

MEMBERS OF THE BOARD

EDDIE VALERO
County Board of Supervisors

PHIL COX
City Selection Committee

DANIEL SMITH, CPA
Independent Special Districts

JEFF RAMSAY
County Superintendent of Schools

CHRISTINE STATTON, CPA
Chancellor of the California
Community Colleges

CLINTON O. SIMS II
County Board of Supervisors (public)

VACANT
Recognized Employee Organization

COUNTYWIDE OVERSIGHT BOARD FOR THE COUNTY OF TULARE MINUTES

STAFF

SUE COPELAND
Chief Accountant-Property Tax
Accounting

LORELEIGH FAUBEL
Clerk to the Countywide
Oversight Board

SYLVIA SEAY
Accountant – Property Tax
Accounting

JEFFREY KUHN
County Counsel

Tulare County Auditor/Controller
221 S. Mooney Blvd Rm 101-E
Visalia, CA 93291
(559) 636-5280
FAX (559) 730-2532

Board Members Present: Eddie Valero, Phil Cox, Jeff Ramsay, and Clinton O. Sims III
Board Members Absent: Daniel Smith and Christine Statton
Staff Present: Sue Copeland and Sylvia Seay, Auditor; Jeffrey Kuhn, County Counsel
Clerked by Loreleigh Faubel

February 15, 2019

10:00 a.m. Board Convenes

**Board Chambers
2800 W. Burrel Avenue
Visalia, CA 93291**

1. Public Comments.

Chairperson Phil Cox called the meeting of the Countywide Oversight Board for the County of Tulare to order and opened the floor for public comments.

No public comments.

2. Approve the Draft Minutes as Attached.

A motion was made by Eddie Valero, Seconded by Clinton O. Sims III to approve the minutes from the meeting on 01/11/2019 as attached and was passed unanimously.

3. Adopt a Resolution Designating Certain Real Property as Governmental Use Properties and Directing the Successor Agency to the Porterville Redevelopment Agency to Transfer Such Properties to the City of Porterville Pursuant to Health & Safety Code Section 34181(a).

Jenni Byers of Porterville City Successor Agency presented a resolution to designate the properties owned by the Porterville City Successor Agency in the Casas Del Rio development (APNs 261-321-061, 261-322-059, 261-322-060, 261-322-061, and 261-322-062) as being for Governmental use and transferring those properties to the City of Porterville. Phil Cox asked if there was a gate across the entrance of the development and Jenni Byers clarified that though the property was previously planned out as a mobile home park, which would explain the layout, there was no gate to the entrance of the development. Eddie Valero stated that the parks included in this transfer appeared to be assets to the community in which they were located. A motion was made by Eddie Valero, Seconded by Jeff Ramsay to approve item as presented and unanimously passed.

4. Adjournment.

A motion was made by Clinton O. Sims III, Seconded by Eddie Valero to adjourn the meeting at 10:06 AM.

Next Regular Meeting: 10:00 AM, January 10, 2020

BEFORE THE COUNTYWIDE OVERSIGHT BOARD FOR THE
COUNTY OF TULARE
COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF APPROVAL
OF TRANSFER OF GOVERNMENT
USE PROPERTY BY THE
SUCCESSOR AGENCY TO THE
PORTERVILLE REDEVELOPMENT
AGENCY TO CITY OF
PORTERVILLE.

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) Resolution No. 2019-009
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UPON MOTION OF BOARD MEMBER Eddie Valero, SECONDED BY
BOARD MEMBER Jeff Ramsay, THE FOLLOWING WAS ADOPTED BY THE
COUNTYWIDE OVERSIGHT BOARD, AT AN OFFICIAL MEETING HELD February
15th 2019, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:



Phil Cox, Chair

ATTEST: LORELEIGH FAUBEL
SECRETARY/CLERK TO THE BOARD

BY: 

Secretary/Clerk

* * * * *

WHEREAS, the Successor Agency to the Porterville Redevelopment Agency (the "Successor Agency") has discovered that it holds title to certain real property described as APNs: 261-321-061-000, 261-322-059-000, 261-322-060-000, 261-322-061-000, and 261-322-061-000 (collectively, the "Properties"), which Properties are located within a single-family residential development (Casas Buena Vista) and the Tule River and are not currently developable or usable for any purpose other than their existing uses as roads, open space, park, and pedestrian/bicycle paths; and

WHEREAS, Health & Safety Code Section 34181(a)(1) provides, among other things, that "[t]he oversight board shall direct the successor agency to do all of the following: (a) Dispose of all assets and properties of the former redevelopment agency; provided, however, that the oversight board may instead direct the successor agency to transfer ownership of those assets that were constructed and used for a governmental purpose, such as roads, school buildings, parks, police and fire stations, libraries, parking facilities and lots dedicated solely to public parking, and local agency administrative buildings, to the appropriate public jurisdiction pursuant to any existing agreements relating to the construction or use of such an asset"; and

WHEREAS, the Properties inadvertently were not included in the Successor Agency's Long Range Property Management Plan which was approved by the Oversight Board and the California Department of Finance; and

WHEREAS, the Countywide Oversight Board now desires to confirm that the Properties are "constructed and used for a governmental purpose" within the meaning of Health & Safety Code Section 34181(a) and to direct the Successor Agency to transfer by quitclaim or grant deed any remaining interest it may have in the Properties to the City of Porterville pursuant to the Countywide Oversight Board's authority under Health & Safety Code Section 34181(a); and

WHEREAS, pursuant to Health and Safety Code Section 34181(f), notice to the public of this proposed action by the Countywide Oversight Board was given by means of the posting of the Countywide Oversight Board's agenda for this meeting, including a copy of the staff report and a draft of this Resolution, on the Countywide Oversight Board's webpage and posting paper copies thereof outside of the Tulare County Board of Supervisors' Chambers and outside of the Tulare County Auditor-Controller's office, which are locations freely accessible to members of the public, at least 10 days prior to the public meeting at which this Resolution was approved.

NOW, THEREFORE, BE IT RESOLVED that the Countywide Oversight Board hereby finds, determines, and resolves as follows:

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

Section 2. The Countywide Oversight Board hereby finds and determines, based on all the evidence in the record before it, that the Properties were constructed and are currently used for governmental purposes, specifically road, open space, park, and pedestrian/bicycle path uses.

- Section 3.** The Countywide Oversight Board directs the Successor Agency to transfer and/or assign, as applicable, any remaining interest it may have in the Properties to the City of Porterville ("City") at no charge pursuant to Health & Safety Code Section 34181(a).
- Section 4.** The Countywide Oversight Board hereby authorizes the Successor Agency to take all actions necessary and appropriate to accomplish the transfer of title of the Properties to the City, to the satisfaction of any title company issuing a title policy with respect to the Properties, including, without limitation, executing and delivering additional quitclaim or grant deeds or other instruments as appropriate or as may be required by any title company insuring title to the Properties.
- Section 5.** The Chair of the Countywide Oversight Board shall sign the passage and adoption of this Resolution and thereupon the same shall take effect and be in force.
- Section 6.** The Successor Agency is hereby directed to transmit this Resolution and the accompanying staff report and all exhibits thereto, each of which is incorporated herein by reference, to the Department of Finance pursuant to Health & Safety Code Sections 34179(h) and 34181(f).