS (APN 100-504-74)**

a. Garden Grove

Consolidated with the previous item.

**COMMENTS AND ADJOURNMENT:**

**PUBLIC COMMENTS:**

Board Clerk Tavoularis reported there are no public comments.

**STAFF COMMENTS:**

- Board Clerk Tavoularis noted the next Oversight Board Meeting is scheduled for Tuesday, July 20, 2021 – Location TBD
- Board Clerk Tavoularis noted the Regular Meeting for the Amended ROPS, Draft Administrative Budgets, etc. will be September 21, 2021

**BOARD COMMENTS:**

Chairman Probolsky congratulated Kathy Tavoularis for her appointment to the City of Orange City Council. The Chairman commented on entering the new phase of the Oversight Board and along with that comes the complication of nuance. In order to address that nuance, Chairman Probolsky would like to bring former Orange County Auditor-Control staff member, Chris Nguyen, into the fold as a consultant to assist with more complicated matters. The appropriate process to bring Chris Nguyen onboard will be explored.

Board Member Barfield congratulated Board Clerk Tavoularis on her City Council role as well as welcomed new Oversight Board Member Anil Kukreja.

Board Member Kukreja looks forward to working with Chris Nguyen in this new capacity.

**CLOSED SESSION:**

N/A.

**ADJOURNMENT**

Chairman Probolsky adjourned the meeting at 9:20 a.m.

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BRIAN PROBOLSKY  
CHAIRMAN OF THE COUNTYWIDE OVERSIGHT BOARD

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KATHY TAVOULARIS  
CLERK OF THE BOARD

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DATE