

SAN GABRIEL SUCCESSOR AGENCY OVERSIGHT BOARD

MINUTES

MONDAY, OCTOBER 15, 2012 SPECIAL MEETING

Community Development Department Conference Room

410 McGroarty Street

San Gabriel, California 91776

1. CALL TO ORDER/ROLL CALL

Present:

Board Chair Hamid Behdad, Appointee, Chancellor of the California Community Colleges

Board Vice Chair Thomas Marston, Appointee, Mayor City of San Gabriel

Board Member Frank Cheng, Appointee, Los Angeles County Library

Board Member David R. Gutierrez, Appointee, Mayor City of San Gabriel

Board Member Annie Huang, Appointee, Los Angeles County Board of Supervisors

Board Member Maria "Nonette" Martin, Appointee, Los Angeles County Board of Education

Board Member David Sweeney, Appointee, Los Angeles Board of Supervisors

Also present were:

Teresa L. Highsmith, Oversight Board Attorney

Peter Wallin, Deputy City Attorney, City of San Gabriel

Robin Scherr, Economic Development Manager, City of San Gabriel

Camille Paton, Deputy City Clerk, City of San Gabriel

Minh Kieu Dao, Los Angeles County Commission Services

2. PUBLIC COMMENT

PUBLIC COMMENT: PURSUANT TO GOVERNMENT CODE SECTION 54954.3, THIS IS THE TIME PROVIDED FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COUNCIL ON ITEMS OF INTEREST THAT ARE NOT ON THE AGENDA WITHIN THE SUBJECT MATTER JURISDICTION OF THE OVERSIGHT BOARD.

There were no members of the public present.

3. MINUTES OF REGULAR BOARD MEETINGS OF JULY 23, 2012 AND AUGUST 27, 2012 MEETINGS AND SPECIAL MEETING OF OCTOBER 8.

MOTION: Moved by Board Member David Gutierrez, seconded by Board Member David Sweeney to approve the minutes of regular board meeting of July 23, 2012 with corrections noted by Deputy City Clerk. Motion carried 7-0.

MOTION: Moved by Board Member David Gutierrez, seconded by Board Member Frank Cheng to approve the minutes of regular board meeting of August 27, 2012 with corrections noted by Deputy City Clerk. Motion carried 7-0.

MOTION: Moved by Board Member David Gutierrez, seconded by Board Member Sweeney to approve the minutes of regular board meeting of October 8, 2012 with corrections noted by Deputy City Clerk. Motion carried 7-0.

4. NEW BUSINESS

a. Approval of Due Diligence Review For the Low Moderate Income Housing Fund

Economic Development Division Manager Robin Scherr presented a staff report. General Counsel Terri Highsmith confirmed that the Successor Agency is in compliance with AB 1484. Chair Hamid Behdad noted there were no members of the public present and no speaker cards or requests to speak had been received.

MOTION: Moved by Board Member Gutierrez, seconded by Vice Chair Tom Marston to approve Resolution OB 12-13 entitled: A RESOLUTION OF THE SAN GABRIEL SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE DUE DILIGENCE REVIEW OF HOUSING ASSETS PREPARED IN ACCORDANCE WITH HEALTH AND SAFETY CODE SECTIONS 34179.5 and 34179.6. Motion carried 7-0.

Deputy City Clerk requested a roll call vote.

AYES:

Board Chair Hamid Behdad
Board Vice Chair Thomas Marston
Board Member Frank Cheng, Appointee
Board Member David R. Gutierrez
Board Member Annie Huang
Board Member Maria "Nonette" Martin
Board Member David Sweeney

b. Los Angeles County Auditor-Controller Estimate of Property Tax Revenue to be allocated to the Successor Agency on January 2, 2013

Ms. Scherr presented the staff report. Board Member Cheng asked if the sum schedule included items rejected from the First and Second Recognized Obligation Payment Schedule (ROPS). Tom Marston answered that Item 25 is included but Item 29 does not appear on the Third ROPS.

General Counsel Terri Highsmith brought attention to Health and Safety Code 34183 (c) that states that if there is not enough property tax transferred to cover approved ROPS items, the County treasure can loan funds to the Successor Agency upon a request from the Department of Finance. The loan repayment would then become an enforceable obligation. Because there is a strong likelihood this may happen in San Gabriel, Ms.

Highsmith wanted to alert the Board that this type of item might appear on future ROPS. The report was received and filed.

5. OLD BUSINESS

a. Department of Finance and County Auditor-Controller Response to Third ROPS

Ms. Scherr presented the staff report. The report was received and filed.

6. BOARD ITEMS

Ms. Highsmith reported on a previous item about whether Board members are required to receive ethics training. Ms. Highsmith's legal opinion is that since Board members do not receive compensation or reimbursement for their services pursuant to AB 1484, they are not required to receive ethics training.

Ms. Scherr advised Board members that staff will provide notification in the event that the November 26 Regular Meeting is to be cancelled due to lack of business.

7. ADJOURNMENT

Oversight Board actions are subject to review by the California State Department of Finance. As such, the Oversight Board Actions shall not be effective for three days pending a request for review by the Department of Finance.



Camille Paton, Deputy City Clerk



Hamid Behdad, Chair