

**MINUTES**  
Oversight Board of Successor Agency to  
Lakewood Redevelopment Agency  
Regular Meeting held  
August 23, 2012

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**MEETING WAS CALLED TO ORDER** at 12:04 p.m. by Chairman Titel, in the Council Chambers at the Civic Center, 5000 Clark Avenue, Lakewood, California.

**PLEDGE OF ALLEGIANCE** was led by Board Member Howard Chambers

**ROLL CALL: PRESENT:** Board Member Howard Chambers  
Board Member Ann-Marie Gabel  
Board Member James Novak  
Board Member George Ray  
Board Member Celia B. Rodriguez  
Chairman Marc Titel  
Vice Chairman Don Waldie

**APPROVE THE MINUTES OF APRIL 30, 2012 AND MAY 22, 2012**

ON MOTION OF BOARD MEMBER GABEL, SECONDED BY BOARD MEMBER NOVAK, THE BOARD APPROVED THE MAY 22, 2012 AND APRIL 30, 2012 MEETING MINUTES AMENDING PAGE FIVE (5) OF THE APRIL 30, 2012 MEETING MINUTES CORRECTING A TYPOGRAPHICAL ERROR TO THE WORD "OVERSIGHT".

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: BOARD MEMBERS: Titel, Waldie, Rodriguez, Novak, Gabel, Chambers and Ray

NAYS: BOARD MEMBERS: None

ABSTENTIONS: BOARD MEMBERS: Gabel and Ray from the May 22, 2012 meeting minutes.

**APPROVE CONFLICT OF INTEREST CODE, RESOLUTION NO. OB-2012-3**

Steve Skolnik, City Attorney, explained to the Board that each member is subject to the reporting requirements of the Conflict of Interest Code; and therefore, required to file a Statement of Economic Interest form, filed with the City Clerk. He recommended that the Board approve a Conflict of Interest Code; Resolution No. OB-2012-3.

ON MOTION OF VICE CHAIR WALDIE, SECONDED BY BOARD MEMBER RAY, THE BOARD ADOPTED RESOLUTION NO. OB-2012-3, APPROVING THE CONFLICT OF INTEREST CODE OF THE OVERSIGHT BOARD:

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: BOARD MEMBERS: Titel, Waldie, Rodriguez, Novak, Chambers, Gabel, and Ray

NAYS: BOARD MEMBERS: None

ABSTENTIONS: BOARD MEMBERS: None

**RECEIVE AND FILE DEPARTMENT OF FINANCE (DOF) CORRESPONDENCE**

Diane Perkin, Director of Administrative Services, requested that the Board receive and file correspondence provided by the Department of Finance (DOF). Ms. Perkins added that the information provided included all of the letters from the DOF and the final Recognized Obligation Payment Schedule (ROPS) submitted.

ON MOTION OF VICE CHAIR WALDIE, SECONDED BY BOARD MEMBER NOVAK, THE BOARD RECEIVED AND FILED THE DOF CORRESPONDENCE.

**APPROVE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) FOR JANUARY 1, 2013 THROUGH JUNE 30, 2013, RESOLUTION NO. OB-2012-4**

Diane Perkin, Director of Administrative Services, presented a brief overview of the January 1, 2013 through June 30, 2013 Recognized Obligation Payment Schedule (ROPS). She also discussed the new format changes to the ROPS and explained that under AB 1484, the Bill now allows for new enforceable obligations. She noted that the items listed on the new January 1, 2013 through June 30, 2012 ROPS, are items that have already been approved by the DOF on the ROPS previously approved by the Board.

ON MOTION OF BOARD MEMBER RAY, SECONDED BY VICE CHAIR WALDIE, THE BOARD ADOPTED RESOLUTION NO. OB-2012-4, APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) FOR JANUARY 1, 2013 THROUGH JUNE 30, 2013:

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: BOARD MEMBERS: Titel, Waldie, Rodriguez, Novak, Chambers, Gabel, and Ray

NAYS: BOARD MEMBERS: None

ABSTENTIONS: BOARD MEMBERS: None

**APPROVE THE DUE DILIGENCE REVIEW AGREEMENT WITH SIMPSON & SIMPSON, RESOLUTION NO. OB-2012-5**

Diane Perkin, Director of Administrative Services, explained to the Board that each Successor Agency is required to hire a licensed Accountant, approved by the County Auditor-Controller (CAC), to perform a Due Diligence Review of both Low-Moderate Income Housing funds and Non-Housing funds. She added that the Successor Agency has selected Simpson & Simpson, CPA, a County approved firm, to perform the procedures. She stated that the Successor Agency's request has already been approved by the CAC; and requested that the Board approve the Due Diligence Review Agreement with the firm. The total cost of Simpson & Simpson's proposal is \$18,000, half of which will be paid from the Housing Successor Agency's funds, and half will be paid from the Board's July through December 2012 and January through June 2013 ROPS as approved by the DOF.

ON MOTION OF BOARD MEMBER CHAMBERS, SECONDED BY BOARD MEMBER GABEL, THE BOARD ADOPTED RESOLUTION NO. OB-2012-5, APPROVING THE DUE DILIGENCE REVIEW AGREEMENT WITH SIMPSON & SIMPSON, CPA:

UPON ROLL CALL VOTE, THE MOTION WAS APPROVED:

AYES: BOARD MEMBERS: Titel, Waldie, Rodriguez, Novak, Chambers, Gabel, and Ray

NAYS: BOARD MEMBERS: None

ABSTENTIONS: BOARD MEMBERS: None

**RECEIVE AND FILE PETITION FOR WRIT MANDATE FILED BY LONG BEACH UNIFIED SCHOOL DISTRICT REGARDING CASE NO. BS108180**

Steve Skolnik, City Attorney, stated that the Successor Agency received a summons from the Long Beach Unified School District on July 30, 2012. Mr. Skolnik specified that the summons is in connection with a lawsuit between the Los Angeles Unified School District and the County of Los Angeles, whereby the findings were that the County of Los Angeles had improperly calculated statutory pass-through payments to educational districts. He explained that the efforts of the Long Beach Unified School District are to establish a remedy in receiving their past due payments that should have been paid to them in prior years.

Mr. Skolnik, indicated that he requested a 30-day extension, and also has been working with Attorney Gregory Luke of Strumwasser & Woocher LLP, on a possible tolling agreement. He further noted that should there be a settlement agreement, it could possibly become an enforceable obligation of the Successor Agency; and therefore, the subject matter may be brought back to the Oversight Board at a later time. Mr. Skolnik requested that the Board receive and file the Petition for Writ Mandate filed by the Long Beach Unified School District.

ON MOTION OF BOARD MEMBER GABEL, SECONDED BY BOARD MEMBER CHAMBERS, THE BOARD RECEIVED AND FILED THE PETITION FOR WRIT MANDATE FILED BY THE LONG BEACH UNIFIED SCHOOL DISTRICT.

**RECEIVE AND FILE TIME LINE AND KEY DATES**

Diane Perkin, Director of Administrative Services, explained that due to the recent passing of AB 1484, the Bill now entails specific deadlines for submittal of various reports to the DOF, CAC, as well as, the State Controller's Office (SCO). Ms. Perkins provided the Board with a future time line of important key dates for their reference and noted that due to the new deadlines, additional Oversight Board Meetings will be scheduled.

Steve Skolnik, City Attorney, suggested that the Board rescind the prior establishment of Regular Board Meeting dates so the Board can agree to reschedule new meeting dates.

Per the requirements of AB1484, the Board agreed to the following Special Meeting dates:

- Public Comment meeting on September 27, 2012 at 12:00 p.m.
- Approval of the Due Diligence Review (DDR) on October 4, 2012 at 12:00 p.m.

ON MOTION OF VICE CHAIR WALDIE, SECONDED BY BOARD MEMBER RAY, THE BOARD APPROVED TO RECEIVE AND FILE THE TIME LINE AND KEY DATES, AND RESCIND ALL PREVIOUS ESTABLISHED MEETING DATES.

**ORAL COMMUNICATIONS:** None

**ADJOURNMENT**

There being no further business to be brought before the Oversight Board, Chairman Titel adjourned the meeting at 12:51 p.m.

Respectfully submitted,

Josefina Semense-Mayberry, CMC  
Deputy City Clerk