

A G E N D A

REGULAR MEETING OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD

TUESDAY, JULY 23, 2024, 8:30 AM

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

HON. BRIAN PROBOLSKY
Chairman

HON. NICHOLAS DUNLAP
Vice Chairman

CHARLES BARFIELD
Board Member

KRISTEN CAMUGLIA
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****

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

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 16, 2024, Regular Meeting
4. Adopt Resolution to Formally Dissolve County of Orange Successor Agency
5. Adopt Resolutions Regarding Requests by Successor Agencies to Dissolve
 - a. Costa Mesa
 - b. Irvine
6. Contract for Legal Services
7. Contract Amendment for Dynamic Strategies

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:

BOARD COMMENTS:

CLOSED SESSION:

CS-1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1):

Name of Case: Martinez v. GE (Case No. 30-2024-01400494-CU-OR-CJC)

ADJOURNMENT

NEXT MEETING:

Regular Meeting September 17, 2024, 8:30 AM

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

April 16, 2024, 8:30 AM

1. CALL TO ORDER

The regular meeting of the Orange Countywide Oversight Board was called to order at 8:41 AM on April 16, 2024, by Chairman Brian Probolsky, presiding officer.

Present:	5	Chairman:	Brian Probolsky
		Board Member:	Kristen Camuglia
		Board Member:	Louis McClure
		Board Member:	Dean West
		Board Member:	Phillip E. Yarbrough
Absent:	2	Vice Chairman:	Nicholas Dunlap
		Board Member:	Charles Barfield

Also present: Kathy Tavoularis, Staff and Clerk of the Board; Patrick “Kit” Bobko, Legal Counsel; Chris Nguyen, Consultant; Cameron Wessel, Consultant.

2. PLEDGE OF ALLEGIANCE

Board Member Camuglia led the Pledge of Allegiance.

3. APPROVAL OF THE MINUTES FROM JANUARY 23, 2024, REGULAR MEETING

Board Member Yarbrough moved, and Board Member West seconded, to approve the minutes from the January 23, 2024, Regular Board meeting.

YES – Probolsky, McClure, West, Yarbrough
NO – None
ABSENT – Dunlap, Barfield
ABSTAIN – Camuglia

4. ADOPT RESOLUTION TO ADOPT NEW JULY 2024 REGULAR MEETING DATE

Board Member Yarbrough moved, and Board Member West seconded, to approve changing the date of the Tuesday, July 16, 2024, regular meeting to Tuesday, July 23, 2024.

YES – Probolsky, Camuglia, McClure, West, Yarbrough
NO – None
ABSENT – Dunlap, Barfield

5. ADOPT RESOLUTION REGARDING REQUEST BY THE COUNTY OF ORANGE SUCCESSOR AGENCY TO DISSOLVE THE ORANGE COUNTY PUBLIC FINANCING AUTHORITY

Board Member West moved, and Board Member Yarbrough seconded, to approve the request to dissolve the Orange County Public Financing Authority.

YES – Probolsky, Camuglia, McClure, West, Yarbrough
NO – None
ABSENT – Dunlap, Barfield

6. ADOPT RESOLUTION REGARDING REQUEST BY THE COUNTY OF ORANGE SUCCESSOR AGENCY TO DISSOLVE

Board Member Yarbrough moved, and Board Member McClure seconded, to approve the request to dissolve the County of Orange Successor Agency.

Board Member Camuglia asked what the remaining assets are.

Jeff Kirkpatrick with the County of Orange replied that the only assets are a cash balance.

YES – Probolsky, Camuglia, McClure, West, Yarbrough
NO – None
ABSENT – Dunlap, Barfield

COMMENTS & ADJOURNMENT:

PUBLIC COMMENTS:

None.

STAFF COMMENTS:

Clerk Tavoularis welcomed new Board Member Kristen Camuglia to the Oversight Board as an appointee of the Orange County Board of Supervisors.

Clerk Tavoularis reported that she will inform the Successor Agencies of the new Meeting Date of July 23.

Chris Nguyen congratulated the County of Orange on initiating their dissolution process. The County will be the third agency to dissolve in Orange County. He noted the extraordinary effort that the County had to go through in pursuing state legislation to enable their dissolution due to a unique enforceable obligation and thanked the County of Orange for their efforts in sponsoring AB 1270 by Assemblywoman Diane Dixon, which helped the County of Orange clear their pathway to dissolution.

BOARD COMMENTS:

None.

CLOSED SESSION

The Board adjourned to Closed Session at 8:53 AM.

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 – ANTICIPATED LITIGATION –
Pursuant to Government Code Section 54956.9(d)(2):
Number of Cases: One Case

The Board reconvened from Closed Session at 9:53 AM.

There was no reportable action from Closed Session.

ADJOURNMENT

Chairman Probolsky adjourned the meeting at 9:55 AM.

BRIAN PROBOLSKY
CHAIRMAN OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD

KATHY TAVOULARIS
CLERK OF THE BOARD

DATE

Orange Countywide Oversight Board

Agenda Item No. 4

Date: 7/23/2024

From: Successor Agency to the County of Orange Redevelopment Agency

Subject: Resolution of the Countywide Oversight Board Approving the Final Dissolution of the Successor Agency to the Orange County Development Agency to Formally Dissolve and Take Related Actions

Recommended Action:

Adopt resolution to formally dissolve the Successor Agency to the Orange County Development Agency and take related actions.

On March 26, 2024, the Orange County Board of Supervisors adopted resolution 24-029, which formally requested the dissolution of the County's Successor Agency, directed staff to submit the resolution to the Orange Countywide Oversight Board, and certified that all but one enforceable obligation has been retired or paid off, all real property has been disposed of (pursuant to HSC 34181 or 34191.4), and all outstanding litigation has been resolved.

With regards to the remaining enforceable obligation, the County Successor Agency's only remaining obligation is a Transfer Agreement (Agreement) with the City of Lake Forest. The purpose of the Agreement is to allow the transfer of a portion of tax increment revenues from the former El Toro Project Area to the County to ensure the protection of the County's pre-existing bond obligations. However, the County bond obligations were retired in late 2023, but due to the Agreement, the County is still required to collect property tax increment revenues for the City of Lake Forest.

In October of 2023, the Governor signed Assembly Bill 1270 (AB 1270), which amended HSC section 34182.1, authorizing the County's Successor Agency to submit a request for dissolution to the Orange Countywide Oversight Board regardless of the existing Agreement.

Specifically, AB 1270 authorizes the Orange County Auditor-Controller to allocate property tax revenues that are attributable to the El Toro Project Area directly to the Redevelopment Property Tax Trust Fund for the former Lake Forest Redevelopment Agency, upon final approval to dissolve the County Successor Agency by the Orange Countywide Oversight Board and California Department of Finance.

On April 16, 2024, the Orange Countywide Oversight Board adopted resolution 24021 and directed staff to submit it to the Department of Finance.

On May 14, 2024, the Department of Finance notified the County, that its request to formally dissolve has been approved. The Department of Finance further directed the County Successor Agency to dispose of any remaining assets and transfer all proceeds from asset disposition to the County Auditor-Controller.

Per HSC Section 34187(f), upon receipt of the Notification, the Countywide Oversight Board must verify that, with respect to the Successor Agency, all obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of with any

proceeds remitted to the County Auditor-Controller for distribution to the affected taxing entities.

Within 14 days of verification, the Countywide Oversight Board must adopt a final resolution to dissolve the Successor Agency, which will become effective immediately.

On June 27, 2024, the Successor Agency submitted a request to the County Auditor-Controller to transfer all remaining cash assets for redistribution to the appropriate taxing entities. The County Auditor-Controller acknowledged receiving the Successor Agency's request and initiated a transfer to redistribute the remaining cash assets to the appropriate taxing entities on July 1, 2024. With all remaining cash assets transferred, the Successor Agency is submitting its Final Resolution to the Orange Countywide Oversight Board and makes the following findings and determinations:

- (i) All of the Successor Agency's obligations have been retired or paid off,
- (ii) There is no outstanding litigation to which the Successor Agency is a party, and
- (iii) All of the Successor Agency's assets have been disposed of with any proceeds thereof remitted to the County Auditor-Controller.

It is recommended that the Countywide Oversight Board adopt the attached final resolution to formally dissolve the Successor Agency.

Impact on Taxing Entities:

In conjunction with the retirement and pay-off of the Successor Agency's enforceable obligations and the dissolution of the Successor Agency, all statutory and contractual pass-through payments relating to the project areas of the Successor Agency to the Orange County Development Agency will cease and no further property tax will be allocated to the Successor Agency's Redevelopment Property Tax Trust Fund.

Staff Contact(s)

Jeff Kirkpatrick, OC Community Resources
(714)-480-2849
Jeff.Kirkpatrick@occr.ocgov.com

Attachments

Attachment A - Resolution of the Countywide Oversight Board
Attachment B – Resolution of the Board of Supervisors of County of Orange.

**RESOLUTION OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD
RESOLUTION NO. 24-024**

A RESOLUTION OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD WITH
OVERSIGHT OF THE SUCCESSOR AGENCY TO THE COUNTY OF ORANGE
APPROVING THE FINAL DISSOLUTION OF THE SUCCESSOR AGENCY TO THE
FORMER ORANGE COUNTY DEVELOPMENT AGENCY, PURSUANT TO
DISSOLUTION LAW, AND AUTHORIZING TRANSMITTAL THEREOF

WHEREAS, the Orange County Development Agency (“Former Agency”) sought approval of its dissolution from this Board on April 16, 2024 and;

WHEREAS, this Board found that that existing law did not preclude the Oversight Board from approving the request to dissolve the Successor Agency and found that the dissolution criteria found in California Health & Safety Code section 34187 (b) were met; and

WHEREAS, this Board directed the Former Agency to the transfer those certain Released Bond Funds to the County Auditor-Controller for the Final Transfer, and submit Resolution No. 24-021 to the State Department of Finance in accordance with Health and Safety Code (“HSC”) section 34187(b); and

WHEREAS, the Former Agency submitted Resolution No. 24-021 to the DOF on April 17, 2024; and

WHEREAS, the DOF approved the dissolution of the Former Agency on May 17, 2024; and

WHEREAS, the DOF advised the Former Agency of its obligations to dispose of any remaining assets as directed by this Board and to transfer any proceeds from asset dispositions to the County-Auditor Controller within 100 days of the receipt of its approval; and

WHEREAS, the Former Agency has disposed of its remaining assets and has transferred the proceeds from its asset disposition to the Orange County Auditor Controller within the required timeframe; and

WHEREAS, HSC Section 34182.1 specifically states that the Oversight Board shall not be precluded from approving the Former Agency’s request for dissolution notwithstanding any existing obligation to the former Lake Forest Redevelopment Agency or the El Toro Project Area, as defined in Section 34182.1; and

WHEREAS, the Former Agency has acted in accordance with the requirements found in HSC Sections 34187 (e) and 34182.1.

NOW, THEREFORE, BE IT RESOLVED BY THE ORANGE COUNTYWIDE OVERSIGHT BOARD:

SECTION 1. The foregoing recitals are incorporated into this Resolution by this reference and constitute a material part of this Resolution.

SECTION 2. The Orange Countywide Oversight Board hereby finds that existing law does not preclude the Oversight Board from approving the request to dissolve the Successor Agency.

SECTION 3. The Orange Countywide Oversight Board hereby finds and determines that the Former Agency has acted consistent with the requirements of California Health & Safety Code sections 34187 (e) and 34182.1.

SECTION 4. The Orange Countywide Oversight Board approves the Former Agency's final dissolution which shall be effective upon the submission of this Resolution to the DOF.

SECTION 5. Successor Agency staff are hereby directed to cause copies of this Resolution to be submitted to the DOF.

SECTION 6. The Clerk of the Board shall certify the adoption of this Resolution.

DIRECTOR
OC COMMUNITY RESOURCES

CYNANTHA ATKINSON
ASSISTANT DIRECTOR
OC COMMUNITY RESOURCES

JULIE LYONS
DIRECTOR
ADMINISTRATIVE SERVICES

MONICA SCHMIDT
DIRECTOR
OC ANIMAL CARE

JULIA BIDWELL
DIRECTOR
OC HOUSING & COMMUNITY DEVELOPMENT

RENEE RAMIREZ
DIRECTOR
OC COMMUNITY SERVICES

PAMELA PASSOW
DIRECTOR
OC PARKS

JILLIE QUILLMAN
COUNTY LIBRARIAN
OC PUBLIC LIBRARIES



7/08/2024

Dear Honorable Oversight Board Members

On May 14, 2024, the Department of Finance notified the County, that its request to formally dissolve the Successor Agency to the former Orange County Development Agency (County Successor Agency) has been approved. The Department of Finance further directed the County Successor Agency to dispose of any remaining assets and transfer all proceeds from asset disposition to the County Auditor-Controller, which was completed on June 27, 2024.

With the approval of the Department of Finance to dissolve, this letter shall serve as the Notification to the Orange Countywide Oversight Board for the purposes of HSC Section 34187(e).

Should you have any questions regarding the content of this letter please contact me directly at 714-480-2849.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Jeffrey Kirkpatrick', is written over a light blue horizontal line.

Jeffrey Kirkpatrick
County Successor Agency Manager

ORANGE COUNTY BOARD OF SUPERVISORS
Acting as the Successor Agency to the Orange County Development Agency
MINUTE ORDER
March 26, 2024

Submitting Agency/Department: OC COMMUNITY RESOURCES

Adopt resolution dissolving Successor Agency to the Orange County Development Agency; making related findings; directing staff to dispose of all remaining assets and remit any proceeds to Auditor-Controller for distribution to affected tax entities and allocate property tax revenues attributable to El Toro Project Area to Redevelopment Property Tax Trust Fund for former Lake Forest Redevelopment Agency as well as any other allocations upon receipt of final approval to dissolve by Orange Countywide Oversight Board and California Department of Finance; and authorizing staff to take any additional actions, as required by Orange Countywide Oversight Board and/or California Department of Finance to obtain approval to dissolve Successor Agency to the Orange County Development Agency - All Districts

The following is action taken by the Board of Supervisors:

APPROVED AS RECOMMENDED OTHER

Unanimous (1) DO: **Y** (2) SARMIENTO: **Y** (3) WAGNER: **Y** (4) CHAFFEE: **Y** (5) FOLEY: **Y**

Vote Key: Y=Yes; N=No; A=Abstain; X=Excused; B.O.=Board Order

Documents accompanying this matter:

- Resolution(s) 24-029
- Ordinances(s)
- Contract(s)

Item No. 4

Special Notes:

Copies sent to:

OCCR - Jaimie Wu - w/ reso.

OCCR - Jeff Kirkpatrick - w/ reso.

Auditor-Controller - w/ reso.



I certify that the foregoing is a true and correct copy of the Minute Order adopted by the Board of Supervisors, Acting as the Successor Agency to the Orange County Development Agency, Orange County, State of California.
Robin Stieler, Clerk of the Board

By: M Lopez
Deputy



AGENDA STAFF REPORT

Agenda Item

4

ASR Control 24-000076

31A1

MEETING DATE: 03/26/24

LEGAL ENTITY TAKING ACTION: Successor Agency to the Orange County Development Agency

BOARD OF SUPERVISORS DISTRICT(S): All Districts

SUBMITTING AGENCY/DEPARTMENT: OC Community Resources (Approved)

DEPARTMENT CONTACT PERSON(S): Dylan Wright (714) 480-2788
Joanne Veedor (714) 480-2875

OFFICE OF THE CLERK OF THE BOARD
 CLERK OF THE BOARD
 24 MAR - 6 MAR 2024
 11:00 AM - 12:00 PM

SUBJECT: Approve the Dissolution of the County's Successor Agency

CEO CONCUR Concur	COUNTY COUNSEL REVIEW Approved Resolution to Form	CLERK OF THE BOARD Consent Calendar 3 Votes Board Majority
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Budgeted: N/A Current Year Cost: N/A Annual Cost: N/A

Staffing Impact: No # of Positions: Sole Source: N/A

Current Fiscal Year Revenue: N/A

Funding Source: N/A County Audit in last 3 years: No

Levine Act Review Completed: N/A

Prior Board Action: 1/9/2024 #4

RECOMMENDED ACTION(S):

1. Adopt a Resolution requesting approval to dissolve the Successor Agency to the Orange County Development Agency.
2. Direct staff to transmit a copy of this Resolution, within 30 days, to the Orange Countywide Oversight Board and the Orange County Auditor-Controller to formally request to dissolve the Successor Agency to the Orange County Development Agency.
3. Find that the adoption of this Resolution does not commit the Successor Agency to the Orange County Development Agency to any action that may have a significant effect on the environment and, therefore, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.
4. Direct staff to dispose of all remaining assets of the Successor Agency to the Orange County Development Agency and remit any proceeds to the Orange County Auditor-Controller for distribution to affected tax entities, upon approval to dissolve by the Orange Countywide Oversight Board and California Department of Finance.

5. Direct the Orange County Auditor-Controller to allocate property tax revenues attributable to the El Toro Project Area to the Redevelopment Property Tax Trust Fund for the former Lake Forest Redevelopment Agency as well as any other allocations upon receipt of final approval to dissolve by the Orange Countywide Oversight Board and the California Department of Finance.
6. Authorize staff to take any additional actions, as required by the Orange Countywide Oversight Board and/or California Department of Finance, to obtain approval to dissolve the Successor Agency to the Orange County Development Agency.

SUMMARY:

Adoption of this Resolution will allow the Successor Agency to the Orange County Development Agency to formally request its dissolution pursuant to State law.

BACKGROUND INFORMATION:

California Health & Safety Code (HSC) section 34187, subdivision (b), requires successor agencies to submit a request to dissolve once all enforceable obligations have been retired or paid off, all real property has been disposed of (pursuant to HSC 34181 or 34191.4), and all outstanding litigation has been resolved. Having completed a majority of those steps, the Successor Agency to the Orange County Development Agency (County Successor Agency) is seeking Board of Supervisors (Board) approval to submit a request to the Orange Countywide Oversight Board (OCOB) and the Orange County Auditor-Controller to formally dissolve.

Currently, the County Successor Agency's only remaining obligation is a Transfer Agreement (Agreement) with the City of Lake Forest. The purpose of the Agreement is to allow the transfer of a portion of tax increment revenues from the former El Toro Project Area to the County to ensure the protection of the County's pre-existing bond obligations. However, the County bond obligations were retired in late 2023, but due to the Agreement, the County is still required to collect property tax increment revenues for the City of Lake Forest.

To address this issue, AB 1270 (signed by the Governor in October 2023) amended HSC section 34182.1, authorizing the County Successor Agency to submit a request for dissolution to the OCOB regardless of the existing Agreement.

Specifically, AB 1270 authorizes the Orange County Auditor-Controller to allocate property tax revenues that are attributable to the El Toro Project Area directly to the Redevelopment Property Tax Trust Fund for the former Lake Forest Redevelopment Agency, upon final approval to dissolve the County Successor Agency by the OCOB and California Department of Finance (DOF).

With the Board's approval, staff will forward a resolution seeking the dissolution of the County Successor Agency to the OCOB and Orange County Auditor-Controller to be considered at the OCOB meeting on April 16, 2024. If the request to dissolve is approved by the OCOB, it will be forwarded to DOF for final approval. At this time, staff anticipate that DOF will approve the request.

Compliance with CEQA: This action is not a project within the meaning of CEQA Guidelines Section 15378 and is therefore not subject to CEQA, since it does not have the potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment. The approval of this agenda item does not commit the County to a definite course of action in regard to a project since it involves the adoption and submittal of financial documents required per state law. This proposed activity is therefore not subject to CEQA. Any future action connected to this approval that constitutes a project will be reviewed for compliance with CEQA.

FINANCIAL IMPACT:

No further budgeted costs are expected to result from the dissolution of the County's Successor Agency.

STAFFING IMPACT:

N/A

ATTACHMENT(S):

Attachment A - Resolution of the Board of Supervisors of Orange County
Attachment B - Health & Safety Code 34187(b), 34181, 34191.4, 34182.1

RESOLUTION OF THE BOARD OF SUPERVISORS OF ORANGE COUNTY,
CALIFORNIA ACTING AS THE GOVERNING BOARD OF THE SUCCESSOR
AGENCY TO THE ORANGE COUNTY DEVELOPMENT AGENCY
APPROVING A REQUEST TO FORMALLY DISSOLVE THE SUCCESSOR
AGENCY

March 26, 2024

WHEREAS, pursuant to ABx 26, enacted in June 2011, and as subsequently amended, (the “Dissolution Act”), the Orange County Development Agency (“Former Agency”) was dissolved on February 1, 2012, and the County of Orange, serves as the Successor Agency to the Former Agency (the “Successor Agency”); and

WHEREAS, the Board of Supervisors of Orange County, California is the governing board of the Successor Agency to the Former Agency pursuant to the Dissolution Act; and

WHEREAS, in accordance with Health & Safety Code (HSC) section 34187, subdivision (b), when all enforceable obligations have been retired or paid off, all real property has been disposed of pursuant to HSC 34181 or 34191.4, and all outstanding litigation has been resolved, a successor agency shall, within 30 days of meeting the aforementioned criteria, submit to the oversight board a request, with a copy of the request to the County Auditor–Controller, to formally dissolve the successor agency; and

WHEREAS, the Successor Agency was previously legally authorized to place the property tax revenues attributable to the Neighborhood Preservation and Development Project Area, including the El Toro Project Area, as an enforceable obligation on its Recognized Obligation Payment Schedule (ROPS); and

WHEREAS, the Orange County Auditor Controller was previously legally authorized to deposit the amount property tax revenues attributable to the El Toro Project Area, (the “Transfer Agreement Amount”) set forth in the applicable ROPS into the Redevelopment Property Tax Trust Fund established for the former Lake Forest Redevelopment Agency; and

WHEREAS, AB 1270, effective January 1, 2024, amends California Health & Safety Code section 34182.1 to authorize the Successor Agency to submit a request for dissolution from the Oversight Board regardless of the existing Transfer Agreement Amount obligation; and

WHEREAS, AB 1270, specifically states that the Oversight Board shall not be precluded from approving the Successor Agency's request for dissolution notwithstanding the existing Transfer Agreement Amount obligation; and

WHEREAS, AB 1270, authorizes the Orange County Auditor Controller to allocate property tax revenues attributable to the El Toro Project Area, to the Redevelopment Property Tax Trust Fund for the former Lake Forest Redevelopment Agency, as well as any other allocations pursuant to California Health & Safety Code section 34183; and

WHEREAS, the Board of Supervisors, acting as the Governing Board of the Successor Agency, is in receipt of substantial evidence that all enforceable obligations of the Successor Agency other than the Transfer Agreement Amount, have been paid off, all real property assets had been disposed of pursuant to HSC 34181 or 34191.4, and all outstanding litigation have been resolved pursuant HSC 34187(b); and

WHEREAS, the Successor Agency shall submit a request to formally dissolve to the Oversight Board with a copy of the request to the County Auditor–Controller and upon approval submit a copy of the approval to the Department of Finance.

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:


1. Find that the recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
2. Find and determine based upon substantial evidence provided by the Successor Agency that the Successor Agency has, other than the Transfer Agreement Amount, completed its prescribed obligations under HSC 34187, subdivision (b),

and approves the request to formally dissolve the Successor Agency as appropriate under State law.

3. Direct staff to transmit a copy of this Resolution, within 30 days, to the County Oversight Board to formally request to dissolve the Successor Agency with a copy to the Orange County Auditor-Controller.
4. Find that the approval of this Resolution does not commit the Successor Agency to any action that may have a significant effect on the environment and, therefore, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.
5. Direct the Successor Agency to dispose of all remaining assets of the Successor Agency and remit any proceeds thereof shall be to the Orange County Auditor-Controller for distribution to affected tax entities as provided in HSC 34187, subdivision (e) upon approval of the Oversight Board and Department of Finance of the request for dissolution.
6. Direct the Orange County Auditor-Controller to allocate property tax revenues attributable to the El Toro Project Area to the Redevelopment Property Tax Trust Fund for the former Lake Forest Redevelopment Agency as well as any other allocations pursuant to California Health & Safety Code section 34183 upon receipt of the final resolution of dissolution, as approved by the Oversight Board and the Department of Finance.
7. The Director of OC Community Resources as the Director of the Successor Agency, or their designee, is authorized to take such additional actions as the County Oversight Board and Department of Finance may require to obtain approval for dissolution.
8. This Resolution shall take effect immediately upon adoption.

The foregoing was passed and adopted by the following vote of the Orange County Board of Supervisors, Acting as the Successor Agency to the Orange County Development Agency on March 26, 2024, to wit:

AYES: Supervisors: KATRINA FOLEY, VICENTE SARMIENTO, ANDREW DO
DOUG CHAFFEE, DONALD P. WAGNER
NOES: Supervisor(s):
EXCUSED: Supervisor(s):
ABSTAINED: Supervisor(s):

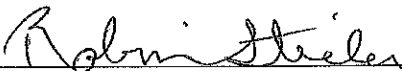


CHAIRMAN

STATE OF CALIFORNIA)
)
COUNTY OF ORANGE)

I, ROBIN STIELER, Clerk of the Board of Orange County, California, hereby certify that a copy of this document has been delivered to the Chairman of the Board and that the above and foregoing Resolution was duly and regularly adopted by the Orange County Board of Supervisors, Acting as the Successor Agency to the Orange County Development Agency

IN WITNESS WHEREOF, I have hereto set my hand and seal.



ROBIN STIELER
Clerk of the Board
County of Orange, State of California

Resolution No: 24-029
Agenda Date: 03/26/2024
Item No: 4



I certify that the foregoing is a true and correct copy of the Resolution adopted by the Board of Supervisors Acting as the Successor Agency to the Orange County Development Agency, Orange County, State of California

Robin Stieler, Clerk of the Board of Supervisors

By: _____
Deputy



Transmitted via e-mail

May 14, 2024

Jeffrey Kirkpatrick, Administrative Manager
Orange County
601 North Ross Street
Santa Ana, CA 92701

Approval of Redevelopment Successor Agency Dissolution

The Orange County Successor Agency (Agency) notified the California Department of Finance (Finance) of its April 16, 2024 Oversight Board (OB) resolution on April 17, 2024, requesting to dissolve the Agency. Pursuant to Health and Safety Code (HSC) section 34187 (d), Finance has completed its review of the OB action.

Based on our review and application of the law, OB Resolution 24-021 approving the dissolution of the Agency, is approved. It is our understanding the Agency has met the conditions pursuant to HSC section 34187 (b) as follows:

- All enforceable obligations identified in the Recognized Obligation Payment Schedule have been retired or paid off.
- All real property has been disposed pursuant to HSC section 34181 or 34191.4.
- All outstanding litigation has been resolved.

Pursuant to HSC section 34187 (e), within 100 days upon receipt of this letter, the Agency shall dispose of any remaining assets as directed by the OB and proceeds from asset dispositions are to be transferred to the County-Auditor Controller. In addition, the Agency is to notify the OB of its compliance related to any remaining assets. Upon notification of the Agency's compliance, and within 14 days of verification, the OB shall submit to Finance a final resolution of the Agency's dissolution which shall be effective immediately.

This is our determination with respect to the OB action taken.

Please direct inquiries to RedevelopmentAdministration@dof.ca.gov

Sincerely,

Cheryl L. McCormick, CPA
Chief, Office of Audits and Evaluations

cc: Michelle Bass, Accounting Manager, Orange County
Christopher Ranftl, Administrative Manager I, Property Tax Unit, Orange County
Kathy Tavoularis, Countywide Oversight Board Representative



OFFICE OF THE COUNTY COUNSEL
COUNTY OF ORANGE

400 WEST CIVIC CENTER DRIVE, SUITE 202
SANTA ANA, CA 92701
MAILING ADDRESS: P.O. BOX 1379
SANTA ANA, CA 92702-1379
(714) 834-3300
FAX: (714) 560-4552

Jacqueline Guzman
Senior Deputy County Counsel
(714) 834-3300

E-Mail:
Jacqueline.guzman@coco.ocgov.com

April 11, 2024

Orange Countywide Oversight Board
Attn: Kathy Tavoularis
1770 N. Broadway,
Santa Ana, CA 92706

Re: Successor Agency to the Orange County Development Agency --Pending or
Threatened Litigation

Honorable Board,

Our office represents the Successor Agency to the Orange County Development Agency ("Successor Agency"). We are aware that the Successor Agency has requested your Board to approve its dissolution. We are also aware that pursuant to California Health & Safety Code section 34187 (b), for dissolution to be legally appropriate the, the Successor Agency must not be a party to any outstanding or threatened litigation.

The purpose of this letter is to provide our office's confirmation regarding any pending or threatened litigation to which the Successor Agency is a party. Currently, we are not aware of any such litigation.

Very truly yours,

LEON J. PAGE
COUNTY COUNSEL

By Jacqueline Guzman
Jacqueline Guzman, Deputy

JG



DYLAN WRIGHT
DIRECTOR
OC COMMUNITY RESOURCES

CYMANTHA ATKINSON
ASSISTANT DIRECTOR
OC COMMUNITY RESOURCES

JOHANN VEEDOR
DIRECTOR
ADMINISTRATIVE SERVICES

MONICA SCHMIDT
DIRECTOR
OC ANIMAL CARE

JULIA BIDWELL
DIRECTOR
OC HOUSING & COMMUNITY DEVELOPMENT

RENEE RAMIREZ
DIRECTOR
OC COMMUNITY SERVICES

PAMELA PASSOW
DIRECTOR
OC PARKS

JULIE QUILLMAN
COUNTY LIBRARIAN
OC PUBLIC LIBRARIES

OC Community Resources

5/16/2024

California State Board of Equalization
P.O. Box 942879
Sacramento, CA 94279-0063

To Whom It May Concern,

This letter is to serve as notification that the Successor Agency to the Orange County Development Agency has received approval from the Orange Countywide Oversight Board and the California Department of Finance to dissolve. The final payment of funds on hand will be released to the County of Orange Auditor-Controller's office and the remaining dissolution items are anticipated to be completed in July 2024.

If you have any questions or require additional assistance, please do not hesitate to contact at 714-480-2849 or via e-mail at:
Jeff.Kirkpatrick@occr.ocgov.com

Sincerely,

Signature

Date

5/16/2024

OFFICE OF THE DIRECTOR
COUNTY ADMINISTRATION SOUTH
601 N. ROSS STREET, 6TH FLOOR
SANTA ANA, CA 92701
PHONE: 714.480.2788
FAX: 714.480.2899

County of Orange – Successor Agency Dissolution Timeline

Actual Date	Legal Deadline	Action
March 26, 2024	N/A	<p>The County has an on-going enforceable obligation to the city of Lake Forest (City). As a result, the County is required to prepare and submit a ROPS for FY 2024-25 to ensure the City receives its Department of Finance approved funding.</p> <p>With the adoption of AB1270, the County can now dissolve its Successor Agency, without negatively impacting the City.</p> <p>County or Orange Successor Agency votes to request dissolution.</p> <p>HSC §34187(b)</p>
April 16, 2024	Within 30 days of March 26, 2024 (April 26, 2024)	<p>Orange Countywide Oversight Board votes for the dissolution request and submits it to the Department of Finance.</p> <p>HSC §34187(b)</p>
	Within 30 days of April 16, 2024 (May 16, 2024)	<p>California Department of Finance approves or rejects dissolution request.</p> <p>HSC §34187(d)</p>
	Within 100 days of DOF approval (September 16, 2024)	<p>County of Orange Successor Agency must dispose of any remaining assets as directed by the Orange Countywide Oversight Board and then notifies the board of completion of disposal.</p> <p>HSC §34187(e)</p>
	No deadline specified	<p>Orange Countywide Oversight Board verifies that all County of Orange Successor Agency obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of.</p> <p>HSC §34187(f)</p>
	Within 14 days of Oversight Board verification	<p>Orange Countywide Oversight Board adopts resolution to formally dissolve County of Orange Successor Agency, which will take effect immediately upon vote of the Orange Countywide Oversight Board.</p> <p>HSC §34187(f)</p>
	No deadline specified	<p>The Orange Countywide Oversight Board transmits copies of the dissolution resolution to OC Community Resources, Orange County Auditor-Controller, California State Controller, and California Department of Finance to officially notify these entities of the dissolution.</p> <p>HSC §34187(f)</p>

County of Orange – Successor Agency Dissolution Timeline

From: [Nguyen, Samantha \[AC\]](#)
To: [Tavoularis, Kathy](#)
Cc: [Guevara, Israel](#); [Painter, Yani](#); [Tu, Jenny](#)
Subject: FW: OC SA Fund Transfer to 68Y
Date: Tuesday, July 2, 2024 9:47:39 AM
Attachments: [COFA - Closure of Fund 16A.pdf](#)
[COFA - Closure of Fund 16B.pdf](#)
[COFA - Closure of Fund 16C.pdf](#)
[JVADV - 24000024 - 16A Closure Transfer to 68Y.pdf](#)
[JVADV - 24000024 - Backup.pdf](#)
[JVADV - 24000025 - 16B Closure Transfer to 68Y.pdf](#)
[JVADV - 24000025 - Backup.pdf](#)
[JVADV - 24000026 - 16C Closure Transfer to 68Y.pdf](#)
[JVADV - 24000026 - Backup.pdf](#)

Good morning Kathy,

This is to inform you that Orange County SA has transferred their remaining assets in funds 16A, 16B, and 16C to Orange County Auditor-Controller's office fund 68Y.

Fund 16A:	\$1,149,574.30
Fund 16B:	\$83,095.85
<u>Fund 16C:</u>	<u>\$154,702.34</u>
Total Assets Transferred:	\$1,387,372.49

Attached are the closure backup documentation for your reference.

Please let us know if you have any questions.

Regards,

Samantha Nguyen

Fiscal Analyst – Property Tax Unit

Phone: 714-834-3688

1770 N. Broadway, Santa Ana, CA 92706



OC AUDITOR-CONTROLLER
ANDREW N. HAMILTON, CPA



From: Pham, Natalie M <Natalie.Pham@ac.ocgov.com>

Sent: Monday, July 1, 2024 4:32 PM

To: AskGA <AskGA@ac.ocgov.com>; Daftary, Nikhil <Nikhil.Daftary@coco.ocgov.com>; Daftary, Angie <Angie.Daftary@coco.ocgov.com>; Servino, Mark <Mark.Servino@coco.ocgov.com>; Freidenrich, Shari <Shari.Freidenrich@ttc.ocgov.com>; Aguirre, Michelle <Michelle.Aguirre@ocgov.com>; Engelby, Kimberly <Kimberly.Engelby@ocgov.com>; Cosma, Oana <Oana.Cosma@ocgov.com>; Le, Liza (Lisa) <liza.le@ocgov.com>; Meeh, Karalyn <Karalyn.Meeh@ocgov.com>; Pilon, Steve <Steve.Pilon@ocgov.com>; Chan-Wychgel, Selina <Selina.Chan-Wychgel@ocgov.com>; Nguyen, Nancy <Nancy.Nguyen@ocgov.com>; Nieto, Adriana <Adriana.Nieto@ocgov.com>; Gondo, Barbara <Barbara.Gondo@ocgov.com>; Pham, Viet

<viet.pham@ocit.ocgov.com>; Salinas, Miguel A <miguel.salinas@ocit.ocgov.com>; Hamilton, Andrew N <Andrew.Hamilton@ac.ocgov.com>; Lopez, Salvador [AC] <Salvador.Lopez@ac.ocgov.com>; Thomas, Howard M <Howard.Thomas@ac.ocgov.com>; McCabe, Laurence [AC] <Laurence.McCabe@ac.ocgov.com>; Alonso, Aggie <Aggie.Alonso@ocgov.com>; Painter, Yani <Yani.Painter@ac.ocgov.com>; Guevara, Israel <Israel.Guevara@ac.ocgov.com>; Han, Jennifer <jennifer.han@ac.ocgov.com>; Vu, Megan [AC] <Megan.Vu@ac.ocgov.com>; Pham, Margie [AC] <Margie.Pham@ac.ocgov.com>; Vincent, Claudia [AC] <Claudia.Vincent@ac.ocgov.com>; Tapia, Bertalicia <Bertalicia.Tapia@ac.ocgov.com>; Munoz, Susan <Susan.Munoz@ac.ocgov.com>; Christiansen, James <james.christiansen@ac.ocgov.com>; Hwang, Sophia [AC] <Sophia.Hwang@ac.ocgov.com>; Room308staffticket <Room308staffticket@ac.ocgov.com>; Narciso, Evarista [AC] <Evarista.Narciso@ac.ocgov.com>; Quach, Sarah [AC] <Sarah.Quach@ac.ocgov.com>; Jin, Lin [AC] <Lin.Jin@ac.ocgov.com>; CAPS+ Labor/PAM <CAPS+Labor/PAM@ac.ocgov.com>; Bass, Michelle <Michelle.Bass@ocgov.com>; Wong, Cindy <CWong@ochca.com>; Canton, Vivian [JWA] <VCanton@ocair.com>; Malohn, Bill <Bill.Malohn@occr.ocgov.com>; Villanueva, Paul <paul.villanueva@ocpw.ocgov.com>; Thibeault, Tiffany <Tiffany.Thibeault@ssa.ocgov.com>; Son, Fatima [OCWR] <fatima.son@ocwr.ocgov.com>; ocbudget <ocbudget@ocgov.com>; ACCostBudget <accostbudget@ac.ocgov.com>; Winn, Brian <BWinn@TTC.OCGOV.com>; Fund Accounting <fundacct@TTC.OCGOV.com>; Razo, Yolanda <Yolanda.Razo@occr.ocgov.com>

Cc: Grace, Ryan <Ryan.Grace@ac.ocgov.com>

Subject: COFA 2077, 2078, 2079

Good afternoon,

Please see the attached for

COFA 2077 – Closure of Fund 16A – Redevelopment Retirement Obligation-Santa Ana DS
COFA 2078 – Closure of Fund 16B – Redevelopment Retirement Obligation-NDAPP Debt Service
COFA 2079 – Closure of Fund 16C – OCDA Redevelopment Successor Agency

Thank you.

Natalie Pham

General Accounting – Senior Accountant/Auditor I

Office: 714-834-5733

1770 N. Broadway, Santa Ana, CA 92706



OC AUDITOR-CONTROLLER
ANDREW N. HAMILTON, CPA





OFFICE OF THE
ORANGE COUNTY AUDITOR-CONTROLLER

ANDREW N. HAMILTON, CPA
AUDITOR-CONTROLLER

June 28, 2024

TO: Distribution
SUBJECT: Closure of Fund 16A

Below is the required information related to County Executive Office's request for the closure of Fund 16A

Fund/Budget Control	16A/16A
Controlling Department	County Executive Office
Title (max 60 characters)	Redevelopment Retirement Obligation-Santa Ana DS
Short Name (max 15 characters)	RDV OBL SAH DS
Planned Disposition of Residual Account Balances When Fund/Budget Control is Closed	68Y-003-68Y-1001

Please update your records. If you have any questions, please call me at (714) 834-2479 or send an e-mail to ryan.grace@ac.ocgov.com.

Ryan Grace

Ryan Grace
General Accounting Manager

COFA 2077

Distribution via e-mail:

Nikhil Daftary, County Counsel	Margie Pham, A-C Accounting & Financial Reporting
Angie Daftary, County Counsel	Susan Munoz, A-C Financial Reporting
Mark Servino, County Counsel	Claudia Vincent, A-C General Accounting
Shari Freidenrich, Treasurer-Tax Collector	Bertalicia Tapia, A-C General Accounting
Michelle Aguirre, Chief Financial Officer	James Christiansen, A-C Cost, Revenue & Budget
Kim Engelby, CEO Budget Director	Sophia Hwang, A-C Cost, Revenue & Budget
Oana Cosma, CEO Budget	Room308StaffTicket, A-C IT
Liza Le, CEO Budget	Evarista Narciso, A-C IT
Karalyn Meeh, CEO Budget	Sarah Quach, A-C IT
Steve Pilon, CEO Budget	Lin Jin, A-C IT
Selina Chan-Wychgel, CEO Finance	CAPS+ Labor/PAM, A-C IT
Nancy Nguyen, CEO Risk Management	Michelle Bass, CEO / Public Finance Accounting
Adriana Nieto, CEO County Procurement Office	Cindy Wong, HCA Accounting
Barbara Gondo, Human Resources	Vivian Canton, JWA Accounting
Viet Pham, OCIT	Bill Malohn, OCCR Accounting
Miguel Salinas, OCIT	Paul Villanueva, OCPW Accounting
Andrew N. Hamilton, Auditor-Controller	Tiffany Thibeault, SSA Accounting
Salvador Lopez, Chief Deputy Auditor-Controller	Fatima Son, OCWR Accounting
Megan Vu, Director of Central Operations	CEO Budget
Howard Thomas, Director of Satellite Accounting Operations	General Accounting
Laurence McCabe, Director of Information Technology	A-C Cost Budget
Aggie Alonso, Internal Audit	Brian Winn, T-TC Investment Accounting/Compliance
Yani Painter, A-C Property Tax	Treasury Fund Accounting
Israel Guevara, A-C Property Tax	
Jennifer Han, A-C Claims & Compliance	

County of Orange
Closure of Fund 16A

Purpose: To simulate entries needed to close fund, including the year-end closing entry. The year-end closing entry is an automated system entry that closes nominal accounts (expenditures & revenues) into fund balance at the end of the year (after Period 13).

Account	Balance @ 07/02/23	Adjustment	JV Close Remaining Balances	Subtotal	Closing Entries (2)	Ending Balance (1)
8010	Fr: B1 1,141,136.63	-	(1,141,136.63) To JV	-	-	-
8250	8,437.67	-	(8,437.67)	-	-	-
9200	-	-	-	-	-	-
9005	-	-	-	-	-	-
9300	-	-	-	-	-	-
9345	-	-	-	-	-	-
9721	-	-	-	-	-	-
9720	-	-	-	-	-	-
9814	-	-	-	-	-	-
9990	(999,846.33)	-	-	(999,846.33)	999,846.33	-
(3) Change in Encumbrances	-	-	-	-	-	-
(3) Expenditures	Fr: Below (40,772.25)	-	1,149,574.30	1,108,802.05	(1,108,802.05)	-
(3) Revenues	Fr: Below (108,955.72)	-	-	(108,955.72)	108,955.72	-
Total	-	-	-	-	-	-

Source: CAPS+ Data Warehouse Download, Finance: Balance Sheet Account Balances/ select view DBSA Run Date: 06/27/23

Expenditure Detail:			
1900	Fr: B2 16,714.64	-	16,714.64
1912	283.35	-	283.35
3100	26,204.00	-	26,204.00
3100	-	-	-
3300	(83,974.24)	-	(83,974.24)
Total Expenditures	(40,772.25)	-	(40,772.25)

To Above

Source: CAPS+ Data Warehouse Download, Finance: Expense Budget to Actual (Fund/Dept)/ View Object Catg/Object/Dept Object Run Date: 06/27/23

Revenue Detail:			
6610	Fr: B3 (67,041.42)	-	(67,041.42)
7120	(14,249.00)	-	(14,249.00)
7670	(14.30)	-	(14.30)
7811	(27,651.00)	-	(27,651.00)
Total Revenues	(108,955.72)	-	(108,955.72)

To Above

Source: CAPS+ Data Warehouse Download, Finance: Revenue Budget to Actual (Fund/Dept) Run Date: 06/27/23

Prior Year Encum - Current			
			0.00
PY YTD Encum @	Fr: B4 -	-	-
Current Year Encum	-	-	-
xxxx	-	-	-
xxxx	-	-	-
Less: Prior Year YTD Encum @ Beginning of Year	-	-	-
Closing Entry	-	-	-

To Above

Source: BQ90LV3 County of Orange Expense Budget Level 3 & F-GA06M01 YTD Expense Budget to Actual. Run Date: 06/27/23
Or go to Finance: Expense Budget to Actual (Fund/Dept) / Select view Object Catg/Object/Dept Object

- (1) Should be all zeroes.
- (2) Simulate closing entry of nominal accounts: revenue - debit revenue/credit fund balance; expense - credit expense /debit fund balance; encumbrance - depending on change/ increase = credit encumbrance/debit fund balance or decrease = debit encumbrance/credit fund balance.
- (3) If trust fund, there will be no automated closing entry as no revenues or expenditures were booked. If revenues or expenditures were booked in error, a correcting JV will need to be prepared and processed. Also, JV(s) to appropriately close-out balance sheet accounts will need to be made.

Finance: Balance Sheet Account Balances
 OCDW PRODUCTION download as of 06/26/2024

View: UnitDBSA
 From Period: FY 2024 - 00 Opening Period 2023 [OPEN]
 To Period: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16A REDEVELOPMENT RETIREMENT OBLIGATION-SANTA ANA DS
 Budget Fund No:
 Department:

Fund	Dept	Budg Ctrl	Unit	Unit Description	BSA	BSA Description	Sub BSA	Dept BSA	Dept BSA Description	TO JV Amount
16A	017	16A	5300	PUBLIC FINANCE	8010	CASH				1,059,950.03
16A	017	16A			8010	CASH				81,186.60
16A	017	16A	5300	PUBLIC FINANCE	8060	INVESTMENTS BY TRUSTEE OR FISCAL AGENT		0259	2014 SAH-DEBT SERVICE FUN	0.00
16A	017	16A	5300	PUBLIC FINANCE	8060	INVESTMENTS BY TRUSTEE OR FISCAL AGENT		0260	2014 SAH-INTEREST ACCOUN	0.00
16A	017	16A	5300	PUBLIC FINANCE	8060	INVESTMENTS BY TRUSTEE OR FISCAL AGENT		0261	2014 SAH-PRINCIPAL ACCOUI	0.00
16A	017	16A	5300	PUBLIC FINANCE	8060	INVESTMENTS BY TRUSTEE OR FISCAL AGENT		0262	2014 SAH-RESERVE ACCOUN	0.00
16A	017	16A	5300	PUBLIC FINANCE	8250	INTEREST RECEIVABLE				8,437.67
16A	017	16A	5300	PUBLIC FINANCE	8720	DEFERRED CHARGE ON BOND REFUNDING				0.00
16A	017	16A	5300	PUBLIC FINANCE	9010	VOUCHERS PAYABLE - INFERRD				0.00
16A	017	16A	5300	PUBLIC FINANCE	9096	BOND INTEREST PAYABLE				0.00
16A	017	16A	5300	PUBLIC FINANCE	9300	DUE TO OTHER COUNTY FUNDS	T017			0.00
16A	017	16A	5300	PUBLIC FINANCE	9600	BONDS PAYABLE		0261	2014 SAH-PRINCIPAL ACCOUI	0.00
16A	017	16A	5300	PUBLIC FINANCE	9610	BONDS PREMIUM		0261	2014 SAH-PRINCIPAL ACCOUI	0.00
16A	017	16A	5300	PUBLIC FINANCE	9900	FUND BALANCE RESERVED FOR ENCUMBRANCES - I				0.00
16A	017	16A			9990	FUND BALANCE - UNASSIGNED				(999,846.33)

NOTE:

If BSA balance will net out to zero, no JV entry needed.
 All BSA 9990 will close out at YE, no JV entry needed.

FR ABOVE	
8010	1,059,950.03
	81,186.60
	<u>1,141,136.63</u> TO A
8250	8,437.67
	<u>8,437.67</u> TO A
9721	0.00
	<u>0.00</u>
	0.00 TO A
9990	(999,846.33)
	<u>0.00</u>
	(999,846.33) TO A

Finance: Expense Budget to Actual (Fund/Dept)
 OCDW PRODUCTION download as of 06/26/2024

View: Object Catg/Object/Dept Object
 From Perio FY 2024 - 01 July 2023 [CLOSED]
 To Period: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16A REDEVELOPMENT RETIREMENT OBLIGATION-SANTA ANA DS
 Department:

											TO: A	
Fund	Dept	Budg Ctrl	Obj Cat	Object	Dept Obj	Exp Budget	Encumbrance	Expenditure	Balance	Prior Enc Bal	Prior Exp	
16A	017	16A	2000	1900	F002	0.00	0.00	0.00	0.00	0.00	0.00	
16A	017	16A	2000	1900	F041	0.00	0.00	15,614.64	(15,614.64)	0.00	0.00	
16A	017	16A	2000	1900	F073	0.00	0.00	1,100.00	(1,100.00)	0.00	0.00	
16A	017	16A	2000	1900		0.00	0.00	0.00	0.00	0.00	0.00	
16A	017	16A	2000	1912		0.00	0.00	283.35	(283.35)	0.00	0.00	
16A	017	16A	3000	3100		0.00	0.00	26,204.00	(26,204.00)	0.00	0.00	
16A	017	16A	3000	3300		0.00	0.00	(83,974.24)	83,974.24	0.00	0.00	
								<u>(40,772.25)</u>				

Finance: Revenue Budget to Actual (Fund/Dept)
OCDW PRODUCTION download as of 06/26/2024

View: RcatRsrc

From Perio FY 2024 - 01 July 2023 [CLOSED]

To Period: FY 2024 - 12 June 2024 [OPEN]

Fund: 16A REDEVELOPMENT RETIREMENT OBLIGATION-SANTA ANA DS

Fund	Dept	Budg Ctrl	Rev Cat	RSRC	Rev Budget	TO: A	Balance
						Revenue	
16A	017	16A	0400	6610	0.00	(67,041.42)	(67,041.42)
16A	017	16A	0500	7120	0.00	(14,249.00)	(14,249.00)
16A	017	16A	0700	7670	0.00	(14.30)	(14.30)
16A	017	16A	0800	7811	0.00	(27,651.00)	(27,651.00)
						(108,955.72)	

Expense Budget to Actual YTD
 OCDW PRODUCTION download as of 06/26/2024

View: Fund
 As of: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16A

Fund	Exp Budget	CM Enc	CM Exp	YTD Enc	YTD Exp	Balance	TO: A		CM PY Exp	PY YTD Exp
							CM PY Enc	PY YTD Enc		
16A	0.00	0.00	(92,483.12)	0.00	(40,772.25)	40,772.25	0.00	0.00	0.00	0.00



COUNTY OF ORANGE

Request for Establishment, Deletion, Modification of Fund/Budget Control

(Check one box)

Add Fund / Budget Control # (# Assigned by GA) * Delete Fund / Budget Control # 16A * Modify Fund / Budget Control # _____

1	Controlling Department	County Executive Office
2	Fund / Budget Control	16A/16A
3	Title (max 60 char.)	REDEVELOPMENT RETIREMENT OBLIGATION-SANTA ANA DS
4	Short Name (max 15 char.)	RDV OBL SAH DS
5	Legal Authority/Reason for Establishing the Fund / Budget Control	Fund originally established per COFA #006, May 6, 1986 H&S 34173 designates successor agencies as successor entities to the former redevelopment agencies.
6	Budgeted Fund / Budget Control:	
	(a) Will Fund/Budget Control record Estimated Revenues & Appropriations? (Yes or No)	No
	(b) Will Fund/Budget Control be part of Performance Budgeting? (Yes or No)	No
7	Nature of Revenue Sources	Property Tax Increment
8	Nature of Financing Uses	Uses per approved ROPS and EOPS
9	Interest Earnings (Yes or No)	Yes
10	Authority for Direction of Interest Earnings	Fund earns its own interest
11	Interest Revenue Account (Fund/Dept/Budget Control/Unit/Revenue/Job No.)	16A-017-16A-5300-6610
12	Investment Costs Account (Fund/Dept/Budget Control/Unit/Object/Job No.)	16A-017-16A-5300-1912
13	Available for CWCAP Charges? (Yes or No)	No
14	Expiration Date	07/01/2024
15	Planned Disposition of Residual Account Balances When Fund/Budget Control is Closed	68Y-003-68Y-1001
16	Cash Available to County General Fund? (Yes or No)	(For A-C/General Accounting's Use Only)
17	Expenditure Subject to 5% Working Capital? (Yes or No)	(For A-C/General Accounting's Use Only)

***Please provide justification for deletion or modification of Fund / Budget Control:**

California Department of Finance notified the County via email on May 14, 2024, that they approved dissolution of the Orange County Successor Agency. All remaining assets will be transferred to the County-Auditor Controller, per direction of DOF, pursuant to HCS section 34187(e). This fund is to be closed for FY24-25.

Department Contact: Louis McClure Phone: 714-834-5999

Department Head Approval: [Signature] Date: 6/20/24

Please scan and email completed form to A/C General Accounting at AskGA@ac.ocgov.com and cc: Department's assigned CEO/Budget Analyst. Subject line of email should state "Fund / Budget Control Request" and submit original form with Department Head signature or in his/her absence the Designee to A/C General Accounting Unit.

Doc. Version: JV-CAPS+

Internal JV#/Doc Description: Clearing Balance for Fund 16A Closure

Journal Voucher	Period	Final Date	AC-Enter Reversal Date	Preparer Name & Phone #	Department	Workflow Unit	Journal Voucher ID
Office of the Auditor-Controller	12	06/28/2024		Ryan Grace 714-834-2479	003	1411	JVADV 24000024-1

Line Grp	Event Type	Line Description	Posting Code	Fund	Dept	BUD CTRL	Unit	Budget Unit	OBJ/REV	SOBJ/SREV	DOBJ/DREV	BSA ACCT	SUB BSA	DEPT BSA	Job Number	Debit Amount	Credit Amount
1			A001	16A	017	16A	5300	16A-5300				8010				0.00	1,059,950.03
1			A001	16A	017	16A						8010				0.00	81,186.60
1			A016	16A	017	16A	5300	16A-5300				8250				0.00	8,437.67
1			D014	16A	017	16A	5300	16A-5300	4806		T68Y				B017N616	1,149,574.30	0.00
1			A001	68Y	003	68Y	1001	68Y-1001				8010				1,141,136.63	0.00
1			A016	68Y	003	68Y	1001	68Y-1001				8250				8,437.67	0.00
1			R003	68Y	003	68Y	1001	68Y-1001	7811		T16A					0.00	1,149,574.30
Document Total:															2,299,148.60	2,299,148.60	

User Name	Approval Level	Before Approval	After Approval	Date/Time
RYAN GRACE	0	Created		06/26/2024 10:15:18 AM
NATALIE PHAM	0	Submitted		06/27/2024
BERTALICIA TAPIA	1	Pending	Approved	06/28/2024 12:02:25 PM
CLAUDIA VINCENT	3	Pending	Approved	06/28/2024 01:18:32 PM

CC List:



OFFICE OF THE
ORANGE COUNTY AUDITOR-CONTROLLER

ANDREW N. HAMILTON, CPA
AUDITOR-CONTROLLER

June 28, 2024

TO: Distribution
SUBJECT: Closure of Fund 16B

Below is the required information related to County Executive Office's request for the closure of Fund 16B

Fund/Budget Control	16B/16B
Controlling Department	County Executive Office
Title (max 60 characters)	Redevelopment Retirement Obligation-NDAPP Debt Service
Short Name (max 15 characters)	RDV OB NDAPP DS
Planned Disposition of Residual Account Balances When Fund/Budget Control is Closed	68Y-003-68Y-1001

Please update your records. If you have any questions, please call me at (714) 834-2479 or send an e-mail to ryan.grace@ac.ocgov.com.

Ryan Grace

Ryan Grace
General Accounting Manager

COFA 2078

Distribution via e-mail:

Nikhil Daftary, County Counsel	Margie Pham, A-C Accounting & Financial Reporting
Angie Daftary, County Counsel	Susan Munoz, A-C Financial Reporting
Mark Servino, County Counsel	Claudia Vincent, A-C General Accounting
Shari Freidenrich, Treasurer-Tax Collector	Bertalicia Tapia, A-C General Accounting
Michelle Aguirre, Chief Financial Officer	James Christiansen, A-C Cost, Revenue & Budget
Kim Engelby, CEO Budget Director	Sophia Hwang, A-C Cost, Revenue & Budget
Oana Cosma, CEO Budget	Room308StaffTicket, A-C IT
Liza Le, CEO Budget	Evarista Narciso, A-C IT
Karalyn Meeh, CEO Budget	Sarah Quach, A-C IT
Steve Pilon, CEO Budget	Lin Jin, A-C IT
Selina Chan-Wychgel, CEO Finance	CAPS+ Labor/PAM, A-C IT
Nancy Nguyen, CEO Risk Management	Michelle Bass, CEO / Finance Accounting
Adriana Nieto, CEO County Procurement Office	Cindy Wong, HCA Accounting
Barbara Gondo, Human Resources	Vivian Canton, JWA Accounting
Viet Pham, OCIT	Bill Malohn, OCCR Accounting
Miguel Salinas, OCIT	Paul Villanueva, OCPW Accounting
Andrew N. Hamilton, Auditor-Controller	Tiffany Thibeault, SSA Accounting
Salvador Lopez, Chief Deputy Auditor-Controller	Fatima Son, OCWR Accounting
Megan Vu, Director of Central Operations	CEO Budget
Howard Thomas, Director of Satellite Accounting Operations	General Accounting
Laurence McCabe, Director of Information Technology	A-C Cost Budget
Aggie Alonso, Internal Audit	Brian Winn, T-TC Investment Accounting/Compliance
Yani Painter, A-C Property Tax	Treasury Fund Accounting
Israel Guevara, A-C Property Tax	
Jennifer Han, A-C Claims & Compliance	

COFA 2078

County of Orange

Closure of Fund 16B

Purpose: To simulate entries needed to close fund, including the year-end closing entry. The year-end closing entry is an automated system entry that closes nominal accounts (expenditures & revenues) into fund balance at the end of the year (after Period 13).

Account	Balance @ 07/02/23	Adjustment	JV Close Remaining Balances	Subtotal	Closing Entries (2)	Ending Balance (1)
8010	Fr: B1 82,582.34	-	(82,582.34) To JV	-	-	-
8250	513.51	-	(513.51)	-	-	-
9721	-	-	-	-	-	-
9720	-	-	-	-	-	-
9914	-	-	-	-	-	-
9990	(125,115.54)	-	-	(125,115.54)	125,115.54	-
(3) Change in Encumbrances	-	-	-	-	-	-
(3) Expenditures	Fr: Below 24,801.47	-	83,095.85	107,897.32	(107,897.32)	-
(3) Revenues	Fr: Below 17,218.22	-	-	17,218.22	(17,218.22)	-
Total	-	-	-	-	-	-

Source: CAPS+ Data Warehouse Download, Finance: Balance Sheet Account Balances/ select view DBSA Run Date: 06/26/24

Expenditure Detail:						
1900	Fr: B2 10,220.70	-	-	10,220.70	-	-
1912	28.77	-	-	28.77	-	-
3100	14,552.00	-	-	14,552.00	-	-
4806	-	-	-	-	-	-
Total Expenditures	24,801.47	-	-	24,801.47	-	To Above

Source: CAPS+ Data Warehouse Download, Finance: Expense Budget to Actual (Fund/Dept)/ View Object Catg/Object/Dept Object Run Date: 06/26/24

Revenue Detail:						
6610	Fr: B3 (3,105.90)	-	-	(3,105.90)	-	-
7120	20,335.00	-	-	20,335.00	-	-
7670	(10.88)	-	-	(10.88)	-	-
Total Revenues	17,218.22	-	-	17,218.22	-	To Above

Source: CAPS+ Data Warehouse Download, Finance: Revenue Budget to Actual (Fund/Dept) Run Date: 06/26/24

Prior Year Encum - Current						
PY YTD Encum @	Fr: B4 -	-	-	-	-	0.00
Current Year Encum	-	-	-	-	-	-
xxxx	-	-	-	-	-	-
xxxx	-	-	-	-	-	-
xxxx	-	-	-	-	-	-
Less: Prior Year YTD Encum @ Beginning of Year	-	-	-	-	-	-
Closing Entry	-	-	-	-	-	To Above

Source: B030LV3 County of Orange Expense Budget Level 3 & F-GA05M01 YTD Expense Budget to Actual Run Date: 06/26/24
Or go to Finance: Expense Budget to Actual (Fund/Dept) / Select view Object Catg/Object/Dept Object

- (1) Should be all zeroes.
- (2) Simulate closing entry of nominal accounts: revenue - debit revenue/credit fund balance; expense - credit expense /debit fund balance; encumbrance - depending on change/ increase = credit encumbrance/debit fund balance or decrease = debit encumbrance/credit fund balance.
- (3) If trust fund, there will be no automated closing entry as no revenues or expenditures were booked. If revenues or expenditures were booked in error, a correcting JV will need to be prepared and processed. Also, JV(s) to appropriately close-out balance sheet accounts will need to be made.

Finance: Balance Sheet Account Balances
 OCDW PRODUCTION download as of 06/26/2024

View: UnitDBSA
 From Peric FY 2024 - 00 Opening Period 2023 [OPEN]
 To Period: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16B REDEVELOPMENT RETIREMENT OBLIGATION-NDAPP DEBT SERVICE
 Budg Fund No
 Department:

Fund	Dept	Budg Ctrl	Unit	Unit Description	BSA	BSA Description	Sub BSA	Dept BSA	Dept BSA Description	TO JV Amount
16B	017	16B	5300	PUBLIC FINANCE	8010	CASH				(41,709.57)
16B	017	16B			8010	CASH				124,291.91
16B	017	16B	5300	PUBLIC FINANCE	8250	INTEREST RECEIVABLE				513.51
16B	017	16B	5300	PUBLIC FINANCE	9300	DUE TO OTHER COUNTY FUNDS	T017			0.00
16B	017	16B			9990	FUND BALANCE - UNASSIGNED				(125,115.54)

NOTE:

If BSA balance will net out to zero, no JV entry needed.
 All BSA 9990 will close out at YE, no JV entry needed.

FR. ABOVE	
8010	(41,709.57)
	<u>124,291.91</u>
	82,582.34 TO: A
8250	<u>513.51</u>
	513.51 TO: A
9721	0.00
	<u>0.00</u>
	0.00 TO: A
9990	(125,115.54)
	<u>0.00</u>
	(125,115.54) TO: A

Finance: Expense Budget to Actual (Fund/Dept)
 OCDW PRODUCTION download as of 06/28/2024

View: Object Catg/Object/Dept Object
 From Perio FY 2024 - 01 July 2023 [CLOSED]

To Period: FY 2024 - 12 June 2024 [OPEN]

Fund: 16B REDEVELOPMENT RETIREMENT OBLIGATION-NDAPP DEBT SERVICE

Department:

Fund	Dept	Budg Ctrf	Obj Cat	Object	Dept Obj	Exp Budget	Encumbrance	TO A		Prior Enc Bal	Prior Exp
								Expenditure	Balance		
16B	017	16B	2000	1900	F002	0.00	0.00	0.00	0.00	0.00	0.00
16B	017	16B	2000	1900	F041	0.00	0.00	10,220.70	(10,220.70)	0.00	0.00
16B	017	16B	2000	1900		0.00	0.00	0.00	0.00	0.00	0.00
16B	017	16B	2000	1912		0.00	0.00	28.77	(28.77)	0.00	0.00
16B	017	16B	3000	3100		0.00	0.00	14,552.00	(14,552.00)	0.00	0.00
								<u>24,801.47</u>			

Finance: Revenue Budget to Actual (Fund/Dept)
 OCDW PRODUCTION download as of 06/26/2024

View: RcatRsrc

From Period: FY 2024 - 01 July 2023 [CLOSED]

To Period: FY 2024 - 12 June 2024 [OPEN]

Fund: 16B REDEVELOPMENT RETIREMENT OBLIGATION-NDAPP DEBT SERVICE

Fund	Dept	Budg Ctrl	Rev Cat	RSRC	Rev Budget	TO: A	
						Revenue	Balance
16B	017	16B	0400	6610	0.00	(3,105.90)	(3,105.90)
16B	017	16B	0500	7120	0.00	20,335.00	20,335.00
16B	017	16B	0700	7670	0.00	(10.88)	(10.88)
					0.00	17,218.22	17,229.10

Expense Budget to Actual YTD
 OCDW PRODUCTION download as of 06/26/2024

View: Fund
 As of: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16B

Fund	Exp Budget	CM Enc	CM Exp	YTD Enc	YTD Exp	Balance	TO: A		CM PY Exp	PY YTD Exp
							CM PY Enc	PY YTD Enc		
16B	0.00	0.00	1,515.18	0.00	24,801.47	(24,801.47)	0.00	0.00	0.00	0.00



COUNTY OF ORANGE

Request for Establishment, Deletion, Modification of Fund/Budget Control

(Check one box)

Add Fund / Budget Control # (# Assigned by GA) * Delete Fund / Budget Control # 16B * Modify Fund / Budget Control # _____

1	Controlling Department	County Executive Office
2	Fund / Budget Control	16B/16B
3	Title (max 60 char.)	REDEVELOPMENT RETIREMENT OBLIGATION-NDAPP DEBT SERVICE
4	Short Name (max 15 char.)	RDV OB NDAPP DS
5	Legal Authority/Reason for Establishing the Fund / Budget Control	Fund originally established per COFA #134, June 19, 1989 H&S 34173 designates successor agencies as successor entities to the former redevelopment agencies.
6	Budgeted Fund / Budget Control:	
	(a) Will Fund/Budget Control record Estimated Revenues & Appropriations? (Yes or No)	No
	(b) Will Fund/Budget Control be part of Performance Budgeting? (Yes or No)	No
7	Nature of Revenue Sources	Property Tax Increment
8	Nature of Financing Uses	Uses per approved ROPS and EOPS
9	Interest Earnings (Yes or No)	Yes
10	Authority for Direction of Interest Earnings	Fund earns its own interest
11	Interest Revenue Account (Fund/Dept/Budget Control/Unit/Revenue/Job No.)	16B-017-16B-5300-6610
12	Investment Costs Account (Fund/Dept/Budget Control/Unit/Object/Job No.)	16B-017-16B-5300-1912
13	Available for CWCAP Charges? (Yes or No)	
14	Expiration Date	07/01/2024
15	Planned Disposition of Residual Account Balances When Fund/Budget Control is Closed	68Y-003-68Y-1001
16	Cash Available to County General Fund? (Yes or No)	(For A-C/General Accounting's Use Only)
17	Expenditure Subject to 5% Working Capital? (Yes or No)	(For A-C/General Accounting's Use Only)

***Please provide justification for deletion or modification of Fund / Budget Control:**

California Department of Finance notified the County via email on May 14, 2024, that they approved dissolution of the Orange County Successor Agency. All remaining assets will be transferred to the County-Auditor Controller, per direction of DOF, pursuant to HCS section 34187(e). This fund is to be closed for FY24-25.

Department Contact: Louis McClure Phone: 714-834-5999

Department Head Approval: [Signature] Date: 6/20/24

Please scan and email completed form to A/C General Accounting at AskGA@ac.ocgov.com and cc: Department's assigned CEO/Budget Analyst. Subject line of email should state "Fund / Budget Control Request" and submit original form with Department Head signature or in his/her absence the Designee to A/C General Accounting Unit.

Doc. Version: JV-CAPS+

Internal JV#/Doc Description: Clearing Balance for Fund 16B Closure

Journal Voucher Office of the Auditor-Controller	Period 12	Final Date 06/28/2024	AC-Enter Reversal Date	Preparer Name & Phone # Ryan Grace 714-834-2479	Department 003	Workflow Unit 1411	Journal Voucher ID JVADV 24000025-1
--	--------------	--------------------------	------------------------	--	-------------------	-----------------------	--

Line Grp	Event Type	Line Description	Posting Code	Fund	Dept	BUD CTRL	Unit	Budget Unit	OBJ/REV	SOBJ/SREV	DOBJ/DREV	BSA ACCT	SUB BSA	DEPT BSA	Job Number	Debit Amount	Credit Amount
1			A001	16B	017	16B	5300	16B-5300				8010				41,709.57	0.00
1			A001	16B	017	16B						8010				0.00	124,291.91
1			A016	16B	017	16B	5300	16B-5300				8250				0.00	513.51
1			D014	16B	017	16B	5300	16B-5300	4806		T68Y				B017N624	83,095.85	0.00
1			A001	68Y	003	68Y	1001	68Y-1001				8010				82,582.34	0.00
1			A016	68Y	003	68Y	1001	68Y-1001				8250				513.51	0.00
1			R003	68Y	003	68Y	1001	68Y-1001	7811		T16B					0.00	83,095.85
															Document Total:	207,901.27	207,901.27

User Name	Approval Level	Before Approval	After Approval	Date/Time
RYAN GRACE	0	Created		06/26/2024 01:45:45 PM
NATALIE PHAM	0	Submitted		06/28/2024
BERTALICIA TAPIA	1	Pending	Approved	06/28/2024 12:03:35 PM
CLAUDIA VINCENT	3	Pending	Approved	06/28/2024 01:19:40 PM

CC List:



OFFICE OF THE
ORANGE COUNTY AUDITOR-CONTROLLER

ANDREW N. HAMILTON, CPA
AUDITOR-CONTROLLER

June 28, 2024

TO: Distribution
SUBJECT: Closure of Fund 16C

Below is the required information related to OC Community Resources' request for the closure of Fund 16C

Fund/Budget Control	16C/16C
Controlling Department	OC Community Resources
Title (max 60 characters)	OCDA Redevelopment Successor Agency
Short Name (max 15 characters)	OCDA Successor
Planned Disposition of Residual Account Balances When Fund/Budget Control is Closed	68Y-003-68Y-1001

Please update your records. If you have any questions, please call me at (714) 834-2479 or send an e-mail to ryan.grace@ac.ocgov.com.

Ryan Grace

Ryan Grace
General Accounting Manager

COFA 2079

County of Orange

Closure of Fund 16C

Purpose: To simulate entries needed to close fund, including the year-end closing entry. The year-end closing entry is an automated system entry that closes nominal accounts (expenditures & revenues) into fund balance at the end of the year (after Period 13).

Account	Balance @ 07/02/23	Adjustment	JV Close Remaining Balances	Subtotal	Closing Entries (2)	Ending Balance (1)
8010	Fr. B1 152,878.63	-	(152,878.63) To JV	-	-	-
8250	1,823.71	-	(1,823.71)	-	-	-
9721	-	-	-	-	-	-
9720	-	-	-	-	-	-
9814	-	-	-	-	-	-
9990	(200,477.25)	-	-	(200,477.25)	200,477.25	-
(3) Change in Encumbrances	-	-	-	-	-	-
(3) Expenditures	Fr. Below 169,514.54	-	154,702.34	324,216.88	(324,216.88)	-
(3) Revenues	Fr. Below (123,739.63)	-	-	(123,739.63)	123,739.63	-
Total						

Source: CAPS+ Data Warehouse Download, Finance: Balance Sheet Account Balances/ select view DBSA Run Date: 06/26/24

Expenditure Detail:			
1900	Fr. B2 35,548.86		35,548.86
1912	84.68		84.68
3100	106,230.00		106,230.00
4801	27,651.00		27,651.00
Total Expenditures	169,514.54		169,514.54

To Above

Source: CAPS+ Data Warehouse Download, Finance: Expense Budget to Actual (Fund/Dept)/ View Object Catg/Object/Dept Object Run Date: 06/26/24

Revenue Detail:			
6610	Fr. B3 (9,809.87)		(9,809.87)
7120	(113,850.00)		(113,850.00)
7670	(79.76)		(79.76)
Total Revenues	(123,739.63)		(123,739.63)

To Above

Source: CAPS+ Data Warehouse Download, Finance: Revenue Budget to Actual (Fund/Dept) Run Date: 06/26/24

Prior Year Encum - Current			
PY YTD Encum @	Fr. B4 -		0.00
Current Year Encum	-		-
xxxx	-		-
xxxx	-		-
xxxx	-		-
Less: Prior Year YTD Encum @ Beginning of Year	-		-
Closing Entry			To Above

Source: B290LV3 County of Orange Expense Budget Level 3 & F-GA06M01 YTD Expense Budget to Actual, Run Date: 06/26/24

Or go to Finance: Expense Budget to Actual (Fund/Dept) / Select view Object Catg/Object/Dept Object

(1) Should be all zeroes.

(2) Simulate closing entry of nominal accounts: revenue - debit revenue/credit fund balance; expense - credit expense /debit fund balance; encumbrance - depending on change/ increase = credit encumbrance/debit fund balance or decrease = debit encumbrance/credit fund balance.

(3) If trust fund, there will be no automated closing entry as no revenues or expenditures were booked. If revenues or expenditures were booked in error, a correcting JV will need to be prepared and processed. Also, JV(s) to appropriately close-out balance sheet accounts will need to be made.

Finance: Balance Sheet Account Balances
 OCDW PRODUCTION download as of 06/26/2024

View: UnitDBSA
 From Perio FY 2024 - 00 Opening Period 2023 [OPEN]
 To Period: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16C OCDA REDEVELOPMENT SUCCESSOR AGENCY
 Budg Fund No
 Department:

Fund	Dept	Budg Ctrl	Unit	Unit Description	BSA	BSA Description	Sub BSA	Dept BSA	Dept BSA Description	TO: JV Amount
16C	012	16C	2300	HOUSING AND CC	8010	CASH				(46,352.97)
16C	012	16C			8010	CASH				199,231.60
16C	012	16C	2300	HOUSING AND CC	8250	INTEREST RECEIVABLE				1,823.71
16C	012	16C	2300	HOUSING AND CC	9300	DUE TO OTHER COUNTY FUNDS	T15G			0.00
16C	012	16C			9990	FUND BALANCE - UNASSIGNED				(200,477.25)

NOTE:

If BSA balance will net out to zero, no JV entry needed.
 All BSA 9990 will close out at YE, no JV entry needed.

Sub BSA	Amount	TO: JV
FR: ABOVE		
8010	(46,352.97)	
	199,231.60	
	<u>152,878.63</u>	TO: A
8250	1,823.71	
	<u>1,823.71</u>	TO: A
9721	0.00	
	<u>0.00</u>	TO: A
9990	(200,477.25)	
	<u>0.00</u>	
	<u>(200,477.25)</u>	TO: A

Finance: Expense Budget to Actual (Fund/Dept)
 OCDW PRODUCTION download as of 06/26/2024

View: Object Catg/Object/Dept Object
 From Perio FY 2024 - 01 July 2023 [CLOSED]
 To Period: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16C OCDA REDEVELOPMENT SUCCESSOR AGENCY
 Department:

Fund	Dept	Budg Ctrl	Obj Cat	Object	Dept Obj	Exp Budget	Encumbrance	TO: A		Prior Enc Bal	Prior Exp
								Expenditure	Balance		
16C	012	16C	2000	1900	0000	0.00	0.00	22,478.86	(22,478.86)	0.00	0.00
16C	012	16C	2000	1900		0.00	0.00	13,070.00	(13,070.00)	0.00	0.00
16C	012	16C	2000	1912		0.00	0.00	84.68	(84.68)	0.00	0.00
16C	012	16C	3000	3100		0.00	0.00	106,230.00	(106,230.00)	0.00	0.00
16C	012	16C	5000	4801	T16A	0.00	0.00	27,651.00	(27,651.00)	0.00	0.00
								169,514.54			

Finance: Revenue Budget to Actual (Fund/Dept)
 OCDW PRODUCTION download as of 06/26/2024

View: RcalRsrc
 From Period: FY 2024 - 01 July 2023 [CLOSED]
 To Period: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16C OCDA REDEVELOPMENT SUCCESSOR AGENCY

Fund	Dept	Budg Ctrl	Rev Cat	RSRC	Rev Budget	TO: A	
						Revenue	Balance
16C	012	16C	0400	6610	0.00	(9,809.87)	(9,809.87)
16C	012	16C	0500	7120	0.00	(113,850.00)	(113,850.00)
16C	012	16C	0700	7670	0.00	(79.76)	(79.76)
					0.00	(123,739.63)	(123,659.87)

Expense Budget to Actual YTD
 OCDW PRODUCTION download as of 06/26/2024

View: Fund
 As of: FY 2024 - 12 June 2024 [OPEN]
 Fund: 16C

Fund	Exp Budget	CM Enc	CM Exp	YTD Enc	YTD Exp	Balance	CM PY Enc	PY YTD Enc	CM PY Exp	PY YTD Exp
16C	0.00	0.00	15,056.17	0.00	169,514.54	(169,514.54)	0.00	0.00	0.00	0.00

TO: A



COUNTY OF ORANGE

Request for Establishment, Deletion, Modification of Fund/Budget Control

(Check one box)

Add Fund / Budget Control # (# Assigned by GA) * Delete Fund / Budget Control # 16C * Modify Fund / Budget Control # _____

1	Controlling Department	OC COMMUNITY RESOURCES
2	Fund / Budget Control	16C/16C
3	Title (max 60 char.)	OCDA Redevelopment Successor Agency
4	Short Name (max 15 char.)	OCDA Successor
5	Legal Authority/Reason for Establishing the Fund / Budget Control	Redevelopment dissolution. Health and Safety Code 34172 and 34173
6	Budgeted Fund / Budget Control:	
	(a) Will Fund/Budget Control record Estimated Revenues & Appropriations? (Yes or No)	No
	(b) Will Fund/Budget Control be part of Performance Budgeting? (Yes or No)	No
7	Nature of Revenue Sources	Property Tax
8	Nature of Financing Uses	Capital Projects
9	Interest Earnings (Yes or No)	Yes
10	Authority for Direction of Interest Earnings	Self-interest earning
11	Interest Revenue Account (Fund/Dept/Budget Control/Unit/Revenue/Job No.)	16C-012-16C-2300-6610
12	Investment Costs Account (Fund/Dept/Budget Control/Unit/Object/Job No.)	16C-012-16C-2300-1912
13	Available for CWCAP Charges? (Yes or No)	No
14	Expiration Date	07/01/2024
15	Planned Disposition of Residual Account Balances When Fund/Budget Control is Closed	68Y-003-68Y-1001
16	Cash Available to County General Fund? (Yes or No)	(For A-C/General Accounting's Use Only)
17	Expenditure Subject to 5% Working Capital? (Yes or No)	(For A-C/General Accounting's Use Only)

***Please provide justification for deletion or modification of Fund / Budget Control:**

California Department of Finance notified the County via email on May 14, 2024, that they approved dissolution of the Orange County Successor Agency. All remaining assets will be transferred to the County-Auditor Controller, per direction of DOF, pursuant to HCS section 34187(e). Assets will be transferred by 06/30/2024. This fund is to be closed for FY24-25.

Department Contact: Yolanda Razo Phone: 714-480-2843

Department Head Approval:  Date: 6/18/24

Please scan and email completed form to A/C General Accounting at AskGA@ac.ocgov.com and cc: Department's assigned CEO/Budget Analyst. Subject line of email should state "Fund / Budget Control Request" and submit original form with Department Head signature or in his/her absence the Designee to A/C General Accounting Unit.

Doc. Version: JV-CAPS+

Internal JV#/Doc Description: Clearing Balance for Fund 16C Closure

Journal Voucher Office of the Auditor-Controller	Period 12	Final Date 06/28/2024	AC-Enter Reversal Date	Preparer Name & Phone # Natalie Pham 714-834-5733	Department 003	Workflow Unit 1411	Journal Voucher ID JVADV 24000026-1
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Line Grp	Event Type	Line Description	Posting Code	Fund	Dept	BUD CTRL	Unit	Budget Unit	OBJ/REV	SOBJ/SREV	DOBJ/DREV	BSA ACCT	SUB BSA	DEPT BSA	Job Number	Debit Amount	Credit Amount
1			A001	16C	012	16C	2300	16C-2300				8010				46,352.97	0.00
1			A001	16C	012	16C						8010				0.00	199,231.60
1			A016	16C	012	16C	2300	16C-2300				8250				0.00	1,823.71
1			D014	16C	012	16C	2300	16C-2300	4806		T68Y				KD92005	154,702.34	0.00
1			A001	68Y	003	68Y	1001	68Y-1001				8010				152,878.63	0.00
1			A016	68Y	003	68Y	1001	68Y-1001				8250				1,823.71	0.00
1			R003	68Y	003	68Y	1001	68Y-1001	7811		T16C					0.00	154,702.34
															Document Total:	355,757.65	355,757.65

User Name	Approval Level	Before Approval	After Approval	Date/Time
NATALIE PHAM	0	Created		06/28/2024 09:51:12 AM
NATALIE PHAM	0	Submitted		07/01/2024
RYAN GRACE	1	Pending	Rejected	07/01/2024 10:05:41 AM
RYAN GRACE	1	Pending	Approved	07/01/2024 02:32:54 PM
BERTALICIA TAPIA	3	Pending	Approved	07/01/2024 02:56:07 PM

CC List:

Orange Countywide Oversight Board

Agenda Item No. 5a

Date: July 23, 2024

From: Successor Agency to the Costa Mesa Redevelopment Agency

Subject: Resolution of the Orange Countywide Oversight Board Approving Dissolution Request of the Successor Agency to the Costa Mesa Redevelopment Agency and Taking Related Actions

Recommended Action:

Adopt resolution to approve the request by the Successor Agency to the Costa Mesa Redevelopment Agency (the “Successor Agency”) to dissolve and taking related actions.

The Successor Agency’s Board of Directors (the “SA Board”) adopted its Resolution No. SA 24-08, on February 20, 2024, to request the Countywide Oversight Board to approve the formal dissolution of the Successor Agency.

Pursuant to Health and Safety Code (“HSC”) Section 34187(b), the Successor Agency must submit to the Countywide Oversight Board a request, with a copy to the Orange County Auditor-Controller (the “County Auditor-Controller”), to formally dissolve the Successor Agency within 30 days of meeting the following criteria (collectively, the “Dissolution Criteria”):

- (i) all enforceable obligations have been retired or paid off,
- (ii) all real property has been disposed of pursuant to HSC Section 34181 or 34191.4, and
- (iii) all outstanding litigation has been resolved.

The SA Board has made a determination that the Successor Agency has met all of the Dissolution Criteria.

Pursuant to HSC Section 34187(b), the Countywide Oversight Board must take action within 30 days to approve the Successor Agency’s request to dissolve and then submit the request to the State Department of Finance (the “DOF”). The DOF will have 30 days to approve or deny the request.

If the DOF approves the request, the Successor Agency must take the following steps within 100 days of the DOF’s approval:

- (1) dispose of all remaining assets and transfer any proceeds to the County Auditor-Controller for distribution to the affected taxing entities, and
- (2) notify the Countywide Oversight Board that it has complied with such disposition and transfer of proceeds.

Orange Countywide Oversight Board

The Successor Agency reports that its remaining assets consist of no remaining cash. Pursuant to the attached Resolution, the Countywide Oversight Board will direct the Successor Agency to transfer the Funds to the County Auditor-Controller following the DOF's approval of the dissolution request.

Pursuant to HSC Section 34187(f), upon receipt of notification from the Successor Agency that such transfer has been completed, the Countywide Oversight Board must verify that, with respect to the Successor Agency, all obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of with any proceeds remitted to the county auditor-controller for distribution to the affected taxing entities. Within 14 days of verification, the Countywide Oversight Board must adopt a final resolution to dissolve the Successor Agency, which will become effective immediately.

Impact on Taxing Entities:

After the DOF's approval of the Successor Agency's request to dissolve, the Successor Agency has no remaining cash to submit to the County Auditor-Controller.

In conjunction with the retirement and pay-off of all the Successor Agency's enforceable obligation and the dissolution of the Successor Agency, all statutory and contractual pass-through payments relating to the project areas of the former Redevelopment Agency of the City of Costa Mesa will cease and no further property tax will be allocated to the Successor Agency's Redevelopment Property Tax Trust Fund.

Staff Contact(s):

Carol Molina, City of Costa Mesa /Finance Director

Ash Hassan, City of Costa Mesa /Finance Officer- Accounting

Attachments:

Attachment 1 -- Proposed Oversight Board Resolution (with Successor Agency Board Resolution No. SA 24-08, as Exhibit A).

**RESOLUTION OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD
RESOLUTION NO. 24-022**

APPROVING THE REQUEST OF THE SUCCESSOR AGENCY TO THE
COSTA MESA REDEVELOPMENT AGENCY TO FORMALLY DISSOLVE
AND TAKING RELATED ACTIONS

WHEREAS, pursuant to AB X1 26 (enacted in June 2011) and the California Supreme Court's decision in *California Redevelopment Association, et al. v. Ana Matosantos, et al.*, 53 Cal. 4th 231 (2011), the Redevelopment Agency of the City of Costa Mesa (the "**Former Agency**") was dissolved as of February 1, 2012, and the Successor Agency to the Costa Mesa Redevelopment Agency (the "**Successor Agency**") was constituted; and

WHEREAS, pursuant to Section 34179(j) of the California Health and Safety Code ("**HSC**"), commencing on and after July 1, 2018, the Orange Countywide Oversight Board (the "**Countywide Oversight Board**") has jurisdiction over the Successor Agency; and

WHEREAS, the Successor Agency is tasked with winding down the Former Agency's affairs; and

WHEREAS, pursuant to HSC Section 34187(b), the Successor Agency shall submit to the Countywide Oversight Board a request, with a copy to the Orange County Auditor-Controller (the "**County Auditor-Controller**"), to formally dissolve the Successor Agency within 30 days of meeting the following criteria (collectively, the "**Dissolution Criteria**"):

- (i) all enforceable obligations have been retired or paid off,
- (ii) all real property has been disposed of pursuant to HSC Section 34181 or 34191.4, and
- (iii) all outstanding litigation has been resolved.; and

WHEREAS, the Board of Directors of the Successor Agency (the "**SA Board**") adopted its Resolution No. SA 24-08, on February 20, 2024 (the "**SA Resolution**"), and a copy of the SA Resolution is set forth in Exhibit A; and

WHEREAS, the SA Board found and determined that the Successor Agency has met all of the Dissolution Criteria and requested the Countywide Oversight Board to approve the Successor Agency's formal dissolution; and

WHEREAS, the Successor Agency submitted the SA Resolution requesting dissolution to the Countywide Oversight Board on June 27, 2024; and

WHEREAS, pursuant to HSC Section 34187(b), the Countywide Oversight Board shall approve the Successor Agency's request to dissolve within 30 days and submit such request to the California State Department of Finance (the "**DOF**"); and

WHEREAS, pursuant to HSC Section 34187(e), after the DOF's approval of the Successor Agency's request to dissolve, the Successor Agency shall dispose of all remaining assets as directed by the Countywide Oversight Board and transfer the proceeds of such disposition to the County Auditor-Controller (the "**Final Transfer**"); and

WHEREAS, the Successor Agency has represented in the SA Resolution that the Successor Agency's remaining assets consist only of the Released Bond Funds (as defined in the SA Resolution); and

WHEREAS, the Successor Agency shall transfer the Released Bond Funds to the County Auditor-Controller for the Final Transfer;

NOW, THEREFORE, BE IT RESOLVED BY THE ORANGE COUNTYWIDE OVERSIGHT BOARD THAT:

SECTION 1. The Recitals set forth above are incorporated into the Resolution by this reference, and constitute a material part of this Resolution.

SECTION 2. The Countywide Oversight Board hereby approves the Successor Agency's request to formally dissolve.

SECTION 3. The Countywide Oversight Board hereby directs the Successor Agency to transfer the Released Bond Funds to the County Auditor-Controller for the Final Transfer and notify the Countywide Oversight Board of such transfer within 100 days after the DOF's approval of the request to dissolve the Successor Agency, pursuant to HSC Section 34187(e).

SECTION 4. The Clerk of the Countywide Oversight Board is hereby directed to transmit a copy of this Resolution (including Exhibit A) to the DOF.

SECTION 5. The approval of this Resolution does not commit the Countywide Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act (California Public Resources Code Section 21000 *et seq.*)

SECTION 6. If any provision of this Resolution or the application of any such provision to any person or circumstance is held valid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Countywide Oversight Board declares that the Countywide Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

SECTION 7. The Clerk of the Countywide Oversight Board shall certify to the adoption of this Resolution.

EXHIBIT A

Resolution No. SA 24-08

adopted by the Board of Directors of the Costa Mesa Successor Agency

(Attached)

SUCCESSOR AGENCY RESOLUTION NO. 2024-08

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY TO THE COSTA MESA REDEVELOPMENT AGENCY REQUESTING THE ORANGE COUNTYWIDE OVERSIGHT BOARD TO FORMALLY DISSOLVE THE SUCCESSOR AGENCY

RECITALS:

- A. Pursuant to AB X1 26 (enacted in June 2011) and the *California Supreme Court's decision in California Redevelopment Association, et. I v. Matasantos, et al., 53 Cal. 4th 231 (2011)*, the Redevelopment Agency of the City of Costa Mesa (the "Former Agency") was dissolved as of February 1, 2012, and the Successor Agency to the Costa Mesa Redevelopment Agency (the "Successor Agency") was constituted.
- B. Pursuant to Section 34179(j) of the California Health and Safety Code ("HSC"), from and after July 1, 2018, the Orange Countywide Oversight Board (the "Oversight Board") is the oversight board for the Successor Agency.
- C. The Successor Agency is tasked with winding down the Former Agency's affairs.
- D. Pursuant to HSC Section 34187(b), the Successor Agency shall submit to the Oversight Board a request, with a copy to the Orange County Auditor-Controller (the "County Auditor-Controller"), to formally dissolve the Successor Agency within 30 days of meeting the following criteria (collectively, the "Dissolution Criteria"):
 - i. All enforceable obligations have been retired or paid off: and,
 - ii. All real property has been disposed of pursuant to HSC Section 34181 or 34191.4; and,
 - iii. All outstanding litigation has been resolved.
- E. The Successor Agency is not a party to any outstanding litigation.
- F. All the Successor's Agency real property (transferred from the Former Agency upon dissolution) has been disposed of pursuant to HSC Section 34181 or the Successor Agency's long-range property management plan ("LRPMP"), which LRPMP was approved by the California State Department of Finance (the "DOF") on January 22, 2014, per HSC Section 34191.4.
- G. At the time of the Former Agency's dissolution, there was one outstanding series of bonds issued by the Former Agency: the 2003 Tax Allocation Bonds Refunding Bonds.
- H. The final maturity date of the 2003 Tax Allocation Bonds Refunding Bonds was October 1, 2017 and have been fully paid.

- I. With the Successor Agency having met the Dissolution Criteria of HSC Section 34187(b), this Board of Directors (the "Board") desires to request the Oversight Board to approve the Successor Agency's request to dissolve and, after such approval, submit the request to the DOF.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY TO THE COSTA MESA REDEVELOPMENT AGENCY, HEREBY FINDS, DETERMINES, RESOLVES, AND ORDERS AS FOLLOWS:

Section 1. The above recitals are true and correct and are a substantive part of this Resolution.

Section 2. The Board hereby finds and determines that all of the Dissolution Criteria set forth in HSC Section 34187(b) for the Successor Agency's dissolution have been met.

Section 3. The Board hereby requests the Oversight Board to adopt a resolution (the "OB Resolution") to: (i) approve the Successor Agency's request to formally dissolve, (ii) submit this Resolution and the OB Resolution to the DOF in accordance with HSC Section 34187(b).

Section 4. The Agency Clerk is hereby directed to cause copies of this Resolution to be submitted to: (i) the Oversight Board, and (ii) the County Auditor-Controller.

Section 5. The Board hereby finds and determines that the request to dissolve the Successor Agency set forth herein.

Section 6. The officers and the other staff members of the Successor Agency are hereby authorized and directed, jointly and severally, to do any and all things, including the execution of any instruments, which they may deem necessary or advisable to effectuate this Resolution and any such actions previously taken are hereby ratified and confirmed.

PASSED AND ADOPTED this 20th day of February, 2024.



John Stephens, Chair

ATTEST:

APPROVED AS TO FORM:



Brenda Green, Agency Clerk



Kimberly Hall Barlow, Agency Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF COSTA MESA)

I, BRENDA GREEN, Agency Clerk of the Successor Agency of the Costa Mesa Redevelopment Agency, DO HEREBY CERTIFY that the above and foregoing is the original of Resolution No. 2024-08 and was duly passed and adopted by the Board of Directors of the Successor Agency of the Costa Mesa Redevelopment Agency at a regular meeting held on the 20th day of February, 2024, by the following roll call vote, to wit:


AYES: Agency Members: CHAVEZ, GAMEROS, MARR, REYNOLDS, HARLAN, AND STEPHENS.

NOES: Agency Members: NONE.

ABSENT: Agency Members: HARPER.

ABSTAIN: Agency Members: NONE.

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 21st day of February, 2024.



Brenda Green, Agency Clerk

TITLE:

ADOPT RESOLUTION APPROVING FY 2024-25 ROPS FOR THE COSTA MESA SUCCESSOR AGENCY AND THEN APPROVE DISSOLUTION OF THE SUCCESSOR AGENCY TO THE COSTA MESA REDEVELOPMENT AGENCY

DEPARTMENT: FINANCE DEPARTMENT

PRESENTED BY: CAROL MOLINA, AGENCY FINANCE DIRECTOR

CONTACT INFORMATION: CAROL MOLINA, AGENCY FINANCE DIRECTOR

RECOMMENDATION:

Staff recommends the City Council/Successor Agency Board:

1. Approve a Resolution of the City Council/Successor Agency Board of the City of Costa Mesa, California, approving the Recognized Obligation Payment Schedule (ROPS) in the amount of \$0 for the Fiscal Year 2024-25 (Attachment 1 and Exhibit A).
2. Approve a Resolution of the City Council/Successor Agency Board of the City of Costa Mesa, California, requesting the Oversight Board, Orange County Auditor-Controller and California Department of Finance approve of the dissolution of the Successor Agency to the Costa Mesa Redevelopment Agency (Attachment 2).
3. Direct the submission of the Resolutions to the Orange County Auditor-Controller and the California State Department of Finance.

BACKGROUND:

On January 3, 1972, the City Council created the City of Costa Mesa Redevelopment Agency (CMRA) for the purposes of redeveloping areas that needed assistance in the interest of the health, safety, and general welfare of the people of the community. Thus, the Redevelopment Plan for the Downtown Redevelopment Project Area, which was approximately 198 acres of mixed commercial and residential uses, was adopted on December 24, 1973.

In an effort to balance the State's budget, all redevelopments in the State were ordered to dissolve with Assembly Bill x1 26 (the Dissolution Act) so that the State could backfill its obligations to schools. The Dissolution Act was challenged in the California Supreme Court. In compliance with the Dissolution Act, the City Council elected to serve as the Successor Agency to the dissolved Costa Mesa Redevelopment Agency on September 6, 2011, with the responsibility of winding up its affairs and undertaking the administrative tasks required for the dissolution process.

On December 29, 2011, the California Supreme Court upheld the Dissolution Act and directed all redevelopment agencies in the State be dissolved effective February 1, 2012. Subsequent modifications to the dissolution process were enacted with the passage of Assembly Bill 1484 in 2012 and Senate Bill 107 in 2015.

1993 Downtown Development Project

In 1993, the CMRA issued its \$9,955,000 Downtown Redevelopment Project 1993 Tax Allocation Refunding Bonds (TAB) that were designated for Downtown Redevelopment Projects. The monies to pay the bonds yearly came from CMRA property tax increment. Then in 2003, the 2003 Tax Allocation Bonds Refunding Bonds refinanced the 1993 TABs and were issued on October 9th, 2003, for \$7,470,000. At the time that the CMRA was dissolved, the outstanding payments on the bonds was \$4,818,000 and were paid by the Redevelopment Property Tax Trust Funds (RPTTF). The bonds matured and were paid off October 2017.

1971 – 1993 Redevelopment Activities

The City loaned funds to CMRA from 1971 through 1993 to finance redevelopment activities. Each advance was documented by a promissory note. In 1993 all the outstanding notes were consolidated into a single note of principal sum of \$12,596,074 at 8% interest. During the initial years of the dissolution process, the State Department of Finance (DOF) disallowed the enforceable obligation of the outstanding loan from the City citing Health and Safety Code section 34171(d)(2) which states that any agreement or contract between the city that created the redevelopment agency, and the former redevelopment agency, are not considered enforceable obligations.

As a result of the DOF finding, on October 29, 2013, the City filed a lawsuit in the Sacramento Superior Court, Case No. 34-2013-80001675, against the DOF and the Orange County Auditor-Controller. The lawsuit sought to require the DOF to approve annual loan repayments to the City on future ROPS submitted by the Successor Agency.

On April 17, 2014, the local Oversight Board approved the finding that the loan was for legitimate redevelopment purposes pursuant to Health and Safety Code section 34191.4. which states in essence that 'if the financial agreement between the City and the former Redevelopment Agency was made within two years of the inception of the Agency the agreement is an enforceable obligation.' Once the Oversight Board makes such a finding, Health and Safety Code 34171(d)(2) requires "the accumulated interest on the remaining principal amount of the loan shall be recalculated from the origination at the interest rate earned by the Local Agency Investment Fund." As a result of the interest recalculation, the amount of remaining principal was determined to be \$10,237,174.

On May 6, 2014, the DOF sent a letter affirming the Oversight Board's decision that the loan was for legitimate redevelopment purposes and reestablished the loan agreement.

The City dismissed the referenced lawsuit in January 2019, after obtaining the primary objective of the lawsuit, by reviving the City’s loan to its former redevelopment agency. This loan was paid back to the General Fund as of July 2023.

Successor Agency

As mandated by AB 1484, all successor agencies were required to develop a Long-Range Property Management Plan (LRPMP) that governed the disposition and use of all former redevelopment agency properties. The LRPMP was approved by the Successor Agency September 18, 2013. It disclosed that upon dissolution that the Successor Agency did not hold any property. The LRPMP was approved by the California State Department of Finance the DOF on January 22, 2014.

ANALYSIS:

Below are the amounts of annual allocations of RPTTF that were paid to the General Fund after the CMRA was dissolved. This represents 80% of the allowable RPTTF. The other 20% was paid to the Housing Authority.

Fiscal Year	General Fund	Housing Authority
FY 2023/24	\$1,368,045	\$0
FY 2022/23	\$1,399,669	\$342,011
FY 2021/22	\$1,524,562	\$349,917
FY 2020/21	\$1,032,836	\$381,141
FY 2019/20	\$1,060,817	\$258,209
FY 2018/19	\$962,362	\$265,204
FY 2017/18	\$556,850	\$240,591
FY 2016/17	\$649,100	\$139,212
FY 2015/16	\$287,740	\$162,275
FY 2014/15	\$626,386	\$71,935
FY 2013/14	\$0	\$156,597
Total	\$9,468,367	\$2,367,092

With all enforceable obligations paid in full as of August 2023, all land disposed of, and all litigation settled, there is no need for the Agency to continue to exist and the criteria to proceed with formally dissolving has been met. Therefore, the Costa Mesa Successor Agency is not requesting any RPTTF allocation for FY 2024-25 and requests to submit a ROPS in the amount of \$0. This action is in keeping with Health & Safety Code Section 34177(m)(1)(B) which mandates a ROPS must be filed or mandates a \$10,000 daily fine.

Pursuant to HSC Section 34187(b), the County Oversight Board must act within 30 days to approve the Successor Agency's request to dissolve and then submit the request to the State Department of Finance (DOF). The DOF will have 30 days to approve or deny the request.

ALTERNATIVES:

There are no alternatives. It is expected each of the three agencies will approve of the dissolution, however, if one agency does not approve of the dissolution, then the Agency would exist in an inactive state and would be required to submit a ROPS in the amount of \$0 annually.

FISCAL REVIEW:

After the Oversight Board's adoption of the Oversight Board's resolution and the DOF's approval of the Successor Agency's request to dissolve, the County Auditor-Controller will disburse such property tax monies to the taxing entities, including the City of Costa Mesa. The Housing Authority will cease receiving 20% of the RPTTF.

LEGAL REVIEW:

The Agency Attorney's Office has reviewed this agenda report and approves as to form.

CITY COUNCIL GOALS AND PRIORITIES:

This item supports the following City Council Goal:

- Achieve Long Term Fiscal Sustainability

CONCLUSION:

Staff recommends the City Council/Successor Agency Board:

1. Approve a Resolution of the City Council/Successor Agency Board of the City of Costa Mesa, California, approving the Recognized Obligation Payment Schedule (ROPS) in the amount of \$0 for the Fiscal Year 2024-25 (Attachment 1 and Exhibit A).
2. Approve a Resolution of the City Council/Successor Agency Board of the City of Costa Mesa, California, requesting the Oversight Board, Orange County Auditor-Controller and California Department of Finance approve of the dissolution of the Successor Agency to the Costa Mesa Redevelopment Agency (Attachment 1).
3. Direct the submission of the Resolutions to the Orange County Auditor-Controller and the California State Department of Finance.

March 18, 2024

VIA ELECTRONIC MAIL:
KATHY.TAVOULARIS@AC.OCGOV.COM

Kathy Tavoularis
Orange County Oversight Board Manager
1770 N. Broadway
Santa Ana, California 92706

Re: City of Costa Mesa Successor Agency ROPS

Dear Ms. Tavoularis,

I serve as City Attorney for the City of Costa Mesa, and counsel to the Successor Agency to the Costa Mesa Redevelopment Agency (“Successor Agency”). Pursuant to your request to Andrea Pham, this letter will confirm that, as of this date, our office is not aware of any pending litigation involving the Successor Agency.

Very truly yours,



Kimberly Hall Barlow

KHB:wag
Cc: Andrea Pham



Costa Mesa Successor Agency Dissolution Timeline

Actual Date	Legal Deadline	Action
August 31, 2023		Last enforceable obligation of the Costa Mesa Successor Agency paid off
February 20, 2024	Within 30 days of August 31, 2023 (September 30, 2023)	Costa Mesa Successor Agency votes to request dissolution HSC §34187(b)
June 27, 2024		Costa Mesa Successor Agency transmits resolution requesting dissolution to the Countywide Oversight Board
July 23, 2024	Within 30 days	Orange Countywide Oversight Board votes for the dissolution request and submits it to the Department of Finance HSC §34187(b)
	Within 30 days of July 23, 2024 (August 22, 2024)	California Department of Finance approves or rejects dissolution request HSC §34187(d)
	Within 100 days of DOF approval	Costa Mesa Successor Agency must dispose of any remaining assets as directed by the Orange Countywide Oversight Board and then notifies the board of completion of disposal HSC §34187(e)
	No deadline specified (Despite the lack of a deadline, it would be ideal for the verification to be completed no earlier than September 3 but no later than September 11, so the Oversight Board can take its formal dissolution vote at its regular September meeting rather than calling a special meeting)	Orange Countywide Oversight Board verifies that all Costa Mesa obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of HSC §34187(f)
	Within 14 days of Oversight Board verification (See note above about September meeting rather than calling a special meeting)	Orange Countywide Oversight Board adopts resolution to formally dissolve Costa Mesa Successor Agency, which will take effect immediately upon vote of the Orange Countywide Oversight Board. HSC §34187(f)
	No deadline specified (Despite the lack of a deadline, this ought to be done promptly)	The Orange Countywide Oversight Board transmits copies of the dissolution resolution to the City of Costa Mesa (not the now-dissolved Costa Mesa Successor Agency), Orange County Auditor-Controller, California State Controller, and California Department of Finance to officially notify these entities of the dissolution. HSC §34187(f)

Orange Countywide Oversight Board

Agenda Item No. 5b

Date: July 23, 2024

From: Successor Agency to the Dissolved Irvine Redevelopment Agency

Subject: Resolution of the Orange Countywide Oversight Board Approving Dissolution Request of the Successor Agency to the Dissolved Irvine Redevelopment Agency and Taking Related Actions

Recommended Action:

Adopt resolution to approve the request by the Successor Agency to the Dissolved Irvine Redevelopment Agency (the “Successor Agency”) to formally dissolve and taking related actions.

The Successor Agency’s Board of Directors (the “SA Board”) adopted its Resolution No. 24-06, on July 9, 2024, to request the Countywide Oversight Board to approve the formal dissolution of the Successor Agency.

Pursuant to Health and Safety Code (“HSC”) Section 34187(b), the Successor Agency must submit to the Countywide Oversight Board a request, with a copy to the Orange County Auditor-Controller (the “County Auditor-Controller”), to formally dissolve the Successor Agency within 30 days of meeting the following criteria (collectively, the “Dissolution Criteria”):

- (i) all enforceable obligations have been retired or paid off,
- (ii) all real property has been disposed of pursuant to HSC Section 34181 or 34191.4, and
- (iii) all outstanding litigation has been resolved.

The SA Board has made a determination that the Successor Agency has met all of the Dissolution Criteria.

Pursuant to HSC Section 34187(b), the Countywide Oversight Board must take action within 30 days to approve the Successor Agency’s request to dissolve and then submit the request to the State Department of Finance (the “DOF”). The DOF will have 30 days to approve or deny the request.

If the DOF approves the request, the Successor Agency must take the following steps within 100 days of the DOF’s approval:

- (1) dispose of all remaining assets and transfer any proceeds to the County Auditor-Controller for distribution to the affected taxing entities, and

Orange Countywide Oversight Board

- (2) notify the Countywide Oversight Board that it has complied with such disposition and transfer of proceeds.

The Successor Agency reports that it has disposed of all real property, it has no remaining enforceable obligations, and is not the subject of any pending litigation. Pursuant to HSC Section 34187(f), upon receipt of notification from the Successor Agency that such transfer has been completed, the Countywide Oversight Board must verify that, with respect to the Successor Agency, all obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of with any proceeds remitted to the county auditor-controller for distribution to the affected taxing entities. Within 14 days of verification, the Countywide Oversight Board must adopt a final resolution to dissolve the Successor Agency, which will become effective immediately.

Impact on Taxing Entities:

In conjunction with the retirement and pay-off of all of the Successor Agency's enforceable obligations and the dissolution of the Successor Agency, all statutory and contractual pass-through payments relating to the project areas of the former Redevelopment Agency of the City of Irvine will cease and no further property tax will be allocated to the Successor Agency's Redevelopment Property Tax Trust Fund.

Staff Contact(s):

Janice Reyes, City of Irvine Manager of Fiscal Services

Attachments:

Attachment 1 -- Proposed Oversight Board Resolution (with Successor Agency Board Resolution No. 24-06, as Exhibit A).

RESOLUTION OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD

RESOLUTION NO. 24-023

IN THE MATTER OF APPROVING THE REQUEST OF THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY TO FORMALLY DISSOLVE AND TAKING RELATED ACTIONS

WHEREAS, pursuant to AB X1 26 (enacted in June 2011) and the California Supreme Court's decision in *California Redevelopment Association, et al. v. Ana Matosantos, et al.*, 53 Cal. 4th 231 (2011), the Redevelopment Agency of the City of Irvine (the "**Former Agency**") was dissolved as of February 1, 2012, and the Successor Agency to the Dissolved Irvine Redevelopment Agency (the "**Successor Agency**") was constituted; and

WHEREAS, pursuant to Section 34179(j) of the California Health and Safety Code ("**HSC**"), commencing on and after July 1, 2018, the Orange Countywide Oversight Board (the "**Countywide Oversight Board**") has jurisdiction over the Successor Agency; and

WHEREAS, the Successor Agency is tasked with winding down the Former Agency's affairs; and

WHEREAS, pursuant to HSC Section 34187(b), the Successor Agency shall submit to the Countywide Oversight Board a request, with a copy to the Orange County Auditor-Controller (the "**County Auditor-Controller**"), to formally dissolve the Successor Agency within 30 days of meeting the following criteria (collectively, the "**Dissolution Criteria**"):

- (i) all enforceable obligations have been retired or paid off,
- (ii) all real property has been disposed of pursuant to HSC Section 34181 or 34191.4, and
- (iii) all outstanding litigation has been resolved.; and

WHEREAS, the City of Irvine (the "**City**"), Former Agency, DOF, the County of Orange (the "**County**"), and related parties were involved in litigation related to Implementation Agreement No. 1 between the Former Agency and the County, in the matter of *City of Irvine, et al. v. Cohen, et al.*, County of Sacramento Superior Court Case No. 34-2017-0800002663; and

WHEREAS, the parties settled the *Cohen* litigation pursuant to a settlement agreement in 2018 and agreed that the payment of the "**County Share**" as required by paragraph 3.2 of the Implementation Agreement No. 1 is an enforceable obligation and eligible for repayment from RPTTF funds, until all of the Successor Agency's enforceable obligations, other than the "**County Share**" and Implementation Agreement No. 2, are paid; and

WHEREAS, all other obligations of the Successor Agency have since been satisfied and paid, thereby discharging the obligation under Implementation Agreement No. 1; and

WHEREAS, the City, the County and the Former Agency are each parties to “Implementation Agreement No. 2 Between City of Irvine, Irvine Redevelopment Agency, and County of Orange” dated August 17, 2010 (“Implementation Agreement No. 2”);

WHEREAS, the Successor Agency is the successor-in-interest to the Former Agency’s obligations under Implementation Agreement No. 2; and

WHEREAS, under Section 1.2 of Implementation Agreement No. 2, the Successor Agency is obligated to pay the future cost to reconstruct, repair, or replace a reinforced concrete box located in a portion of Bee Canyon Channel at a cost of up to six hundred and fifty thousand dollars (\$650,000); and

WHEREAS, by way of that certain Satisfaction and Discharge Agreement dated June 4, 2024, the City and County agreed that the City could satisfy the Successor Agency’s obligation under Implementation Agreement No. 2 by payment of six hundred and fifty thousand dollars (\$650,000) to the County; and

WHEREAS, on June 11, 2024, the City made the six hundred and fifty thousand dollars (\$650,000) payment to the County; and

WHEREAS, all of the Successor Agency’s enforceable obligations have been retired or paid off; and

WHEREAS, the Board of Directors of the Successor Agency (the “**SA Board**”) adopted its Resolution No. _____, on July 9, 2024 (the “**SA Resolution**”), and a copy of the SA Resolution is set forth in Exhibit A; and

WHEREAS, on July 9, 2024, the SA Board found and determined that the Successor Agency has met the all of the Dissolution Criteria and requested the Countywide Oversight Board to approve the Successor Agency’s formal dissolution; and

WHEREAS, pursuant to HSC Section 34187(b), the Countywide Oversight Board shall approve the Successor Agency’s request to dissolve within 30 days and submit such request to the California State Department of Finance (the “**DOF**”); and

WHEREAS, pursuant to HSC Section 34187(e), after the DOF’s approval of the Successor Agency’s request to dissolve, the Successor Agency shall dispose of all remaining assets as directed by the Countywide Oversight Board and transfer the proceeds of such disposition to the County Auditor-Controller (the “**Final Transfer**”).

NOW, THEREFORE, BE IT RESOLVED THAT THE ORANGE COUNTYWIDE OVERSIGHT BOARD:

SECTION 1. The Recitals set forth above are incorporated into the Resolution by this reference, and constitute a material part of this Resolution.

SECTION 2. The Countywide Oversight Board hereby approves the Successor Agency's request to formally dissolve.

SECTION 3. The Clerk of the Countywide Oversight Board is hereby directed to transmit a copy of this Resolution (including Exhibit A) to the DOF.

SECTION 4. The approval of this Resolution does not commit the Countywide Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act (California Public Resources Code Section 21000 *et seq.*)

SECTION 5. If any provision of this Resolution or the application of any such provision to any person or circumstance is held valid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Countywide Oversight Board declares that the Countywide Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

SECTION 6. The Clerk of the Countywide Oversight Board shall certify to the adoption of this Resolution.

EXHIBIT A

Resolution No. SA 24-06

adopted by the Board of Directors of the Successor Agency to the Dissolved Irvine
Redevelopment Agency

(Attached)

SUCCESSOR AGENCY RESOLUTION NO. 24-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY REQUESTING THE ORANGE COUNTYWIDE OVERSIGHT BOARD FORMALLY DISSOLVE THE SUCCESSOR AGENCY, MAKING A FINDING OF EXEMPTION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND TAKING RELATED ACTIONS

WHEREAS, pursuant to AB X1 26 (enacted in June 2011) and the California Supreme Court's decision in *California Redevelopment Association, et al. v. Ana Matosantos, et al.* (2011) 53 Cal.4th 231, the Redevelopment Agency of the City of Irvine (the "Former Agency") was dissolved as of February 1, 2012, and the Successor Agency to the Dissolved Irvine Redevelopment Agency (the "Successor Agency") was constituted; and

WHEREAS, pursuant to Section 34179(j) of the California Health and Safety Code ("HSC"), from and after July 1, 2018, the Orange Countywide Oversight Board (the "Oversight Board") is the oversight board for the Successor Agency; and

WHEREAS, the Successor Agency is tasked with winding down the Former Agency; and

WHEREAS, pursuant to HSC Section 34187(b), the Successor Agency shall submit to the Oversight Board a request, with a copy to the Orange County Auditor-Controller (the "County Auditor -Controller"), to formally dissolve the Successor Agency within 30 days of meeting the following criteria (collectively, the "Dissolution Criteria"):

- i) all enforceable obligations have been retired or paid off; and
- ii) all real property has been disposed of pursuant to HSC Section 34181 or 34191. 4; and
- iii) all outstanding litigation has been resolved; and

WHEREAS, the Successor Agency is not a party to any outstanding litigation; and

WHEREAS, all of the Successor Agency's real property (transferred from the Former Agency upon dissolution) has been disposed of pursuant to HSC Section 34181 or the Successor Agency's long-range property management plan ("LRPMP"), which LRPMP was approved by the California State Department of Finance (the "DOF") on December 15, 2015 per HSC Section 34191.4; and

WHEREAS, the City of Irvine (the “City”), Former Agency, DOF, the County of Orange (the “County”), and related parties were involved in litigation related to Implementation Agreement No. 1 between the Former Agency and the County, in the matter of *City of Irvine, et al. v. Cohen, et al.*, County of Sacramento Superior Court Case No. 34-2017-0800002663; and

WHEREAS, the parties settled the *Cohen* litigation pursuant to a settlement agreement in 2018 and agreed that the payment of the “County Share” as required by paragraph 3.2 of the Implementation Agreement No. 1 is an enforceable obligation and eligible for repayment from RPTTF funds, until all of the Successor Agency’s enforceable obligations, other than the “County Share” and Implementation Agreement No. 2, are paid; and

WHEREAS, all other obligations of the Successor Agency have since been satisfied and paid, thereby discharging the obligation under Implementation Agreement No. 1; and

WHEREAS, the City, the County, and the Former Agency are each parties to Implementation Agreement No. 2, between the City of Irvine, Irvine Redevelopment Agency, and County of Orange, dated August 17, 2010 (“Implementation Agreement No. 2”); and

WHEREAS, the Successor Agency is the successor-in-interest to the Former Agency’s obligations under Implementation Agreement No. 2; and

WHEREAS, under Section 1.2 of Implementation Agreement No. 2, the Successor Agency is obligated to pay the future cost to reconstruct, repair, or replace a reinforced concrete box located in a portion of Bee Canyon Channel at a cost of up to six hundred and fifty thousand dollars (\$650,000); and

WHEREAS, by way of that certain Satisfaction and Discharge Agreement dated June 4, 2024, the City and County agreed that the City could satisfy the Successor Agency’s obligation under Implementation Agreement No. 2 by payment of six hundred and fifty thousand dollars (\$650,000) to the County; and

WHEREAS, on June 11, 2024, the City made the six hundred and fifty thousand dollars (\$650,000) payment to the County; and

WHEREAS, all of the Successor Agency’s enforceable obligations have been retired or paid off; and

WHEREAS, with the Successor Agency having met the Dissolution Criteria of HSC Section 34187(b), this Board of Directors (the “Board”) desires to request the Oversight Board to approve the formal dissolution of the Successor Agency; and

WHEREAS, pursuant to HSC Section 34187(b), the Oversight Board must take action within 30 days to approve the Successor Agency’s request to dissolve and, after such approval, submit the request to the DOF; and

WHEREAS, pursuant to HSC Section 34187(e), after the DOF's approval of the Successor Agency's request to dissolve, the Successor Agency shall dispose of all remaining assets as directed by the Oversight Board and the proceeds of such disposition shall be transferred to the County Auditor-Controller (the "Final Transfer").

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY TO THE IRVINE REDEVELOPMENT AGENCY, HEREBY FINDS, DETERMINES, RESOLVES, AND ORDERS AS FOLLOWS:

SECTION 1. That the above Recitals are true and correct and are incorporated herein.

SECTION 2. All necessary public hearings and opportunities for public testimony and comment have been conducted in compliance with State law.

SECTION 3. The Board of Directors hereby finds and determines that all Dissolution Criteria set forth in HSC Section 34187(b) for the Successor Agency's dissolution have been met.

SECTION 4. The Board of Directors hereby requests the Oversight Board adopt a resolution (the "OB Resolution") to: (i) approve the Successor Agency's request to formally dissolve, and (ii) submit this Resolution and the OB Resolution to the DOF in accordance with HSC Section 34187(b).

SECTION 5. If any of the conditions of formal dissolution are not satisfied, or any of the requirements set forth as part of the formal dissolution process in Section 34187(b) or any other applicable provisions in the Dissolution Law are not met by the Oversight Board or DOF, this Resolution shall be rescinded and of no force and effect, without any need for further action by the Successor Agency, and the process for final dissolution of the Successor Agency requested by this Resolutions shall immediately cease and shall not proceed, and the Successor Agency shall not be dissolved until a future request by the Successor Agency for final dissolution is submitted to the Oversight Board.

SECTION 6. The Secretary is hereby directed to cause copies of this Resolution to be submitted to: (i) the Oversight Board, and (ii) the County Auditor-Controller.

SECTION 7. The Board of Directors hereby finds and determines that the request to dissolve the Successor Agency set forth herein (and the dissolution of the Successor Agency pursuant to such request) shall constitute a change in the organization or reorganization of local governmental agencies that does not alter the geographic areas within which the powers are exercised for the purposes of the California Environmental Quality Act (California Public Resources Code Section 21000 of seq.). Therefore, such request and dissolution shall be exempt from environmental review, pursuant to Section 15320 of Title 14 of the California Code of Regulations. In addition, it can be seen with certainty that such request and the dissolution of the Successor Agency will not have a significant effect on the environment. Therefore, such request and dissolution shall be exempt from environmental review, pursuant to Section 15061(b)(3) of Title 14 of the California Code of Regulations.

SECTION 8. The Executive Director of the Successor Agency is hereby authorized and directed, jointly and severally, to do any and all things, including the execution of any instruments, which he may deem necessary or advisable to effectuate this Resolution and any such actions previously taken are hereby ratified and confirmed. The authorization and direction in this section includes but is not limited to the submittal of this Resolution to the Auditor-Controller in accordance with Section 34187(b), the negotiating and executing of any additional instruments, and submittal of any documents as may be requested by the Oversight Board or DOF.

SECTION 9. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Irvine, as Successor Agency to the dissolved Irvine Redevelopment Agency, at a regular meeting held on the 9th day of July 2024.



CHAIR, SUCCESSOR AGENCY

ATTEST:



SECRETARY, SUCCESSOR AGENCY

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF IRVINE)

I, CARL PETERSEN, Secretary to the Successor Agency, HEREBY DO CERTIFY that the foregoing resolution was duly adopted at a regular meeting of the City Council of the City of Irvine, as Successor Agency to the dissolved Irvine Redevelopment Agency, held on the 9th day of July 2024.

AYES:	5	BOARDMEMBERS:	Agran, Carroll, Kim, Treseder, and Khan
NOES:	0	BOARDMEMBERS:	None
ABSENT:	0	BOARDMEMBERS:	None
ABSTAIN:	0	BOARDMEMBERS:	None



SECRETARY, SUCCESSOR AGENCY

Actual Date	Legal Deadline
6/12/24	
7/9/24	Within 30 days of June 12, 2024 (July 12, 2024)
7/23/24	Within 30 days of July 9, 2024 (August 8, 2024)
	Within 30 days of July 23, 2024 (August 22, 2024)
	Within 100 days of DOF approval (City of Irvine is targeting September 10 to have the Successor Agency formally notify the Oversight Board that it has disposed of all assets)
	No deadline specified (It would be ideal for the verification to be completed no earlier than September 3 and no later than September 11, so the Oversight Board can take its formal dissolution vote at its regular meeting on September 17, rather than calling a special meeting)
	Within 14 days of Oversight Board verification (See note above about September 17 meeting rather than calling a special meeting)
	No deadline specified (Despite the lack of a deadline, this ought to be done promptly)

Action

Last enforceable obligation of the City of Irvine Successor Agency paid off

City of Irvine Successor Agency votes to request dissolution

HSC §34187(b)

Orange Countywide Oversight Board votes for the dissolution request and submits it to the Department of Finance

HSC §34187(b)

California Department of Finance approves or rejects dissolution request

HSC §34187(d)

City of Irvine Successor Agency must dispose of any remaining assets as directed by the Orange Countywide Oversight Board and then notifies the board of completion of disposal

HSC §34187(e)

Orange Countywide Oversight Board verifies that all City of Irvine obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of

HSC §34187(f)

Orange Countywide Oversight Board adopts resolution to formally dissolve City of Irvine Successor Agency, which will take effect immediately upon vote of the Orange Countywide Oversight Board.

HSC §34187(f)

The Orange Countywide Oversight Board transmits copies of the dissolution resolution to the City of Irvine (not the now-dissolved City of Irvine Successor Agency), Orange County Auditor-Controller, California State Controller, and California Department of Finance to officially notify these entities of the dissolution.

HSC §34187(f)

Orange Countywide Oversight Board

Date: 7/23/2024

Agenda Item No. 6

From: Staff to the Orange Countywide Oversight Board

Subject: Contract for Legal Services with Aleshire & Wynder, LLP

Recommended Action:

Authorize and direct Board Chairman to sign agreement with Aleshire & Wynder, LLP and direct Auditor-Controller to commence process to terminate agreement with Ring Bender LLP

Health and Safety Code §34179(j) specifies that the Auditor-Controller's office is to provide staff support to the Oversight Board, and as such, when the Board was being formed in 2018, then-Auditor-Controller Eric Woolery authorized a request for proposal (RFP) for legal counsel for the Oversight Board.

Ring Bender LLP won the RFP on the basis of a proposal submitted by Partner Patrick "Kit" Bobko and commenced services on January 10, 2019, with Mr. Bobko serving as Counsel to the Oversight Board. The initial term of the contract was 2 years (January 10, 2019-January 9, 2021) with a 1-year renewal option (January 10, 2021-January 9, 2022). The Auditor-Controller's office exercised that renewal option.

Upon the expiration of that contract, the Auditor-Controller commenced a new 2-year contract (January 10, 2022-January 9, 2024) with a 1-year renewal option (January 10, 2024-January 9, 2025). The Auditor-Controller's current contract with Ring Bender for legal services for the Oversight Board expires in less than 6 months. By a coincidence of timing, Mr. Bobko is transitioning from Ring Bender to Aleshire & Wynder, LLP.

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.

Staff recommends that the Oversight Board approve a contract with Aleshire & Wynder for legal services, commencing July 23, 2024, and concluding December 31, 2028.

Staff also recommends that the Oversight Board direct the Auditor-Controller to work with Mr. Bobko to determine the appropriate steps to terminate the Auditor-Controller's contract with Ring Bender while ensuring sufficient time to smoothly transition the Oversight Board's legal services from Ring Bender to Aleshire & Wynder.

In both the Auditor-Controller's contract with Ring Bender and the proposed Oversight Board contract with Aleshire & Wynder, the terms specify that any of the firm's attorneys, paralegals, and staff may assist in representing the Oversight Board, but that Mr. Bobko shall be the attorney assigned to represent the Countywide Oversight Board as its general counsel.

As with the Auditor-Controller's contract with Ring Bender, the proposed Oversight Board contract with Aleshire & Wynder authorizes the hiring of consultants and other outside experts at the Board's expense. The proposed contract authorizes Aleshire & Wynder to bill the Board for litigation costs and travel costs incurred.

At any time, if the Oversight Board wishes to terminate the contract, it may do without cause, subject to reasonable notice. Similarly, Aleshire & Wynder may terminate the contract without cause, subject to reasonable notice.

Attachment

- Proposed Contract Between the Orange Countywide Oversight Board and Aleshire & Wynder, LLP



July 23, 2024

VIA E-MAIL

Orange Countywide Oversight Board
Attn: Kathy Tavoularis
Office of the Auditor-Controller
1770 North Broadway
Santa Ana, CA 92706
E-Mail: Kathy.Tavoularis@ac.ocgov.com

Re: Engagement of Aleshire & Wynder, LLP to Provide Legal Services to the Orange Countywide Oversight Board

Chairman Probolsky and Honorable Members of the Board:

This letter agreement (“Agreement”) is written to set out and confirm the retention of Aleshire & Wynder, LLP (“Firm”) to provide legal representation to the Orange Countywide Oversight Board and its related entities (“Client” or “Board” or “you”) in connection with certain legal services requested by Client as specified herein.

In this regard, please know that *California Business and Professions Code* § 6148 requires a written fee contract between attorneys and their clients to set forth the scope of the legal services which the attorneys have been retained to perform, and the fees which the attorneys will charge to perform those services.

1. Scope of Services

The Firm will provide legal assistance to Client related to its obligations to comply with directing and dissolution of Orange County Successor Agencies and the disposition of their assets as required by the Dissolution Act. The Firm will advise the Board on its obligations under the Brown Act, assist with the conduct of public meetings, preparation of Staff reports and meeting agendas, and provide other opinions and assistance as the Client may require. The Firm will interact with various State and local agencies in accomplishing the Board’s tasks and goals.

If necessary, the Firm will defend the Board in any potential litigation, or initiate litigation on the Client’s behalf.

2. Attorneys Providing Services

While any or all of the Firm’s attorneys, paralegals and staff are available to assist in Client’s representation, the attorneys assigned to the Client’s representation shall be the

Countywide Oversight Board's existing General Counsel, Patrick K. Bobko. The services of other attorneys and paralegals in the Firm also may be used as is necessary and appropriate as the undersigned determines to provide the Client with the most effective legal service.

3. Compensation, Costs, and Expenses

The rates for services provided to Client shall be as set forth in Exhibit "A" attached hereto and made a part hereof. These rates may be reviewed and adjusted by an addendum or amendment to this Agreement, approved by the Firm and the Client.

The Firm also might incur various costs and expenses in performing legal services under this Agreement. Client agrees to pay for those costs and expenses in addition to fees. Expenses will be reimbursed at the cost thereof in accordance with the billing and reimbursement practices set forth in Exhibit A attached hereto and by this reference incorporated herein.

The Firm's fees are charged on an hourly basis and are billed monthly with payment due thirty (30) days after the date of the bill. Client agrees to pay for all hourly services when billed on a monthly basis. The Firm shall be entitled to include interest at the rate of one percent (1%) per month on the outstanding balances when an amount is outstanding for more than thirty (30) days after the billing date.

4. Retainer

The Firm has not requested a retainer in connection with the representation of Client. Terms of the Firm's compensation is described in Exhibit "A."

5. Prohibition of Subcontracting or Assignment

The Firm shall not contract with any other person or entity to perform the services required hereunder without Client's written approval, nor shall any interest herein be transferred, assigned or conveyed without Client's approval.

6. Termination

Both the Firm and the Client shall have the right to terminate this engagement at any time, subject to reasonable notice. Notwithstanding the Client's discharge or the Firm's withdrawal, the Client will remain obligated to pay the Firm the fees for all legal services provided under this Agreement and to reimburse the Firm for all costs incurred prior to such approved and effectuated discharge, withdrawal or termination.

7. Disputes

If legal proceedings are instituted to collect fees and costs owing to the Firm, the prevailing party shall be entitled to the allowance of reasonable attorneys' fees and other costs incurred in the action or proceeding. The Firm is entitled to represent itself on all legal matters and the actual time incurred by members of our Firm at our standard hourly rates. The rates are deemed reasonable for collection or other purposes.

8. Insurance

In accordance with *California Business and Professions Code*, the Firm hereby informs Client that it maintains errors and omissions insurance coverage in an amount applicable to the services to be rendered.

9. Conflicts

The Firm is not aware of any conflict of interest in this representation. Client agrees to inform the Firm of any conflicts which may arise after execution of this Agreement which Client believes would affect the representation of Client.

The Firm may have current or future clients which may have interests adverse to Client or Client's related entities, and the Firm reserves the right to represent such clients in matters not connected to the representation described herein. If a potential conflict of interest arises in the Firm's representation of two clients, if such conflict is only speculative or minor, the Firm may seek waivers from each client with regards to such representation. However, if real conflicts exist, the Firm would withdraw from representing either client in the matter, and assist them in obtaining outside special counsel.

10. Integration

By signing below, Client acknowledges that no oral representations, statements, or inducements, apart from this written agreement, have been made. If any portion of this Agreement is declared invalid by a court, the remainder shall continue in full force and effect.

12. Execution and Authority

This Agreement may be executed in counterparts and by electronic signature. In executing this Agreement, you warrant that (i) Client is a duly organized and existing entity, (ii) you are duly authorized to execute and deliver this Agreement on behalf of the Client, (iii) by so executing this Agreement, the Client is formally bound to the provisions of this Agreement, and (iv) the entering into this Agreement does not violate any provision of any other Agreement to which the Client is bound. This Agreement supersedes any other agreement between the Firm and the Client.

July 23, 2024
Page 4

Please carefully review the terms of this Agreement and, if you find them acceptable, execute the enclosed copy. We appreciate your confidence in selecting Aleshire & Wynder, LLP as legal counsel and we look forward to working with you.

Very truly yours,

ALESHIRE & WYNDER, LLP

/s/

Patrick K. Bobko
Equity Partner

I HAVE RECEIVED THE ORIGINAL OF THIS LETTER AGREEMENT AND UNDERSTAND THE FOREGOING TERMS AND CONDITIONS AND AGREE TO THEM. I HAVE THE AUTHORITY TO SIGN ON BEHALF OF AND BIND CLIENT.

Dated: _____, 2024

By: _____

Brian Probolsky
Chairman, Orange Countywide Oversight Board

EXHIBIT "A"

LEGAL FEES AND BILLING AND REIMBURSEMENT OF COSTS

The Firm will provide legal services to the Client at a fee of \$10,000 per month, starting in July 2024 and continuing until December 31, 2028. The total annual amount the Client will pay the Firm for General Counsel services is \$120,000 for each year from 2025 through 2028. The total amount of the fees for General Counsel services shall not exceed \$540,000.

Separately, the Firm shall bill its time for litigation matters on an hourly basis. The "blended" rate for attorney litigation services is \$395 per hour. Paralegals will bill their time at \$185 per hour.

The Firm's fees are charged on an hourly basis for all time actually expended and are generally billed monthly with payment due within thirty (30) days after the date of the bill. At the start of the Client's fiscal year in July, 2025 and every July thereafter during the term of this Agreement, the Firm's litigation rates and amounts may be increased by the greater of 4% or the change in the Consumer Price Index for All Urban Consumers ("CPI-U") for the geographic region known as Los Angeles-Long Beach-Anaheim rounded up to the nearest dollar for the twelve (12) month period published for the most recent month of May and counting backwards as shown by the U.S. Department of Labor. In addition to the increase, either the Firm or Client can initiate consideration of a rate increase at any time. The Firm will incur various costs and expenses in performing legal services.

Costs and expenses are separately billed to the client and include fees fixed by law or assessed by public agencies, litigation costs including deposition, reporter fees, and transcript fees, long distance telephone calls, messenger and other delivery fees, postage, photocopying (charge of twenty-five cents (\$.25) per page) and other reproduction costs, staff overtime when necessitated and authorized by the client, and computer-assisted research fees when authorized by the client, all based on the actual and reasonable cost (mileage, reproduction and other costs are periodically adjusted in accordance with the Firm's actual costs).

Travel costs including mileage (current IRS rate), parking, airfare, lodging, meals, and incidentals are charged at actual costs. Travel time at the rates set forth above may also be charged in connection with such proceedings. In addition, the Client will be responsible for paying the fees of consultants and other outside experts who are retained after consultation with the client.

The monthly billing statements for fees and costs shall indicate the basis of the fees, including a detailed and auditable breakdown of the hours worked, the billable rates charged, and description of the work performed. All bills are expected to be paid within thirty (30) days of the date of the billing statement.

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