

Orange Countywide Oversight Board

Date: 7/23/2024

Agenda Item No. 7

From: Staff to the Orange Countywide Oversight Board

Subject: Contract Amendment for Dynamic Strategies LLC

Recommended Action:

Authorize and direct staff to sign contract amendment with Dynamic Strategies LLC

Health and Safety Code §34179(o) specifies that the Oversight Board may contract with any public or private entity for additional support of its functions.

On April 18, 2023, the Oversight Board approved a contract with Dynamic Strategies LLC for various services, including analyses and recommendations regarding Successor Agency assets and other enforceable obligations of Successor Agencies; working with the Oversight Board, Successor Agencies, California Department of Finance, and other entities to bring resolution to Successor Agency assets and other enforceable obligations; assisting the Oversight Board and its counsel negotiate actions regarding Successor Agency assets; supporting, analyzing, and making recommendations for the Oversight Board, its staff, and its counsel in efforts to work with the California Department of Housing and Community Development, California Department of Finance, Successor Agencies, and other entities with regard to the Surplus Land Act's jurisdiction over Successor Agency assets; facilitating the Oversight Board's efforts to bring Successor Agencies to Last and Final ROPS and eventually dissolution; assisting Oversight Board subcommittees, as needed; and analyzing Annual ROPS, Amended ROPS, and Successor Agency administrative budgets to assist the Oversight Board and its staff, as needed.

Also on April 18, 2023, the Oversight Board approved amendments to its policies and procedures to add a "Cost Recovery, Allocation, and Reimbursement" section, which included a portion related to expense reimbursement for travel to Sacramento County on Oversight Board business.

The Oversight Board's contract with Dynamic Strategies is currently silent on reimbursement.

Staff recommends that the Oversight Board approve an amendment to the contract with Dynamic Strategies to authorize reimbursement of future expenses that may be incurred. The amendment also specifies that any such reimbursements shall follow the Oversight Board's policies and procedures, including the portion governing travel to Sacramento County on Oversight Board business.

Attachment

- Proposed Contract Amendment Between the Orange Countywide Oversight Board and Dynamic Strategies

**Amendment Number One
Contract for Professional Services**

This Amendment Number One (hereinafter referred to as "Amendment") to the Contract for **Professional Services Countywide Oversight Board** (hereinafter referred to as "Contract"), is made and entered into as of the date fully executed by and between **Dynamic Strategies LLC** (hereinafter referred to as "Contractor") and the Orange Countywide Oversight Board (hereinafter referred to as "Board"), which are collectively referred to as "Parties".

RECITALS

WHEREAS, the Board and Contractor executed Contract in April 2023 for Contractor to provide Professional Services to assist the Board in its duties of overseeing the Successor Agencies to the Redevelopment Agencies located within the borders of Orange County, California; and

WHEREAS, the Board and Contractor desire to amend the Contract to authorize reimbursements to the Contractor incurred under the Board's Policies and Procedures; and

NOW, THEREFORE, the Parties mutually agree as follows:

GENERAL TERMS AND CONDITIONS

AA. Reimbursements

Contractor may seek reimbursement for expenses incurred on Board business. Contractor may be deemed an "individual" for purposes of reimbursement under the Board's Policies and Procedures, including for travel to Sacramento County, California.

Contractor may invoice the Board to obtain these reimbursements. Receipts for expenses incurred by Contractor, or personally incurred by individual personnel employed by Contractor, may be included in the Contractor's invoice to the Board for Board to reimburse Contractor. After receiving reimbursement from the Board (via the County Auditor-Controller or other Board designee), Contractor shall be responsible for disbursing such reimbursements to its own personnel.

Any reimbursement under this paragraph shall be in addition to, not in lieu of, the compensation provided for Contractor pursuant to Attachment B.

Contract Signature Page

IN WITNESS WHEREOF, the PARTIES hereto have executed this AMENDMENT to the CONTRACT the day and year first above written.

Contractor: Dynamic Strategies LLC

NAME: _____

TITLE: _____

SIGNATURE: _____ **DATE:** _____

Orange Countywide Oversight Board:

NAME: _____

TITLE: _____

SIGNATURE: _____ **DATE:** _____

**Approved as to form
Counsel to the Orange Countywide Oversight Board**

By _____ **Date:** _____
Patrick K. Bobko
Oversight Board Counsel