

**MINUTES
SPECIAL MEETING OF THE
ORANGE COUNTYWIDE OVERSIGHT BOARD**

October 19, 2022, 8:00 a.m.

1. CALL TO ORDER

A special meeting of the Orange Countywide Oversight Board was called to order at 8:03 AM on October 19, 2022 by Chairman Probolsky, presiding officer.

Present:	7	Chairman:	Brian Probolsky
		Vice Chairman:	Steve Jones
		Board Member:	Charles Barfield
		Board Member:	Steve Franks
		Board Member:	Anil Kukreja
		Board Member:	Dean West
		Board Member:	Phil Yarbrough

Absent: 0

2. PLEDGE OF ALLEGIANCE

Counsel Bobko led the group in the Pledge of Allegiance

3. ADOPT RESOLUTION CONCERNING TELECONFERENCED MEETINGS DURING STATE OF EMERGENCY

Board Member West moved and Board Member Franks seconded to adopt the Resolution concerning teleconferenced meetings during the state of emergency. Roll call vote.

YES – Probolsky, Barfield, Franks, Kukreja, West, Yarbrough
NO – N/A
N/A – N/A
Absent - Jones

4. APPROVAL OF THE MINUTES FROM SEPTEMBER 20, 2022 REGULAR MEETING

Board Member Franks moved and Board Member Yarbrough seconded to approve the minutes from the September 20, 2022 Regular Meeting

YES – Probolsky, Franks, Kukreja, West, Yarbrough
NO – N/A
N/A – Barfield
Absent – Jones

5. APPROVE RESOLUTION APPROVING FIRST AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT RELATING TO THE ANAHEIM PUBLIC FINANCING AUTHORITY

Board Member Yarbrough moved and Board Member West seconded to approve the resolution approving first amendment to the joint exercise of powers agreement relating to the Anaheim Public Financing Authority

YES – Probolsky, Jones, Barfield, Franks, Kukreja, West, Yarbrough
NO – N/A
N/A – N/A
Absent – N/A

6. REVIEW ANY LA HABRA SUCCESSOR AGENCY SUBMISSIONS/ACTIONS REGARDING DISPOSITION OF ASSET (APN:018-381-64) AND DETERMINE BOARD'S NEXT STEPS, TO INCLUDE POTENTIAL LITIGATION

Consultant Chris Nguyen summarized the history of APN:018-381-64, beginning with the Oversight Board's June 2, 2022 Resolution directing the La Habra Successor Agency to take steps to sell the property. That Resolution went into effect after the Department of Finance's (DOF) review. As such, the City of La Habra was then obligated to move forward with the property's sale no later than October 18, 2022. The Oversight Board scheduled today's special meeting to review what steps the La Habra Successor Agency has taken to prepare the property for sale, and gave notice to the La Habra Successor Agency on September 27th, 2022 of the special meeting's purpose. A response from the Successor Agency was received on September 29, 2022. Oversight Board staff has reviewed all City of La Habra Agendas dating back to June 2022, and, to date, no related actions have been agenzied.

Oversight Board Legal Counsel has not heard back from the La Habra Successor Agency or their counsel despite repeated attempts.

Chairman Probolsky asked Susan Kim, Director of Community Development for the City of La Habra, to give a report on behalf of the city.

Kim stated the first step of the process is to determine whether the property is surplus land, and the city has deferred to the California Department of Housing and Community Development (HCD) to make that determination. The city has not intended on delaying action but is currently awaiting HCD's response on the matter.

Chairman Probolsky recognized that HCD's determination would take time but asked why the Oversight Board has not heard from the city.

Kim apologized for failing to do so saying that responding to the Oversight Board simply got lost in the shuffle, it was not intentional.

Miranda Cole, Economic Development and Housing Manager for the City of La Habra, added that the city initially reached out to HCD in early February, and has followed up with them multiple times since. The city has not yet received HCD's initial response in February.

Counsel Bobko asked whether the Oversight Board could receive a summary in writing from the city detailing what actions and communications have transpired to date, and how the city plans to proceed within the next few weeks.

Chairman Probolsky stated that he considered that the bare minimum that the Oversight Board would need, and Kim agreed. He asked her to please stay in contact with Oversight Board staff, even if there is no movement to report.

COMMENTS & ADJOURNMENT:

PUBLIC COMMENTS:

None.

STAFF COMMENTS:

Clerk Tavoularis reported that the 2023 Meeting calendar has been sent to the Oversight Board Members and all successor agencies staff.

BOARD COMMENTS:

None.

CLOSED SESSION:

CS-1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – INITIATION OF LITIGATION – Pursuant to Government Code Section 54956.9(d)(4):
Number of Cases: One Case

ADJOURNMENT

Chairman Probolsky adjourned the meeting at 8:44 A.M.

BRIAN PROBOLSKY
CHAIRMAN OF THE COUNTYWIDE OVERSIGHT BOARD

KATHY TAVOULARIS
CLERK OF THE BOARD

DATE