

# A G E N D A

## SPECIAL MEETING OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD

**TUESDAY, NOVEMBER 14, 20 23, 8: 30 AM**

CITY OF ORANGE COUNCIL CHAMBERS  
300 E. Chapman Avenue  
Orange, California 92866

**HON. BRIAN PROBOLSKY**  
Chairman

**HON. STEVE JONES**  
Vice Chairman

**CHARLES BARFIELD**  
Board Member

**STEVE FRANKS**  
Board Member

**LOUIS MCCLURE**  
Board Member

**DEAN WEST, CPA**  
Board Member

**HON. PHILLIP E. YARBROUGH**  
Board Member

Staff

Hon. Andrew N. Hamilton, CPA, Auditor-Controller  
Kathy Tavoularis  
Chris Nguyen

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\*\**

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 <https://ocauditor.gov/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

## SPECIAL MEETING OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD

**8:30 A.M.**

### **DISCUSSION ITEMS:**

1. Call to Order
2. Pledge of Allegiance
3. Approval of the Minutes from September 19, 2023, Regular Meeting
4. Disposition of La Habra Successor Agency Asset (APN: 018-381-64).

### **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: January 16, 2024

#### **BOARD COMMENTS:**

#### **CLOSED SESSION:**

- CS-1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Pursuant to Government Code Section 54956.9(d)(2):  
Number of Cases: One Case
- CS-2. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION – Pursuant to Government Code Section 54956.9(d)(4):  
Number of Cases: One Case

### **ADJOURNMENT**

### **NEXT MEETING:**

Regular Meeting            January 16, 2024 – 8:30 AM

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

**September 19, 2023, 8:30 AM**

**1. CALL TO ORDER**

A regular meeting of the Orange Countywide Oversight Board was called to order at 8:31 AM on September 19, 2023, by Chairman Probolsky, presiding officer.

Present:	5	Chairman:	Brian Probolsky
		Board Member:	Charles Barfield
		Board Member:	Dean West
		Board Member:	Louis McClure
		Board Member:	Phillip E. Yarbrough
Absent:	2	Vice Chairman:	Steve Jones
		Board Member:	Steve Franks

Also Present: Kathy Tavoularis, Staff and Clerk of the Board; Jay Tufano, Acting Legal Counsel; Chris Nguyen, Consultant; Cameron Wessel, Consultant.

**2. PLEDGE OF ALLEGIANCE**

Board Member Yarbrough led the Pledge of Allegiance.

**3. APPROVAL OF THE MINUTES FROM JULY 25, 2023, REGULAR MEETING**

Board Member Yarbrough moved, and Board Member Barfield seconded, to approve the Minutes from the Regular Meeting of July 25, 2023.

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

**4. ELECTION OF BOARD OFFICERS**

Board Member Yarbrough moved, and Board Member Barfield seconded, the nominations of Chairman Probolsky and Vice Chairman Jones to continue their respective roles for another term.

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

Chairman Probolsky thanked the Board for their continued confidence in his leadership.

**5. ADOPTION OF THE 2024 MEETING SCHEDULE**

Chairman Probolsky announced the dates of the five proposed regular meetings scheduled for 2024. Board Member Yarbrough moved, and Board Member West seconded, adoption of the 2024 meeting schedule.

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

**6. ADOPT RESOLUTIONS REGARDING REQUESTS BY SUCCESSOR AGENCIES FOR AMENDMENTS TO FY 2023-24 RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS)**

**A. HUNTINGTON BEACH**

Charles Kovac, Housing Manager for the City of Huntington Beach’s Economic Development and Housing Division, represented the Huntington Beach Successor Agency in its request for Board approval to amend the Huntington Beach ROPS for Fiscal Year 2023-24 to make a \$10,000,000 partial repayment from the Successor Agency to the City for the Waterfront Loan during the ROPS 23-24B period.

Board Member Yarbrough asked Kovac for information as to how the Successor Agency came to the \$10,000,000 figure. Kovac stated he was not aware of that information. Kovac called Sunny Han, the City of Huntington Beach’s Chief Financial Officer, and placed her on speakerphone. Han pointed to the February 2023 ruling by the Superior Court of Sacramento, which ruled that the Waterfront Loan from the City to the Successor Agency should be deemed enforceable obligations. Han also pointed to the letter Huntington Beach received from the California Department of Finance that it would not challenge the status of the loan as an enforceable obligation.

Board Member West asked again how the \$10,000,000 figure was calculated. Huntington Beach staff did not provide an answer to the Board on that question.

Board Member Yarbrough moved, and Board Member Barfield seconded, to deny the Huntington Beach Successor Agency’s request to amend the ROPS of FY 2023-24.

APPROVE – N/A  
DENY – Probolsky, Barfield, West, McClure,  
Yarbrough Absent – Jones, Franks

**7. SCHEDULE SPECIAL MEETING REGARDING DISPOSITION OF THE LA HABRA SUCCESSORY AGENCY ASSET (APN: 018-381-64)**

The Board scheduled a special meeting for Thursday, October 19, 2023.

**COMMENTS & ADJOURNMENT:**

**PUBLIC COMMENTS:**

*None.*

**STAFF COMMENTS:**

Staff Member Tavoularis noted that the next regular meeting of the Countywide Oversight Board would be Tuesday, January 16, 2024, and that all 2024 meetings will be held at Orange City Hall Council Chambers.

**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

There was no reportable action.

**ADJOURNMENT**

Chairman Probolsky adjourned the meeting at 9:02 AM to a Special Meeting on October 19, 2023, 8:30 AM.

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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