

**MINUTES OF THE OVERSIGHT BOARD FOR THE  
SUCCESSOR AGENCY TO THE FOWLER REDEVELOPMENT AGENCY  
SPECIAL MEETING - APRIL 30, 2012**

City Clerk Davis called the meeting to order at 3:07 p. m.

Members present: David Elias, Ronney Wong, Andy Souza, Joe Alvarez, Leland Parnagian

Members absent: John Mulligan

Staff present: City Clerk Jeannie Davis, City Attorney David Wolfe

**REVIEW OF OVERSIGHT BOARD FUNCTIONS**

City Attorney Wolfe gave an overview of the Oversight Board (OB) formation and functions, as a result of the State of California's recent legislation calling for the dissolution of Redevelopment Agencies (RDA's). He explained that one of the duties of the Board would be to periodically review and approve a Recognized Obligation Payment Schedule (ROPS) submitted by the City of Fowler acting as the Successor Agency of the Fowler RDA. The ROPS provides for the disposition of the former RDA's debts and financial obligations.

**OATH OF OFFICE**

City Clerk Davis administered the Oath of Office to members Elias, Wong, Souza, Parnagian and Alvarez.

**OVERSIGHT BOARD/STAFF ORGANIZATION**

City Clerk Davis asked for nominations for the office of Chairman. Member Elias made a motion, seconded by Member Parnagian, to appoint Member Souza as Chairman. The motion carried by unanimous voice vote.

Chairman Souza asked for nominations for the office of Vice-Chairman. Member Elias made a motion, seconded by Member Parnagian, to appoint Member Alvarez as Vice-Chairman. The motion carried by unanimous voice vote.

Chairman Souza asked for nominations for the office of Secretary. Member Parnagian made a motion, seconded by Member Elias, to designate City Clerk Jeannie Davis as Secretary. The motion carried by unanimous voice vote.

The Board discussed setting a date and time for meetings. It was suggested that meetings be held quarterly, at least for the first year. It was noted that a meeting needed to be scheduled in early May for approval of the July - December 2012 ROPS, and the consensus was to finalize the regular meeting schedule at the upcoming meeting. Vice-Chairman Alvarez made a motion, seconded by Member Parnagian, to set a special meeting for May 21, 2012 at 3:30 p. m.

Chairman Souza asked for nominations to designate the contact person for the State Department of Finance. Member Elias made a motion, seconded by Vice-Chairman

Alvarez, to designate Ronney Wong as the contact. The motion carried by unanimous voice vote.

### **ADOPTION OF BY-LAWS**

Member Elias made a motion, seconded by Vice-Chairman Alvarez, to adopt the Bylaws and Rules of Procedure for the Oversight Board. The date for regular meetings of the OB will be placed in the Bylaws after the Board reaches a decision at the May 21st meeting.

### **DISCUSSION: STATEMENT OF ECONOMIC INTERESTS FILING REQUIREMENTS**

City Attorney Wolfe explained the conflict of interest laws set forth in the Political Reform Act concerning making decisions that could potentially affect a Board member's financial interests. Board members are required to file a Statement of Economic Interests to disclose certain financial interests they may have within the City of Fowler. Mr. Wolfe mentioned that he will prepare a Conflict of Interest Code for adoption at a future meeting.

### **DISCUSSION REGARDING LEGAL REPRESENTATION FOR THE OVERSIGHT BOARD**

City Attorney Wolfe stated that his role would be limited to representing Fowler's Successor Agency and acting as staff to the OB. However, if the need for specific legal advice on a matter should arise, the OB will need to retain outside legal counsel. The consensus of the Board was to retain legal counsel if and when a need should arise.

### **APPROVE RECOGNIZED OBLIGATION PAYMENT SCHEDULE**

Member Wong gave an overview of the May - June 2012 ROPS, which listed remaining financial obligations of the defunct RDA, including outstanding loans and debt service. The Board discussed the need for information on whether there is an out-clause on any of the debts or obligations.

Chairman Souza made a motion, seconded by Member Parnagian, to approve lines 2 through 6 of the ROPS for the remainder of fiscal year 2012; provide contingent approval of line 1 subject to confirmation at the May 21st meeting that it is a viable obligation of the Successor Agency; and when they return for the approval of the 2012-13 ROPS schedule, the Board will do a complete analysis of the items to confirm that they are contractual obligations of the Successor Agency. The motion failed on a 3-2-1 roll call vote: Ayes: Souza, Parnagian, and Alvarez. Noes: Elias, Wong. Absent: Mulligan.

Member Elias made a motion, seconded by Member Wong, to approve the May-June 2012 ROPS, with approval of line 1 contingent upon review and approval at the May 21st meeting. The motion carried on a 5-0-1 roll call vote: Ayes: Souza, Alvarez, Elias, Parnagian and Wong. Noes: None. Absent: Mulligan.

### **ADJOURNMENT**

Having no further business, Vice Chairman Alvarez made a motion, seconded by Member Parnagian, to adjourn. The motion carried unanimously and the meeting adjourned at 3:45 p. m.