

MEETING OF THE OCFEC BOARD OF DIRECTORS

32nd DISTRICT AGRICULTURAL ASSOCIATION

Held on: Thursday, May 26, 2016

Reported by: Janet M. Taylor  
CSR No. 9463  
Certified Realtime Reporter  
Registered Merit Reporter

1 Meeting of the OCFEC Board of Directors,  
2 reported by Janet M. Taylor, a Certified Shorthand  
3 Reporter for the State of California, with principal  
4 office in the County of Orange, commencing at 9:03 a.m.  
5 and ending at 1:09 p.m., Thursday, May 26, 2016, in the  
6 Administration Building, Orange County Fairgrounds,  
7 Costa Mesa, California.

8  
9 APPEARANCES OF BOARD MEMBERS:

10 Gerardo Mouet, Board Chair  
11 Nick Berardino, Vice Chair  
12 Ashleigh Aitken, Member  
13 Barbara Bagneris, Member  
14 Sandra Cervantes, Member  
15 Douglas La Belle, Member  
16 Newton Pham, Member  
17 Stanley Tkaczyk, Member

18  
19 STAFF:

20 Kathy Kramer, CEO  
21 Michele Richards, VP of Business Development  
22 Ken Karns, VP of Operations  
23 Ronald Wallace, VP of Finance & Administration  
24 Jerry Eldridge, Director of Facilities  
25 Jessica Zimmerman, Board Clerk

APPEARANCE OF COUNSEL:

OFFICE OF THE CALIFORNIA ATTORNEY GENERAL  
BY: JOSHUA CAPLAN, ESQ.  
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Suite 1800  
San Diego, California 92186-5266  
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(619) 645-2271 Fax

(Public Speakers on the following page.)

1 PUBLIC SPEAKERS:  
2 Jay Humphrey  
3 Beth Refakes  
4 Resident Number One  
5 Flo Martin  
6 Mrs. Drain  
7 Reggie Mundekis  
8 Susan Meyer  
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1 Thursday, May 26, 2016

2 Costa Mesa, California

3 9:03 a.m. - 1:09 p.m.

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5  
6 CHAIR GERARDO MOUET: I'm going to call this  
7 meeting to order. I think we have a quorum, so let me  
8 call this meeting to order. It's 9:03 right now. We  
9 have a long agenda, and so we're going to try to be --  
10 I'm going to try to help and focus on the agenda items  
11 and stay on task. Thank you all for coming.

12 After starting the meeting, the next thing is  
13 for all of us to focus on the mission of the  
14 organization. And we have a great mission, and it's to  
15 celebrate the county's communities. We're a very  
16 diverse county, lots of communities. The communities'  
17 interests -- there's a lot of interests in the county.  
18 Agriculture, very important focused area, agriculture.  
19 And heritage. Lots of things to be proud of in our  
20 history.

21 That's our mission. It's a very positive  
22 mission. And I'm really proud to serve on this board  
23 with my fellow Board Members. A fellow Board Member who  
24 has served this country in a very courageous way is  
25 going to lead us in our pledge.

1 Nick, please.

2 VICE CHAIR NICK BERARDINO: Well, in memory of  
3 Memorial Day coming up, and it's a time when people go  
4 to the beach and they do all kinds of things because  
5 it's become more of a holiday than a day of remembrance.

6 So as we say this pledge, I would like all of  
7 you to just keep in mind people, men and women, that  
8 face death straight in the eye, and that's not  
9 hyperbole. They face death in the eye. They face  
10 losing their children, not being near their families,  
11 their futures, and they didn't blink. And they made it  
12 all possible for every one of us to be here.

13 So in their memory, if we all could begin.  
14 Ready, begin.

15 (Pledge of Allegiance conducted.)

16 CHAIR GERARDO MOUET: Thank you, Nick. Thank you  
17 for your service.

18 Jessica, could you please do roll call?

19 (Roll call conducted by Board Clerk Jessica  
20 Zimmerman.)

21 CHAIR GERARDO MOUET: Staff has informed me that  
22 Director Ruiz has asked for an excused absence. May I  
23 hear a motion on that?

24 DIRECTOR DOUGLAS LA BELLE: So moved.

25 DIRECTOR SANDRA CERVANTES: Second.

1 CHAIR GERARDO MOUET: All in favor?  
2 BOARD MEMBERS: Aye.  
3 CHAIR GERARDO MOUET: By acclamation, I guess.  
4 Thank you.  
5 At this time, we're going to listen to our  
6 CEO give her Operational Update and Announcements.  
7 Kathy?  
8 MS. KATHY KRAMER: Thank you, Gerardo.  
9 Good morning. I'm going to -- it's great to  
10 look across the table and see a full executive team. So  
11 with that, I'd like to turn it over to Ron Wallace, our  
12 VP of Finance and Administration, to represent the April  
13 finances.  
14 MS. REGGIE MUNDEKIS: The audio's not working.  
15 Jason, the audio's not working.  
16 CHAIR GERARDO MOUET: Here, let me put this  
17 closer to you. Probably this -- this might help.  
18 MS. KATHY KRAMER: All right. Can you hear me  
19 now?  
20 (Pause in meeting.)  
21 MS. KATHY KRAMER: Okay. All right. Ron will  
22 present our April financials. Thank you.  
23 MR. RON WALLACE: The April financials are still  
24 improving. As of -- for the four months ending  
25 April 30th, the revenues were in excess of \$3 million.

1 And the expenses at this point are 6 million, but it's  
2 because we're not in the fair mode yet. It will turn  
3 around after we get into the fair.

4           There's a deficit of over \$3.2 million. And  
5 we're in a much better position because of the fact that  
6 the budget was 4.7, so we're one and a half million  
7 dollars ahead of where we should be regarding the  
8 deficit.

9           The next is the cash position. And our cash  
10 position has improved over -- as a result of the  
11 improvement in our finances, has improved from  
12 28 million to 33 million for the -- as of June -- or  
13 April 30th, 2016. So --

14           MS. KATHY KRAMER: Great news. Thank you, Ron.

15           Our legislative representative firm  
16 Gonsalves & Son have advised us that AB-1907 is set for  
17 hearing on Friday, May 27th, in the Assembly  
18 Appropriations Committee. The chair of the committee  
19 will present the bill to either pass or hold in  
20 committee, and there will be no testimony around the  
21 bill at this time.

22           Gonsalves has indicated with the support of  
23 all the bill's co-authors and both parties supporting  
24 this bill, it should easily pass out of the Assembly  
25 Appropriations Committee. Next step will be the Senate

1 floor where the bill's author, Assemblymember Daly, will  
2 take it for vote. It is expected to pass through the  
3 Senate in early June.

4           We hosted our first Red Barn farm to fork  
5 dinner at Centennial Farm on Saturday, May 14th, with 80  
6 people participating. I want to thank Chair Mouet and  
7 Board Member Cervantes for participating and supporting  
8 this event. I also want to recognize and thank staff  
9 for graciously taking on creating a new OCFEC event  
10 between Imaginology and the OC Fair.

11           We received a lot of favorable media around  
12 the event from local bloggers and food writers. The  
13 dinner was a huge success. Many of the guests I talked  
14 to that evening were so thrilled with the experience  
15 that they plan on attending our next Red Barn dinner on  
16 October 1st.

17           Our guest executive chef, Chef Cathy Pavlos,  
18 was the perfect choice for our inaugural event. Not  
19 only does she practice sustainable restaurant  
20 operations, she exhibited as a 4-H member in the Junior  
21 Livestock Auction for over ten years. She humored our  
22 guests with some great stories around her experiences as  
23 a 4-H-er at the OC Fair.

24           At this time, I'd like to ask Michele  
25 Richards, VP of Business Development, to provide an



1 update on events that will be coming in June.

2 MS. MICHELE RICHARDS: All right. We have three  
3 more weekends of great events at the OC Fair & Event  
4 Center in June before we kind of pack things up for the  
5 fair.

6 Starting in the first weekend on June 4th and  
7 5th, Crossroads of the West Gun Show is back. It's a  
8 two-day gun and western Americana show. Saturday,  
9 June 4th, from 9:00 to 5:00, and Sunday, June 5th, from  
10 9:00 to 4:00. Admission is \$16.

11 Speedway is back again, as well, their 48th  
12 year here at the OC Fair & Event Center. Costa Mesa's  
13 Speedway has put fans right on top of all the action  
14 from the comfort of the Grandstand Arena, Action Sports  
15 Arena, since 1969. Saturday, June 4th, and again  
16 Saturday, June 11th, from 6:00 to 10:00. General  
17 admission is \$20; seniors, teens, and military with I.D.  
18 \$15; and kids, \$10.

19 And Fight Club OC is back again on Thursday,  
20 June 9th, Orange County's only professional boxing and  
21 Mixed Martial Arts show on one night in one venue.  
22 June 9th, 7:00 to 10:00, in The Hangar. Admission is  
23 \$60; kids 5 and younger are free.

24 And on June 12th -- Saturday, June 12th, from  
25 10:00 to 4:00, we will host Bride World, where our

1 guests will be able to shop and compare 135 bridal  
2 salons, florists, photo booths, photographers, disc  
3 jockies, you name it. Anything to plan the best  
4 wedding. Admission is \$12.

5           And on that same weekend, Saturday,  
6 June 12th, is Bugorama. Sounds like it's an insect  
7 show, but it's actually a one-day car show all about VW  
8 cars with after-market parts, vendors, and swap meet,  
9 plus food vendors. General admission is \$15; kids 6 to  
10 12, \$5; and kids five and younger are free.

11           And then wrapping up our June calendar is  
12 OC Night Market. It's a three-night event based on the  
13 famous night bazaars of Asia. Will feature hundreds of  
14 food, retail, art walk, and live musical performances.  
15 And that will go June 17th through the 19th, Friday and  
16 Saturday from 4:00 p.m. to midnight and Sunday from 4:00  
17 to 10:00.

18           The Night Market that was held in May  
19 attracted 45,000 people to the fairgrounds in that  
20 three-day period. So it's -- it's a really great event.  
21 Admission is \$5, and kids six and under are free.

22           Our ongoing weekly events, of course, include  
23 visiting Centennial Farm. Admission is free. Monday  
24 through Friday, 1:00 to 4:00; Saturdays and Sundays from  
25 9:00 to 4:00.

1           And, of course, the Orange County Swap Meet,  
2 Saturday and Sunday, 7:00 a.m. to 4:00 p.m., with Cars &  
3 Coffee every Saturday from 7:00 to 9:00.

4           And don't forget about our double dose of  
5 gourmet food trucks in front of the box office at  
6 Pacific Amphitheater Wednesday for dinner, 5:30 to 9:00,  
7 and for lunch on Thursdays from 11:00 to 2:00 in  
8 conjunction with our farmers market on Thursdays from  
9 9:00 to 1:00.

10           And let's not forget about the granddaddy of  
11 them all, the fair. Fifty days from today we will open  
12 the 2016 OC Fair on Friday, July 15th, running through  
13 August 14th. And I will be back next month with the  
14 rest of our team to give you a full preview of the 2016  
15 fair.

16           MS. KATHY KRAMER: Thank you, Michele.

17           DIRECTOR ASHLEIGH AITKEN: May I ask a question?  
18 Did we ever on the fairgrounds have a camp -- I've been  
19 inundated recently now that the kids are getting out of  
20 school -- with different camp activities? And I know  
21 F.E. (phonetic) runs, I think, with the Costa Mesa  
22 School District the year-round --

23           CHAIR GERARDO MOUET: After school.

24           DIRECTOR ASHLEIGH AITKEN: -- after-school  
25 program. Have we ever maybe -- because I know you guys

1 would love to have another activity right before fair or  
2 after fair. But have we ever thought of doing a --  
3 partnering as a way to fundraise or really --

4 CHAIR GERARDO MOUET: Like an overnight camp?

5 DIRECTOR ASHLEIGH AITKEN: Not overnight. But I  
6 mean even a 9:00 to 12:00 --

7 CHAIR GERARDO MOUET: Oh, I see. Like a day  
8 camp.

9 DIRECTOR ASHLEIGH AITKEN: -- day camp for  
10 parents that are looking -- or even 9:00 to 3:00 --  
11 bringing that after-school program into a one-week  
12 program and trying to bring Centennial Farm to the  
13 forefront with the community and either, obviously,  
14 before fair or after fair with the farm.

15 CHAIR GERARDO MOUET: If I may, I think, as you  
16 know, we just established an agricultural committee, and  
17 our first meeting is going to be today at 1:00 o'clock.  
18 I think that's an excellent idea to -- to ask staff on  
19 the feasibility and how we would do it and report back  
20 to the Board.

21 But that's, I think, part of the reason why  
22 it made sense to enact the agricultural committee. I  
23 like the idea. I personally like the idea. I know that  
24 we have a camp -- similar camp at the Santa Ana Zoo, for  
25 example. So --

1           DIRECTOR ASHLEIGH AITKEN: And that's fantastic.  
2 My kids go every year. It's fantastic.

3           CHAIR GERARDO MOUET: I have a little bit of  
4 experience doing camps, so I kind of know what you're  
5 talking about.

6           DIRECTOR ASHLEIGH AITKEN: Overnight is --

7           CHAIR GERARDO MOUET: I've done overnights. I'm  
8 sending a group of kids, by the way, to Catalina.

9           DIRECTOR ASHLEIGH AITKEN: I'm a helicopter mom.  
10 I don't do overnight.

11           CHAIR GERARDO MOUET: I send kids to the  
12 mountains of Catalina and have done all kinds of camps.  
13 But I think with regards to Centennial Farm and your  
14 concept, I think it's a really natural one for us to --

15           DIRECTOR ASHLEIGH AITKEN: And we've never done  
16 it before now?

17           MS. MICHELE RICHARDS: No. We have had camping  
18 groups here in conjunction with Imaginology. For  
19 example, Girl Scouts and Boy Scouts will camp over the  
20 weekend. But something outside of a self-produced event  
21 we haven't done yet.

22           MS. KATHY KRAMER: Good. Thank you, Michele. We  
23 look forward to hearing about how we're going to get our  
24 fair face on.

25           CHAIR GERARDO MOUET: Are there any other

1 questions or comments on -- you probably have more.

2 MS. KATHY KRAMER: Yeah. Absolutely.

3 CHAIR GERARDO MOUET: Kathy's not done, but let's  
4 hear from her before we open it up for questions or  
5 comments.

6 MS. KATHY KRAMER: Absolutely. I'd like at this  
7 time to ask Ken Karns, our VP of Operations, to provide  
8 an operational update.

9 MR. KEN KARNS: Thank you, Kathy.

10 First I wanted to update everyone on the  
11 current status of our annual emergency preparedness  
12 training, sessions completed thus far, and update with  
13 regards to our new magnetometer program, which is also  
14 coming together nicely.

15 So with regards to emergency training,  
16 through the end of the day on Thursday, the 18th of May,  
17 we had held ten different departmental work  
18 area-specific sessions. To date 95 staff members have  
19 been given training. Both Civil Service and seasonal  
20 have attended. Five sessions yet to take place. But by  
21 the end of that, we'll have had 15 sessions, and over  
22 165 staff members will have received the training.

23 This year the training is focusing on four  
24 major modules: Emergency preparedness with regards to  
25 evacuation, fire procedures, AED -- and that's our

1 automated external defibrillators, their usage,  
2 locations -- and our active shooter in the workplace  
3 compliance procedures.

4           Magnetometers new for this year, we have  
5 taken receipt of 19 Garrett PD 65 magnetometer machines,  
6 eight of which are ADA compatible. Now, we've had a  
7 chance to assemble a few of them thus far. They're very  
8 easy to assemble, extremely easy to operate.

9           We've done some testing and some training,  
10 and they are absolutely effective. And as we expected,  
11 these machines will dramatically reduce human error. As  
12 well, our timing at our gates will improve exponentially  
13 on last year with regards to the wandering.

14           So we anticipate through the bag check and  
15 the magnetometer program, we'll now have a 20-second  
16 transition through the gate compared to last year, which  
17 took a full minute.

18           So this year all staff, contractors, and  
19 guests will be required to pass through a security  
20 screening upon entering OCFEC property, and that also  
21 includes the front of our Pac Amp theater gates.

22           Any questions on that before I move on?

23           DIRECTOR STAN TKACZYK: Do we have any actual  
24 police officers that are at the gate entrances stationed  
25 at all times while people are coming through?

1           MR. KEN KARNs: We do not have static positions,  
2 and I'll ask Nick to jump in in case I speak  
3 incorrectly.

4           Our sheriffs are always actively roaming.  
5 They are not assigned static positions.

6           DIRECTOR STAN TKACZYK: My concern is because if  
7 you do find something and if there is an issue, then I  
8 would hope that we'd have someone there with authority  
9 that would be able to address it immediately.

10          MR. KEN KARNs: So it's being carried out through  
11 our trained security staff currently, and then we have a  
12 communication procedure. So we -- absolutely we will  
13 review that and take it under advisement and see what  
14 that process is and how robust it is since we have -- it  
15 is, obviously, something new.

16          DIRECTOR STAN TKACZYK: Yeah. Because we've seen  
17 a lot of things take place before you got in, and that's  
18 why I'm bringing this up.

19          MR. KEN KARNs: Excellent point. Thank you.

20          DIRECTOR STAN TKACZYK: Okay. You're welcome.

21          MR. KEN KARNs: A little update on our West Coast  
22 EMS performance review. So in the first three months,  
23 they have provided coverage on 13 events. West Coast  
24 EMS to date has met all requirements and has provided  
25 the type of service that was initially agreed upon



1 through the RFP and contracting process.

2           Event staffing levels and arrival times have  
3 been met according to the requests for service. All  
4 required equipment, including vehicles and staff  
5 uniforms, have been present when West Coast EMS is  
6 operating on our site.

7           The staff members from West Coast EMS have  
8 been accommodating, easy to work with thus far.  
9 Services rendered thus far have been minor in nature,  
10 Band-Aid, cuts, scrapes, twisted ankles, things of that  
11 nature. We have had no emergency medical transports or  
12 medical services to date. So from the inception of the  
13 contract and the discussions we've had, it's been  
14 working very well.

15           A quick update on Verizon. On May 3rd, a  
16 team from Verizon and OCFEC met and did a tour of the  
17 grounds to continue the process of reviewing  
18 opportunities and options. We will also see how this  
19 creates additional opportunities for other cellular  
20 providers on our site. So those meetings and  
21 discussions continue.

22           We have a Heroes Hall update for you that  
23 Jerry's going to give, and we also have a bit of an  
24 update on the Pac Amp.

25           Do you want to do that before Heroes Hall or

1 after? Sorry.

2 MS. KATHY KRAMER: It's up to you.

3 MR. KEN KARNS: Okay. We'll let Jerry give you  
4 the Heroes Hall update, and then we'll give you the  
5 Pac Amp update.

6 MR. JERRY ELDRIDGE: Good morning, all. Welcome  
7 back for this month. I just want to give you a quick  
8 update on where we're at.

9 The building itself is secured to its  
10 foundation, so the bird's landed. The hole that you see  
11 there in the middle -- I'll use the pointer. I don't  
12 know which one it is.

13 BOARD CLERK JESSICA ZIMMERMAN: There you go.

14 MR. JERRY ELDRIDGE: So this -- this right here  
15 is where -- these holes are where the monument signs  
16 will be going, the pillars with the Walk of Honor signs.  
17 We -- so they're doing a lot of grading, a lot of  
18 flatwork. They poured yesterday, and the day before  
19 they poured all the footings for those monument signs.

20 This right here is one of the monument signs  
21 that they brought out that will have -- in the center  
22 right here will have the brass letters that says "Walk  
23 of Honor" -- "Orange County Walk of Honor."

24 And this is just another picture of how much  
25 progress they've done on the grading out there and

1 setting it up.

2           So we are currently still on budget. We are  
3 currently still on schedule. And it's actually looking  
4 really good. Things are coming together real well.

5           Any questions?

6           CHAIR GERARDO MOUET: Nick?

7           VICE CHAIR NICK BERARDINO: Thank you.

8           First, you know, a real big thank-you to you,  
9 Ken, to Jerry, and the whole team, Michele, the whole --  
10 Kathy -- I'll miss somebody, so I'll stop there, but the  
11 whole team of people that are working on this. You guys  
12 are doing an incredible job moving this along, and it  
13 just looks beautiful.

14           I go out there, kind of talk to people. And  
15 I want to say that I was talking to one of the  
16 carpenters who had -- who came out, a young man, and he  
17 was saying that he had some issue with his nephew in  
18 Afghanistan. And he said, literally, "When I pound  
19 these nails," he said, "I get chills." And I just think  
20 it's, you know, just marvelous. But you guys are  
21 incredible in doing this.

22           And the second thing I just want to bring up,  
23 I asked Bolton to check the -- when we do the  
24 Congressional Medal of Honor inlay, to check those  
25 colors because the -- I mean I don't want us to pour

1 it -- the color in the drawing looked a little green,  
2 but maybe it was supposed to be green. I don't know.  
3 But I asked Bolton to check it because I'd hate to pour  
4 it and then, you know, "Oh, we missed that." So I  
5 think --

6 CHAIR GERARDO MOUET: Nick, could you explain to  
7 us who Bolton is?

8 VICE CHAIR NICK BERARDINO: Oh. Bolton is the  
9 newly hired supervisor and curator and guru and head man  
10 in charge of Heroes Hall. So he's --

11 CHAIR GERARDO MOUET: OC Fair & Event Center  
12 staff or --

13 VICE CHAIR NICK BERARDINO: Oh, yeah. Oh, yeah.  
14 This guy knows his stuff too.

15 MS. KATHY KRAMER: Is Bolton here?

16 MS. MICHELE RICHARDS: He's at an American Museum  
17 Association conference right now.

18 CHAIR GERARDO MOUET: Bolton, the curator.

19 MS. MICHELE RICHARDS: Yes. Curator.

20 CHAIR GERARDO MOUET: Okay. Oh, I know who he  
21 is.

22 VICE CHAIR NICK BERARDINO: I think we call him  
23 supervisor. I forget what his title is.

24 MS. MICHELE RICHARDS: He is the supervisor. We  
25 call him supervisor.

1           DIRECTOR ASHLEIGH AITKEN: Bolton. Bolton. Like  
2 Cher.

3           MR. JERRY ELDRIDGE: But, so if I could address  
4 that, Nick, we did -- we spent quite a bit of time and,  
5 you know, it didn't take a lot of time. But in one  
6 afternoon at a construction meeting we pulled up over 20  
7 different versions of the Medal of Honor, depending on  
8 the era, the time. And the -- your concern was that it  
9 should maybe be blue. It's actually a turquoise green  
10 color inlay. The blue is the ribbon on it.

11          VICE CHAIR NICK BERARDINO: Right. Right.

12          MR. JERRY ELDRIDGE: So the medal itself is  
13 inlaid with green.

14          VICE CHAIR NICK BERARDINO: Gotcha.

15          MR. JERRY ELDRIDGE: And then we've got a -- kind  
16 of a -- close to a yellow color to resemble the gold  
17 that is the medal part. We looked into that. Thank  
18 you.

19          VICE CHAIR NICK BERARDINO: So to everybody, I  
20 mean on this Memorial Day -- we'll talk more about it.  
21 But when I watch the staff and watch them with this  
22 project, man, it is -- it's heart-warming. So much  
23 appreciated.

24          CHAIR GERARDO MOUET: Cool.

25          MR. JERRY ELDRIDGE: Any more questions?

1 CHAIR GERARDO MOUET: Thank you.

2 MS. KATHY KRAMER: Thank you, Jerry.

3 And thank you, Ken.

4 I'll continue. As Michele said, we only have  
5 50 days and counting -- no -- no pressure -- away before  
6 we open the doors to fair. I want to share we're seeing  
7 some significant increases in our year-to-date  
8 entertainment ticket sales and revenue over 2015.

9 The Action Sports Arena has sold 12 percent  
10 more tickets than last year with a 5 percent increase in  
11 gross revenue. The Hangar has sold 28 percent more  
12 tickets with a 57 percent increase in gross revenue.

13 We've sold 15 percent more tickets for the  
14 Pacific Amphitheater, resulting in a 23 percent increase  
15 in revenue for the 2016 Summer Concert Series. So big  
16 round of applause to the team.

17 (Applause.)

18 MS. KATHY KRAMER: Our guests are, as I like to  
19 say, voting with their feet and their wallets, and  
20 they're voting early, which we like. And we look  
21 forward to a great fair lineup. So we also have two  
22 shows that are sold out, Styx and Boston.

23 Additionally, the Pacific Amphitheater VIP  
24 parking, great program for those folks. We're seeing  
25 exponential growth in that year over year. It's up

1 14 percent with an 18 percent increase in gross revenue.  
2 So it is true. People want to tie their horses up close  
3 to the front of the building.

4           Additionally, we sold seven more -- 7 percent  
5 more Super Passes this year over last year. Our annual  
6 craft beer festival Brew Hee Haw has sold 69 percent  
7 more tickets with a 77 percent increase in gross  
8 revenue.

9           Michele, is that in its third year this year?

10           MS. MICHELE RICHARDS: Yes.

11           MS. KATHY KRAMER: Third year. So really getting  
12 established with that event.

13           I'm pleased to announce that we've released  
14 the RFP for our new website redevelopment. Certainly as  
15 I came on board 15, 16 months ago, it was a project that  
16 we knew -- Barbara's shaking her head because we had  
17 conversations when we met that it was an important but  
18 very large undertaking for that.

19           So the team will work closely with the entire  
20 organization, as well as stakeholders, to seek feedback  
21 to ensure we build a robust website that promotes all  
22 areas of the operation.

23           Speaking of marketing, we are partnering with  
24 the San Diego County and Ventura County Fair for a  
25 bounce-back ticket promotion this year. Guests from the

1 San Diego County Fair can bring their paid admission  
2 ticket for one free admission to the OC Fair.

3 So, Josh, you got to help us because don't  
4 you live down there?

5 Guests from the OC Fair can bring their paid  
6 admission tickets for one free admission to the Ventura  
7 County Fair. All three fairs will be cross-promoting  
8 this opportunity to fair guests.

9 This is a great way to market to an already  
10 known fair fan that may not otherwise come to one of the  
11 participating fairs. It's these types of partnerships  
12 that will help us continue to not only maintain  
13 attendance numbers but increase them.

14 Last month I shared with you that I toured  
15 the Valley High School campus where they have a program  
16 called High School Inc. One of their academies that we  
17 agreed had some natural connection was their culinary  
18 arts program. I see Juan from Spectra back there  
19 smiling. He was part of that tour.

20 We hosted the president and program  
21 coordinator, toured the fairgrounds, and coordinated a  
22 meeting with the Spectra team. We're working to  
23 hopefully get some of their interns where about 20 of  
24 them will potentially be joining the Spectra rank.

25 These students had two components. They have



1 an internship that they have to do -- was it 400 hours,  
2 I believe, Juan, I think they told us? -- 400 hours of  
3 voluntary internship to get a graduate out of the  
4 academy, plus they also are looking for paid interns.  
5 So we'll keep you updated on that, but it looks like  
6 there's about 20 students that we'll be able to  
7 integrate into our culinary operations this week. So  
8 thank you.

9 And last, but not least, at the Board's  
10 request, I'm providing the number of hours staff has  
11 spent performing public records requests. This past  
12 month a total of 59 hours at a cost of \$2,773.

13 That concludes my report. I'd be happy to  
14 answer any questions.

15 CHAIR GERARDO MOUET: Let me open it up to the  
16 Board if there's any questions or comments. I have one,  
17 but I'll wait until others are done. Any questions or  
18 comments? Yes.

19 VICE CHAIR NICK BERARDINO: On the public records  
20 requests, we chatted about the idea of finding somebody  
21 to help because we're right in the middle of the -- you  
22 know, right in the middle of the fair season. So the  
23 amount of time that is taken to do that -- you know,  
24 how's the progress on that?

25 MS. KATHY KRAMER: You know, it's such a unique

1 set of skill sets. We do have that position open, and  
2 we're recruiting. So -- yeah. As of today, we haven't  
3 found anyone. You know, we need -- it's got to have a  
4 high skill level for detail, confidentiality, and that.  
5 So if you know of anyone, please send them our way.

6 VICE CHAIR NICK BERARDINO: Second follow-up  
7 question is that in an effort to -- 59 hours. We talked  
8 last meeting in order to reduce that -- try to reduce  
9 the 59 hours was to just have a meeting where the people  
10 that have these questions can just simply come and get  
11 the answer, you know, which is -- you know, I think the  
12 quickest and best way to try to, you know, resolve that  
13 issue. And that was the idea to try to reduce these  
14 hours.

15 So jump in whenever I go off. You know, I  
16 won't throw anything at you.

17 MR. JOSHUA CAPLAN: I will.

18 VICE CHAIR NICK BERARDINO: I know you will. You  
19 son of a gun. He's good at it. He's good at it, which  
20 is good, by the way. I don't like it, but I know it's  
21 good.

22 The -- the -- so to move in that direction,  
23 one of the things we talked about --

24 CHAIR GERARDO MOUET: Okay. I can share with you  
25 what's happened.

1 VICE CHAIR NICK BERARDINO: Okay.

2 CHAIR GERARDO MOUET: So this was brought up last  
3 time, last month, when we were discussing -- and, in  
4 fact, a meeting did take place. I met with an  
5 individual who has submitted a public records request.  
6 And, by the way, I'm not -- I'm familiar with public  
7 records requests in my day job. I'm very familiar.

8 And so I like the suggestion that Nick did  
9 last month because it's actually something I do in my  
10 day job. When people have a reason to want to  
11 understand what's going on, sometimes I go ahead and I  
12 meet with whomever it is. I always check with the city  
13 attorney, making sure that I'm doing the right thing.

14 I had a good meeting. I think it was a good  
15 meeting that I had with this individual. It was -- I  
16 don't know -- a couple weeks ago I think it was. And so  
17 all I can say is that I followed up on the suggestion,  
18 and the meeting was very positive. I believe it was  
19 very positive.

20 VICE CHAIR NICK BERARDINO: Wonderful.

21 CHAIR GERARDO MOUET: And I appreciate them  
22 willing to get closer to where I work. So we met in  
23 Santa Ana, the best city, and -- I have to say that  
24 because I take a vacation day off when I -- when I come  
25 over here so that I'm not accused of, like, I'm working.

1 I have to say that so that later on people talk to the  
2 city manager, my boss, and say I'm always promoting  
3 Santa Ana.

4 VICE CHAIR NICK BERARDINO: We'll send him a  
5 letter.

6 CHAIR GERARDO MOUET: But, anyway, all I can tell  
7 you -- the former city manager knows the importance of  
8 that.

9 But it was a very good meeting, and I can say  
10 I think it was a good suggestion, Nick. And -- and I'm  
11 willing to continue doing that and getting to areas that  
12 need shedding light appropriately.

13 VICE CHAIR NICK BERARDINO: Well, good. I'm glad  
14 to hear that because I think these meetings will work --  
15 I think some of this is left over from maybe some -- for  
16 understandable reasons some years ago some suspicions  
17 that exist. And that's understandable, and it's helpful  
18 too. I mean I'm not saying it's unhealthy.

19 I can just say that -- the staff that we  
20 have, our counsel, everybody, I can just say they're --  
21 because I'm the biggest critic of critics of critics. I  
22 mean I, you know, look at this stuff. I'm very  
23 suspicious of this whole industry. It's not a secret.  
24 I'm suspicious of the people that are in it. I'm  
25 suspicious of how people make money here and how much

1 they make. I'm very suspicious of that and continue to  
2 be and continue to talk about it at the legislature and  
3 everywhere I can. It needs great reform. But the staff  
4 here are fantastic.

5 (Applause.)

6 VICE CHAIR NICK BERARDINO: And I don't think  
7 that there should be any concern -- I mean, really, can  
8 I do this? They are fantastic. And there isn't --  
9 because I'm always asking questions. And I can tell you  
10 that I think they just do an incredible job.

11 And that goes for everybody here. And the  
12 one thing that I know -- if you say, well, let's not  
13 just take it on the Board saying -- because the Board,  
14 you know, they get close to the staff, and, you know,  
15 they build relationships.

16 Honest to God, I don't see -- because I just  
17 think that the people we've got in place now are doing a  
18 great job. And then I can assure you that there's  
19 another layer, and that's the lawyer.

20 I mean having the AG back -- and Roger, I  
21 thought, did a wonderful job too, by the way. But we've  
22 got the AG. I mean this guy's up our nose on  
23 everything. I mean he is, like, watch -- I mean he is.  
24 He gets in your hair like --

25 CHAIR GERARDO MOUET: Those are compliments, by

1 the way.

2 VICE CHAIR NICK BERARDINO: But I'm saying for  
3 the public, I mean there are -- no. I mean that is a  
4 compliment. So -- that's what you're supposed to do.  
5 You'll know when I'm not complimenting you. But the --  
6 but the fact is that's that other layer that's here  
7 that's doing an incredible job.

8 So I'm glad people are communicating because  
9 I think that will resolve a lot of the issues as they  
10 get to know more about what's happening and reduce --  
11 getting back to -- and will reduce that 50 hours.

12 CHAIR GERARDO MOUET: Nick, any other questions  
13 or comments, or the Board, before I make some thoughts  
14 on the CEO report?

15 Yes.

16 DIRECTOR NEWTON PHAM: I'm not sure if I'm  
17 supposed to say it out loud, but, you know, you spoke  
18 about discussing reception and negotiating with wireless  
19 carriers a little bit earlier.

20 One of my clients is Mobilitie. They  
21 specialize in wireless infrastructure, basically. So  
22 what they do is they sign a lease with a venue, and then  
23 they pay the venue, like, \$10,000 a month. And then  
24 they sublet that and farm it out to the wireless  
25 carriers.

1 I don't know if that's something worth  
2 interest to this particular venue, but they do the Honda  
3 Center, Churchill Downs, the Kentucky Derby, set the  
4 record last year. In a one-hour period, they did  
5 15.4 million social media posts within one hour. So --

6 CHAIR GERARDO MOUET: That's good.

7 DIRECTOR NEWTON PHAM: -- I'm not sure if that's  
8 something that would interest --

9 CHAIR GERARDO MOUET: I think what I heard Ken  
10 mention is that they recently had a meeting with Verizon  
11 and that they're going to be meeting with other cellular  
12 providers. I think that's the process.

13 MR. KEN KARNES: That's correct.

14 CHAIR GERARDO MOUET: I think you just heard  
15 about another one that might be good to consider.

16 MR. KEN KARNES: And most of them do work through  
17 that third-party provider.

18 DIRECTOR NEWTON PHAM: Okay. Okay.

19 CHAIR GERARDO MOUET: So I appreciate that. And  
20 it's always important for Board Members to share any  
21 kind of information they have that might help staff with  
22 the day to day.

23 MS. KATHY KRAMER: If I may add to that, it's  
24 become apparent with the amount of vendors out there  
25 that to keep the equitability and fairness aspect, that

1 we'll be entering into an RFP process once we understand  
2 footprints, demand, and some of those things.

3           So we're not racing to any finish line,  
4 albeit Verizon, you know, was vocal in a past Board  
5 Meeting. That's -- that's the fairest way to do it so  
6 we can guarantee the service and all the elements are  
7 there. So --

8           CHAIR GERARDO MOUET: Sounds good.

9           MS. KATHY KRAMER: Thank you.

10           CHAIR GERARDO MOUET: Any other Board Member  
11 comments or questions?

12           I wanted to share early on in Kathy's report  
13 on -- on great things that have been happening this last  
14 month, as she was talking about the Red Barn dinner, I  
15 had a wonderful evening with Sandra chatting and  
16 enjoying amazing food.

17           And I got there a little early, and I was  
18 able to chat with people. I was interested in why --  
19 how did they find out about the event. There were two  
20 sisters, and they were saying "We just -- we like doing  
21 sister things and we like food and wine and we" --

22           VICE CHAIR NICK BERARDINO: Were they nuns?

23           CHAIR GERARDO MOUET: No. No. I -- I had a kind  
24 of bad experience in Catholic elementary school. I  
25 don't know if I would have approached nuns. But --



1 (Laughter.)

2 CHAIR GERARDO MOUET: No. They were sisters,  
3 like from a family. And they do things together. And  
4 they're retired, and they go and they do -- they love  
5 this concept.

6 And then two different groups. Parents were  
7 taking two daughters because they had early May  
8 birthday, late May birthday, and they were bringing them  
9 to this dinner for their birthday.

10 Similarly, another family was a birthday  
11 thing. So birthday's a marketing thing. Birthday's a  
12 good thing.

13 MS. KATHY KRAMER: We got that.

14 CHAIR GERARDO MOUET: The Marriott from Irvine,  
15 there was a couple there, a gentleman. I said, "Why are  
16 you here?"

17 He says, "My boss from the Marriott told me  
18 to come and check it out." That's good. That's not a  
19 bad thing.

20 Anyway, I have to tell you so the -- the  
21 Red Barn and everything was really exquisite. You know,  
22 Sandra and I are in the agricultural committee. We're  
23 going to be talking about how that is an important  
24 component, among other components, in efforts to focus  
25 on agriculture.

1           And let me tell you that as we were walking  
2 in the -- the Centennial Farm, what a beautiful, amazing  
3 resource we have. That day earlier, these lambs were  
4 born. Their legs were wobbly. And people were around,  
5 surrounding before dinner and started taking photos.

6           The -- my favorite of all are the baby goats.  
7 The highest energy and playfulness that you can imagine.  
8 Jumping on top of each other and on top of mom. It's  
9 such a great ambience and such a great venue, and it's  
10 helping advance agriculture.

11           I -- you know, there's always a business  
12 aspect to it, and I think that's also what we're going  
13 to understand. And -- because, you know, we have a  
14 variety of different segments in the community. And  
15 helping increase their appreciation of agriculture in so  
16 many different ways is what we're all about, I think.  
17 So I wanted to say that.

18           And then as I was coming in and parking,  
19 there were a lot of people coming in. And I'm thinking,  
20 wow, first dinner. They were going to this night  
21 market. And I was asking them. And I want to go next  
22 time. I want to buy my ticket and go because it sounds  
23 like it's a fabulous eating experience.

24           I understand it's just a variety of cuisines  
25 from -- from all of Asia; right? So I'm interested in

1 that. I'm a fan of food.

2 So I think that's really good. I wanted to  
3 give that feedback because I personally was there and I  
4 witnessed it and I thought it was really, really  
5 positive. So very exciting, and I appreciate -- unless  
6 there's anything else, I think we're going to go to the  
7 next agenda item, which is Public Comments.

8 There are -- Jessica, you don't have any more  
9 cards? I have them all?

10 Okay. So I have two specific cards that are  
11 specific to agenda items. One is 9B and one is 9E.  
12 I'll call on those when we get to those agenda items. I  
13 have one, two, three, four, five, six speaker cards on  
14 general comments. So I'm going to do that right now.  
15 And I'm doing them in the order that I received them.  
16 Okay?

17 So the first one is Jay Humphrey. You have  
18 three minutes.

19 MR. JAY HUMPHREY: Good morning, Board. Thanks  
20 for the moment, the opportunity to talk to you. I would  
21 like to thank this Board for bringing Costa Mesa and  
22 this event center into -- back into the national news.  
23 Unfortunately, it wasn't very positive national news  
24 that we got on that event. And with any small thought,  
25 it was completely predictable that something like this

1 could and, in fact, would happen.

2           It did happen. And because of that, I  
3 believe that this Board should take a close look at why  
4 it happened. And it's very important that we keep in  
5 mind clearly that we're -- I'm a firm believer of good  
6 neighborliness. I'm a firm believer of making choices  
7 that help our neighbors.

8           And since Costa Mesa completely surrounded --  
9 completely surrounds -- pardon me -- the fair, it would  
10 make sense that we would work hand in hand to make sure  
11 these kind of things do not happen again.

12           This could have been avoided simply by not  
13 allowing it to happen, just simply not renting to the  
14 association. And before there's any kind of comment  
15 that has to be about we had to do it, it's part of our  
16 mantra and what have you, the truth is is it protecting  
17 the health and safety of the community and property of  
18 the community? And that's community as a whole. I'm  
19 not talking about just the fair, but the community as a  
20 whole. And I would ask that the Board would think about  
21 that.

22           I have two concerns that -- that stand out in  
23 my mind. One of them is that I've been informed that  
24 the Costa Mesa P.D., who would have the ultimate control  
25 over the streets right outside your borders, were given

1 fairly short notice, like a day and a half. That's  
2 almost impossible to prepare adequately for the kind of  
3 event that was clearly predictable.

4           There's no doubt in my mind, having just  
5 watched the news, that this was a possibility. And I  
6 chose not to be here for that exact reason. Because I  
7 anticipated that it would turn nasty.

8           Secondly, there's been a substantial amount  
9 of community costs that has come from this event.  
10 Police vehicles damaged, property damage of other types,  
11 and I would ask this Fair Board to step up to the plate  
12 and communicate with City of Costa Mesa and find out  
13 what it can do to help assuage those costs. Because if  
14 this event had not happened, those costs would not have  
15 happened.

16           So I look forward to this Board to step up  
17 and do what they think is appropriate. I would also ask  
18 this Board to actually bill Mr. Trump for the event  
19 since he -- bill for the damage to the event since he  
20 was, in fact, part and parcel of why it did happen. And  
21 I would ask that the Board, they would follow that out.  
22 Thank you very much.

23           CHAIR GERARDO MOUET: Thank you, Mr. Humphrey.  
24 So there will -- it is on the agenda, 9E, and there's  
25 going to be more information when we get to 9E with

1 regards to doing or giving permits to these type of  
2 events. Again, that's 9E, which I think is titled  
3 Discussion on Board Policy on Third-Party Events.

4 So next up is Beth Refakes.

5 MS. BETH REFAKES: Good morning. Thank you for  
6 letting me speak.

7 I agree with a lot of what Mr. Humphrey said.  
8 There was short notice given to the surrounding  
9 organizations. I know I attended the Coin Challenge  
10 Ceremony or Challenge Coin Ceremony at Vanguard, which  
11 was scheduled from 3:00 to 5:00 on the day of the Trump  
12 rally.

13 And a lot of people, I think, had trouble  
14 getting to the event, first of all. And then we had to  
15 exit a different route so we weren't going out onto Fair  
16 Drive because of all the congestion and everything for  
17 those that were arriving.

18 I -- one of my neighbors attended the event,  
19 and apparently inside the amphitheater there weren't any  
20 problems. It was when everybody was pushed out into the  
21 street, and then it became a serious problem.

22 I have a lot of concerns. I think this  
23 event -- I know it was all over the news for, like, a  
24 week. And I don't like to see Costa Mesa be in the news  
25 like that. In fact, they were even talking about it the

1 other day when they had the event at Anaheim Center.  
2 They were comparing it and saying, "Oh, we're not going  
3 to let the same thing happen here that happened in  
4 Costa Mesa."

5               So I have some serious concerns. And I think  
6 a lot of the good that you've done in mending the  
7 relationship with the neighborhood has been undone by  
8 this event and the violence and everything that  
9 occurred.

10              And the other problem I have is that because  
11 all of the Costa Mesa Police were brought in to try and  
12 quell the unrest, that left everybody else in the city  
13 unprotected from police. And that is a big concern for  
14 me as a resident.

15              I also have a lot of problems that the  
16 taxpayers in Costa Mesa are going to wind up footing the  
17 bill for the damage to the police car, one of which was  
18 totaled, and the other thing, for all the overtime that  
19 was incurred, as well.

20              So I think you really need to look at  
21 policies having to do with this type of event. And I  
22 know at the previous Fair Board meeting I raised concern  
23 about this, as well, that there -- based on some of the  
24 other locations, that there was a potential for the  
25 surrounding residents to be affected by this, and they

1 certainly will. So I hope you will take some kind of  
2 action.

3 I'm very happy to see that the Heroes Hall  
4 project is going along. It's really great, and I can't  
5 wait for it to be completed and to have it opened and --  
6 later this year. Thank you very much.

7 CHAIR GERARDO MOUET: Okay. Next person -- thank  
8 you, Beth -- is Resident Number One. No name. Just  
9 identified as Resident Number One.

10 RESIDENT NUMBER ONE: I'm a 44-year -- is this  
11 on?

12 CHAIR GERARDO MOUET: Yes.

13 RESIDENT NUMBER ONE: Okay. I can barely hear  
14 you back there. So I don't know if your mics aren't  
15 working or what's happening.

16 I'm a 44-year resident, and this is the first  
17 time I've actually been to a Fair Board meeting. And it  
18 was driven by the events of last week. And I don't know  
19 how many here -- I was at that affair on the protester  
20 side, and I had my Bernie sign.

21 And I want to tell you that not only was I  
22 concerned about the overall safety of the event, but the  
23 distance between the -- where the Trump people lined up  
24 and where there was a thin yellow piece of plastic tape  
25 and then a thing of horses right at the tape.



1           The Trump people were allowed to come in and  
2 infiltrate within the protesters crowd, which made --  
3 yes. Several times. And there were incidents that  
4 happened. And luckily, it was just a matter of throwing  
5 a hat and -- and moving them out.

6           But the safety seemed to be on the side of  
7 the Trump, yet the safety was of no concern for the  
8 protesters. You know, if it goes one way, it should go  
9 the other way.

10          And also, this situation where the fair is  
11 located, it's surrounded by residential. I live on the  
12 east side. I've lived on the east side for 40 years.  
13 The fair affects the residents. It even affects me.

14          You had a program a couple months ago that  
15 the neighbors even -- on the 2400 block of Orange were  
16 calling each other asking who has the party because it  
17 sounded like next door. But overall is the concern for  
18 the residents.

19          And what I'm wondering is if you're saying  
20 you can't turn any group away, what happens if the KKK  
21 wants to hold their convention here? Do you have no  
22 right to deny them? And Anaheim, if you watched it,  
23 there was live streaming on -- live streaming of it,  
24 Behind the Badge. They did an excellent job.

25          But how they handled that is, number one,

1 they were in no residential area; number two, they had a  
2 great area of separation between Trump supporters and  
3 the protesters. And they were able to move it in a much  
4 more orderly way so they didn't get out of -- out of  
5 order.

6 Costa Mesa P.D., we are woefully  
7 understaffed, number one. They had short notice.  
8 They're understaffed. It did put the entire city at  
9 risk. They had reciprocal calling all units in from  
10 other cities. Had there been a major problem, I don't  
11 know where the law enforcement would have been called.

12 The inside security was good. I -- I have to  
13 say that the sheriffs did a great job, although there  
14 was that distance between the protesters and the Trump  
15 people.

16 The number one thing that caused most of the  
17 problem was the overissuing of these tickets. So the  
18 residents that lined up to get in, however many, 25 --  
19 25 to 3,000, they didn't disburse once they couldn't get  
20 in. They stayed on that sidewalk area.

21 So then once the Trump people were released  
22 from the rally, you still had that whole sidewalk area  
23 full of all the people that -- that were there. So when  
24 you're getting 8,000-plus out of that area, another  
25 maybe 2500 leftovers on the sidewalk, and another 3500

1 protesters, I mean that's a perfect storm, and that's  
2 exactly what we got.

3 CHAIR GERARDO MOUET: Thank you.

4 RESIDENT NUMBER ONE: Thank you.

5 CHAIR GERARDO MOUET: Okay. Thank you, Resident  
6 One.

7 Next person is Flo Martin.

8 MS. FLO MARTIN: I have lived three blocks from  
9 here for the last 46 years. Over these almost five  
10 decades, my family and I have gotten used to concert  
11 music streaming into our bedrooms and our bathrooms at  
12 night. We have accepted that.

13 We have also gotten used to impacted traffic  
14 just one block away from our house. We've gotten used  
15 to that. We were faced with neighborhood parking for  
16 many decades until the Costa Mesa P.D. started  
17 monitoring the entrances into our tract. We got used to  
18 that.

19 Four weeks ago, helicopters were directly  
20 over my house for up to four hours until 1:00 o'clock in  
21 the morning. I can't get used to that. I humbly  
22 request that you Board Members take charge of what goes  
23 on on this facility in regards to illegal activity,  
24 dangerous activity.

25 The night run raves, dangerous illegal

1 activity. The Trump rally, known for dangerous  
2 violence. I humbly request that you take charge of what  
3 goes on at the fairgrounds. Thank you.

4 CHAIR GERARDO MOUET: Thank you, Flo.

5 I think it's Mrs. Drain.

6 MRS. DRAIN: Thank you. Thank you to my  
7 neighbors. I'm not as eloquent. I had to write notes.

8 I'd like to first address the right to the  
9 citizens to access public records when they are  
10 requested.

11 On a side note, if it had not been for a  
12 public records request, the demolition of the Memorial  
13 Building would have not have been brought to our  
14 attention, would not have been brought to the attention  
15 of the Board.

16 Staff had this demolition slated in a  
17 construction contract for the amphitheater as a  
18 condition, just buried in those details. The network of  
19 historians, veterans, and volunteers were alerted. We  
20 rallied. And we now have that pride in heritage that  
21 you now call Heroes Hall. So there are unsung heroes  
22 that are not just sitting at that table.

23 I don't want to hear about any more denials  
24 or any resistance in providing the public with the  
25 information due to us. It's better that you have one

1 person that we go to to get a public records request  
2 than to have 20 people asking for the same thing.

3           When you refuse to provide information, you  
4 choose not to inform the neighbors. Not only is this  
5 against the law, it is not in the spirit of providing  
6 open communication that you had promised previously was  
7 your goal.

8           Now, back to the Trump rally. By not  
9 agendizing the Trump rally, there was no notification.  
10 The notification given was a few hours before the event,  
11 and it was too little and too late. By not letting the  
12 neighbors know, this prevented open communication.

13           Instead of being able to prepare or make  
14 plans, we had neighbors that were not able to come home  
15 for hours. They were in their house afraid, not knowing  
16 what was going on, not being notified.

17           We had neighbors that had parking and trash  
18 problems, a concern that you previously promised was of  
19 utmost concern to you. Do you remember why the  
20 Ambassador Program was established?

21           By not letting our CMPD know ahead of time,  
22 it caused a scramble for coverage and costs of overtime.  
23 Every single available officer was sent to cover the  
24 areas around the rally. What happens to the other  
25 neighborhoods? No coverage. It is not in the spirit of

1 being a good neighbor as you promised was your goal.

2           The last Board Meeting was held on the  
3 morning of the rally, and the crowds had already started  
4 to arrive before the meeting was adjourned. It was  
5 already known that the number of tickets issued exceeded  
6 the number of seating. Was any effort made to mitigate  
7 for the excess in attendance? Was there any backup plan  
8 in place?

9           Your choice to hold this rally without  
10 adequate notification and notice, we as the neighbors of  
11 the fair are now saddled with cost of police overtime,  
12 property damages, five police vehicles, including one  
13 completely totaled, trash removal, et cetera.

14           While the fair's contractor made money from  
15 booking the event and the parking, the neighbors are  
16 literally paying extra for the obvious lack of  
17 appropriate security. We are subject to a decrease in  
18 our safety, as well as the overburdening of our first  
19 responder services.

20           I have just one more note. I notice that on  
21 the agenda you state your mission. And at the bottom in  
22 parentheses, it says "with results justifying the  
23 resources expended." Well, you might as well add  
24 "especially when the resources expended do not come from  
25 your pocket."

1 CHAIR GERARDO MOUET: Thank you.

2 (Applause.)

3 CHAIR GERARDO MOUET: Reggie Mundekis.

4 MS. REGGIE MUNDEKIS: Good morning, and thank you  
5 for the opportunity to address you this morning.

6 I'm switching subjects. I have a question  
7 about capital expenditures. On page 20 of the agenda  
8 packet, labeled "Capital Expenditures and Major Project  
9 Spending," there's a line item for AG Memorial, which is  
10 the agricultural workers memorial.

11 The project was finished and dedicated on  
12 Labor Day 2015, and the budget was about \$95,000. Now  
13 there's an additional \$75,000 showing being spent. What  
14 is this \$75,000 capital expenditure being used on a  
15 completed project? And how is the memorial currently  
16 being used to educate students in the work and  
17 achievements of farm workers?

18 Regarding hiring practices, the current VP of  
19 Operations has been hired using NAFTA immigration  
20 documents and will be converted to an H-1B Visa in  
21 September 2016. It is not clear to the public why this  
22 Board, a state agency, is supporting this action.

23 The Board is requested to discuss and create  
24 policy regarding the hiring of foreign workers for  
25 permanent Civil Service jobs using NAFTA and H-1B

1 immigration documents.

2           Regarding purchasing, why is the state agency  
3 spending nearly \$10,000 for mascot costumes made by  
4 Hogtown Mascots, a foreign company. These mascot  
5 costumes are used during the OC Fair and other events to  
6 represent this state agency. Why are these expensive  
7 mascot costumes not being made by a local company or at  
8 least made in the United States?

9           Regarding document requests, there are still  
10 requests from March and April outstanding. There have  
11 been discussions regarding that it may be easier to ask  
12 questions and try to get information that way. This  
13 method has been tried.

14           This week there were two sets of questions  
15 e-mailed to CEO Kramer, and those replies have not been  
16 received. And there are still unanswered questions  
17 regarding the Musink and Tet Festival that were e-mailed  
18 to CEO Kramer, and I received basically a "Thank you for  
19 your reply. We have everything under control" kind of  
20 e-mail that could have been sent by an auto responder.

21           So I just wanted to let you know about that.  
22 And thank you very much, guys, and have a great day.

23           CHAIR GERARDO MOUET: Thank you, Reggie.

24           That concludes the general comments of the  
25 public -- from the public.



1                   With that, I think I'm going to move, unless  
2 there's any questions or clarifications, to our next  
3 agenda item, which is approval of the minutes.

4           DIRECTOR ASHLEIGH AITKEN: I'd like to make a  
5 motion to approve the minutes.

6           DIRECTOR SANDRA CERVANTES: Second.

7           CHAIR GERARDO MOUET: Ashleigh made the motion,  
8 seconded by Sandra Cervantes.

9                   Can you call for the vote, Jessica?

10          BOARD CLERK JESSICA ZIMMERMAN: Chair Mouet?

11          CHAIR GERARDO MOUET: Yes.

12          BOARD CLERK JESSICA ZIMMERMAN: Vice Chair  
13 Berardino?

14          VICE CHAIR NICK BERARDINO: Yes.

15          BOARD CLERK JESSICA ZIMMERMAN: Director Aitken?

16          DIRECTOR ASHLEIGH AITKEN: Yes.

17          BOARD CLERK JESSICA ZIMMERMAN: Director Tkaczyk?

18          DIRECTOR STAN TKACZYK: Yes.

19          BOARD CLERK JESSICA ZIMMERMAN: Director  
20 La Belle?

21          DIRECTOR DOUGLAS LA BELLE: Yes.

22          BOARD CLERK JESSICA ZIMMERMAN: Director  
23 Bagneris?

24          DIRECTOR BARBARA BAGNERIS: Yes.

25          BOARD CLERK JESSICA ZIMMERMAN: Director

1 Cervantes?

2 DIRECTOR SANDRA CERVANTES: Yes.

3 BOARD CLERK JESSICA ZIMMERMAN: Director Pham?

4 DIRECTOR NEWTON PHAM: Yes.

5 CHAIR GERARDO MOUET: Thank you.

6 The next item is consent calendar. Staff or

7 Board Members, any -- yes, Nick.

8 VICE CHAIR NICK BERARDINO: Pull R-130-16.

9 CHAIR GERARDO MOUET: We're pulling R -- say the

10 number again.

11 VICE CHAIR NICK BERARDINO: R-130-16.

12 CHAIR GERARDO MOUET: R-130-16.

13 Any additional items to pull? If not, may I

14 hear a motion to consider approving the balance of the

15 consent?

16 DIRECTOR BARBARA BAGNERIS: So moved.

17 DIRECTOR DOUGLAS LA BELLE: Second.

18 CHAIR GERARDO MOUET: Jessica, could you call

19 for --

20 BOARD CLERK JESSICA ZIMMERMAN: Uh-huh.

21 Chair Mouet?

22 CHAIR GERARDO MOUET: Yes.

23 BOARD CLERK JESSICA ZIMMERMAN: Vice Chair

24 Berardino?

25 VICE CHAIR NICK BERARDINO: Yes.

1 BOARD CLERK JESSICA ZIMMERMAN: Director Aitken?  
2 DIRECTOR ASHLEIGH AITKEN: Yes.  
3 BOARD CLERK JESSICA ZIMMERMAN: Director Tkaczyk?  
4 DIRECTOR STAN TKACZYK: Yes.  
5 BOARD CLERK JESSICA ZIMMERMAN: Director  
6 La Belle?  
7 DIRECTOR DOUGLAS LA BELLE: Yes.  
8 BOARD CLERK JESSICA ZIMMERMAN: Director  
9 Bagneris?  
10 DIRECTOR BARBARA BAGNERIS: Yes.  
11 BOARD CLERK JESSICA ZIMMERMAN: Director  
12 Cervantes?  
13 DIRECTOR SANDRA CERVANTES: Yes.  
14 BOARD CLERK JESSICA ZIMMERMAN: Director Pham?  
15 DIRECTOR NEWTON PHAM: Yes.  
16 CHAIR GERARDO MOUET: Very good. Thank you.  
17 Motion passes.  
18 Now, the pulled item, R-130-16, Director  
19 Berardino.  
20 VICE CHAIR NICK BERARDINO: Yeah. I just wanted  
21 to check and see -- that -- the item I pulled has to do  
22 with payment by the Trump people of the money that they  
23 owed us for the event. And I'm just following up to be  
24 sure that we got -- one, we got payment, that they're  
25 paid in full, that they've paid us. Somebody did --

1 that's my question, have we been paid.

2 CHAIR GERARDO MOUET: Okay.

3 MR. RON WALLACE: Yes, we have been.

4 CHAIR GERARDO MOUET: Question, Kathy. Do we  
5 know?

6 MS. KATHY KRAMER: We do have an outstanding  
7 invoice of some additional services that were ordered  
8 during the event that we have billed them, and we are  
9 having ongoing conversations line by line with their --  
10 with their promoter.

11 VICE CHAIR NICK BERARDINO: So tell us what's  
12 happening with that in terms of the ongoing  
13 conversations with the money they owe. What are the --  
14 what are the -- what do they owe us and what are we  
15 doing to get it and what's their response?

16 MS. MICHELE RICHARDS: There were additional  
17 amounts, as Kathy said, for services that were ordered  
18 while on site.

19 VICE CHAIR NICK BERARDINO: So tell us what those  
20 were.

21 MS. MICHELE RICHARDS: It's a variety of things.  
22 Use of equipment, stanchions, forklift time, additional  
23 personnel for rest room, you know, maintenance. There's  
24 also a significant additional charge by the fire  
25 marshal.

1           So the -- the initial cost of the event was  
2 paid for in full prior to the event. And they've been  
3 invoiced for these additional charges, and we're working  
4 with their team to get payment on those additional  
5 charges.

6           DIRECTOR DOUGLAS LA BELLE: What is the amount,  
7 roughly, of the --

8           MS. MICHELE RICHARDS: It's about 24,000.

9           DIRECTOR DOUGLAS LA BELLE: Twenty-four thousand.

10          MS. MICHELE RICHARDS: And roughly half of that  
11 is fire marshal related.

12          CHAIR GERARDO MOUET: Twenty-four thousand for  
13 the additional?

14          MS. MICHELE RICHARDS: Correct.

15          CHAIR GERARDO MOUET: The original was?

16          MS. MICHELE RICHARDS: Thirty-nine, almost  
17 40,000.

18          CHAIR GERARDO MOUET: And that was paid.

19          MS. MICHELE RICHARDS: Correct.

20          CHAIR GERARDO MOUET: That was paid. So 39 was  
21 paid, and there's an additional outstanding of about 24.

22          MS. MICHELE RICHARDS: Correct.

23          CHAIR GERARDO MOUET: Most of it is fire marshal.

24          MS. MICHELE RICHARDS: Correct.

25          VICE CHAIR NICK BERARDINO: And when you say -- I

1 mean because it's -- and I know -- I know that you don't  
2 intend it to be. But I'm just saying, so you know, it's  
3 coming off kind of vague. So I just kind of want to  
4 make it that so we don't have people thinking it's too  
5 vague.

6 When you say you're working with them to get  
7 the money, we're not running into problems. You're just  
8 saying normal --

9 MS. MICHELE RICHARDS: No. No.

10 VICE CHAIR NICK BERARDINO: Okay.

11 MS. MICHELE RICHARDS: You know, it takes a while  
12 after an event for us to gather all of the additional  
13 expenses. And those are, you know, put into a  
14 settlement and -- and then invoiced to the -- the  
15 promoter.

16 And it's a normal part of how we do business  
17 with all promoters, too, that there's a settlement  
18 afterwards. So we're, you know, in active communication  
19 with them.

20 VICE CHAIR NICK BERARDINO: Okay. And you will  
21 report back, then, since -- you will report back to us  
22 at the next meeting what the progress is --

23 MS. MICHELE RICHARDS: Sure.

24 VICE CHAIR NICK BERARDINO: -- in getting money  
25 from the Trump people?

1 MS. MICHELE RICHARDS: Sure.

2 CHAIR GERARDO MOUET: Thank you.

3 Any other questions?

4 DIRECTOR ASHLEIGH AITKEN: Yeah. I'm assuming

5 this is something that we're going to be discussing

6 under item E.

7 CHAIR GERARDO MOUET: Yes. Correct. As far as

8 improving -- board discussion on improving the process

9 of these types of events.

10 DIRECTOR ASHLEIGH AITKEN: Okay. Because what

11 I -- I know there's a lot of people here that are here

12 on this issue.

13 CHAIR GERARDO MOUET: Yes.

14 DIRECTOR ASHLEIGH AITKEN: And I don't want to

15 make them wait unnecessarily, but I just want to ask two

16 clarifying questions. Because as a Board Member, my

17 number one question was who's paying for this and all of

18 this stuff that's going on.

19 And it was made clear that the campaign was

20 going to be reimbursing the state agency for all police,

21 for all items like that. They pay for that. So we've

22 been reimbursed for all of the police that we had to

23 hire and the costs that we had to encumber.

24 CHAIR GERARDO MOUET: I'll go ahead and move 9E

25 right after 9A because there's some relevant information

1 with regards to 9A about this issue.

2 DIRECTOR ASHLEIGH AITKEN: Right. And then I  
3 think we need to make clear that the City of Costa Mesa  
4 also has the powers to, then, address with the campaign  
5 their reimbursements.

6 CHAIR GERARDO MOUET: Yes. I think that -- I  
7 mean --

8 DIRECTOR ASHLEIGH AITKEN: So I mean it's all a  
9 relevant issue, and I really want -- I think there's  
10 people here that are just here on that issue. And  
11 maybe -- that's a great suggestion, Chair, and I  
12 appreciate you doing that.

13 CHAIR GERARDO MOUET: So when we're done with 9A,  
14 instead of 9B I'll call for the question of 9E so that  
15 we can get to these issues.

16 DIRECTOR ASHLEIGH AITKEN: Thank you.

17 CHAIR GERARDO MOUET: Now, unless there's any  
18 other questions, I want to ask a question on this  
19 R-130-16 that we haven't voted on that we pulled. It  
20 is -- the need for action is to approve what? A  
21 contract?

22 MS. MICHELE RICHARDS: Correct. A rental  
23 agreement.

24 CHAIR GERARDO MOUET: After the fact. We're  
25 just -- we're just -- because it's already happened.



1 MS. MICHELE RICHARDS: Correct.

2 CHAIR GERARDO MOUET: So it's the contract for  
3 the -- close to 40,000?

4 MS. MICHELE RICHARDS: Correct.

5 CHAIR GERARDO MOUET: Okay. So I understand  
6 that. I understand that. So I think we need to approve  
7 that so that -- we don't?

8 VICE CHAIR NICK BERARDINO: I mean --

9 CHAIR GERARDO MOUET: Okay. Go ahead.

10 VICE CHAIR NICK BERARDINO: Yeah. And I'm not  
11 sure. The only thing that I would -- I just want to be  
12 sure -- Counsel, if you can help on this.

13 I don't want to give up -- I mean from a  
14 negotiations perspective with these people, I think, as  
15 our community members mentioned, that this campaign we  
16 all know predictably what happens around them, and it's  
17 nothing new.

18 And one of the things that we know is that  
19 it's difficult and it has been difficult in other places  
20 to get money from them. I mean they are not easy to  
21 deal with.

22 So if we approve -- if we approve this item,  
23 are we in any way, in your view, giving up any leverage  
24 that we might have if -- if we wanted to -- so if they  
25 say "We're not going to pay you," and, you know, this is

1 a huge problem and, you know, we're not going to --  
2 we're not going to --

3 CHAIR GERARDO MOUET: We did get paid for the  
4 40,000.

5 MS. MICHELE RICHARDS: We did.

6 CHAIR GERARDO MOUET: Yeah.

7 VICE CHAIR NICK BERARDINO: No, no. But we have  
8 other outstanding bills that are huge.

9 And so is it better for us maybe to table  
10 this and not approve it so that if we do have to  
11 litigate it, there's no -- we didn't approve anything,  
12 and we're still trying to get it? It gives us a little  
13 more leverage?

14 MR. JOSHUA CAPLAN: I can't advise the board  
15 on -- leverage is a business decision. It's my  
16 understanding from the comments during this meeting that  
17 the contract that's on the agenda to be approved was for  
18 an event that has occurred, and the amount set forth in  
19 the contract has been paid.

20 It's also my understanding that there was a  
21 settlement process that the district goes through on  
22 every rental agreement if there's overages. So I can't  
23 speak to the issue of leverage and how this Board wants  
24 to approach this particular contract. That's -- that's  
25 out of my purview.

1           VICE CHAIR NICK BERARDINO: So I'm going to move  
2 not to approve it.

3           CHAIR GERARDO MOUET: So I think what might be  
4 reasonable, since there's going to be more discussion on  
5 9E and it's relevant, why don't we allow our opportunity  
6 to deal with your suggestion of not approving at that  
7 time because we may end up having further discussion on  
8 9E.

9           DIRECTOR STAN TKACZYK: Okay. Question for staff  
10 and the attorney. We have an agreement that the Board  
11 hasn't approved, if we run into a situation and we want  
12 to start legal -- or do we start legal to get the money  
13 from the Trump organization, by not having approval by  
14 the Board, does that hinder us from proceeding to go  
15 after the legal if they haven't paid it if we don't have  
16 an agreement verifying?

17                   I'm looking at this as a business decision  
18 that we breached the contract.

19           MR. JOSHUA CAPLAN: First, my answer is much  
20 easier than yours, Michele, which is if we're going to  
21 get into any discussion regarding pending or potential  
22 litigation, it can't happen in the open public session.

23                   So addressing that question for you, the  
24 facts and circumstances would need to be such that we  
25 have that discussion in closed session, which would be

1 need to be properly noticed.

2 DIRECTOR STAN TKACZYK: Can I phrase it this way?  
3 In the past, if we have had someone that hasn't paid,  
4 what did we do?

5 MS. MICHELE RICHARDS: I'm not aware of -- first  
6 let me back up. My oversight of this department only  
7 goes back as far as October in the fall. It was under  
8 someone else's oversight. So I don't have a long -- you  
9 know, a long history of that settlement process to be  
10 able to say, oh, you know, six years ago this happened.

11 And I believe that in the history of the  
12 organization, there have been unsettled amounts that  
13 have then been needed to be written off at some point in  
14 time. But I can't speak to that. I don't have  
15 experience with anything like that, in particular.

16 CHAIR GERARDO MOUET: Yeah, Nick.

17 Ashleigh, didn't you have your hand up?

18 DIRECTOR ASHLEIGH AITKEN: No. I just wanted to  
19 ask counsel, as well. I mean is there a reason that we  
20 should not -- I guess kind of going on is there a reason  
21 that we should not approve this contract? Does it in  
22 any way put this Board -- are we giving up any legal  
23 rights by approving a contract for an event that has  
24 already happened?

25 MR. JOSHUA CAPLAN: Based on the information that

1 Michele has shared during open session today, I think  
2 the answer to that question is no. Because the rental  
3 agreement was for a set amount, and that set amount has  
4 been paid.

5 And now part of the processes are, as I'm  
6 aware from what Michele has told me the way the process  
7 works, is the amount -- when I say the negotiations, I  
8 don't mean negotiation as a legal term of art. I mean  
9 negotiating the outstanding amounts that apparently is  
10 part of the regular process here at the district.

11 CHAIR GERARDO MOUET: I understand.

12 Yes, Nick.

13 VICE CHAIR NICK BERARDINO: I'm going to --  
14 because I think we need to sort this out. And I think  
15 on behalf of our citizens here and on behalf of our  
16 neighbors that we owe it to them to table it until we  
17 have the opportunity in closed session to examine all  
18 our options up to and including the impact of approving  
19 or not approving when it's difficult for counsel to deal  
20 with this, like, you know, kind of putting him on the  
21 spot.

22 I think we internally -- I mean from a body  
23 of negotiating position in terms of bargaining, which  
24 maybe we'll have to do, maybe we won't. And by tabling  
25 it, we may not even have to get into it. Maybe they pay

1 up and we're done.

2 CHAIR GERARDO MOUET: I hear you.

3 VICE CHAIR NICK BERARDINO: So I'm going to move  
4 to table it.

5 CHAIR GERARDO MOUET: Well, here's what I -- as  
6 the Chair, I want to make -- we can -- we can vote to  
7 table it now or in 30 minutes from now when we finish  
8 doing the 9E discussion, which might or might not make a  
9 difference in -- in the decision to vote. But I know  
10 that the topic will continue to be discussed in 9E.

11 DIRECTOR ASHLEIGH AITKEN: I agree. Let's just  
12 get to it. These nice people are --

13 CHAIR GERARDO MOUET: Okay.

14 DIRECTOR BARBARA BAGNERIS: Yeah. In 30 minutes.

15 CHAIR GERARDO MOUET: Are you okay with that, in  
16 tabling it in -- I mean considering the motion, to table  
17 it until 9E, or do you want to call for the vote now?

18 VICE CHAIR NICK BERARDINO: Well, I'm not going  
19 to call for the vote now, but --

20 DIRECTOR ASHLEIGH AITKEN: Can we do the Consent  
21 Calendar --

22 CHAIR GERARDO MOUET: Well, we already -- did --  
23 I think we did --

24 DIRECTOR ASHLEIGH AITKEN: I mean he pulled from  
25 the Consent Calendar. So can we then vote on the rest

1 of the Consent Calendar after --

2 DIRECTOR BARBARA BAGNERIS: We did. We just did.

3 CHAIR GERARDO MOUET: We did the balance of the  
4 Consent Calendar already. We voted on that and --

5 DIRECTOR ASHLEIGH AITKEN: The balance. I'm  
6 saying we don't have to vote on the remainder --

7 CHAIR GERARDO MOUET: Counsel can say something,  
8 but I think we can vote on this particular contract a  
9 little later on during the Board Meeting. So --

10 DIRECTOR ASHLEIGH AITKEN: That -- that was my  
11 question.

12 CHAIR GERARDO MOUET: Timingwise, it's not a --  
13 it's not a problem. So we're just kind of continuing it  
14 for a little while, and then we'll call for the question  
15 of 9E in order to honor Nick's request, which is, I  
16 think, a valid request.

17 DIRECTOR BARBARA BAGNERIS: Yeah. I think so.

18 CHAIR GERARDO MOUET: And so with that, I'm now  
19 going to go to committee/task force. And we'll be  
20 concise, and then we'll deal with 9E.

21 Okay. So the -- I'm calling on myself  
22 because I'm the liaison for Centennial Farm Foundation  
23 on -- this is 9A, Committee, Task Force, and Liaison  
24 Reports.

25 At 3:30 today, I believe, Michele -- I have a

1 lot of e-mails, but I believe one of the e-mails says,  
2 yeah, the meeting is on at 3:30 today. I'll be there.  
3 I'm anticipating and waiting for the Centennial Farm  
4 Foundation -- I recused myself from their discussion of  
5 the draft of the MOU that OC Fair & Event staff provided  
6 them.

7 I think it's fundamentally important that our  
8 partnerships with the Centennial Farm Foundation has a  
9 Memorandum of Understanding. That's the way to do  
10 business when you have relations with foundations.

11 So I'm looking forward to hearing what they  
12 have to say. I don't know there will be a report back.  
13 I know they're seeking their own counsel from -- from  
14 their pro bono attorney or whomever it is. And I think  
15 it will be much clearer in how roles and processes and  
16 how we exchange things with regard to Centennial Farm  
17 Foundation.

18 I love the volunteers. They have the right  
19 mind-set of Centennial Farm. And I believe if we have a  
20 Memorandum of Understanding, it will increase the  
21 expectations on how they can be more helpful to what  
22 they want to be helpful.

23 So I'm looking forward to that meeting.  
24 That's my update. I'm going to call on -- unless  
25 there's any questions -- on Nick and Doug if there's any



1 additional information on Heroes Hall.

2 VICE CHAIR NICK BERARDINO: Our fundraising --  
3 just so you know, the foundation is busy trying to --  
4 trying to raise money. The foundation's focused on  
5 that. And it's not easy, you know. It really, really  
6 isn't easy.

7 And, you know, there are very, very bright  
8 moments in our fundraising effort, and I think there are  
9 some distinctive disappointing moments with, of course,  
10 some of the people who you would think would be stepping  
11 up to help not. So we continue to work on that and  
12 continue to do everything we can.

13 CHAIR GERARDO MOUET: But don't be so humble.  
14 I've seen some dollar figures that sound pretty  
15 impressive to me.

16 VICE CHAIR NICK BERARDINO: Well, it's not really  
17 enough, you know, but --

18 CHAIR GERARDO MOUET: Well, it's never enough,  
19 but it's impressive.

20 VICE CHAIR NICK BERARDINO: Well, you know, the  
21 thing I have to say in terms of dollar figures it's the  
22 unions that are stepping up, that are funding this  
23 thing. And they're -- you know, they are tighter  
24 than -- for money than any corporation or a lot of  
25 people that we know very intimately in terms of our

1 operations.

2           And we go to them, and it's pretty much  
3 pretty tough getting money out of them. And one group  
4 that's been very tight and has declining membership and  
5 really having a difficult time are putting in --  
6 probably out of the close to 180-, 190,000 that we've  
7 raised, they've put in about 130 of it.

8           And so I think it's a very bright side on the  
9 fundraising for them, and they need to stand up and take  
10 a bow. I think our business community has been very,  
11 very difficult for us, very difficult. So --

12           CHAIR GERARDO MOUET: All I know is that if  
13 anybody can do it, it's the team here of Doug and Nick  
14 and others that are in the --

15           VICE CHAIR NICK BERARDINO: We struggle. We  
16 struggle.

17           CHAIR GERARDO MOUET: You guys are doing a great  
18 job in bringing in -- we very much appreciate the  
19 success that labor is being a partner. And I think the  
20 business community needs to.

21           I think -- as you continue to work on that,  
22 I'm certainly looking forward to figuring out how we can  
23 help as an entire organization in getting the entire  
24 community to help. It's really their museum, it's the  
25 community's museum, and it's just a great thing.

1                   So anything, Doug?

2                   DIRECTOR DOUGLAS LA BELLE: Just to add to what  
3 Nick said, Michele and I -- pardon me -- attended the  
4 monthly OC Management meeting on May 4th. It was well  
5 attended. Michele did her usual excellent job. And we  
6 indicated to all the managers there that a letter would  
7 be forthcoming from the president of the foundation,  
8 Director Berardino, and he prepared that letter. It's  
9 going to go out to each city that has not been -- pardon  
10 me -- has not made a contribution as of this point.

11                  Between Nick and I and other members of the  
12 foundation, we have some contacts in these various  
13 cities that we will be actively pursuing. And Nick has  
14 done just an outstanding job of generally twisting arms,  
15 I guess, for lack of a better term.

16                  VICE CHAIR NICK BERARDINO: Don't say that in  
17 front of this guy here.

18                  DIRECTOR DOUGLAS LA BELLE: And we have been very  
19 successful thanks to the efforts of the foundation  
20 members to this point in time.

21                  So we're going to continue the approach, and  
22 we're going to -- to work to bring in additional  
23 dollars.

24                  CHAIR GERARDO MOUET: Fantastic. Thank you so  
25 much for that work.

1           Let me call on Barbara and Newton if there's  
2 anything to report on the finance committee.

3           DIRECTOR BARBARA BAGNERIS: No. We have nothing  
4 to report at this time.

5           CHAIR GERARDO MOUET: And let me call on Nick and  
6 Ashleigh if there's anything to report on the Workers  
7 Memorial Task Force.

8           DIRECTOR ASHLEIGH AITKEN: I do not believe so.

9           CHAIR GERARDO MOUET: Okay. Let me call on Doug  
10 and Sandra on City Liaison.

11           DIRECTOR DOUGLAS LA BELLE: Michele used the  
12 opportunity when we met with the managers, again, to put  
13 out the pitch for the fair, when it was coming up, did a  
14 little --

15           CHAIR GERARDO MOUET: That was May 3rd; right?

16           DIRECTOR DOUGLAS LA BELLE: Yeah. May 3rd or the  
17 4th. I can't remember. The first Wednesday of the  
18 month I think it was. I don't know if Michele has  
19 anything additional, or Sandra.

20           MS. MICHELE RICHARDS: Yes. Staff, as we speak,  
21 is reaching out to the cities to invite them to  
22 participate in the fair on their day. We invite elected  
23 officials and different community groups to come out  
24 each day to celebrate their day at the fair. So those  
25 discussions and invitations are -- are active right now.

1           Each year we see more and more participation  
2 from the Orange County cities, so it's a growing  
3 program.

4           CHAIR GERARDO MOUET: And you do a wonderful job.  
5 I -- I have personally witnessed the children's  
6 librarians in the Santa Ana Public Library give out  
7 those \$2 coupons to low income families during storytime  
8 with the little ones, for example. And so we really  
9 appreciate that program, as well. I know the families  
10 that can't afford that need some help are very  
11 appreciative of that program.

12           Anything else?

13           Okay. Let me call Nick and Ashleigh on  
14 Legislative.

15           DIRECTOR ASHLEIGH AITKEN: I think that we in the  
16 CEO report kind of gave an update on the legislation  
17 that we're following. So as far as this task force --  
18 I'm sorry -- this committee is going, I think that it's  
19 usually covered in the CEO report, but I don't think we  
20 have anything to add with the monitoring that we are in  
21 weekly contact and Kathy's been amazing in keeping us up  
22 to date in what's going on. And now with the lobbyists,  
23 we are more informed than ever and have less questions  
24 from the public as to where we're going.

25           CHAIR GERARDO MOUET: Yeah. And I can tell you

1 how optimistic I am. I mean I don't -- I don't have the  
2 experience with regards to Sacramento meetings that Nick  
3 has, but I'm optimistic that AB 1907, which is what  
4 we're talking about -- right? -- is going to become law  
5 and is going to clarify some things in the past that  
6 need clarification.

7 VICE CHAIR NICK BERARDINO: Yeah. I think we get  
8 it out of suspense. You know, and we have -- Kathy  
9 is -- again, she has done an excellent job. And I think  
10 a thank-you to the public for pushing us on this. This  
11 is one we needed to get pushed on, and they did a great  
12 job of doing it. And Kathy's doing an absolutely  
13 wonderful job of following up.

14 I think we have a good shot of getting off  
15 the suspense on that. If we do, we should just sail  
16 right through.

17 CHAIR GERARDO MOUET: Yeah. No. Absolutely. I  
18 know you know some people in Sacramento. And so I'll do  
19 my job as much as I can. When I bumped into Senator  
20 Nguyen, for example, I mentioned how important it is.  
21 She is a coauthor with Assemblyman Tom Daly. I'm very,  
22 very appreciative of their leadership and the people  
23 they're getting support from. It's the right thing to  
24 do.

25 And I know we're going to do it. I mean I'm

1 very optimistic, so much so that I think we're planning  
2 on recognizing and showing a little bit of appreciation  
3 during fair time to our legislators that are helping us  
4 with that effort because they -- that's how -- that's  
5 why people do it is because they know it's the right  
6 thing and we want to thank them for that.

7 DIRECTOR ASHLEIGH AITKEN: I would just like to  
8 echo about the public. I mean if anybody has -- if  
9 there's legislation that -- that people see and they  
10 have questions about, please e-mail me directly,  
11 Legislative Monitoring Committee question. I follow up  
12 on all of that. But, you know, I would like to be  
13 contacted directly.

14 If you guys might see something that I don't  
15 see following the process that concerns this fairgrounds  
16 or concerns fairgrounds in the state of California, Nick  
17 and I always appreciate it, and we would like to address  
18 it or at least respond back to you if it's in between a  
19 Board Meeting. So thank you very much.

20 CHAIR GERARDO MOUET: Very good. Thank you so  
21 much.

22 Moving on to the next report, let me call on  
23 Doug and Robert on the Organizational Needs Assessment.

24 DIRECTOR DOUGLAS LA BELLE: Yes. Kathy and Ken  
25 and I and Robert met to discuss not only the ONA but the

1 Master Plan process, and I'll have some comments when we  
2 get to 9D, I believe it is, on that.

3 The one thing I did want to mention is Kathy  
4 has done an outstanding job of moving all of the parts  
5 for the ONA forward. I think we're well under way.  
6 There are, obviously, things that will go on for the  
7 next several years in terms of implementation.

8 But I think Robert and I would like to  
9 suggest to you as Chair that we maybe change the name  
10 from the ONA Task Force to the Master Plan Task Force  
11 because that's going to be a very important part of it.

12 CHAIR GERARDO MOUET: I think that's an excellent  
13 suggestion. I think it's -- it's -- it makes a lot of  
14 sense. I -- unless there's any -- any discussion, I  
15 think -- I think the CEO can proceed in making that name  
16 change for that task force. Thank you, Doug.

17 Now, on the next one, Tenant Liaison  
18 Committee, at the last month's meeting, I suggested as  
19 Chair that Stan and Barbara -- no -- I'm sorry -- Stan  
20 and Nick on the Tenant Liaison Committee will -- will  
21 need to be prepared to do some follow-up on -- on the  
22 procedures and policies that we're about to discuss with  
23 regards to third-party events.

24 It makes sense to me that I think it's the  
25 tenant liaison committee that would end up working



1 closely with staff on the follow-up to Board discussion  
2 on improving the process for third-party events.

3 So I'm just prefacing. Now I'm calling on  
4 Stan and Nick if there's anything that you want to  
5 report.

6 DIRECTOR STAN TKACZYK: What you just mentioned,  
7 we're waiting to let the other item come forward, and I  
8 think that will give us direction. And we'll -- we're  
9 anxious to hear that.

10 What I will report to you, though, is I did  
11 meet with Jeff Teller yesterday. And I know that we've  
12 had some of the people from the Swap Meet here  
13 complaining about issues before we signed the contract  
14 with Spectra.

15 And I just want to say I was very excited.  
16 And I had a meeting with him, and he was bringing us up  
17 to -- bringing myself up to date on some of the programs  
18 that they hope to launch now and actually when, I guess,  
19 the fair is over. We're kind of caught in a little  
20 situation right now. They want to do some things, but  
21 they're going to have to stop because of the fair. But  
22 after the fair, they're really going to hit the ground  
23 running with a lot of programs.

24 So I just want to share with the Board  
25 that -- having Jeff here and Spectra -- that we approved

1 the new contract. I certainly am seeing activity. And  
2 compared to what we had previously, it's great. And  
3 thank you, Jeff, for being here.

4 MR. JEFF TELLER: Thank you.

5 CHAIR GERARDO MOUET: Thank you very much.

6 Kathy, why don't you share what you just  
7 shared with the Chair on a prospect for the next --  
8 related to this at the next June 23rd meeting.

9 MS. KATHY KRAMER: We have been having  
10 conversations, as well, with Spectra, and Nick Nicora  
11 has indicated he would like to come back in June.

12 Doug, that was one of the items you talked  
13 about, what are we doing, what's it look like going  
14 forward. So they will be prepared to do a brief  
15 presentation. We'll agendaize it for the June meeting,  
16 what we can expect some of the things post fair at the  
17 Marketplace.

18 DIRECTOR DOUGLAS LA BELLE: Great. Sounds good.

19 CHAIR GERARDO MOUET: Fantastic. Thank you very  
20 much.

21 Going to the next task force item, and I'm  
22 calling on Stan and Barbara. Anything to report on  
23 Consumer Initiatives Task Force?

24 DIRECTOR STAN TKACZYK: Nothing.

25 CHAIR GERARDO MOUET: And then Sandra and I are

1 going to have our first meeting at 1:00 o'clock in  
2 Agricultural. I'm looking forward to that. We already  
3 talked a little bit about the dinner. There's a lot of  
4 other ideas that we want to talk to staff about. It's a  
5 very important part of the mission, so I'm very excited  
6 about that. And we'll talk about the day camp. I think  
7 that's a very great idea.

8           So with that, I think that concludes the Task  
9 Force agenda item, and I'm now going to move to 9E. And  
10 so before we have staff share the staff report on 9E and  
11 then a Board discussion, we have three requests to speak  
12 publicly on this item. And I'm going by the order that  
13 I received them.

14           So I'm going to do that right now. First  
15 person, you have three minutes, is Reggie Mundekis.

16           MS. REGGIE MUNDEKIS: Thank you for the  
17 opportunity to speak on this matter.

18           The public needs a copy of the invoices sent  
19 to the Trump campaign that the staff is currently trying  
20 to collect on. Stakeholders need information about the  
21 current processes and procedures used to book and manage  
22 events and how they are changing from what was done in  
23 the past.

24           Reviewing prior events provides some of the  
25 needed information. The L Festival, held in

1 October 2015 and returning in October 2016 and '17, is  
2 an event to review. Universal Music, the event  
3 promoter, requested and received over \$40,000 in free  
4 rent, parking, and other perks authorized by business  
5 development.

6 L Festival Records show that budget drove  
7 security and safety decisions. Concerns about a massive  
8 outdoor sound system, which blasted out the  
9 neighborhoods, were ignored for many months despite  
10 problems being raised multiple times.

11 The terms of the contract were changed  
12 substantially from what the Board approved and was not  
13 brought back for approval. There are also additional  
14 issues which need to be reviewed from this event.

15 The Board must acknowledge that Tandem  
16 Partnerships now runs this facility who insists that  
17 processes be put into place to maintain oversight and  
18 control of their activities.

19 Tandem Partnerships now books all year-round  
20 events. Executive management gives Tandem Partnerships  
21 wide authority to manage events, including requiring  
22 discounts to be given to promoters, cutting security and  
23 safety functions, and allowing activities which disrupt  
24 the neighborhood.

25 Weekly sales activities reports created by

1 Tandem Partnerships need to be available for the public  
2 to review the events being booked and resolve potential  
3 issues.

4           The fairgrounds has multiple duties to the  
5 community, one of which is allowing quiet enjoyment of  
6 one's home. There are additional duties owed to the  
7 community.

8           The fairgrounds cannot be only about making  
9 money and paying commissions to Tandem Partnerships.  
10 The multiple needs of the community, including quiet  
11 enjoyment, must be on the same level or higher than  
12 making money. Meeting the needs of the community must  
13 become part of the standard operating procedures.

14           One of the current needs of the community  
15 that takes a back seat to the need to make money is  
16 safety, security, and environmental compliance. A  
17 security, safety, environmental compliance organization  
18 with the authority to require changes and stop events is  
19 needed to create and maintain the needed checks and  
20 balances which are currently missing from the  
21 organization.

22           Risk management guidelines adopted by  
23 Los Angeles County to be -- could be used -- for mass  
24 gatherings at the Pomona Fairplex could be used as a  
25 starting point for development of guidelines for the

1 OC Fairgrounds. Thank you.

2 CHAIR GERARDO MOUET: Okay. Thank you, Reggie.

3 The next person is Susan Meyer.

4 MS. SUSAN MEYER: Good morning, Board. My name  
5 is Susan Meyer. I live right across the street in  
6 College Park for 25 years. I wanted to give you a  
7 little feel of how I felt during the Trump event.

8 About 2:00 o'clock the helicopters started to  
9 circle. It was police helicopters. And I just walked  
10 out to -- to Fairview and saw that the parking lot was  
11 beginning to fill with people coming in to the event.  
12 But I knew it was going to be big. I've been reading  
13 the newspapers like everyone else, so I felt fairly  
14 prepared.

15 The helicopters began to increase since now  
16 the news channels were coming in. And I know that you  
17 cannot control the news. The sound of six helicopters  
18 going for almost six solid hours was unbearable, just  
19 unbearable. The house was rattling and shaking from the  
20 noise of the helicopters.

21 We're used to the helicopters. We live right  
22 by city hall. We've had the helicopters for years. But  
23 when you have six helicopters going at once, it is  
24 frightening. It is very, very frightening. It wasn't  
25 just frightening for me.

1           It was frightening for the dog. The dog was  
2 circling around. Brought the dog in, put the dog into a  
3 kennel, tried to soothe the dog, and all I could think  
4 about were all the other dogs in the neighborhood. So  
5 the impact was huge.

6           Now, I lived in a country in war for three  
7 years while I was studying agriculture. And I know when  
8 you begin to hear that many helicopters, there's a  
9 problem going on on the ground. Where I lived -- I  
10 lived in the country in Israel. And when helicopters  
11 came, it was time to find a bomb shelter.

12           It felt to me like a war was going on over  
13 here. I had a meeting to attend at 6:00 o'clock that  
14 night on the other side of town. I've never been so  
15 happy in my life to go to a meeting because I could get  
16 away from that noise for a little while.

17           I got back home around 9:00 o'clock, and the  
18 helicopters were still going. I sat in the house for a  
19 little bit. The windows were rattling. Really, I  
20 couldn't stand it. I just couldn't stand it. And I  
21 thought, well, I'll come out to the street because all I  
22 have to do is walk a few houses down and see what's  
23 going on.

24           Well, the riots were going on. There was a  
25 car screeching in the middle of the road. There are

1 people screaming, yelling, shouting, cars, helicopters,  
2 police, horses, the police on the horses. I just want  
3 to tell you I then began to think about all of our  
4 veterans that live in the neighborhood College Park and  
5 how they felt hearing those helicopters going.

6 Now, I know you can't control those  
7 helicopters, but you can control who comes to the  
8 fairgrounds. And so as you're deliberating over the  
9 third parties, I hope you really think about the impact  
10 it has on the neighborhood. Thank you.

11 (Applause.)

12 CHAIR GERARDO MOUET: Thank you. 9E, last person  
13 is Resident One.

14 RESIDENT NUMBER ONE: I want to echo what Susan  
15 was saying about the effect on the neighborhood of this  
16 party. But my question -- one -- my question is  
17 regarding the contract.

18 I'm assuming that contract includes any  
19 damage they do on the fairground that they're  
20 responsible for. But does the contract also reflect  
21 that they're responsible for the damage that occurs  
22 outside the perimeter of the city? So for Costa Mesa,  
23 all of the overtime, all of the vehicles that were  
24 damaged.

25 If you look around the poles, there's still



1 "F Trump" all over posts all over the city. In fact,  
2 one right here -- I believe it is Fair -- Merrimac --  
3 and hasn't been evidently cleaned up and reported. And  
4 that's also something else that's responsible for  
5 Costa Mesa and the code enforcement.

6 So I'd like to know if the perimeter -- who  
7 is going to pay for this? When I asked our chief who's  
8 going to pay for all the cars, he sort of indicated it  
9 had to be the -- the individual that did the damage.

10 However, it's sort of a course of events like  
11 if this had not been put in place, we wouldn't have had  
12 these events, and we wouldn't have had this damage. And  
13 I think the residents, they've already suffered with the  
14 event. They've already suffered through the police, the  
15 humiliation on national television and what went on, and  
16 now we've got to suffer the consequences in our tax  
17 dollar. And I think this is patently unfair to the  
18 residents.

19 So if this is good neighbor -- this is your  
20 view of a good neighbor, I think you really need to  
21 rewrite your good neighbor policy because this is really  
22 unacceptable. Thank you.

23 CHAIR GERARDO MOUET: Thank you so much.

24 That concludes the public comments on 9E.  
25 I'm going to turn it over to staff to do their

1 presentation, and then we'll open it up for Board  
2 discussion.

3 Kathy?

4 MS. KATHY KRAMER: Thank you, Gerardo.

5 Staff has been working with Board leadership  
6 to understand lessons learned around the Donald Trump  
7 rally. As part of this ongoing process, staff along  
8 with Board leadership will be meeting in early June with  
9 the City of Costa Mesa officials and law enforcement  
10 agencies. Our goal is to establish new operational  
11 procedures that we can incorporate into our booking  
12 policies and procedures that will help us better assess  
13 and manage large high-risk events that may impact the  
14 community.

15 At this point, I would turn it over to Board  
16 Chair Mouet and ask that there be an opportunity for  
17 Board of Directors discussion around Board policy and  
18 how it aligns with the OCC operating policies and  
19 procedures.

20 CHAIR GERARDO MOUET: Thank you, Kathy.

21 Let me start off because there's been some  
22 meetings that I've been involved, as well as Vice Chair  
23 Nick, and so that we can all be on the same page and we  
24 can have a discussion.

25 I think it's fairly well established that the

1 Board was informed that the contract had already been  
2 approved after the fact, and I think -- at least at the  
3 last Board Meeting, I think I spoke to the fact that I  
4 think it was a mistake not to inform the public -- the  
5 Board prior to approval.

6 Now, I'm not saying that that should be the  
7 case for all third-party events, but then that spoke to  
8 the issue of the need to define better in the policies  
9 and procedures the types of events that have higher  
10 risk. So that's the -- I said that last month, and I  
11 still stand by that. And I believe there's been  
12 acknowledgment, in my opinion, that there needed to be  
13 an improved level of communication.

14 So that's one thing because the DAA -- the  
15 32nd DEA is a state agency, and the Governor appoints  
16 all Board Members so we can be good stewards for the  
17 public and a conduit for communication with staff and  
18 operations and the public. So I think that's an  
19 important first lesson that we need to improve.

20 Then because I had experience with regards to  
21 events -- Santa Ana Stadium, for example, is overseen by  
22 me -- I reviewed the policies and procedures that the  
23 public has on third-party events, and I reviewed briefly  
24 the Board policy.

25 And it stands to reason that in -- in the

1 meetings that I had immediately as the Chair with --  
2 with the CEO, and Nick joined, and then with Michele,  
3 who was acting CEO the following week, I think, I  
4 started gathering more information.

5           And, for example, in the policies and  
6 procedures, there's, like -- there's two types of  
7 categories that are mentioned with regards to amount of  
8 time that staff needs to process the consideration of a  
9 request for an event.

10           And -- and the word "typical" is used. It's  
11 typical between the first category, the less complicated  
12 one, is a certain number of days that we say we might  
13 need a certain number of days to process and consider  
14 for these type of typical events. What are the numbers?

15           MS. MICHELE RICHARDS: Five to 15.

16           CHAIR GERARDO MOUET: Five to 15, typically these  
17 noncomplicated events.

18           Okay. The complicated events is -- what are  
19 the number? It's probably 5 to 10. It's a smaller  
20 amount. In other words, you're telling the third-party  
21 event petitioner "Your event is a little complicated.  
22 We -- no. We need probably longer, more -- more time to  
23 consider because there's risk factors." That's the  
24 thing.

25           So I don't like word "typical" because it's

1 not black and white. And it's one of those words that,  
2 well, typically -- and I already received feedback from  
3 legal counsel in saying, well, that gives discretion.

4 I don't -- I don't believe there should be  
5 discretion when there's absolute certainty that there  
6 are public risk factors and potential for negative  
7 impact on the neighbors. I think that is something you  
8 can calculate if you have sufficient time and make a  
9 good professional decision.

10 And if -- and if the organization believes  
11 that they have capacity and are on the public safety  
12 communications with the sheriff department, with  
13 Costa Mesa P.D., and -- these are presidential  
14 nominees -- with the Secret Service, if there seems to  
15 be a reasonableness with regards that one can have  
16 capacity to ensure order and good neighborly, then  
17 there's enough time that needs to be communicated in  
18 order not only to communicate to the public but to the  
19 Board. Does that sound reasonable? I think that sounds  
20 reasonable.

21 So to me, I think there's a lot of need and a  
22 lot of opportunity for the -- for the Tenant Liaison  
23 Committee to review these policies and in -- also the  
24 Board policies. And I've already started doing that  
25 because I think, as the Chair, I can provide my feedback

1 to the committee to -- to provide suggestions on  
2 improving the process.

3 But as of right now, I think staff is getting  
4 the message that tomorrow or today you might have gotten  
5 another request. And I think there's lessons learned  
6 with regards to a good proper planning and with risk  
7 management and public safety, the highest priority, the  
8 highest priority. Then ability to pay and recover  
9 costs.

10 If you think you're going to give a permit  
11 to -- to an event that you can calculate that there's  
12 probably going to be additional costs, clue. You may  
13 not want to approve it because it might be substantial.  
14 Right now it's 24,000. That's substantial. That's more  
15 than half of what the original cost is.

16 So and then do you have enough staff  
17 capacity? Is there enough assurance from Costa Mesa  
18 P.D. and the deputy sheriff and all that? Those are  
19 absolutely critical responsible things to do.

20 So I've had several meetings with staff.  
21 I've had the opportunity to review these policies and  
22 procedures. I'm going to do more. I've had discussions  
23 with legal counsel.

24 I understand First Amendment. I understand  
25 that we're not talking about infringing on anybody's

1 Constitutional rights. I'm not about that. I believe  
2 in our system, and I believe and I understand this is a  
3 public agency.

4           Anyway, I wanted to start off the discussion  
5 with that perspective since I've been pretty much  
6 following it very closely. And, by the way, during my  
7 day job, I get these types of requests all the time, and  
8 you should know that there hasn't been a Trump rally in  
9 Santa Ana.

10           Now, not because I have the power to say  
11 "yes" or "no," but because when a request like that  
12 says -- I don't really care if it's the Secret Service.  
13 They need to meet with the police chief and me right  
14 away, and then I can give a recommendation to my CEO,  
15 which is the city manager. And then he better  
16 communicate to the mayor and council, or else he's going  
17 to be in trouble.

18           So I believe in lessons learned. I believe  
19 in people recognizing where there's opportunities to be  
20 improved, and I believe that is the environment we have.  
21 People are going to be focusing, professional staff, on  
22 improving. Good thing. Lessons learned. Never lose  
23 the opportunity for whatever is happening to improve the  
24 system. That's been my motto in my career. Let's  
25 figure out how to improve the system and lessons

1 learned.

2           It's not about punishment, and it's not about  
3 figuring out how -- how to -- to have some kind of  
4 additional agenda item. My main focus is on the next  
5 one, there ain't gonna be no more problems. That's the  
6 thing. And I want to make sure that black and white on  
7 paper it states that, and staff has the tools to be able  
8 to follow policy in a way that it makes very  
9 responsible.

10           So let's start. Any -- any other additional  
11 comments and questions?

12           DIRECTOR STAN TKACZYK: I would like to start  
13 with I heard a lot of comments from the general public,  
14 and I know the Board has heard a lot of comments from  
15 the general public. And one of the comments that seems  
16 to come to all of us is why did we allow this to happen.

17           And one of the questions I would like to ask  
18 our attorney is, as a Board, do we have any legal rights  
19 not to allow an event happen at the fairgrounds? And  
20 the reason I'm asking is because, being on the Tenant  
21 Liaison Committee, I need to have that knowledge so I  
22 can look at this agreement or what we're attempting to  
23 do, and ultimately if there is some type of event that  
24 we feel in our judgment is not in the best interest of  
25 our community, that we have a legal right to say no.



1           MR. JOSHUA CAPLAN: Sure. I'm not going to give  
2 advice on specific events. We would certainly  
3 communicate that on a privileged basis, but speaking  
4 generally --

5           DIRECTOR STAN TKACZYK: Yes.

6           MR. JOSHUA CAPLAN: -- certainly if the Board  
7 determines that any particular event -- if there are  
8 content-neutral reasons to reject the event, for  
9 example, an event promoter calls and wants to book the  
10 Pacific Amphitheater on a night where there is already a  
11 concert that's been scheduled or if an event that needs  
12 to accommodate 30,000 people wants to host an event at  
13 some facility on the property that can only host 8,000  
14 people, if there the Board thinks or staff believes that  
15 a particular event creates security concerns that can't  
16 be addressed by local law enforcement in a timely  
17 manner, certainly if those issues come up, then the  
18 Board or staff, given the current policy, has the  
19 discretion to say no to those events. But there needs  
20 to be a content-neutral reason.

21                   In other words, the reason for saying no  
22 can't be because of the nature of the event. It needs  
23 to be the no needs to come because of a justifiable  
24 reason, a content-neutral justifiable reason to say no  
25 to the event, capacity, security concerns, things of

1 that nature.

2 DIRECTOR STAN TKACZYK: So security can be one?

3 MR. JOSHUA CAPLAN: It can be, and it needs to  
4 be -- I want to remove the legalese from the discussion,  
5 but there needs to be fact-specific justifiable reasons.

6 Certainly, staff has a lot of discretion to  
7 determine with their own in-house security officials if  
8 there's going to be security concerns. And if those  
9 concerns cannot be addressed before an event, then staff  
10 certainly would have the ability to say no.

11 DIRECTOR STAN TKACZYK: Let me throw this at you  
12 because I really want the public to hear these, and I  
13 want to learn too.

14 Taking what you've just said, security  
15 concerns on that issue specifically, the Tenant Liaison  
16 Committee is talking to someone who wants to come in,  
17 and we say that we have security concerns and that it's  
18 going to cost us \$200,000 for additional security. And  
19 they say okay.

20 MR. JOSHUA CAPLAN: Well, then staff needs to  
21 decide, given that they are going to put that money up  
22 front, whether it's going to be in some sort of escrow  
23 account and/or pay it before the event, and that now  
24 putting aside that financial concern, whether they will  
25 have sufficient funds to adequately prepare security

1 personnel, then the question to me would be timing.

2 But, again, these are all business  
3 considerations. So staff would need to make the  
4 determination if the vendor is going to be providing  
5 \$200,000 for security, is there enough time for security  
6 to prepare for this event.

7 DIRECTOR STAN TKACZYK: Well, where I'm going is  
8 the perfect storm against us. Okay. And that is that  
9 they say, "Yes, we will do it." The date that we say  
10 that we have available is available. We address all the  
11 issues that we have, and they say yes. Then what?

12 MR. JOSHUA CAPLAN: Then staff determines whether  
13 they're going to sign the contract with this particular  
14 promoter or vendor.

15 CHAIR GERARDO MOUET: And staff needs to listen  
16 to Board policy with regards to protocol for  
17 communication because we need to make sure that the  
18 public is well communicated.

19 And, like, I know you don't want to address  
20 specifics, but let's theoretically think about that  
21 you're about to consider it needs to occur really right  
22 away, a \$40,000 event in the Pac Amp, and you've  
23 calculated that there could be some additional costs,  
24 not just security, just additional costs of, say,  
25 30,000. They not only write a \$40,000 check, write a

1 \$30,000 deposit check.

2 DIRECTOR STAN TKACZYK: Correct. I get that --

3 CHAIR GERARDO MOUET: That's a procedure. That's  
4 a procedure, and that's insurance. If it turns out that  
5 the staff calculations with security and P.D. and  
6 sheriff and fire marshal says it's not just 30,000.  
7 It's 60,000 on top of the 40,000. Then, by the way, if  
8 you want the venue enough time, 40- plus a \$60-, you  
9 know, cashier's check, if you will, you know? So you  
10 make sure. And that's how you do it. You know, whether  
11 security or just adding more conduit or cabling or  
12 anything like that --

13 DIRECTOR STAN TKACZYK: What I'm trying to do is  
14 take this exercise down the road that the individuals  
15 we're dealing with agree with everything.

16 CHAIR GERARDO MOUET: Yeah.

17 DIRECTOR STAN TKACZYK: So ultimately what I'm  
18 hearing is that they -- everything, the numbers, the  
19 financial numbers, then it's going to come down to staff  
20 will have to make the recommendation.

21 CHAIR GERARDO MOUET: Yes. Yeah. But they have  
22 new revised policies and procedures, and there's  
23 better -- because I don't like this whole typically  
24 thing. Typically, you know -- so you could have the  
25 discretion to say yes as they did with two-day notice.

1 That's -- for this high level of complicated thing,  
2 that's a problem. In my opinion, as a Board director,  
3 that's a problem, you know?

4 DIRECTOR STAN TKACZYK: I'm not debating that --  
5 that part of it, Gerardo, at all. I'm looking for the  
6 future.

7 CHAIR GERARDO MOUET: Sure.

8 DIRECTOR STAN TKACZYK: Because I heard some  
9 comments about different organizations, if they were to  
10 approach us.

11 CHAIR GERARDO MOUET: Yes.

12 DIRECTOR STAN TKACZYK: And what I really want to  
13 know as a Board Member, and -- and staff should hear and  
14 the public should hear, do we have any -- the bottom  
15 line is do we have the right to say no?

16 CHAIR GERARDO MOUET: There -- Josh, if you --  
17 there are certain things that if someone wants to rent  
18 the facility and they're doing things that go against  
19 the law, hate speech or something like that, then, you  
20 know, staff has an obligation to -- to say no to --  
21 we're not going to allow illegal things to occur in  
22 our -- in our -- so there are some categories of things  
23 that it's just not gonna be allowed because it's against  
24 the law, you know?

25 DIRECTOR STAN TKACZYK: Well, breaking the law

1 is -- that's --

2 CHAIR GERARDO MOUET: Yeah, but I'm telling you  
3 that it's not an uncommon request in this line of  
4 business for someone to say "Allow us to do this." And  
5 if you do and you're not aware of some of the hate  
6 speech laws or whatever the case may be, then you're  
7 going to end up having a problem. So it is something  
8 that needs to be considered.

9 DIRECTOR STAN TKACZYK: What I don't want us to  
10 be is the poster child for the legal fight that comes  
11 back and says you have no right --

12 CHAIR GERARDO MOUET: Absolutely.

13 DIRECTOR STAN TKACZYK: -- to do that.

14 MR. JOSHUA CAPLAN: And, Director Tkaczyk, to  
15 directly respond, if there was ever a question at all,  
16 let's say they -- the promoter met all the milestones,  
17 and it's the final point where staff or the Board has to  
18 make the determination can we say no to this event, our  
19 office -- that's why we're at this table. Our office is  
20 always available to consult not only with staff but with  
21 the Chair and Vice Chair or any other members of the  
22 Board if there's any concern regarding potential risk.

23 DIRECTOR STAN TKACZYK: Thank you. I just want  
24 the general public to hear it. I needed to hear it  
25 because I know a lot of the Board Members have been

1 asked that question, why. And thank you.

2 CHAIR GERARDO MOUET: Other Board Members? Yes,  
3 Barbara.

4 DIRECTOR BARBARA BAGNERIS: Yes. I was going to  
5 refer to page 28, "Our sole effort is to insure the  
6 success of your event and safeguard the safety and  
7 experience of all our visitors." And when we know or we  
8 think that that's going to happen, it goes beyond costs.  
9 I don't care if they give me a million dollars. If that  
10 experience is going to cause negative, for the city, for  
11 the community and neighborhood, for us, then we should  
12 be looking at not having that event.

13 I have --

14 (Applause.)

15 DIRECTOR BARBARA BAGNERIS: -- what I heard today  
16 about this event.

17 AUDIENCE MEMBER: Thank you. Thank you for  
18 listening.

19 DIRECTOR STAN TKACZYK: What I want to hear is  
20 the legal ranks that we have. And if that's there, then  
21 that's great.

22 CHAIR GERARDO MOUET: Yes. Go ahead, Nick.

23 VICE CHAIR NICK BERARDINO: And, Barbara,  
24 congratulations to you. I agree a hundred percent. And  
25 I think it is important that we know.

1 I'll also just say that in this particular  
2 case, as Gerardo said, when we did that, you know, we  
3 didn't have the opportunity to -- to weigh in. So it  
4 happened.

5 And some of us, because of our work and our  
6 stature or position in the community, got the holy heck  
7 beaten out of us publicly, you know, and I didn't --  
8 personally, my point of view, I didn't like receiving my  
9 lifetime achievement award for 40 years of work, walk  
10 into a room of 600 people, and basically got my head  
11 taken off because "Why didn't you stand up," you know,  
12 "Why did you let this happen?"

13 I didn't like it. And it may not mean much  
14 to other folks, but it means a lot to me.

15 And, Barbara, you're a hundred percent right  
16 that, you know, we have the right and the ability to use  
17 common sense. Those of us who -- for me, in my  
18 experience, I have a legal -- had -- I'm not there  
19 anymore, but I had a legal staff, I mean in-house,  
20 general counsel, two lawyers. Oy vey.

21 Talk about -- and lawyers will come in to  
22 you, and they go to our Board and they tell you what's  
23 legal and what's not. You don't have to take their  
24 advice. I mean they're only there to advise you. You  
25 know, it's -- you don't have to. And many times, I



1 haven't. And on occasion it hasn't worked out so well.  
2 So as I've gotten older, I try to listen more because I  
3 don't want to be -- (indiscernible).

4 But we don't have to take their advice.  
5 They're there to give us advice, but we're there -- here  
6 to make business decisions and to make decisions that  
7 fulfill the conscious -- conscience of the community.  
8 We have -- we take the heat for it, and the lawyers tell  
9 you, which I've had happen -- and, again, if you have  
10 in-house lawyers that are part of your staff, they will  
11 be on you all the time about things that -- that's what  
12 they're supposed to do.

13 So I think to your point, Barbara, it's a  
14 hundred percent right. We don't have to say yes to  
15 everybody. We should probably. We're sworn to uphold  
16 the Constitution. And under the Constitution is free  
17 speech.

18 And, you know, some people don't like some of  
19 the terrible things that come out of this particular  
20 person's mouth. I mean it's sad. Really, really,  
21 really sad. But regardless, he has a right to spew that  
22 stuff. It's his -- it's his right. And there's,  
23 obviously, a lot of people that are gonna agree with  
24 that.

25 So I want to say as we look at these policies

1 that we understand there's opportunities to ensure that  
2 when we know that there's going to be a problem, that we  
3 know there's going to be a problem. And, candidly, I  
4 think most of us at the last Board Meeting sat here, and  
5 we heard somebody had decided to allow this rally here.  
6 I think we all sat here -- not all of us, but I think  
7 practically all of us sat here and said we're going to  
8 have trouble.

9 I mean that wasn't going to be -- I mean you  
10 have to have your head in the sand to not -- I mean you  
11 got to be not even awake not to realize by booking that  
12 event we're going to have problems here. It's --  
13 something bad's going to happen. Because wherever this  
14 has happened, something bad has happened.

15 So it's kind of like you don't need to go put  
16 your hand in the door and, you know, get it slammed 15  
17 times. Sooner or later you kind of say, man, I'm not  
18 going to put my hand in that door. It's probably going  
19 to get slammed.

20 So I think the policy needs to be sure that  
21 when we do approach it, we approach it with what  
22 Barbara, I think, so articulately put. Hey, we got to  
23 ensure that this isn't going to have an impact on the  
24 community and -- and not be saying I -- I just don't  
25 agree with saying, hey, I know that we're lighting off a

1 stick of dynamite and -- but, you know, legally our  
2 lawyers will probably tell us we have to light off the  
3 stick of dynamite.

4 Well, the lawyers aren't going to be -- and  
5 this isn't negative to you, Josh. I mean I -- you know,  
6 I get this opportunity because he says you can't talk  
7 outside of this. You can't say this. So we have to  
8 bring it all here. So it's all good, but sometimes it's  
9 airing dirty laundry, which isn't so flattering, but,  
10 you know, we knew we were lighting off a stick of  
11 dynamite. And if we didn't know we were lighting off a  
12 stick of dynamite, then somewhere we were not thinking.

13 And we don't have to light off a stick of  
14 dynamite because a lawyer tells you you have to.  
15 Because he -- God bless him -- is going to be in  
16 San Diego with his family and enjoying life. People  
17 around here are going to be listening to six helicopters  
18 and wondering if it's safe to come out of their homes.

19 DIRECTOR STAN TKACZYK: There's an event in  
20 San Diego coming up.

21 MR. JOSHUA CAPLAN: It's not just me, by the way.  
22 It's my office. My office has attorneys that live in  
23 this county.

24 VICE CHAIR NICK BERARDINO: So I think we have to  
25 be careful.

1 CHAIR GERARDO MOUET: I want to make sure Nick is  
2 done with his comments.

3 VICE CHAIR NICK BERARDINO: Yeah.

4 CHAIR GERARDO MOUET: Okay. Stan, you also want  
5 to talk, but let me first call on Ashleigh.

6 DIRECTOR STAN TKACZYK: No. Go ahead, please,  
7 Ashleigh.

8 DIRECTOR ASHLEIGH AITKEN: For those of you that  
9 weren't at the Board Meeting last month, this was  
10 discussed. And I really appreciate us looking at our  
11 policies and procedures and telling the public how we  
12 are constrained when it comes to speech issues. But,  
13 obviously, there were things we could have done better.

14 Should there have been so many tickets  
15 released when we don't have that type of capacity?  
16 That's a fire marshal issue. There are, obviously,  
17 certain things that could have been done better, and  
18 that should have been done better.

19 And what I, you know, haven't heard and what  
20 I would like to convey, and I know I speak on behalf of  
21 the Board, is an apology. You know, I am, as a Board  
22 Member, extremely sorry to all of the people that came  
23 up to me before this event on two days' notice and said  
24 "What are you going to do with all the protesters that  
25 are coming? What are you going to do?"

1           And I said on behalf of this Board that we  
2 are assured that the Costa Mesa Police Department, the  
3 Secret Service, the Sheriff's Department had met with  
4 the campaign, and there was going to be adequate police  
5 presence there. And I told that to people. And it,  
6 obviously, was not enough.

7           So as a Board Member, I apologize because  
8 that should not have happened, and I apologize that we  
9 did not do more.

10           Are we constrained if he wants to come back?  
11 I mean I live in Anaheim. So anyone that's read the  
12 news about what went on yesterday in my hometown and  
13 where I live, it's terrible. We got notices. I got a  
14 text message a week ago from downtown from -- we have a  
15 text message system -- from the City of Anaheim saying  
16 don't go to where you live or expect extreme delays  
17 where you live from Thursday night -- I'm sorry --  
18 Wednesday night -- I'm sorry. It was yesterday. So  
19 Tuesday night through -- 9:00 a.m. to 10:00 o'clock p.m.  
20 on Wednesday where I live because he was at the Anaheim  
21 Convention Center.

22           I got that text message a week ago, and I  
23 appreciated it. I realize there's nothing that my city  
24 with the convention center can do about it. But we had  
25 adequate police. We had notification. There was a

1 whole process that we set through.

2 And I really want to look into people that  
3 live in the neighborhood, if they accept my apology,  
4 signing up for some type of text notification system  
5 that lets you know --

6 AUDIENCE MEMBER: We already have it. It just  
7 wasn't -- it wasn't invoked.

8 DIRECTOR ASHLEIGH AITKEN: That -- then I  
9 appreciate you telling me that because I don't live  
10 here. But I got that notification from my city. I  
11 appreciated it. There's nothing I could do about it,  
12 and there's nothing we can do about it in the future.  
13 So I apologize that that was not invoked.

14 I sincerely apologize for everything, and I  
15 would like to look into how we negotiate with the city  
16 as to how they're going to be reimbursed. Because  
17 there's certain things we can do to be reimbursed for  
18 the damage on our property. Your City of Costa Mesa has  
19 their own contract with the campaign.

20 And let's follow up. Maybe we can have  
21 somebody from the Costa Mesa Police Department here at  
22 our next Board Meeting saying what are they doing to get  
23 reimbursed for this police car and for the damage, and  
24 let's make sure that we are not -- that this doesn't  
25 happen again. Because it's -- I agree with you with the

1 stick of dynamite.

2 Like that morning -- I know people that were  
3 here last month, I was enraged. And I only get to text  
4 one Board Member, so, of course, Stan's phone was  
5 blowing up because I was like "What?"

6 But I hope the people that are here in the  
7 city of Costa Mesa realize, as a Board Member, I  
8 apologize. And to the extent we can prevent it again,  
9 no, we can't. You know, this country's an amazing  
10 thing. This country gives us indelible rights, and some  
11 of those indelible rights make us extremely  
12 uncomfortable. We can't prevent it.

13 But what we can do is all of the suggestions  
14 of these Board Members, making sure we are better  
15 neighbors.

16 CHAIR GERARDO MOUET: And you -- I know -- I  
17 don't know if you mentioned, Kathy, but a meeting has  
18 been scheduled with the city manager, the chief of  
19 police in Costa Mesa, and the CEO. I know I'm  
20 attending. I think Nick is looking at his calendar.

21 VICE CHAIR NICK BERARDINO: Yeah.

22 CHAIR GERARDO MOUET: And so we're going to get  
23 to -- even further on that.

24 I think Doug had his hand first, and then  
25 I'll call on Barbara.

1 Doug?

2 DIRECTOR DOUGLAS LA BELLE: Yeah. I just wanted  
3 to ditto Ashleigh's comments. I think it was very well  
4 said. And I too apologize for what occurred.

5 As Gerardo deals with this on a daily basis,  
6 I used to deal with it on a daily basis but don't do  
7 that anymore. I think there's some things that we can  
8 look -- and I assume that this is going to go to the  
9 Tenant Liaison Committee, Stan and Nick, to draft a more  
10 detailed policy.

11 The experiences that I've had, obviously, you  
12 need time to evaluate proposed events. So time is  
13 important. I think the initial -- or comment of the  
14 deposit, if we assume that there's going to be  
15 potentially added costs, then we need to get enough  
16 money up front in the form of a fee, as well as the  
17 deposit to make sure that we're not in the situation of  
18 having to after the fact go for the additional  
19 compensation.

20 Sometimes events occur that you think are  
21 going to be very routine and something happens. So I  
22 think we, obviously, need to recognize that could occur  
23 in a situation. Some events you plan for the entire  
24 year, i.e., the fair.

25 In my last community, we had an annual boat



1 parade, and we had no lakes in this community. And what  
2 the boat parade was was just all of the service clubs  
3 got together and they decorated their boats and they  
4 paraded them through the community. And that was kind  
5 of planned on an annual basis. So, you know, they start  
6 in January planning for the event in December. So these  
7 are some things that I think the committee can look at  
8 when they draft the policy.

9 And, you know, things like hours of  
10 operation, so on and so forth, that, I think, are  
11 important. I don't think we want anything occurring  
12 here at midnight and to 2:00 in the morning, and I think  
13 there's things we can control from that perspective. So  
14 those are my comments.

15 CHAIR GERARDO MOUET: Those are good comments.  
16 Thank you, Doug.

17 Barbara and then --

18 DIRECTOR BARBARA BAGNERIS: I just want to say  
19 that, you know, we don't know what we don't know. And  
20 we are in a situation across this country that I don't  
21 think we've dealt with before. And I believe in freedom  
22 of speech and all of those things, but I don't think we  
23 really -- I don't think we've seen the worst of the  
24 kinds of things that we've been seeing over these past  
25 few months.

1           And so for us to predict what's really going  
2 to happen, we don't know. We assume everything was  
3 going to be okay. It was inside, but it wasn't outside.  
4 And those things just have to be considered.

5           What we're doing with the policies and  
6 procedures is the right thing to do so that we can  
7 anticipate in the future. I believe there are going to  
8 be more incidences like this. There will be other  
9 groups that come out because people are now emboldened,  
10 and they feel it's okay to do things that are harmful  
11 and hurtful to other people and don't have any regard  
12 for it.

13           So the policies and procedures, coming up  
14 with some direction so the staff can have that I think  
15 is the right thing to do, but I'm going to say I had no  
16 idea it would get as bad as it got. So we don't know  
17 what we don't know. This is how you prevent or make  
18 sure these things don't happen again is by writing  
19 policy for them. So thank you for giving us this  
20 document.

21           CHAIR GERARDO MOUET: Thank you.

22           Nick, I think you wanted --

23           VICE CHAIR NICK BERARDINO: Yeah. And the other  
24 things in terms of we talked about recovering costs  
25 that -- so one option that I would like to -- through

1 the Chair for staff to look at, one of the things is  
2 Tandem is a private organization with whom we contract  
3 with. They book the event.

4 So also let's look at if -- in terms of  
5 recovering costs, what we got to get back is -- as folks  
6 have said, we got to make this right with the community.  
7 We got to make it right. And we got to make it right  
8 here with the taxpayers of the State of California that  
9 own this property. They own it.

10 They -- people owe money. So let's look at  
11 also Tandem as what their area of responsibility would  
12 be in making up the shortfall should we not be able --  
13 since they were the contractor that booked the event to  
14 see if -- what their responsibility would be in terms of  
15 making it whole.

16 So I would ask through the Chair if we could  
17 ask staff to pursue with Tandem another option of making  
18 up the money.

19 CHAIR GERARDO MOUET: Yeah. I'll respond, but  
20 you have something to add?

21 DIRECTOR STAN TKACZYK: Okay. And what you bring  
22 up just with this comment is something that I think we  
23 may have to look at all of our leases that we have or  
24 rental agreements. I haven't taken the time, I must  
25 admit, to go in detail to see what remedies we have if

1 there is an issue like this. So if there are not any  
2 remedies in our agreements, then we certainly need to  
3 address that.

4 So it's not just this Tenant Liaison. I  
5 think it goes beyond that. Because the best cure is not  
6 to get the disease. Then you don't need the cure. So  
7 if we can do it right, then we have remedy.

8 Now, it means legally we can go after them.  
9 And whether they have the money is another story. But  
10 at least we need to keep that legal right available.

11 CHAIR GERARDO MOUET: Yeah. I have some comments  
12 in trying to summarize, but I want to make sure that all  
13 Board Members have a chance to comment or ask questions.  
14 I'm calling if there are any additional comments.

15 Okay. I think Josh has given us really good  
16 advice. He basically used -- coined the phrase  
17 content-neutral information. I'm absolutely certain  
18 that you can create content-neutral criteria in order to  
19 make this more responsible and to prevent some of the  
20 lessons -- hard lessons that we've learned on this case.

21 In addition, on the policy perspective, I've  
22 already made reference and I have no problem making it  
23 time and time again about the communication. You made  
24 really good reference to the system that occurred over  
25 there in Anaheim. So I think that's also an opportunity

1 for the Tenant Liaison to seek.

2 Now, so content neutral. And as the Chair,  
3 because I have an interest in this type of work, I'll  
4 provide to the committee additional information and  
5 samples and models that I think should be considered in  
6 regards to content-neutral criteria to make sure we  
7 don't end up on the losing side of the costs, on the  
8 losing side of public safety, which is to me the highest  
9 criteria.

10 And so I believe we have gotten good counsel  
11 on the terminology to focus on how to reform the  
12 policies and procedures, the content neutral, and I'm  
13 absolutely convinced you can do that without breaking  
14 any Constitutional -- person's rights or anything like  
15 that. And then it's good business and then it's also --  
16 it's exceptionally good relations with our neighbors.  
17 So that's one thing.

18 The other thing with regards to the moneys  
19 owed, so I believe that in addition the Tenant Liaison  
20 should continue to get from staff updates with regards  
21 to the moneys owed. I for one want every single penny  
22 to be paid by the Trump organization because it cost us  
23 money, and I am not happy with the prospects of having  
24 to subsidize that particular event. Absolutely wrong if  
25 there is any risk in subsidizing that event.

1           I think we're going to have more clarity when  
2 we meet with the city manager and the police chief with  
3 regards to the City of Costa Mesa. I think our  
4 communication with city and deputy sheriff and whomever  
5 handles security for whatever third-party event, in this  
6 case the Secret Service, there needs to be more  
7 content-neutral clarification on what it is.

8           It's okay to say no because we don't have the  
9 capacity and there's just too much risk assessed with  
10 regards to if we say yes. It is okay. That is  
11 content-neutral decision making. That is good  
12 content-neutral decision making. There's nothing wrong  
13 with that.

14           And as -- as Nick mentioned, you know, we --  
15 we owe it to our neighbors, to the city, and to the  
16 people of California on how this land is used, you know?  
17 I for one feel that staff needs to make sure that  
18 whatever happens, without breaking the law, in  
19 third-party events should be as much as possible  
20 prioritization to help support that mission. I believe  
21 that is an appropriate business type of thing.

22           I'm not saying that you don't allow this or  
23 that if it doesn't fit. I'm just saying that it is good  
24 to have. By the way, so the Tandem contract, it's okay  
25 for the Tenant Liaison to review it because that is a

1 tool that staff uses to be able to do third-party  
2 events.

3           So you should review it. You should review  
4 the Tandem contract. And the Tandem folks are  
5 incentivized; right? They're incentivized to make money  
6 and say, hey, I've got something for you and all that,  
7 and staff has a responsibility of making sure that the  
8 process.

9           Tandem should not have any authority to say  
10 yes or no. It's staff. Tandem brings a prospect and  
11 lays out whatever they're contracted to do, and then  
12 staff is responsible.

13           So I understand how it works. But if there's  
14 some improvement process with regards to Tandem or  
15 whatever the process is, I think we should look at it.  
16 I think the Tenant Liaison should do it.

17           So I believe this has been very healthy  
18 discussion. I think legal counsel has advised us on how  
19 to reform the tools to improve it in a legal sort of  
20 way. I think we're all very much astute to the times,  
21 and it's a very interesting time.

22           We're not immune to be -- we don't live in an  
23 island. We realize what's going on, what happened in  
24 Anaheim. We understand that this is a public venue.  
25 Tomorrow or today there might be another request. Even

1    though we don't have it in official, I think we know  
2    enough, from my perspective, as one Board Member saying  
3    that this better not happen like it happened again.  
4    It's just very clear. It wasn't good for our neighbors.  
5    It wasn't good for our budget. It wasn't good for  
6    relations and image building. It just wasn't good.

7                You know, and this -- it doesn't matter  
8    whether it's this particular political candidate or  
9    whatever. I'm being content neutral here, so I'm just  
10   wanting to say that -- that we don't have to -- staff  
11   doesn't have to wait for the T's to be crossed and the  
12   dots to be marked for them to realize some of the  
13   lessons to be learned on this.

14               You know, I understand sometimes you're going  
15   to continue getting requests. This is a great place.  
16   Of course, you're going to continue getting requests.  
17   The season is on. It is on, you know?

18               So those are my summaries, bringing things --  
19   but, Barbara, you have something?

20               DIRECTOR BARBARA BAGNERIS: I'm sorry. On  
21   payment, so the settlement contract, it's already gone  
22   out?

23               MS. MICHELE RICHARDS: Uh-huh.

24               DIRECTOR BARBARA BAGNERIS: And is there a date  
25   specific when it's due back to us?



1 MS. MICHELE RICHARDS: You mean the follow-up  
2 invoice?

3 DIRECTOR BARBARA BAGNERIS: Yes.

4 MS. MICHELE RICHARDS: Yes. I don't know what  
5 that is offhand.

6 DIRECTOR BARBARA BAGNERIS: So there is a date.  
7 So the 18 percent rate does apply to the settlement  
8 contract, as well?

9 MS. MICHELE RICHARDS: Uh-huh.

10 DIRECTOR BARBARA BAGNERIS: I just wanted to make  
11 sure I saw that --

12 CHAIR GERARDO MOUET: We do have a contract to  
13 deal with in the tabled issue.

14 VICE CHAIR NICK BERARDINO: I know you're trying  
15 to sum it up. For me, the reason I wanted to have staff  
16 look at Tandem paying, you know, everybody knows by now  
17 that when it comes to me, my feeling about taxpayers  
18 here, and not -- prefacing my remarks, I'm not amused by  
19 what I've seen over the six years here in terms of who  
20 runs the show in terms of -- not runs the show, but who  
21 gets the big bump out of here. And I know who does, and  
22 I don't like it. I wish we could reform it. And I'm  
23 going to work my tail off in a broader way to reform it.

24 But taxpayers cannot be on the hook for this.  
25 So we got to get our money back. They deserve their

1 money back. And if the company booked it, we can't get  
2 it from anybody else, they're going to have to pay.  
3 Someone's going to have to pay, but it's not going to  
4 come out of the taxpayers' pocket. And that's what  
5 I'm --

6 (Applause.)

7 CHAIR GERARDO MOUET: Thank you, Nick. We do  
8 have that issue on the contract that we tabled that we  
9 need to address, but yeah.

10 DIRECTOR DOUGLAS LA BELLE: I think it was  
11 mentioned earlier, but I would think in terms of the  
12 policy, content neutral, but capacity is a key issue.

13 CHAIR GERARDO MOUET: Yes.

14 DIRECTOR DOUGLAS LA BELLE: And I think a  
15 significant part of this problem was related to the  
16 capacity. You know, somebody wants to rent Baja Blues  
17 for a birthday party and they're going to have a hundred  
18 people there, that's different than, you know, a  
19 thousand people or 2,000 people. So I think that needs  
20 to be incorporated into the policy.

21 VICE CHAIR NICK BERARDINO: Going back to that  
22 contract thing --

23 CHAIR GERARDO MOUET: Yes.

24 VICE CHAIR NICK BERARDINO: -- I just think we  
25 should table it. I think why -- I don't see that

1 there's any risk. We already have the money. I don't  
2 think we're in breach. They had the event. What's --  
3 what could we possibly breach? They had the event.  
4 They got everything. We got the 39,000. They owe us  
5 more money. I think we ought to just -- I mean we're in  
6 a --

7 DIRECTOR ASHLEIGH AITKEN: We don't gain anything  
8 by not approving the contract that has already been  
9 entered into and --

10 VICE CHAIR NICK BERARDINO: I think legally maybe  
11 not.

12 DIRECTOR ASHLEIGH AITKEN: That word. We don't  
13 gain anything.

14 (Multiple overlapping speakers.)

15 VICE CHAIR NICK BERARDINO: I think we do. I  
16 don't want to discuss what I think we do --

17 CHAIR GERARDO MOUET: Let -- let -- the way I  
18 think procedurally we should do this, there could be  
19 further discussion. That's what I'm witnessing right  
20 now, further discussion.

21 But staff had it on the agenda for approval.  
22 It was part of the consent item. It was pulled. This  
23 is an idea. Maybe we shouldn't approve because maybe it  
24 will help leverage or not with regard to some kind of  
25 discussions.

1           Let me -- before we further a decision, let  
2 me ask staff do you still want the Board to consider  
3 approving it or not? I think that's the appropriate  
4 first question before getting into discussion.

5           MS. KATHY KRAMER: I mean it is, like Josh said,  
6 a business decision. The events happened. It was  
7 executed. Do we not have any leverage if it's an  
8 executed contract? I mean if it's -- I hate to defer  
9 back to the Board, but it's not going to impact what we  
10 need to do going forward.

11          CHAIR GERARDO MOUET: So I believe that staff is  
12 still asking up or down on the contract.

13          DIRECTOR ASHLEIGH AITKEN: Can we table it for a  
14 month?

15          CHAIR GERARDO MOUET: Can we table it for a  
16 month? That's another option.

17          DIRECTOR ASHLEIGH AITKEN: Just table it for a  
18 month.

19          CHAIR GERARDO MOUET: So let me -- before I call  
20 for a motion, are there any other questions or  
21 discussions? And then I'll have someone make a motion,  
22 and then I think that's the procedure.

23                 So before we call a motion, are there any  
24 other questions on this issue, on this particular  
25 contract for discussion? If not, I'm open for a motion

1 to be made.

2 DIRECTOR DOUGLAS LA BELLE: I move to table  
3 it until --

4 CHAIR GERARDO MOUET: I'm sorry. One second. If  
5 you can hold on because he had a question.

6 DIRECTOR NEWTON PHAM: I actually have a comment.  
7 Personally, I think it's bad business. The event's been  
8 done, contract been executed, and everything's been put  
9 into place. And just tabling it for leverage sake is --  
10 it's in bad faith in terms of business decision making.

11 That discussion should have been done  
12 beforehand. But the key is, you know, lessons learned.  
13 And I think maybe we should just vote to approve it, not  
14 approve it, and move on rather than just table it and  
15 prolonging it.

16 CHAIR GERARDO MOUET: I appreciate your comment.

17 Sandra, did you have your hand up. No?

18 DIRECTOR SANDRA CERVANTES: I agree with him. I  
19 agree with Director Pham.

20 CHAIR GERARDO MOUET: Okay.

21 DIRECTOR BARBARA BAGNERIS: Make a motion.

22 CHAIR GERARDO MOUET: And, Doug, you're about to  
23 make a motion?

24 DIRECTOR DOUGLAS LA BELLE: I was going to move  
25 to table it until the June meeting. At that point in

1 time, we'll have a report back relative to whether we  
2 have the money or don't have the money. And I don't see  
3 any harm in doing that. It's kind of a neutral sort of  
4 thing.

5 VICE CHAIR NICK BERARDINO: I second Doug's  
6 motion.

7 CHAIR GERARDO MOUET: Okay. So I believe Doug  
8 made the motion to tabling it for a month.

9 DIRECTOR DOUGLAS LA BELLE: Yes. Until the June  
10 meeting.

11 CHAIR GERARDO MOUET: To the June 23rd meeting.  
12 And Nick seconded it.

13 Okay. I'm going to ask Jessica to call for  
14 the vote; right?

15 BOARD CLERK JESSICA ZIMMERMAN: Chair Mouet?

16 CHAIR GERARDO MOUET: Yes.

17 BOARD CLERK JESSICA ZIMMERMAN: Vice Chair  
18 Berardino?

19 VICE CHAIR NICK BERARDINO: Yes.

20 BOARD CLERK JESSICA ZIMMERMAN: Director Aitken?

21 DIRECTOR ASHLEIGH AITKEN: Yes.

22 BOARD CLERK JESSICA ZIMMERMAN: Director Tkaczyk?

23 DIRECTOR STAN TKACZYK: No.

24 BOARD CLERK JESSICA ZIMMERMAN: Director  
25 La Belle?

1 DIRECTOR DOUGLAS LA BELLE: Yes.

2 BOARD CLERK JESSICA ZIMMERMAN: Director

3 Bagneris?

4 DIRECTOR BARBARA BAGNERIS: Yes.

5 BOARD CLERK JESSICA ZIMMERMAN: Director

6 Cervantes?

7 DIRECTOR SANDRA CERVANTES: No.

8 BOARD CLERK JESSICA ZIMMERMAN: Director Pham?

9 DIRECTOR NEWTON PHAM: No.

10 CHAIR GERARDO MOUET: So that's three nos. And

11 if I can get someone to do the math and there's a

12 balance of six -- 6-3. So it's tabled. Motion passes.

13 Thank you so much. Moving on to the next item.

14 Now, it's 11:30 right now. The next item is

15 9B. If it is okay, we'll take a five-minute recess

16 because there are people needing to go to the rest room.

17 I'm one of them.

18 (Recess taken from 11:25 a.m. until

19 11:37 a.m.)

20 CHAIR GERARDO MOUET: Let me call the meeting

21 back to order at 11:37. And she'll be able to join in

22 the discussion in a little bit.

23 But the next item is 9B, which is update on

24 the City of Costa Mesa, quote, "Initiative to Require

25 Voter Approval on Certain Development Projects."

1           We have one public comment request and then a  
2 staff report and then discussion on the item if there  
3 are any.

4           So I'm going to call on Jay Humphrey. You  
5 have three minutes.

6           MR. JAY HUMPHREY: Thank you again. And I would  
7 like to let you know first that on your prior comments  
8 for the prior item, I do appreciate all of your comments  
9 and the -- the steps you're looking to take. And I look  
10 forward to seeing both the policy and whatever other  
11 successes you have in resolving it. So thank you very  
12 much for that.

13           Secondarily, I think it's important on this  
14 item -- when I looked this up for the staff report, I  
15 didn't have any staff report. I had basically a  
16 background letter that said, hey, this is what happened,  
17 i.e., all the way through to the end of the ballot, and  
18 then, B, I had the initiative but no commentary of any  
19 kind about staff report on what -- and you had asked  
20 specifically, Mr. Chair, and you asked specifically for  
21 them to come back to you with what effects this may have  
22 on the -- on potential development in the fairgrounds.

23           And having not seen that, I think it's  
24 part --

25           CHAIR GERARDO MOUET: I think we're going to hear



1 from staff in a bit. So --

2 MR. JAY HUMPHREY: Okay. And then the only thing  
3 I would comment on simply is it should have no effect on  
4 anything going on on the fairgrounds. And for one  
5 reason, it specifically states in the initiative that  
6 the initiative will do nothing to violate state law.  
7 And since you are controlled by state law and not by  
8 city law, that supersedes anything the city may or may  
9 not have, which is already the situation we stand by.  
10 But I'll wait for the staff report on that too.

11 Thank you all very much. I appreciate your  
12 time.

13 CHAIR GERARDO MOUET: Thank you, Mr. Humphrey.

14 We have another request to speak on this  
15 item. Resident One?

16 RESIDENT NUMBER ONE: Yes. I'll make this really  
17 quickly. I agree with everything that Jay is saying.  
18 And what I'm requesting is that on this particular item,  
19 it certainly would be more relevant if we could have the  
20 public comments after your discussion and the report.  
21 Because Jay is very familiar with it, and maybe there is  
22 something that could be -- have an input from that from  
23 the source. Thank you.

24 CHAIR GERARDO MOUET: Okay. And that concludes  
25 the public comment cards that we've gotten so far at

1 this point.

2 Let me turn it over to staff so that they can  
3 give us an update on this item, and then we'll open it  
4 up for Board discussion.

5 MS. KATHY KRAMER: Great. Thank you.

6 Mr. Humphrey, part of the reason there was  
7 not any -- the lens that we took on the update was to  
8 liaise with the city to see if there had been any more  
9 changes, things like that.

10 It's my -- the update that we have, and you  
11 were waiting until the last minute, because things are  
12 changing constantly. And the city has advised the City  
13 of Costa Mesa is in the process of creating a competing  
14 growth measure that will be added to the November  
15 ballot. So that is the only update we have.

16 And my apologies if I misunderstood from the  
17 Board. But I -- the understanding was it's almost too  
18 early for us to understand. I think that was some of  
19 the comments last time, unless the Board wants to give  
20 different direction.

21 CHAIR GERARDO MOUET: No, no.

22 MS. KATHY KRAMER: Yeah. It was just monitoring  
23 to see what changes, amendments might be happening as  
24 we're getting closer there to remain neutral.

25 CHAIR GERARDO MOUET: What I recall -- obviously,

1 there's people in this room probably that are much  
2 closer to this -- this initiative.

3           What I recall was, you know, that the Board  
4 seemed to have articulated that we want to make sure  
5 that -- that not just in a -- a verbal conversation,  
6 like in an analytical way that there isn't going to be  
7 any kind of negative impact on the stuff that we do  
8 and -- and keep us updated. And when you have the --  
9 the -- the analysis, the information, then please keep  
10 the Board updated. I think that's what's happening.

11           I think I just heard news that the City of  
12 Costa Mesa's contemplating on adding an initiative, as  
13 well.

14           MS. KATHY KRAMER: Right. Competing growth  
15 measure.

16           CHAIR GERARDO MOUET: I don't know if there's  
17 enough information already made public in regards to  
18 what that is all about. But I think that's -- the  
19 spirit of last month's direction is -- so now it's --  
20 now there might be two initiatives; right? So please  
21 let us know how it might impact. I think it's still the  
22 same question.

23           And so that's -- and I've -- I've heard  
24 comments like, no, it won't have any impact, the  
25 state -- I understand that. Notwithstanding that, it

1 doesn't mean that the Board doesn't want to be kept  
2 updated on the more detailed analysis, understanding  
3 that that's our job.

4           So let me open it up for further comments.

5           DIRECTOR ASHLEIGH AITKEN: My question -- I mean  
6 taking this initiative aside, are we as a Board -- we  
7 are not allowed to take political positions on  
8 initiatives.

9           MR. JOSHUA CAPLAN: That's correct.

10          DIRECTOR ASHLEIGH AITKEN: Right. So I just want  
11 to make that clear because if something comes down the  
12 pipeline eventually that we agree with, we disagree  
13 with, we're just not legally allowed to -- while I  
14 agree, I'm glad that we're updated. But thank you.

15          CHAIR GERARDO MOUET: Good question.

16               Any other questions to staff on this item or  
17 issues? As far as I know, it just needs to continue  
18 being on the agenda so that we are kept updated on it.  
19 There's really no action item.

20          MS. KATHY KRAMER: If I can, for clarification,  
21 Chair Mouet, I certainly am not a lawyer, don't want to  
22 be, don't want to act like one. But so as far as the  
23 staff analyzing that initiative, that I would have to  
24 ask that we involve Josh and team to understand that and  
25 give a report maybe next month of clarification.

1 Because staff can watch what happens in the City Council  
2 as far as are there initiatives or changes to it, but  
3 the legal opinion we'll get Josh to come back and make,  
4 if you're okay with that, Josh.

5 MR. JOSHUA CAPLAN: We can talk about it.

6 MS. KATHY KRAMER: Okay.

7 DIRECTOR ASHLEIGH AITKEN: Do we need to incur  
8 those costs? We can't take a position on it either  
9 way --

10 CHAIR GERARDO MOUET: Incur --

11 DIRECTOR DOUGLAS LA BELLE: I agree with  
12 Ashleigh. It's just information only. That's neutral  
13 because we can't do --

14 DIRECTOR ASHLEIGH AITKEN: While I'm not trying  
15 to infringe on your billable work --

16 MR. JOSHUA CAPLAN: There is none.

17 DIRECTOR ASHLEIGH AITKEN: -- do we need to incur  
18 that cost? If -- and, you know, there's a lot of things  
19 he needs to work on. We can't take a position either  
20 way. We can read in the newspaper. We can get  
21 informed. I mean I don't know if that's something that  
22 we need to have our --

23 CHAIR GERARDO MOUET: I think what I heard is in  
24 the overall services that the Attorney General has, if  
25 staff has, like, you know, does this impact in a legal

1 way, I think that's just day-to-day kind of -- that's  
2 what I understand.

3           So, hey, what do you think about this  
4 language, Attorney General Office? How does it impact?  
5 Because it's their job, ongoing services to the DAA. So  
6 I'm not -- I'm not --

7           DIRECTOR ASHLEIGH AITKEN: (Indiscernible.)

8           CHAIR GERARDO MOUET: I don't think that I'm  
9 saying, by the way, do a major project on bringing  
10 back -- you know, I think --

11           DIRECTOR ASHLEIGH AITKEN: No. I thought we were  
12 asking for independent legal analysis on the pros and  
13 cons of this initiative, which I just don't think we  
14 can -- since we can't make a decision on it, it would be  
15 pointless.

16           CHAIR GERARDO MOUET: Yeah.

17           VICE CHAIR NICK BERARDINO: And I think it's good  
18 to continue the analysis because I don't know if --  
19 anybody here who's lived in Orange County for more than  
20 30 years, have you ever seen a land use issue that  
21 initiative that people said isn't going to impact  
22 anybody ultimately impact you?

23           I think that's the story of Orange County  
24 development going back to the '70s. And so while I have  
25 great admiration personally for Mr. Humphrey, you know,

1 when people say on any kind of land use issue in Orange  
2 County -- it's a great county -- it isn't going to  
3 impact you --

4 MR. JAY HUMPHREY: I was talking direct impact,  
5 i.e., control of what you do, not what could be.

6 VICE CHAIR NICK BERARDINO: Yeah. So I think  
7 it's good because we -- that's why we have to have our  
8 own eyes on it. Because the thing I'm most concerned  
9 about reading, this 200-car trigger or 200-trips  
10 trigger. I want to be sure that doesn't -- I mean if --  
11 let's say we had -- you know, built out a great  
12 educational center here in cooperation with everybody  
13 around us and this is -- we have this great opportunity,  
14 and it increases with 201 trips or whatever it is. Does  
15 that impact us?

16 You know, and I just know that you can ask  
17 any Orange County resident that's been around here, land  
18 use issues, and people say it ain't gonna impact you --  
19 (indiscernible).

20 CHAIR GERARDO MOUET: Yeah. I'm going to -- as  
21 soon as you're done, Nick, I'm going to call on Doug.  
22 Anything else, Nick?

23 VICE CHAIR NICK BERARDINO: No. That's it.

24 CHAIR GERARDO MOUET: Doug?

25 DIRECTOR DOUGLAS LA BELLE: I just wanted to

1 comment that I think we need to continue to monitor it.  
2 We have no idea what the city's going to come up with in  
3 terms of an alternative measure. So I'd like to, you  
4 know, have it come back to us for information as  
5 appropriate every meeting, whatever's necessary. So I  
6 think that's a key point.

7 And Director Berardino's absolutely right.  
8 You know, when you start -- anything that happens  
9 relating to the properties or the areas that surround us  
10 potentially have an impact on us.

11 CHAIR GERARDO MOUET: Stan?

12 DIRECTOR STAN TKACZYK: Josh, help me again. I  
13 heard that we can't really do anything. But if there's  
14 something that does impact us, can we do anything?

15 MR. JOSHUA CAPLAN: No. The Board generally  
16 can't -- that would be considered grass roots  
17 campaigning. And as a matter of state law, the Board is  
18 prohibited from doing that.

19 DIRECTOR STAN TKACZYK: So the only thing we can  
20 do is look?

21 MR. JOSHUA CAPLAN: Yes. The Board can look, and  
22 certainly from -- the Board has authority to do things  
23 at a state level. For example, you've already retained  
24 the services of Gonsalves & Son to essentially be a  
25 lobbyist to look into certain interests on behalf of the



1 Board.

2 If there is interest that you want to look at  
3 beyond state law, it's something that we have to look  
4 into. But certainly the Board can't take an up or down  
5 vote whether they support the initiative or not.

6 DIRECTOR STAN TKACZYK: So we really -- it's just  
7 hands-off look, listen?

8 MR. JOSHUA CAPLAN: And determine how, if at all,  
9 if would affect the DAA.

10 DIRECTOR STAN TKACZYK: And then our only  
11 recourse would be legislative action recourse?

12 CHAIR GERARDO MOUET: I don't think we know yet.

13 DIRECTOR STAN TKACZYK: No. I'm not suggesting  
14 anything. I just want to know when we do know what we  
15 could do because I heard we couldn't do anything. And  
16 he just verified --

17 CHAIR GERARDO MOUET: Yeah. I think from a  
18 political campaigning, like taking a stand we're for  
19 this or against that. But my sense is that  
20 operationally, there's some issues that is going to  
21 infringe on some of the abilities that we have as the  
22 DAA, then we work with legal counsel and staff and all  
23 that and bring it back to the Board.

24 That's not necessarily making -- taking an  
25 issue. It's just kind of wanting clarity and seeing how

1 if it might infringe on some of the things that we're  
2 already kind of expected to do. See what I'm saying?

3 DIRECTOR STAN TKACZYK: I get what you just said.  
4 And then I guess what I was asking is if the conclusion  
5 is it does, we can't do anything.

6 DIRECTOR ASHLEIGH AITKEN: You can write a  
7 strongly worded letter.

8 DIRECTOR STAN TKACZYK: That's what I'm saying.  
9 That's what I heard him say.

10 CHAIR GERARDO MOUET: Why don't you repeat what  
11 you just said?

12 DIRECTOR ASHLEIGH AITKEN: No. I mean we can  
13 write a strongly worded letter.

14 DIRECTOR STAN TKACZYK: So we can't do anything.

15 DIRECTOR NICK BERARDINO: Or we can seek  
16 legislative --

17 DIRECTOR STAN TKACZYK: Yeah. If it's  
18 appropriate.

19 DIRECTOR ASHLEIGH AITKEN: We can't get involved  
20 with local elections. We can't get involved in local  
21 initiatives. We can't -- as a Board. I mean  
22 individually we are allowed to do what we want to do.  
23 As a Board, we cannot support a mayoral candidate  
24 that -- we just can't do that.

25 DIRECTOR DOUGLAS LA BELLE: Yeah. But

1 individually we can.

2 DIRECTOR ASHLEIGH AITKEN: Individually, you can,  
3 yes.

4 DIRECTOR DOUGLAS LA BELLE: And as a Costa Mesa  
5 resident, I want to preserve that right to speak as a  
6 resident.

7 DIRECTOR ASHLEIGH AITKEN: You are allowed to  
8 vote.

9 CHAIR GERARDO MOUET: No. Absolutely.  
10 Absolutely.

11 DIRECTOR STAN TKACZYK: No. I just wanted  
12 clarity, again. It's been really very informative, this  
13 meeting.

14 CHAIR GERARDO MOUET: Very good discussion.

15 Any other questions? There's really no  
16 action. I think it just continues to be something that  
17 we monitor and -- and, you know, learn about what's  
18 going on.

19 Okay. With that in mind, I think, having  
20 finished, I think, 9B, we're going to go to 9C. 9C, as  
21 it reads, is Board of Directors All Access Policy. It's  
22 an action item. Let me turn it over to Kathy.

23 MS. KATHY KRAMER: Okay. Thank you.

24 At the April Board Meeting, Vice Chair  
25 Berardino asked staff to agendize a discussion creating

1 an all-access policy for the Board of Directors. This  
2 policy is for access for the Board Members only to any  
3 year-round event or specific areas on the property.

4 As part of creating this policy, staff has  
5 made some recommendations on the implementation of how  
6 this logistically would work. And I'll just pull the  
7 highlights of the bullet points.

8 We're asking that the Board Members wanting  
9 to come on property and see something through that lens  
10 as not just a general attendee coordinate this with  
11 Gate 5 with our security and safety office. If that's  
12 closed, we've got a phone number that's answered 24  
13 hours a day.

14 Safety and security can be -- play a key role  
15 in assisting the Board Members with parking. And also  
16 coordinate -- that coordination point's going to be  
17 critical because there's going to be -- the safety and  
18 security staff will be apprised of areas that may be  
19 hazardous, high traffic, or have some impact.

20 We're also recommending that at this point  
21 the safety and security staff can escort the visiting  
22 Board Members to assist with event entry -- we might  
23 have some areas that would be secured -- and assist the  
24 Board Members to make sure we're not getting into any  
25 potential areas.

1           We are asking that in an instant in which  
2 Board Members wish to bring a guest, that we arrange a  
3 site visit, that my office be coordinated as part of  
4 that.

5           We have taken the liberty to provide an  
6 all-access badge. There you go. Perfect. So it's a  
7 photo I.D. It does say "All Access." And we're asking  
8 that -- Nick's got on his own. He's ready to go. We  
9 would make this -- we'll renew this badge. It will be  
10 coterminous with the renewal of our employee badge. So  
11 in January everyone will be getting a new badge for the  
12 next year.

13           So any questions or comments around this?

14           DIRECTOR BARBARA BAGNERIS: I have a question.  
15 So we don't need a fair badge now?

16           MS. KATHY KRAMER: I don't think so.

17           CHAIR GERARDO MOUET: I guess --

18           DIRECTOR BARBARA BAGNERIS: This is it.

19           MS. KATHY KRAMER: This is all access.

20           DIRECTOR BARBARA BAGNERIS: We used to get a fair  
21 badge.

22           MS. KATHY KRAMER: You're going to get another  
23 one at fair time, Director Bagneris, that will be an  
24 oversize -- almost about like what Nick's wearing with  
25 Fight Club, a little bit bigger, that will give you the

1 Pacific Amphitheater All Access Pass. So you'll need  
2 this with a photo I.D., and you'll be given the Pacific  
3 Amphitheater pass.

4 CHAIR GERARDO MOUET: I think this is a good  
5 thing.

6 Any other comments or questions?

7 The only thing is that I -- I keep on telling  
8 my -- when I visit my 87-year-old mom in San Diego, I'm  
9 keeping the beard. So I think I'm going to have to  
10 figure out how to get a new photo for this.

11 MS. KATHY KRAMER: You can step right out --

12 (Multiple overlapping speakers.)

13 MS. KATHY KRAMER: -- and we'll be glad to take  
14 your photo.

15 DIRECTOR ASHLEIGH AITKEN: This is two hair  
16 colors ago.

17 (Multiple overlapping speakers.)

18 MS. KATHY KRAMER: For those of you who wish to  
19 update your vanity photos H.R. -- (multiple overlapping  
20 speakers) -- will be glad to assist you.

21 DIRECTOR ASHLEIGH AITKEN: I'm not getting  
22 anywhere with this.

23 MS. KATHY KRAMER: So if the Board moves to  
24 approve this, the staff will adopt the policy and make  
25 it part of the policy -- part of the Board policy.

1 DIRECTOR SANDRA CERVANTES: So moved.  
2 DIRECTOR ASHLEIGH AITKEN: Second.  
3 CHAIR GERARDO MOUET: It's been first by Sandra  
4 and second by Ashleigh.  
5 Jessica, call for vote.  
6 BOARD CLERK JESSICA ZIMMERMAN: Chair Mouet?  
7 CHAIR GERARDO MOUET: Yes.  
8 BOARD CLERK JESSICA ZIMMERMAN: Vice Chair  
9 Berardino?  
10 VICE CHAIR NICK BERARDINO: With appreciation and  
11 thank you for doing it, yes.  
12 BOARD CLERK JESSICA ZIMMERMAN: Director Aitken?  
13 DIRECTOR ASHLEIGH AITKEN: Yes.  
14 BOARD CLERK JESSICA ZIMMERMAN: Director Tkaczyk?  
15 DIRECTOR STAN TKACZYK: Yes.  
16 BOARD CLERK JESSICA ZIMMERMAN: Director  
17 La Belle?  
18 DIRECTOR DOUGLAS LA BELLE: Yes.  
19 BOARD CLERK JESSICA ZIMMERMAN: Director  
20 Bagneris?  
21 DIRECTOR BARBARA BAGNERIS: Yes.  
22 BOARD CLERK JESSICA ZIMMERMAN: Director  
23 Cervantes?  
24 DIRECTOR SANDRA CERVANTES: Yes.  
25 BOARD CLERK JESSICA ZIMMERMAN: Director Pham?

1 DIRECTOR NEWTON PHAM: Yes.

2 CHAIR GERARDO MOUET: Motion passes. Thank you  
3 so much.

4 We're now going to 9D, and it's the approval  
5 to release the Master Plan RFP.

6 Kathy?

7 MS. KATHY KRAMER: I'm going to turn this over to  
8 Ken Karns, our VP of Operations.

9 MR. KEN KARNs: Thanks, Kathy.

10 I'll give you some background information  
11 with regards to the approval of a Master Site Plan  
12 request for proposal. In 2001 the OC Fair & Event  
13 Center started a Master Site Plan request for proposal  
14 process, and in 2003 a Master Plan was approved by the  
15 Board of Directors. The Master Plan was a vision for  
16 the fairgrounds for the next 10 to 12 years, and that  
17 took us to 2015. As part of this, we will be reviewing  
18 the accomplishments of that Master Site Plan to see what  
19 is still relevant today.

20 The anticipated time line for the new Master  
21 Site Plan request for proposal is to have an RFP in the  
22 market on around July 7th, 2016, with an anticipated  
23 award date of October 17, 2016. And we carefully chose  
24 this time line to allow for prospective proponents to  
25 attend this year's annual fair.



1           So we are looking forward to working with  
2 this Board and the newly formed Master Site Plan  
3 committee over the next 16 months on what will be an  
4 exciting process.

5           In addition, this time was put forth because  
6 we really want to see a very robust stakeholder set of  
7 meetings. Inside the current budget, \$200,000 was  
8 approved. And we really see this undertaking as  
9 tremendously significant in providing a blueprint for  
10 the new future of the OC Fair & Event Center.

11           So there is a recommendation from staff to  
12 have the Board approve a release of the Master Site Plan  
13 for 2015.

14           DIRECTOR SANDRA CERVANTES: So moved.

15           DIRECTOR NICK BERARDINO: Second.

16           CHAIR GERARDO MOUET: Any discussion, any  
17 questions? Doug.

18           DIRECTOR DOUGLAS LA BELLE: Yes. If I could,  
19 when Robert and I met with Kathy and Ken, I gave them my  
20 thoughts in terms of the process. And this is really an  
21 update of the existing Master Plan. I'm sure there will  
22 be -- pardon me -- some changes.

23           But I would like to -- to move towards having  
24 the process completed prior to next year's fair. If we  
25 start in October, I would think we've got eight to nine

1 months to conclude it by June of next year. And I think  
2 that is something we ought to look at.

3           One of the things I think is going to be  
4 important is early on having a discussion by the full  
5 Board as to what we see individually and collectively as  
6 priorities that we have for the Master Plan, and I'd  
7 like to request that we agendize for the next meeting a  
8 brief discussion where we can get an update from staff  
9 as to where we are in the current projects and begin the  
10 dialogue by the Board in terms of things that we would  
11 like to look at in terms of the -- the updating process.

12           CHAIR GERARDO MOUET: Yeah. This would be for  
13 June 23rd?

14           DIRECTOR DOUGLAS LA BELLE: Yes.

15           CHAIR GERARDO MOUET: And the type of discussion  
16 that you think is needed is talking about, like,  
17 projects or physical needs?

18           DIRECTOR DOUGLAS LA BELLE: What I'd like to see  
19 is -- we, obviously, have a Master Plan now, and it's in  
20 various stages of implementation. I'd like to get an  
21 update from staff as to where we stand on that.

22           CHAIR GERARDO MOUET: Okay. I see.

23           DIRECTOR DOUGLAS LA BELLE: And then that would  
24 give this Board an opportunity to share some thoughts on  
25 things that we would like to begin looking at in terms

1 of the future.

2 CHAIR GERARDO MOUET: I think, actually, the  
3 suggestion of reminding all of us of the existing Master  
4 Plan and what the scope was and the progress it has had,  
5 et cetera, is a good, healthy thing. Is that something  
6 that staff might be able to be ready to do -- to review  
7 the existing Master Plan, the current one that we have,  
8 on June 23rd?

9 MR. KEN KARNS: If that's the direction you're  
10 giving, we will have to have it done.

11 CHAIR GERARDO MOUET: Yeah.

12 VICE CHAIR NICK BERARDINO: Right answer.

13 DIRECTOR DOUGLAS LA BELLE: Good answer, Ken.

14 Also, if there are any concerns that we have  
15 in terms of requirements that have been imposed upon us  
16 by past actions, I think we ought to know what those  
17 constraints are too.

18 CHAIR GERARDO MOUET: That's a good question, as  
19 well, I mean a good thought, as well.

20 DIRECTOR DOUGLAS LA BELLE: And I think Reggie  
21 raised that issue at a previous meeting, and I think we  
22 ought to look at that and see what -- things can change,  
23 obviously. But if there are things in place that we  
24 need to be aware of, we should be looking at that up  
25 front.

1 CHAIR GERARDO MOUET: And I'm going to call --  
2 did someone -- I'm going to call on Stan. I'm not sure  
3 if anybody beat -- raised their hand before Stan.

4 But Stan.

5 DIRECTOR STAN TKACZYK: Doug, what you said, I  
6 just wanted just some clarification from you. You  
7 mentioned about doing a report before the fair, and I  
8 know what Ken just said was different, was after the  
9 fair.

10 And I'm -- I'm all for doing things quickly,  
11 but --

12 DIRECTOR DOUGLAS LA BELLE: No. I don't want to  
13 create any additional work for staff. But just give us  
14 an update on where we stand now in terms of the  
15 projects. And then we, as a Board, can have --

16 DIRECTOR STAN TKACZYK: Where I'm going -- where  
17 I was going -- I hope I'm making myself clear. You  
18 mentioned that you were -- the date that you were  
19 looking at was, I think, I'm going to say what I heard,  
20 like the end of the year you wanted it to be done.

21 CHAIR GERARDO MOUET: Before the --

22 DIRECTOR DOUGLAS LA BELLE: The award of the RFP  
23 would be at the October meeting of the Board.

24 DIRECTOR STAN TKACZYK: October meeting of the  
25 Board. And then the process --

1 MR. KEN KARNs: A 16-month process. So that  
2 takes us to the end of -- or December 2018.

3 DIRECTOR STAN TKACZYK: But you mentioned.

4 MR. KEN KARNs: Sorry. '17.

5 DIRECTOR DOUGLAS LA BELLE: This is my city  
6 manager background coming out. I'd like to have it done  
7 sooner rather than later. It's really an update. I  
8 mean we're not going back and remaking the wheel, not  
9 that there won't be changes. And I -- I think the  
10 sooner we can get that accomplished, the better off  
11 we're going to be.

12 CHAIR GERARDO MOUET: The -- by June 2017, we  
13 probably need -- by December 2017 is what I'm hearing  
14 there's this -- we need a meeting of the minds, which is  
15 why we have a task force.

16 DIRECTOR STAN TKACZYK: What date are you --

17 MR. KEN KARNs: So for clarity, a 16-month  
18 process in its entirety. When we look at spelling it  
19 out, it took us to June 1, 2018, for two goals, casting  
20 a very wide net on broad, robust stakeholder meetings.  
21 Part of all the things that we want to do to include the  
22 public and all our stakeholders to have the time for  
23 properly vetting and really getting out there.

24 The June date also gives us time to then have  
25 the Board approve a new Master Site Plan and then

1 prioritize what might be the first project we undertake,  
2 and it would be included in the budgeting process. So  
3 that's the part of the thinking for that time line.

4 DIRECTOR STAN TKACZYK: So I was going to state I  
5 appreciate what you brought up. But having gone through  
6 the meeting that we went through today with the concerns  
7 of the neighborhoods and all that, boy, if there's one  
8 thing I don't want to err on is not enough outreach to  
9 our community and to our stakeholders here.

10 So if staff is saying that they want to go  
11 this distance, I would hope maybe we could consider what  
12 they're suggesting.

13 DIRECTOR DOUGLAS LA BELLE: Well, I don't  
14 disagree with the stakeholders. That's absolutely  
15 important. What I'm saying is that I think it could be  
16 done sooner rather than later. I think it's a priority  
17 that the Board can set saying, you know, we can have the  
18 stakeholder meeting every week for the next 12 months if  
19 we need to.

20 And I just think that we're in a point now  
21 where we're doing certain things in terms of the Master  
22 Plan. Maybe we ought to put all that on hold until we  
23 have this.

24 And my main concern is that we, as a Board,  
25 should have a dialogue early on as to where we want to

1 take this thing. And I feel very strongly about that.

2 CHAIR GERARDO MOUET: Yeah. I hear that.

3 DIRECTOR STAN TKACZYK: I get all that dialogue  
4 before. I think that's great. I'm just concerned that  
5 we are putting the pressure on staff to get it done and  
6 not have maybe skipped some meetings and things like  
7 that. Again, I'm oversensitive to what we heard today,  
8 and I just want to make sure the general public is fully  
9 apprised.

10 CHAIR GERARDO MOUET: That's a very good  
11 question.

12 Barbara, did you have your hand up first?

13 DIRECTOR BARBARA BAGNERIS: I think Ashleigh beat  
14 me.

15 DIRECTOR ASHLEIGH AITKEN: If I understand, I  
16 think are you asking that the staff's report to us as to  
17 what we're looking for and what the priorities are  
18 happen after fair time so that we don't take resources  
19 away from the run-up of the fair since it's a month-long  
20 thing.

21 We're more than 50 days to fair time. Do we  
22 want to add that burden to staff at this point? Because  
23 I -- I tend to think I agree with you in that I would  
24 like to have this discussion after fair, maybe at our  
25 September meeting. Would that be okay if we have it --

1 because I'm just very concerned. We have a lot of  
2 things happening on this property in the next 50 days.

3 DIRECTOR DOUGLAS LA BELLE: And I'm comfortable  
4 with that. What I don't want to have happen is, you  
5 know, award a contract in terms of the update, and we  
6 have not had a discussion as a Board as to what  
7 direction we want to go in. And if that's going to  
8 occur in October, we can have the update in September.

9 CHAIR GERARDO MOUET: So here's -- here's what I  
10 think is -- I heard that there is an expected release of  
11 the RFP by July the 7th; is that correct?

12 MR. KEN KARNS: That's correct.

13 CHAIR GERARDO MOUET: That's what I heard. The  
14 value -- not to take too much time. Okay. The value of  
15 reviewing the existing Master Plan which exists is just  
16 kind of reviewing what it said and what has been done  
17 and what hasn't been done with regards to the Master  
18 Plan I think is a reasonable, doable thing for the  
19 June 23rd date.

20 But then -- then staff is tasked to release  
21 an RFP, and the RFP is usually the basis of an agreement  
22 once you issue it. And so, therefore, it needs to be --  
23 if we're going to meet the deadline of releasing the RFP  
24 in July, some level of discussion makes sense from the  
25 Board because something is going to be written out to



1 the world and released in July.

2 DIRECTOR ASHLEIGH AITKEN: I guess my follow-up  
3 is is there a reason we need to release it July 7th?  
4 Can we release it October 7th after our September  
5 meeting?

6 CHAIR GERARDO MOUET: Well, it just pushes all  
7 the time line. That's --

8 DIRECTOR ASHLEIGH AITKEN: I mean we've been  
9 talking about this for four years, since I've been on  
10 the Board. Is six months really -- I'm just concerned  
11 that you are -- it's not a burden on us to listen to the  
12 report, but it's going to be an enormous burden on staff  
13 to put on what they -- they put on A-plus presentations.  
14 And for them to put on an A-plus presentation reviewing  
15 an entire Master Plan is going to be pretty much -- it's  
16 going to be more than a part-time job for the next four  
17 weeks.

18 Again, I am concerned that I don't -- I don't  
19 think kicking this down the road six months -- maybe we  
20 just don't release the RFP until September. But that's  
21 a priority of the Board to have the discussion before we  
22 release the RFP.

23 CHAIR GERARDO MOUET: I'm just saying agendizing  
24 it for June 23rd for having another opportunity to  
25 discuss and understand, not -- not a major, like, oh, my

1 gosh, you know, detailed --

2 DIRECTOR DOUGLAS LA BELLE: Where are we at now?  
3 What's the status?

4 CHAIR GERARDO MOUET: Right. Where are we at  
5 now? I don't foresee that as -- like I have a zoo  
6 Master Plan, where are we on the zoo Master Plan. I'm  
7 going to do that. It exists. It's a document. You  
8 basically share -- and, by the way, that's been taken  
9 care of. That's the level I'm talking about.

10 Then I believe -- staff has just told us  
11 they're prepared to release on July the 7th. That's  
12 what I heard, you know, and the -- I want to respect  
13 staff's suggestion, and I want to respect the Board  
14 Members saying can we just get an update where we're at  
15 on the Master Plan. I don't think that's like a heavy  
16 level workload.

17 DIRECTOR DOUGLAS LA BELLE: Well, and if I could  
18 say I think the intent that Kathy and Ken have is that  
19 when they drafted the RFP, that Robert and I will be  
20 given the opportunity as a Board committee to review  
21 that RFP.

22 So I would just like to have -- before that  
23 thing hits the street, I would like to have some  
24 discussion by this Board as to where are we trying to  
25 get to.

1 CHAIR GERARDO MOUET: Yes. Yes.

2 DIRECTOR STAN TKACZYK: You're next.

3 DIRECTOR BARBARA BAGNERIS: This is quick. I was  
4 going to say we should have had this discussion before  
5 2015 ended so -- because it ended in 12 years. So we're  
6 probably late doing this. As well, we've been talking  
7 about since I've been on the Board.

8 So -- but my only comment, I agree with Doug  
9 that at the next meeting we have an update because I  
10 think we should see and be able to talk about this  
11 before the July 7th release. That's all.

12 CHAIR GERARDO MOUET: Yeah. I mean -- so Stan  
13 and then Ashleigh.

14 DIRECTOR STAN TKACZYK: Okay. Now I'm going to  
15 question what I think I'm hearing. Okay. I was  
16 really -- or I was talking about the final date. That's  
17 what I was talking about.

18 CHAIR GERARDO MOUET: Yeah.

19 DIRECTOR STAN TKACZYK: The final date. And what  
20 I heard Doug say, I thought, was a date maybe six months  
21 before staff's date.

22 DIRECTOR DOUGLAS LA BELLE: Yeah. What I --  
23 again, as one Board Member, my thought is we're not  
24 remaking the wheel. We're going out and evaluating  
25 what's out there now, and we're going to update it.

1 I just think between October of this year  
2 when the contract is awarded and June of next year we  
3 ought to have the Master Plan update completed. Does  
4 that mean we'll have all the environmental done relative  
5 to a given project? Not necessarily. But we at least  
6 ought to have that framework as to where we want to get  
7 to. And I think nine months is more than enough time to  
8 do that with all kinds of stakeholder meetings every  
9 week, if necessary.

10 DIRECTOR STAN TKACZYK: Okay. Now I'm looking at  
11 staff, and now I'm defining what the issue may be. So  
12 you're hoping to have more time?

13 MR. KEN KARNS: So, if I can, there's three  
14 issues. One, if by the June Board Meeting, done, done,  
15 done, not done, not done, don't know if it's relevant or  
16 not anymore, but this got done, over the last ten years  
17 this didn't get done, a one page.

18 Two, the process that gets us to July 7th, on  
19 or about, you got about a week of flexibility to hit the  
20 fair date of having our stakeholders here. We're  
21 prepared to deliver inside that process of getting us to  
22 on or about July 7th, absolutely the committee will have  
23 a view of the draft and their input back to staff on the  
24 RFP draft.

25 And we also anticipate the entire Board

1 seeing that draft before it hit the street. So you will  
2 see inside the RFP the vast number of stakeholder  
3 meetings that we're anticipating on a global -- so it  
4 will give you a real insight into how robust this might  
5 be. So you'll get to see it, and then you'll get to  
6 have some discussions.

7           The very first stakeholder meeting, once  
8 approved and it's on the street and we have a proponent  
9 working with us, would be a public Board-stakeholder  
10 meeting that's inside the RFP. And any other meetings  
11 that you want to have you'll have an opportunity for  
12 inside the RFP.

13           The last thing that's being debated is the  
14 time line of having us take us -- because by the time  
15 October hits and you execute a contract, we might be at  
16 the end of the year. We're into budgeting and those  
17 kind of things. You might start the stakeholder  
18 meetings in January. A year, a second fair, and then by  
19 the time a Master Site Plan is approved, you're into  
20 2018, and you start the budgeting process. So that's  
21 just the thought process. So the difference is having  
22 16 months versus six.

23           CHAIR GERARDO MOUET: Yeah. I have -- there will  
24 probably be more discussion, but I have a point to share  
25 on that.

1           Are there any other comments or questions on  
2 this? Because -- so staff is saying they're prepared to  
3 deliver on the release of an RFP. They said this on  
4 July the 7th.

5           I think it's clear that Robert and Doug as  
6 the committee members for the Board, for now the new  
7 Master Plan Committee, is going to be meeting and having  
8 an early review of the draft with staff. And they're  
9 going to have an opportunity to talk about the mechanics  
10 with regards to the end date, the final deliver. And I  
11 believe that the committee's going to have an  
12 opportunity to have a discussion and hopefully having a  
13 meeting of the minds.

14           So we're a little -- there's no draft yet.  
15 We don't know all of the particular things. But having  
16 a one-pager -- that's what I had in mind, a one-pager --  
17 on where we're at with regards to the existing Master  
18 Plan is not a bad thing, and I don't think it will be a  
19 heavy burden on staff. That's just my opinion.

20           I mean speak up now. But, you know, it's --  
21 it's actually something that one has to continually do  
22 on an ongoing basis. It is our Master Plan. We should  
23 probably know right away what has been done and what  
24 hasn't been done. That's good public information.

25           And then if for some reason staff believes,

1 you know what? We now know something and all that and  
2 we thought we were going to be able to release July 7  
3 and we don't -- I don't know. But right now they're  
4 saying they can release on July the 7th. Difference of  
5 opinions on when the deliverable date is going to be  
6 from Doug and staff. But I don't know if we know enough  
7 to conclude one way or the other right now on that  
8 because they're going -- they have to meet and review  
9 the draft; right? Am I missing something?

10 DIRECTOR DOUGLAS LA BELLE: That's a very good  
11 point, Gerardo. And I think it is wise to work towards  
12 that July date for -- for transmitting the RFP because  
13 that gives the promoters an opportunity or the proposers  
14 an opportunity to observe the operations during the  
15 fair. And I think it will -- you know, it will --

16 CHAIR GERARDO MOUET: Because July 7th is staff's  
17 suggestion.

18 MR. KEN KARNS: Within a week. We have a week  
19 flexibility and still encompass fair.

20 DIRECTOR STAN TKACZYK: My issue was the end  
21 date.

22 CHAIR GERARDO MOUET: Yeah. I get it.

23 DIRECTOR STAN TKACZYK: Because having  
24 experienced what we did today, I just want to over be  
25 sure that the general public and our stakeholders --

1 there's enough time because I don't want us -- I don't  
2 want to hear from anybody in the general public that we  
3 didn't take the time to inform them. I just don't  
4 want --

5 CHAIR GERARDO MOUET: I have a feeling the end  
6 date is going to be heavily discussed by Robert, Doug,  
7 and staff. That's my sense.

8 DIRECTOR STAN TKACZYK: Okay. That's all.

9 DIRECTOR DOUGLAS LA BELLE: And there's no intent  
10 to -- (indiscernible).

11 DIRECTOR STAN TKACZYK: I'm not suggesting that  
12 at all. I just don't want to get us in a schedule that  
13 superficially puts us in a position to produce something  
14 and then not get the stakeholders involved because, oh,  
15 we have a date we have to do. That's what I don't want  
16 to see.

17 DIRECTOR DOUGLAS LA BELLE: I think it's the  
18 scope of work that ends up in the RFP that's going to  
19 dictate the end of the process.

20 CHAIR GERARDO MOUET: Yeah.

21 DIRECTOR STAN TKACZYK: So I guess we can kind of  
22 say it's work in progress?

23 CHAIR GERARDO MOUET: Yeah. I mean I'm familiar  
24 with giving -- giving an end date to a consultant to do  
25 a Master Plan and the consultant coming back to the



1 mayor and council and saying, "You know what? Because  
2 of this, because of that, we're going to need more  
3 time."

4           And then the council has the ability to -- I  
5 mean I'm very familiar with that. And you write RFPs in  
6 order to be able to provide you with that flexibility  
7 because you never know what's discovered. You never  
8 know. I'm very familiar with that kind of thing.

9           Anyway, I think what's on the table was the  
10 staff recommendation of proceeding with the goal of  
11 working towards releasing the RFP on July the 7th. And  
12 I think it's very clear there's going to be committee  
13 meetings on this item, and I think it's an item to be  
14 voted on according to the agenda.

15           DIRECTOR STAN TKACZYK: So is it going to be  
16 there's no end date, and you were just going to let it  
17 develop itself?

18           CHAIR GERARDO MOUET: No. I think probably on  
19 June 23rd we're going to hear a little bit more. I have  
20 a feeling the committee's going to be meeting. We'll  
21 hear a little bit more if there's agreement or why  
22 there's agreement on the end date or not.

23           You know, but what I've heard is staff is  
24 working towards releasing the RFP, this is what their  
25 recommendation is, et cetera.

1 DIRECTOR STAN TKACZYK: Right.

2 CHAIR GERARDO MOUET: And so I think we'll learn  
3 more about your concern about the end date, I think,  
4 on --

5 DIRECTOR STAN TKACZYK: Okay.

6 CHAIR GERARDO MOUET: -- because you'll end up  
7 knowing more when staff is writing the RFP. So number  
8 of outreach meetings and so forth --

9 DIRECTOR STAN TKACZYK: So we're not voting on an  
10 end date?

11 CHAIR GERARDO MOUET: No. We're voting on  
12 release on July the 7th, give or take.

13 VICE CHAIR NICK BERARDINO: Now I'm confused. I  
14 don't know what we're voting on.

15 DIRECTOR STAN TKACZYK: Vote the way I vote.

16 VICE CHAIR NICK BERARDINO: Okay. That sounds  
17 good. I thought we were voting on Doug's motion. Can  
18 you read back the motion that Doug made?

19 CHAIR GERARDO MOUET: Did you make a motion,  
20 Doug?

21 BOARD CLERK JESSICA ZIMMERMAN: No. He didn't  
22 make a motion.

23 DIRECTOR DOUGLAS LA BELLE: Not in the form of a  
24 motion. But my request was we agendize this for the  
25 23rd, and then we have a dialogue regarding the status

1 of the matter.

2 CHAIR GERARDO MOUET: I believe that's the  
3 discussion of the Chair. And I'm asking that  
4 one-pager -- I'm asking staff to put it on the agenda.

5 So I agree with Doug. There's not -- you  
6 know, unless you tell me, wow, it's going to really put  
7 a damper on the ability to do this one-page update,  
8 maybe a two-pager. But the -- I don't see anything  
9 wrong with doing that.

10 It's like, you know what? Make a copy of the  
11 existing Master Plan and bring it to us. It's like  
12 that. And, by the way, the things that are highlighted  
13 have been done. I mean that's what I'm talking about.  
14 That's the level of presentation.

15 DIRECTOR DOUGLAS LA BELLE: That's part of the  
16 budget document we have, anyway. So --

17 CHAIR GERARDO MOUET: Yes. So that's his  
18 recommendation. As a Board Member, I don't have a  
19 problem. And what staff is saying, can we go ahead and  
20 proceed and aim for July 7 for release of the RFP,  
21 that's really what's on the table.

22 DIRECTOR BARBARA BAGNERIS: So barring anything  
23 that might cause us to delay July 7, I move that we  
24 approve the release of the Master Site Plan RFP for  
25 July 7th.

1 CHAIR GERARDO MOUET: That's a -- that motion has  
2 been made.  
3 DIRECTOR DOUGLAS LA BELLE: Second.  
4 CHAIR GERARDO MOUET: It's been second.  
5 Jessica, if you can call for a vote.  
6 BOARD CLERK JESSICA ZIMMERMAN: Chair Mouet?  
7 CHAIR GERARDO MOUET: Yes.  
8 BOARD CLERK JESSICA ZIMMERMAN: Vice Chair  
9 Berardino?  
10 VICE CHAIR NICK BERARDINO: Yes.  
11 BOARD CLERK JESSICA ZIMMERMAN: Director Aitken?  
12 DIRECTOR ASHLEIGH AITKEN: Begrudgingly, yes.  
13 DIRECTOR STAN TKACZYK: Yes.  
14 BOARD CLERK JESSICA ZIMMERMAN: Director Tkaczyk?  
15 Director Tkaczyk?  
16 DIRECTOR STAN TKACZYK: I said, "Yes."  
17 BOARD CLERK JESSICA ZIMMERMAN: Director  
18 La Belle?  
19 DIRECTOR DOUGLAS LA BELLE: Yes.  
20 BOARD CLERK JESSICA ZIMMERMAN: Director  
21 Bagneris?  
22 DIRECTOR BARBARA BAGNERIS: Yes.  
23 BOARD CLERK JESSICA ZIMMERMAN: Director  
24 Cervantes?  
25 DIRECTOR SANDRA CERVANTES: Yes.

1 BOARD CLERK JESSICA ZIMMERMAN: Director Pham?  
2 DIRECTOR NEWTON PHAM: Yes.  
3 CHAIR GERARDO MOUET: Motion passes unanimously.  
4 Thank you.  
5 DIRECTOR ASHLEIGH AITKEN: Begrudgingly.  
6 CHAIR GERARDO MOUET: I have a feeling Robert  
7 would too, but who knows?  
8 We finished 9E already. Moving along to 9F.  
9 9F, as it reads, is discussion on providing concert  
10 tickets and business development dinners to foundations  
11 and volunteers during fair time. It's an information  
12 item. Pass it over to Kathy.  
13 MS. KATHY KRAMER: Thank you, Chair Mouet.  
14 This item -- Vice Chair Berardino requested  
15 this item be placed on the agenda for the Board of  
16 Directors discussion. This is a request to discuss  
17 offering concert tickets, business development dinners,  
18 and/or fair date admission tickets to our two foundation  
19 Board of Directors and volunteers.  
20 As a matter of background, we have presented  
21 the Centennial Farm Foundation with a draft MOU that  
22 under -- that is under review by their Board of  
23 Directors. It is staff's intent to finalize the  
24 Centennial Farm Foundation MOU and then use that  
25 document as a template for creating the MOU for the

1 Heroes Hall Veterans Foundation.

2           The Centennial Farm -- I just pulled an  
3 excerpt as it relates to what is on the table related to  
4 comps, and that particular MOU that's in a draft form  
5 says, the Centennial Farm Foundation currently  
6 provides -- may provide each active foundation board  
7 member one complimentary pass to the District's annual  
8 fair -- that means they can -- the entire time they can  
9 come as many times as they want -- which pass may  
10 include an F lot -- that's directly off the  
11 administration -- parking hangtag.

12           The type and quantity of complimentary pass  
13 will be assessed by the District on an annual basis and  
14 shall comply with California law and the District's  
15 ticket distribution policy.

16           That is directly from the current draft MOU  
17 just as a point of background for conversation.

18           CHAIR GERARDO MOUET: Yes.

19           VICE CHAIR NICK BERARDINO: Mr. Chairman, I asked  
20 this be put on the agenda because I think for both of  
21 these foundations -- and when we learned that legally we  
22 can do it, it doesn't require Board action.

23           So that being said, I wanted to find a way  
24 to -- for the -- people that are volunteering, doing  
25 things that add value to the organization, we have to

1 reach out to them and -- and thank them.

2           And one of the things that -- and I -- I'm  
3 not familiar with -- I'm not familiar with the  
4 Centennial Farm Foundation, so I don't know. But I know  
5 the people both on the Heroes Hall Foundation Board and  
6 the support people, I mean, spend countless hours  
7 trying -- I mean we have people here, and I keep  
8 bringing it up because I'm just beyond irritated by it.

9           We have people here who come on taxpayer  
10 property with their own private business entities and  
11 take millions out. We don't have a lot of people coming  
12 here putting money in, you know, and -- or -- or going  
13 after money to help.

14           And so my thought was that -- and I didn't  
15 want to -- the reason why I asked, even though we can  
16 legally do this, I just wanted to be sure as more of,  
17 you know, discussion that the Board is comfortable with  
18 these two foundations.

19           What I thought were the people that were on  
20 the foundations that have worked and they volunteer  
21 their time, that we do something for them, and they  
22 would get two tickets to two concerts.

23           The support volunteers -- you know, somebody  
24 did the foundation's taxes. I mean taxes. Their own  
25 time to do the foundation's taxes to help because we're

1 bringing money in to help. And you'll hear a little bit  
2 later the kinds of things I hope the foundations will  
3 both do to enhance the grounds and give back instead of  
4 take. And so I wanted to have a way to do that.

5           So the only way that I think we can -- the  
6 reason why I singled out the two foundations for the  
7 first time, it's really kind of a matter of time. I  
8 would hope later on that -- and not now because there  
9 isn't the time, but that we figure out a way for  
10 volunteers -- because there's a lot of other people that  
11 volunteer here, that give, and that we figure out a way  
12 to set some sort of standard that maybe -- and this is  
13 just if you do 50 hours of volunteer time to help, you  
14 get one ticket or you get two tickets or whatever, you  
15 know, the case may be, that we have a standard so that  
16 we're recognizing and providing value not just to those  
17 who take from this place in a huge way and take from  
18 public property in a huge way -- it's a whole industry,  
19 and I won't even go into that -- but for those people  
20 that give, that they too are rewarded.

21           So for now I'm just saying the two foundation  
22 boards, the one group of support people that have done a  
23 lot of work, like doing taxes, the person that takes the  
24 minutes and does all that on their own time, we have  
25 those people identified. They'll get that. And then



1 for the next fair that we look at an initiative of  
2 really doing something to thank and show gratitude to  
3 the givers. God bless us. We do enough for the takers  
4 around here, but for the givers. So that's why I  
5 brought it up.

6 CHAIR GERARDO MOUET: Let me call on Barbara.

7 DIRECTOR BARBARA BAGNERIS: Yeah. I am not  
8 comfortable with this for a lot of reasons. One, I  
9 think you open Pandora's box.

10 You say foundations and volunteers. Is that  
11 a hundred people who are going to be dipping into the  
12 proceeds from the Pac Amp? We are giving back when we  
13 give you tickets, entry to the fair for the duration of  
14 the fair. When we give you special parking privileges,  
15 we are giving back.

16 The foundations, I can see Centennial Farm.  
17 They're servicing Centennial Farm. So that reward  
18 should be from Centennial Farm, access to Centennial  
19 Farm, whatever. Same thing for Heroes Hall. Maybe free  
20 access to the Heroes Hall, whatever. Not access to the  
21 entire fair operation.

22 I just don't think that's fair, and I think  
23 we're going to open Pandora's box. Other people will  
24 come in and want this. Again, we'll be taking from the  
25 proceeds from our fair operation when we do that.

1           So I really, really, really am struggling  
2 with this, and I don't think it's a fair thing. I only  
3 get two tickets to the concert. I don't go to all the  
4 concerts, and I only get two. So now other people --  
5 the people who are servicing Heroes Hall are going to  
6 get the same thing I'm going to get?

7           So I have a struggle with this whole concept,  
8 and I think this is something we don't want to deal with  
9 right now. We don't even have Heroes Hall up and  
10 running. So I think we should wait on that.

11           Then you have to have criteria. This person  
12 did 50 hours. This person did 20 hours. This person  
13 gave this time. This board member didn't do anything.  
14 We never saw -- this board member didn't even attend a  
15 meeting. But all of a sudden, we're going to give them  
16 some benefit just because they sit on the board.

17           So I'm really struggling with this. I'm not  
18 in favor of something like that at this time.

19           CHAIR GERARDO MOUET: Thank you, Barbara, for  
20 your comments.

21           Other -- other Board Member comments? Yes.

22           DIRECTOR ASHLEIGH AITKEN: And I had some of the  
23 same concerns, especially when we're going to up the  
24 ante with concert tickets and whatnot.

25           People volunteer out of their heart. And

1 either you're going to volunteer or you're not going to  
2 volunteer, but I don't want to be in the position where  
3 this Board is valuing people's volunteer hours whether  
4 to Heroes Hall, the docents that run Centennial Farm,  
5 and there are a lot of them, you know, that's  
6 overvalued, or I think that's more important and this is  
7 more important.

8 I do think we have the ability, and they do,  
9 if you're a docent, don't they get fair admission? They  
10 get fair tickets?

11 MS. KATHY KRAMER: I don't know that for sure.  
12 I'll defer to staff.

13 Michele?

14 MS. MICHELE RICHARDS: I don't believe so, no.  
15 There are some of them that volunteer during the fair,  
16 so they have a credential -- a working credential to get  
17 in.

18 DIRECTOR ASHLEIGH AITKEN: Yeah. I'm --  
19 obviously, I'm okay if you're volunteering during the  
20 fair. But I think we need to be really careful about  
21 how many tickets we're giving out to the fair and how  
22 we're valuing people's work.

23 I also think to the extent that we are giving  
24 up to 4 percent of these courtesy fair admissions, I  
25 would like to have that -- I mean I know it's public,

1 but I would like to have that also post fair brought to  
2 our attention as to who are we giving free tickets to  
3 and why so that we can explain that to the public.

4           Because 4 percent of our fair, that's a lot  
5 of people. That's a lot of people. And I would like to  
6 know and have it be something we discuss who are those  
7 people, why are they getting it, and where are they  
8 going? I know we have that -- the whole business  
9 development dinner area, I think that that should be  
10 more brought to the forefront as to who are we letting  
11 in and why.

12           MS. KATHY KRAMER: If I may, a clarification,  
13 that is part of up to 4 percent. We'll come back. I  
14 don't have those numbers right now to know if we're even  
15 close to that. But we have to stay within that  
16 4 percent. And I'd imagine that's a pretty big number  
17 when you're looking at 1.3 million people.

18           So we can get that number, what we are doing  
19 currently, with our -- and that -- that's what you're  
20 talking about, Ashleigh, is specific to the gate ticket  
21 admission. It has nothing to do with the concert  
22 ticket. It's a gate -- fair gate admission.

23           CHAIR GERARDO MOUET: Are there -- Stan and then  
24 Doug.

25           DIRECTOR STAN TKACZYK: Yeah.

1           DIRECTOR DOUGLAS LA BELLE: Go ahead, Stan. Nice  
2 shirt, by the way.

3           DIRECTOR STAN TKACZYK: Thank you.

4           I appreciate everything that you just said  
5 about wanting to do things for the people that are on  
6 the boards, and I think that's commendable. But as  
7 Barbara and Ashleigh and some of them have said, Nick, I  
8 have a problem with the tickets on the -- for the  
9 Pacific Amphitheater.

10           Some of the entry issues I think are very  
11 reasonable. And the reason I bring up the ticket thing  
12 is because I know we've had a history that this Board  
13 previous to us was a poster child of ticket issues.

14           And I'm just, as I heard the term "slippery  
15 slope," concerned that we could present the wrong image  
16 out there to the general public when we go to this  
17 ticket thing right now.

18           And, you know, there are other issues I'd  
19 rather address before that. As you brought up, the -- I  
20 think the pendulum went too far the other -- the wrong  
21 way, I'll say. That certainly needed to be corrected.

22           But there are members that are single that  
23 only had one or two tickets, and there are -- and I'm  
24 not trying to say anything bad. But the previous  
25 Boards, there were members that had families, and they

1 get six tickets. So the whole -- whole process is -- is  
2 not fair.

3 So -- and as was mentioned, to give tickets  
4 to other people when our own issue with this hasn't  
5 been, I think, totally resolved, this may be a little  
6 premature that -- tickets into the fair and maybe some  
7 parking considerations I think would be certainly a  
8 strong consideration.

9 CHAIR GERARDO MOUET: Doug?

10 DIRECTOR DOUGLAS LA BELLE: Just to add to what  
11 Stan said. We, as Board Members, have the ability to  
12 buy tickets. I think we all do to a certain degree.  
13 And I -- then I give them out to the people that I know  
14 that want to come to the fair. So I think we have that  
15 ability to do that.

16 And I know Stan's purchased a bunch, and I've  
17 purchased a bunch in the past and will do so in the  
18 future. And that way I can, you know, reward an  
19 individual who has an interest in going to the fair. So  
20 I think that that goes a long way to address that issue.

21 DIRECTOR SANDRA CERVANTES: May I?

22 CHAIR GERARDO MOUET: I'm sorry. Sandra?

23 DIRECTOR SANDRA CERVANTES: I was going to say  
24 exactly the same thing. I also do that, and I support a  
25 lot of the underprivileged kids and their parents to

1 come in. So I think that's, as an individual, something  
2 that we can all do -- (indiscernible).

3 CHAIR GERARDO MOUET: Any other comments?

4 Let me -- this is an information item, so let  
5 me suggest the following unless there's any other  
6 discussion on it.

7 This is not an action item. This is an  
8 information item. What -- the Board has already decided  
9 that there should be a Memorandum of Understanding with  
10 Centennial Farm Foundation and a Memorandum of  
11 Understanding with Heroes Hall.

12 We're waiting to hear feedback from  
13 Centennial Farm Foundation Board on the draft that staff  
14 prepared and that was sent to Centennial Farm  
15 Foundation. That is also going to be occurring with  
16 Heroes Hall. That's what we have said. Because from  
17 my -- in my perspective, it's a good thing to have an  
18 agreement. Okay.

19 So Centennial Farm Foundation today, this  
20 afternoon, might say, "You know what? We agree with  
21 Nick. We want this for our Board Members. We want that  
22 and all that." And I would say that's the -- that's  
23 what they're saying. They're providing feedback on the  
24 deal points in the Memorandum of Understanding, and the  
25 MOU needs to be approved by us. We just share the draft

1 with them. It needs to come back. The same with Heroes  
2 Hall.

3 So, in other words, this is not an action  
4 time. But I'm just saying out loud that -- that there  
5 is -- Memorandum of Understanding is an agreement  
6 between two parties. And before you execute it, there  
7 has to be an agreement, an understanding of what the  
8 issues are. That's my sense. And so this issue could  
9 be brought up, and then that's when people vote on it.

10 I've experienced saying, you know, I think --  
11 I've seen people saying "I can vote on that Memorandum  
12 of Understanding except on this part or that part," and  
13 that's how you end up getting to an agreement.

14 Let me say this. I appreciate both  
15 foundations. I'm in awe of the success that you guys  
16 are doing. And I realize that it's not all -- it's  
17 never enough. And I realize that the business community  
18 needs to do more, and I agree with you.

19 And I believe we're working on trying to help  
20 Centennial Farm Foundation volunteers -- it's a  
21 volunteer board -- to figure out how to be more  
22 successful.

23 I also believe a Memorandum of Understanding  
24 is going to be something that will add clarity and I  
25 believe these issues with regards to how to -- how to



1 motivate your board members, how to recognize your  
2 volunteers is an okay thing for -- to be discussed and  
3 considered. But that would be the tool or the vehicle  
4 where it would be done, I believe. That's why you end  
5 up having a Memorandum of Understanding.

6 VICE CHAIR NICK BERARDINO: And I think it makes  
7 sense. All your comments make sense, and I agree. You  
8 know, the reason why I wanted to do it and so -- was I  
9 want to underline on this public property, and I  
10 underline this is my -- how I feel as a sworn person.

11 This property is divided among givers and  
12 takers. This whole fair business, the thing that I've  
13 learned over the six years, there's givers and there's  
14 takers off the public dole. I'm very offended by it,  
15 very offended by what I see, not being able to do much.

16 I consider it a very difficult, very  
17 difficult industry to -- I mean we all know, I mean,  
18 from our own legislative histories this is a very  
19 difficult industry to -- to handle, a lot of cash, a lot  
20 of all kinds of other issues.

21 So while the foundations -- I understand your  
22 view, but I just want you to know that these are not  
23 people that are taking. These are people who are giving  
24 to support our projects. I mean I think one of the  
25 things that gets a little bit confused is these

1 foundations weren't set up to help themselves because  
2 they -- there's nothing they can help themselves with.  
3 They're set up to give back to us because the fair is  
4 the one that has Centennial Farm and supports it. The  
5 fair is the one that has the Heroes Hall.

6           So these foundations aren't as appealing,  
7 giving stuff to people or getting stuff, no. They're  
8 giving to us. They're giving to our projects. They're  
9 out raising money.

10           I wish this -- and so I would wish and I hope  
11 in the -- I think you're right, though, about we need to  
12 think this through more. So I'm not trying to -- and I  
13 think the MOU -- I would hope that this Board -- because  
14 I always feel like I'm the only one talking about it --  
15 it may not be true, and I hope this changes in the  
16 future -- that we are equally concerned about the kinds  
17 of prices that get charged here.

18           The people on their own property, paying 6  
19 and 7, \$12 for a ride. I mean come on. Paying 12 bucks  
20 or 8.50 for a hot dog. Come on. I mean come on.

21           So I don't hear anybody but me screaming  
22 about this, and I don't like that. But I realize it's a  
23 big hill to climb because of all these relationships  
24 that exist long term. I mean I see staff members treat  
25 vendors in here with hugs, and that's good.

1 I mean -- so you know -- I mean Robert isn't  
2 here. We come from a world that you can't do that. I  
3 mean there's got to be a real tight distinction. You  
4 can't do that. You can't go out to lunch with people.  
5 You can't take lunch from them. You can't -- you know,  
6 you got to do business. You got to do it where it is.

7 So I support it. You changed my mind,  
8 actually, in terms of supporting the idea until we kind  
9 of flesh it out more and figure out, like you folks were  
10 saying.

11 But I implore the rest of this Board,  
12 please -- may not get much from it, but let's start  
13 talking about the takers a little bit more, and let's be  
14 equally aggressive. Because I'm hearing things coming  
15 from -- I'm always like -- don't hear anybody else,  
16 but -- and I know I'm putting you on the spot, but I  
17 think my fellow Board Members need to be on the spot.  
18 Let's talk about the takers.

19 DIRECTOR ASHLEIGH AITKEN: You know, I don't  
20 think that's a fair assessment. I think that we have  
21 revamped Imaginology to a degree where we are providing  
22 a lot of free services --

23 VICE CHAIR NICK BERARDINO: Yeah. I know.

24 DIRECTOR ASHLEIGH AITKEN: -- to the people. I  
25 mean where we were two years ago where we were charging

1 people outrageous amounts of money to do the bounce  
2 houses, to do all this other stuff.

3 VICE CHAIR NICK BERARDINO: Yeah. I'm not  
4 talking so much about that. I'm talking about the  
5 prices that are charged here. The people have to come  
6 to the property that they're paying for, they pay for  
7 it, they own it, they got to pay here to park on it, pay  
8 to come into it, and then they got -- okay. I'm all for  
9 that, but then they have to come in here and get gouged.  
10 And there's a lot of people who don't have a lot of  
11 money, and it kills them. And we don't scream about  
12 that.

13 DIRECTOR ASHLEIGH AITKEN: No. I think we --

14 VICE CHAIR NICK BERARDINO: I think it is a fair  
15 assessment. I disagree with you, Ashleigh.

16 DIRECTOR ASHLEIGH AITKEN: No. I think we talk  
17 about it a lot. I think there's got to be --

18 VICE CHAIR NICK BERARDINO: What have we done?

19 DIRECTOR ASHLEIGH AITKEN: There's got to be  
20 something between -- this is -- we serve our public by  
21 running an efficient business.

22 VICE CHAIR NICK BERARDINO: Not just that.

23 DIRECTOR ASHLEIGH AITKEN: And a utopian view  
24 where the fair should be free and everything --

25 VICE CHAIR NICK BERARDINO: I don't think that.

1           DIRECTOR ASHLEIGH AITKEN: I mean we need to  
2 somehow -- and I think we are starting to -- the  
3 pendulum is swinging. And I think by protecting our  
4 asset when it comes to having a fair assessment as to  
5 what people get -- you know, it doesn't help the  
6 business, and it doesn't help the purveyors of this  
7 property to let every single person into the fair for  
8 free --

9           VICE CHAIR NICK BERARDINO: I agree.

10          DIRECTOR ASHLEIGH AITKEN: -- or free concert  
11 tickets.

12          VICE CHAIR NICK BERARDINO: I agree.

13          DIRECTOR ASHLEIGH AITKEN: So by us not agreeing  
14 with that assessment doesn't make us bad people. It  
15 makes us stewards of the property.

16          VICE CHAIR NICK BERARDINO: No. I agree with  
17 your assessment. Yeah. I agree. But that's not how --

18          DIRECTOR ASHLEIGH AITKEN: So you lost us on  
19 concert tickets. I really feel like you lost us on  
20 concert tickets.

21          VICE CHAIR NICK BERARDINO: No. I did. And I --

22          CHAIR GERARDO MOUET: The Chair has something to  
23 say.

24          VICE CHAIR NICK BERARDINO: But I -- just let me  
25 finish here because I take this -- because I don't agree

1 with this. I mean I love all of you people here, and  
2 I -- and I like them. I just think -- I agree with what  
3 you said, and I agree on -- and I don't feel lost on the  
4 concert tickets.

5 But I think the people made very good points.  
6 It is a slippery slope, and I agree with that. What I  
7 don't like is that the Board and my fellow Board Members  
8 I don't believe have been aggressive enough, and I  
9 haven't heard it, and I think we ought to be about the  
10 pricing that's going on.

11 DIRECTOR ASHLEIGH AITKEN: That's a different  
12 issue. That's the -- let's let Chair -- I'm sorry.  
13 Chair?

14 CHAIR GERARDO MOUET: The Chair wants to say  
15 something. So -- because people can -- legal can back  
16 me up on this. I may be wrong on this. Because the  
17 item is the providing concert tickets and business  
18 development dinners to foundations and volunteers during  
19 fair time.

20 I think we had a discussion on that, and we  
21 kind of finished the discussion. Now we're talking  
22 about something else. It's not that agenda item.

23 DIRECTOR BARBARA BAGNERIS: Right. Right.

24 VICE CHAIR NICK BERARDINO: You're right. You're  
25 right. You're right.

1           CHAIR GERARDO MOUET:   However, you bring it up,  
2   and I think it's appropriate to kind of close it because  
3   I seem to recall, just as far as memory and record goes,  
4   that there has been some level of discussion, perhaps  
5   not as passionately as you because there's no way we can  
6   compete with your passion, but that's a compliment, you  
7   know?

8           And, however, though, I agree with your  
9   sentiments with regard to reviewing and making sure that  
10   pricing is fair for consumers.   We have a task force;  
11   right?   Don't we have a --

12          VICE CHAIR NICK BERARDINO:   Well --

13          CHAIR GERARDO MOUET:   One second.   One second.  
14   Let me just finish my statement.   Do we not -- didn't  
15   this Board not create a task force for consumer tasks?  
16   Does it still exist?   That pretty much to me is an  
17   action item that was taken in order to continue to  
18   review this.

19           I believe there was a recommendation at one  
20   point, and I -- I heard staff agree about the not over  
21   the 25 percent on the contracts.   Am I mistaken?   Wasn't  
22   that related to that issue?

23          VICE CHAIR NICK BERARDINO:   Yes.  
24   Twenty-five percent.

25           (Overlapping speakers.)

1 CHAIR GERARDO MOUET: Yeah. So there was  
2 concurrence on that. I heard. I remember.

3 DIRECTOR BARBARA BAGNERIS: Yeah. Yeah.

4 CHAIR GERARDO MOUET: So that was action. That  
5 was, like, direction, and that seemed to be good.

6 I'm just kind of making sure -- I'm not in  
7 disagreement with your passion and continue to focus on  
8 that. I think we just need to agendize it and really  
9 get into the meat of it because we do have a committee  
10 that is supposed to help us with that.

11 And now I'm going to call on -- I know that I  
12 might be stopped because now we're talking about a  
13 different issue, but why don't we say that this is part  
14 of the Consumer Task Initiative Amendment.

15 DIRECTOR STAN TKACZYK: Nick, I'm going to take  
16 issue with what you said. You know, we all need to work  
17 together. I know you have strong feelings about the  
18 people that are taking here.

19 I don't look at them as takers. I look at  
20 them as givers and being part of the whole overall fair  
21 family that gives back to the community. Because  
22 without them, we don't exist. Without us, they don't  
23 exist. And it's a mutual give-and-take. And that's  
24 what we need to look at.

25 I don't want to throw rocks at one side or



1 the other. I want both sides to work. And when it  
2 comes to giving -- and I've said it to you before, and  
3 I'm going to say it to you again -- this Board and this  
4 property has given 3.4 -- -5 million dollars and may be  
5 climbing because of the subject that you bring up about  
6 the foundation. We were the cornerstone, this Board,  
7 and you specifically to get that off the ground.

8 VICE CHAIR NICK BERARDINO: Yeah.

9 DIRECTOR STAN TKACZYK: And as I said to you  
10 before and I'll say it again you should hold your head  
11 high and be very proud of what you've done.

12 But there can only be so much we can do.  
13 When you bring up about the amount of money that was  
14 spent, Barbara and I and the staff spent a lot of time  
15 researching the pricing and everything that exists on  
16 this fairground. We came back with a report to this  
17 staff and to this Board telling you that what we had was  
18 fair, it was competitive, and in most cases we were  
19 lower than any other existing programs out there like  
20 us. So I feel very confident that we've done our job.

21 And specifically when you talk about the  
22 pricing, the two of us were directly involved in  
23 bringing that recommendation back. So I stand very  
24 strong with you as far -- not strong with you. I stand  
25 very -- what you said, I take -- I'm not going to say I

1 object to what you're saying, but I'm going to comment  
2 on what you're saying because we've done a good job  
3 here. And the people have been treated fairly. The  
4 programs that you have exist because of everyone that's  
5 here, the vendors, the staff. Without that, it doesn't  
6 exist.

7 VICE CHAIR NICK BERARDINO: Well, let me comment  
8 on that. Just, first of all, Heroes Hall is not part of  
9 this, what I'm talking about.

10 What I'm talking about is the pricing, the  
11 gouging -- I'm going to use the word "gouging" -- that  
12 goes on, not in just this fairgrounds, but in this --  
13 and I can speak out against it.

14 CHAIR GERARDO MOUET: The industry.

15 VICE CHAIR NICK BERARDINO: This entire industry  
16 is to me -- so you can say, well, hey, we're great  
17 because, you know, we charge, you know, \$16 for chicken  
18 and thing, and the other fairs, they charge \$16 and  
19 something for chicken and something else. So in  
20 comparison, we're great.

21 I -- I mean I'm sorry that I'm disagreeing  
22 with all of you. I -- not all of you because I don't  
23 know how everybody feels about it, but I don't think  
24 that's fair. I think -- I don't like it. And as long  
25 as I'm up here, I'm going to speak out against it and

1 try to get it changed.

2 Tough to get it changed. I'm working with  
3 some people in Sacramento who called me and said they  
4 are trying to work at the Cal Expo. Same thing. Just  
5 got to stop. It's unfair. And we're probably all going  
6 to get a memo after this because --

7 CHAIR GERARDO MOUET: Well, no.

8 VICE CHAIR NICK BERARDINO: But I think it is.  
9 And that's just my feeling.

10 CHAIR GERARDO MOUET: Going on record, this is  
11 just a continuation of the earlier update on Consumer  
12 Initiative Task Force.

13 MR. JOSHUA CAPLAN: It's on the agenda.

14 CHAIR GERARDO MOUET: It's on the agenda. So  
15 I'll call on Doug and maybe others.

16 Doug, you had your hand up?

17 DIRECTOR DOUGLAS LA BELLE: Yeah. Back to the  
18 agenda item, Kathy, could you review for us the process  
19 we go through in terms of the business development  
20 dinners, how they're set up, how do we decide who gets  
21 invited, that sort of thing? Can you give us a quick  
22 overview on that?

23 MS. KATHY KRAMER: Yes. The business development  
24 dinners, we select different members of the community,  
25 business partnerships, chambers of commerce,

1 political -- political groups. You know, I'm going to  
2 turn it over to Michele because she really handles that  
3 program and knows all the groups probably by heart.

4 MS. MICHELE RICHARDS: Right. It's an  
5 opportunity for -- for the Board and staff to thank  
6 the -- you know, the partner groups in the community and  
7 within the business that, you know, help support the  
8 fair.

9 You know, we honor our two foundations one  
10 night, so the foundation board members are invited.  
11 Sponsors are invited one night. We have an emergency  
12 partners night, so Costa Mesa P.D., the sheriff's  
13 department, fire department, EMTs, et cetera, come one  
14 night.

15 We have a night where we welcome all of the  
16 city elected officials, the Orange County supervisors,  
17 and our state representatives who are able to come, you  
18 know, so the list goes on. We honor our merchants and  
19 our concessionaires with the Concessionaires Cup and the  
20 Merchant of the Year Award one night.

21 We have Costa Mesa educators night, so all of  
22 our education neighbors, Vanguard University, Orange  
23 Coast College, the school district. We invite members  
24 one night of the 4-H and FFA educators that support our  
25 Junior Livestock Auction and the livestock program.

1                   So I'm sure I've missed some, but that's a  
2 good representation of the groups that are invited to  
3 join us.

4                   MS. KATHY KRAMER: Also potential clients --

5                   MS. MICHELE RICHARDS: Oh, yes.

6                   MS. KATHY KRAMER: -- potential prospects that  
7 might want to get into event rentals or sponsorships --

8                   DIRECTOR SANDRA CERVANTES: Hotels, travel --

9                   MS. MICHELE RICHARDS: Correct.

10                  MS. KATHY KRAMER: Hotel, travel. Yes. Thank  
11 you.

12                  CHAIR GERARDO MOUET: Thank you, Michele.

13                   Any other questions? Any additional  
14 comments?

15                  DIRECTOR BARBARA BAGNERIS: Yes.

16                  CHAIR GERARDO MOUET: Before Barbara, let me go  
17 to Newton and then Barbara.

18                  DIRECTOR NEWTON PHAM: Back to the other thing.  
19 I'm semi new, so I'm having conflict on determining what  
20 a taker is.

21                  CHAIR GERARDO MOUET: Yeah.

22                  DIRECTOR NEWTON PHAM: Because in terms of most  
23 business transactions, unless there's significant  
24 leverage, it's mutually beneficial whether it be  
25 monetary, time, resources, whatever. When someone

1 gives, someone else receives and vice versa.

2           So whether it's like whether you give  
3 something, you -- you give your time or you give your  
4 money, so these takers -- I'm assuming takers is  
5 financially giving something back to the property, which  
6 we are a stewards of, which, in return, goes back to the  
7 taxpayers in terms of revenue for the property or tax on  
8 the property. I don't understand.

9           VICE CHAIR NICK BERARDINO: Can I? Let me tell  
10 you what a taker is.

11           DIRECTOR ASHLEIGH AITKEN: Let him finish.

12           DIRECTOR NEWTON PHAM: And then in regards to,  
13 you know, the price -- the price gouging, as long as,  
14 you know, staff isn't giving preferential treatment to a  
15 vendor for some reason, for, like, an exorbitant lunch  
16 or whatnot, everything functions supply and demand.

17           So if they're overcharging, they're not going  
18 to have customers. Customers are going to go to another  
19 vendor on the property. And over time that vendor will  
20 go out of business because they're overcharging.

21           So I'm understanding, you know, with regards  
22 to fair pricing, I think it's determined by supply and  
23 demand, and the consumers of the fair determine that.

24           CHAIR GERARDO MOUET: Yeah. Thank you for that.  
25 The -- I saw Nick wants to respond. Is there anybody --

1 and Barbara, you had --

2 DIRECTOR BARBARA BAGNERIS: I had a comment.

3 I was going to say I know Director Pham is  
4 new, and we do have two foundations. But even if those  
5 foundations did not exist, we would still have a  
6 Centennial Farm, we would still have a Heroes Hall. And  
7 so I just want you to understand that.

8 We chose that we wanted these foundations.  
9 One has been around for over 25 years, and the next one  
10 is brand-new. And so, again, if we didn't have the  
11 foundation, we would still have these activities on this  
12 property, and we fund those activities.

13 So what I don't know and at some point I  
14 really would like a great explanation is I know you  
15 raised a lot of money. What does that money go to? How  
16 does it offset the cost of what we pay out of our  
17 budget, and what are these services that the Board is  
18 giving to the fairgrounds? At some point in time, I'd  
19 love to have that discussion.

20 CHAIR GERARDO MOUET: And you'll have that  
21 opportunity in the Memorandum of Understanding. That's  
22 exactly what that is for.

23 DIRECTOR BARBARA BAGNERIS: Okay.

24 CHAIR GERARDO MOUET: I'm going to call on Nick  
25 because I think he was next, and then we need to --

1           VICE CHAIR NICK BERARDINO: I'm going to give you  
2 the definition of a taker. Okay. A taker is someone  
3 who comes on property that's owned by the taxpayer. And  
4 they come onto this property, and they set up a  
5 business. And they have what's called -- and I think  
6 you should read a book by Gavin Newsom called -- I think  
7 it's -- what's it called? Citizen- --

8           MULTIPLE SPEAKERS: Citizenville.

9           VICE CHAIR NICK BERARDINO: But they come onto  
10 taxpayer property, the people who are funding, and  
11 there's a thing called pricing is -- confined audience  
12 or confined audience pricing.

13          DIRECTOR ASHLEIGH AITKEN: Captive audience.

14          VICE CHAIR NICK BERARDINO: Captive audience  
15 pricing. That's what a taker does. A taker comes and  
16 has confined audience pricing, and they charge an  
17 enormous amount of money, triple, quadruple in some  
18 cases of what the normal cost for the item is that would  
19 be purchased outside of state property and outside of  
20 captive audience pricing. That's a taker.

21                 And to think that we can -- and it's been  
22 tried for decades to try to impose the -- to impose the  
23 issue of free market with captive audience pricing where  
24 the taxpayers subsidize your -- we're probably getting  
25 off the thing. But where they do it --



1 CHAIR GERARDO MOUET: Yeah. Yeah. Okay. So  
2 let's -- let's bring this to a conclusion and then  
3 decide whether we recess for lunch and then come back in  
4 a bit because it's late and --

5 DIRECTOR ASHLEIGH AITKEN: We have two quick  
6 things; right? Let's just wrap it up.

7 DIRECTOR STAN TKACZYK: I have something today.  
8 I usually have the whole day.

9 CHAIR GERARDO MOUET: We're starting to drift a  
10 little bit, and let's focus on this. Just to finish the  
11 discussion on the task force, interesting discussion. I  
12 think it's clear that this is a very successful fair  
13 with regards to revenue. I mean it's very, very  
14 successful. We create -- we generate a lot of revenue.  
15 We don't really ask Sacramento for any money because  
16 it's a very successful fair. Not all fairs have that.

17 I think it's clear -- I for one agree with  
18 Nick with regards to always looking for opportunities so  
19 that we can benefit the public in creative ways, legal  
20 ways. That's all I'm saying. I'm not saying -- it's --  
21 to me, there are potentially lots of creative ways to  
22 figure out how to make sure that in such a successful  
23 venture in this public land that we're able to figure  
24 out how to make sure that there's more public value,  
25 more public -- and there could be a variety of different

1 ways.

2 I mean that's why -- I think that's how I see  
3 why we have a task force to work with staff and come up  
4 with different ideas. There isn't just one way to get  
5 to this objective, in my opinion, with regards to  
6 getting -- giving more value to the public. As you  
7 mentioned in your analogy, that's one way. But there  
8 could be other ways, and that's why every day's a new  
9 day; right? And we look for different opportunities.

10 That people make money off of this land and  
11 it's good business and not necessarily a bad thing, but  
12 it could be -- there's absolutely -- I for one have  
13 no -- I'm not closed-minded on continuing the  
14 exploration is what I'm saying. And I -- I appreciate  
15 your leadership on this.

16 It is always mindful to remind us that this  
17 isn't private land. This isn't a venue to maximize  
18 dollar amount. It is a way to be able to bring back  
19 value to the public. I mean that's what I signed up  
20 for.

21 So bringing that to a closure, the -- I heard  
22 a Board Member needs to leave by 1:30. I've already  
23 leaned over, and I told that if -- if Sandra is -- I  
24 have to be here at 3:30. So we may have to postpone the  
25 agricultural committee. But maybe not. We have --

1 let's see.

2 We have the -- to go now the discussion on  
3 political campaign during fair time. I don't know.  
4 That doesn't feel like a quick thing to me. And then H,  
5 proposal to establish scholarship program to honor  
6 employees. That's a very important thing and really  
7 brought up to us because of a bad, very sad loss.

8 I don't think there's anything in closed  
9 session. And that -- that basically is it. Does the  
10 Board want to proceed?

11 DIRECTOR ASHLEIGH AITKEN: I'd like to make a  
12 motion to establish an OCFEC scholarship program  
13 honoring our employees that have passed away while in  
14 service.

15 CHAIR GERARDO MOUET: It's been first.

16 DIRECTOR BARBARA BAGNERIS: Second.

17 BOARD CLERK JESSICA ZIMMERMAN: I'm sorry. Who  
18 was first?

19 CHAIR GERARDO MOUET: Ashleigh. And Barbara was  
20 second. This is 9H. The recommended action is being a  
21 motion to approve. We can call for the vote.

22 BOARD CLERK JESSICA ZIMMERMAN: Chair Mouet?

23 CHAIR GERARDO MOUET: Yes.

24 BOARD CLERK JESSICA ZIMMERMAN: Vice Chair  
25 Berardino?

1 VICE CHAIR NICK BERARDINO: Yes.  
2 BOARD CLERK JESSICA ZIMMERMAN: Director Aitken?  
3 DIRECTOR ASHLEIGH AITKEN: Yes.  
4 BOARD CLERK JESSICA ZIMMERMAN: Director Tkaczyk?  
5 DIRECTOR STAN TKACZYK: Yes.  
6 BOARD CLERK JESSICA ZIMMERMAN: Director  
7 La Belle?  
8 DIRECTOR DOUGLAS LA BELLE: Yes.  
9 BOARD CLERK JESSICA ZIMMERMAN: Director  
10 Bagneris?  
11 DIRECTOR BARBARA BAGNERIS: Yes. Yes.  
12 BOARD CLERK JESSICA ZIMMERMAN: Director  
13 Cervantes?  
14 DIRECTOR SANDRA CERVANTES: Yes.  
15 BOARD CLERK JESSICA ZIMMERMAN: Director Pham?  
16 DIRECTOR NEWTON PHAM: Yes.  
17 CHAIR GERARDO MOUET: So we only have one item  
18 left, 9G. Is it okay to proceed?  
19 Okay. 9G. Staff?  
20 MS. KATHY KRAMER: All right. This is as an  
21 information item and really about action that staff is  
22 going to be taking around a particular area of the fair.  
23 Each year as part of the fair we have an area  
24 called OC Connections. If you're familiar, it parallels  
25 the backside of the farm, some of the growth there, in

1 that area. And I believe, Michele, we have about six  
2 vendors that usually participate in the OC  
3 Connections -- nonprofits, community resources, and  
4 political parties -- that have an opportunity to have a  
5 booth during the fair.

6 Certainly, in light of the conversation this  
7 morning and in light of the very unique political  
8 landscape this year and to ensure the ongoing safety of  
9 fairgoers, staff will be reviewing safety and security  
10 policies, as well as our exhibit guidelines and standard  
11 of conduct for all the exhibitors in the OC Connection  
12 area.

13 Staff's made the commitment to meet with  
14 these six vendors this year and make sure they  
15 understand these new exhibit guidelines and they comply  
16 with them prior to the fair.

17 DIRECTOR ASHLEIGH AITKEN: I understand we're  
18 under the same obligations as we would be -- we cannot  
19 prevent somebody -- can we prevent a nonprofit from  
20 coming on this property based on political content? If  
21 we open it up to nonprofits, we have to let the Orange  
22 County Democratic Party and the Orange County Republican  
23 Party exist.

24 So I would just like to direct staff to put  
25 them as far away from each other as possible.

1 MS. MICHELE RICHARDS: We always do.

2 DIRECTOR ASHLEIGH AITKEN: Yeah. I mean I --  
3 it's always extremely contentious. I think it's not  
4 necessarily the people that volunteer at those booths.  
5 It is the concertgoers that come out that are drunk that  
6 think it's appropriate to go up to a cutout of President  
7 Obama and punch him in the face, which I saw multiple  
8 times last year. It's just -- that's their right.

9 But maybe if we could really direct there  
10 shall be know -- I guess we can't tell them no cutouts.  
11 But if you're going to have something outside your  
12 booth -- no cutouts of a specific figure outside your  
13 booth.

14 MS. KATHY KRAMER: We can.

15 DIRECTOR ASHLEIGH AITKEN: And do not -- anything  
16 that goes into -- I mean you have Reagan in the middle  
17 of the hallway -- anyone. It's just so offensive to  
18 treat public servants this way. But people do treat  
19 public servants this way. Let's just make sure --  
20 that's maybe not a Board motion. It's a staff directive  
21 that you do not put anything outside -- we can even  
22 direct them not to tie their political speech to a  
23 specific person.

24 Do we have Trump -- are we going to have  
25 Trump and Clinton books at the fair?

1           CHAIR GERARDO MOUET: The parties, probably, will  
2 have. They'll have their nominees --  
3           (Multiple overlapping speakers.)  
4           DIRECTOR ASHLEIGH AITKEN: They'll have  
5 information on that, but not any Trump for whatever and  
6 Hillary for --  
7           MS. KATHY KRAMER: Well, that's one of the things  
8 that --  
9           DIRECTOR ASHLEIGH AITKEN: Are they going to have  
10 separate booths from the parties is what I'm  
11 trying to --  
12           MS. KATHY KRAMER: No. No. The political party.  
13           MS. MICHELE RICHARDS: If I could maybe, just for  
14 clarification, first of all, it's a challenge every year  
15 that staff works with. And no merchant or exhibitor of  
16 any kind is allowed to take things from inside their  
17 booth and put it outside their booth. People don't  
18 always follow the rules, and that's why staff, you know,  
19 is --  
20           DIRECTOR ASHLEIGH AITKEN: And then what are the  
21 repercussions when they don't follow that rule?  
22           MS. MICHELE RICHARDS: You know, there's a  
23 process. We're working with them to comply. And if  
24 they don't comply, we can ask them to leave.  
25           CHAIR GERARDO MOUET: Shut them down.

1           DIRECTOR ASHLEIGH AITKEN: Yeah.

2           MS. MICHELE RICHARDS: And we have had to do that

3 in -- not in that particular area, but in other areas of

4 the fair too.

5           Their purpose for being there is supposed to

6 be to register people to vote. And if they stick with

7 that purpose --

8           DIRECTOR ASHLEIGH AITKEN: That's not why the

9 Republican party is there. They're not trying to

10 register for votes.

11          CHAIR GERARDO MOUET: This area -- you have a

12 term for it. It's an island. It's called what?

13          MS. KATHY KRAMER: OC Connections.

14          CHAIR GERARDO MOUET: It's OC Connections. So

15 it's an important area where not just the political

16 parties have booths, but other informational public

17 service type of things.

18          Have we ever had the Registrar of Voters have

19 a booth?

20          MS. MICHELE RICHARDS: I don't know that.

21          CHAIR GERARDO MOUET: Here's a suggestion.

22          DIRECTOR ASHLEIGH AITKEN: That's a great idea.

23          CHAIR GERARDO MOUET: Here's a suggestion. I

24 just heard that they have --

25          MS. MICHELE RICHARDS: No. I said I'm not sure



1 if they have. I'm not aware.

2 DIRECTOR SANDRA CERVANTES: I think they have.

3 CHAIR GERARDO MOUET: Let me make this  
4 suggestion. The Registrar of Voters has a tremendous  
5 opportunity to register voters. Doesn't matter what  
6 party. That's not their job. Has a tremendous  
7 opportunity.

8 Whatever -- whatever we can do to reach out  
9 to have them, I'm going on record, how many days of fair  
10 time, operational days?

11 MS. MICHELE RICHARDS: Twenty-three.

12 CHAIR GERARDO MOUET: I will volunteer 24 hours  
13 during fair time to help register to vote not in any  
14 political party booth, but as a registered voter. Say  
15 that to Kelly I think is his name, the secretary.

16 VICE CHAIR NICK BERARDINO: Oh, yeah.

17 CHAIR GERARDO MOUET: And tell them that the  
18 Chair wants to volunteer to help register voters. They  
19 can have a booth over here, and it's nonpolitical. But  
20 it's exactly why we're so sensitive because it is a  
21 civic duty and a good thing for people to vote.

22 DIRECTOR ASHLEIGH AITKEN: Can we have a double  
23 booth where the Republicans and the Democrats and the  
24 Registrar of Voters all share one booth?

25 (Multiple overlapping speakers.)

1 CHAIR GERARDO MOUET: I know enough on this type  
2 of creative things that it's -- it's hard, but at a  
3 minimum you really have to now --

4 DIRECTOR ASHLEIGH AITKEN: I want a super booth.

5 CHAIR GERARDO MOUET: The Registrar of Voters and  
6 my volunteer 24 hours stands. You know, I might do four  
7 hours in one particular day, but that -- I will do that.  
8 And -- and it's a good thing to get people to register  
9 to vote but in a neutral booth because that's the job of  
10 the Registrar of Voters.

11 MS. MICHELE RICHARDS: Well, we can certainly  
12 approach them about that, but we can't compel the  
13 Registrar if they're -- if they don't want to do that or  
14 they don't have the resources.

15 CHAIR GERARDO MOUET: Well, I know. This is a  
16 public meeting, and I think what we just said is how  
17 many people do we have that are coming to the fair for  
18 those 23 days? How many people do we expect?

19 MS. MICHELE RICHARDS: 1.3 million.

20 CHAIR GERARDO MOUET: 1.3 million. If they  
21 ignore this invitation, they're not being very smart.  
22 It is their job. That's all I'm saying. And please  
23 convey that to them.

24 VICE CHAIR NICK BERARDINO: Those are my former  
25 members, so wait a second. I think they do come.

1 CHAIR GERARDO MOUET: I think they will come.  
2 VICE CHAIR NICK BERARDINO: I'm sure they'll  
3 be --  
4 CHAIR GERARDO MOUET: Yeah.  
5 DIRECTOR DOUGLAS LA BELLE: I like Ashleigh's  
6 idea. Bonding is a good thing.  
7 DIRECTOR ASHLEIGH AITKEN: People are a lot less  
8 rude when you have to look somebody in the eye.  
9 CHAIR GERARDO MOUET: Security.  
10 DIRECTOR ASHLEIGH AITKEN: Sit close to somebody  
11 for four hours --  
12 CHAIR GERARDO MOUET: I may need a vest.  
13 DIRECTOR ASHLEIGH AITKEN: -- because you bring  
14 in a bunch of volunteers, the young Republicans, the  
15 young Democrats, put a little sheet before them, and  
16 then they become jerks.  
17 You put them all in a super booth, and they  
18 each get their table but they're in a super booth, put  
19 the Registrar of Voters right in between them, and all  
20 you're going to hear is "Please register as a  
21 Republican."  
22 "Nah, don't do that. Register as a  
23 Democratic."  
24 CHAIR GERARDO MOUET: Yeah, yeah. My volunteer  
25 time still stands. Let's explore that creativity and

1 figure out. But I do believe that we need to reach out.  
2 I agree with Nick. I think you'll probably get a yes.

3 VICE CHAIR NICK BERARDINO: I think one of the  
4 things that's important with staff that will be talking  
5 to them is, yes, just to -- I screwed up and was -- I  
6 actually reached out to the chairman of the Democratic  
7 party and chairman of the -- not the chair, but one of  
8 the members of the Republican Central Committee, and I  
9 found out that, yeah, before we can reach out to  
10 anybody -- and my thing was give us guidance on -- what  
11 I wanted to say to them was, hey, can you guys talk to  
12 your people? Because I know these people. And say  
13 everybody get over it. You know, let's all get along.  
14 We've had enough politics.

15 You know, the last -- if we take five weeks  
16 where, geez, you know -- but everybody, you know --  
17 nobody wants to miss the opportunity of 1.3 million, as  
18 Ashleigh put it. They're going to be, you know, pushing  
19 their candidates.

20 So, staff, when you work with them, if you  
21 could also talk with them -- they themselves I'm sure  
22 would be more than happy to sell -- they're volunteers.  
23 They put out -- one said to me we put out some very old  
24 people on our things, and they get -- people come by and  
25 flip them off and do all kinds of stuff to them. So --

1           DIRECTOR ASHLEIGH AITKEN: How is this an action  
2 item? I'm sorry. I'm unclear.

3           CHAIR GERARDO MOUET: Well, it was originally  
4 thought that it was going to be an action item, and I  
5 think it's more of an informational item. But  
6 because -- but because then we got legal counsel. We  
7 can't disallow. So that's why we're not really taking  
8 an action. It's just information.

9           But there was direction that was discussed.  
10 So the -- unless there's any other questions, I think we  
11 can move along. I think that's the last business item.

12           Are there any other issues? If not, there's  
13 no closed session.

14           Now we're going to start with 11, Board of  
15 Directors Matters of Information. Let me start over  
16 here to my right, and we'll go this way.

17           Newton, anything you want to share before we  
18 close?

19           DIRECTOR NEWTON PHAM: No. I'm good.

20           CHAIR GERARDO MOUET: Okay. Sandra?

21           DIRECTOR SANDRA CERVANTES: I'm also good too.

22           CHAIR GERARDO MOUET: Okay. And Nick?

23           VICE CHAIR NICK BERARDINO: I'd like to see on  
24 the next agenda a request that the Chair ask that every  
25 concessionaire that -- for food, drink, otherwise,

1 rides, carnival, things, but before we approve those  
2 contracts next month, I would like to see every  
3 concessionaire submit their price sheet. So --

4 CHAIR GERARDO MOUET: Their what?

5 VICE CHAIR NICK BERARDINO: Their price sheet.  
6 You may already have them.

7 MS. KATHY KRAMER: We do.

8 VICE CHAIR NICK BERARDINO: And if you can, also  
9 compare it to -- I think they said it would be the same  
10 price this year as last year. So if we could just --

11 CHAIR GERARDO MOUET: Double-check.

12 VICE CHAIR NICK BERARDINO: Yeah. Double-check  
13 that. But if you could submit them so we can review  
14 them.

15 MS. MICHELE RICHARDS: They're a part of the  
16 rental agreement, so you'll see that.

17 VICE CHAIR NICK BERARDINO: Thank you.

18 CHAIR GERARDO MOUET: Any other comments, Nick?

19 VICE CHAIR NICK BERARDINO: No.

20 CHAIR GERARDO MOUET: Ashleigh?

21 DIRECTOR ASHLEIGH AITKEN: No. I think one of  
22 the things I'd like to look into, not before fair, but  
23 maybe after, is -- I think it's come up in the four  
24 years that I've been on the Board, and I'm sure as  
25 political times change, but I'd like to really explore a

1 voluntary, because we cannot constrain people's First  
2 Amendment rights, Board Member code of conduct.

3 CHAIR GERARDO MOUET: Okay. Anything else,  
4 Ashleigh?

5 DIRECTOR ASHLEIGH AITKEN: No. Thank you.

6 CHAIR GERARDO MOUET: Stan?

7 DIRECTOR STAN TKACZYK: Nothing.

8 CHAIR GERARDO MOUET: Barbara, any comments,  
9 closing comments?

10 DIRECTOR BARBARA BAGNERIS: I have nothing.

11 CHAIR GERARDO MOUET: Okay. Doug?

12 DIRECTOR DOUGLAS LA BELLE: I already  
13 complimented Stan on his shirt, so I'm good.

14 CHAIR GERARDO MOUET: I want to thank you,  
15 everyone here from the public, and staff and my fellow  
16 Board Members. I think this was a very good meeting. I  
17 think we're very sincere about the lessons learned, very  
18 sincere making sure that public safety is a high  
19 priority. We have a lot of work to be done.

20 So excited about this fair season. I can't  
21 wait. I think it's going to be wonderful for this  
22 community. And we do a good thing here for the  
23 community. I think it's a great thing. So I want to  
24 thank everyone, and I appreciate everyone's different  
25 role and contribution to this great mission.

1                   So with that, I think I -- we'll call for  
2 adjournment of the meeting.

3                   DIRECTOR ASHLEIGH AITKEN: I move to adjourn.

4                   DIRECTOR BARBARA BAGNERIS: I second.

5                   CHAIR GERARDO MOUET: First by Ashleigh, second  
6 by -- all in favor, say aye.

7                   BOARD MEMBERS: Aye.

8                   CHAIR GERARDO MOUET: Meeting closed at 1:09.

9   \* \* \*

10                   (Whereupon, the OCFEC Board of Directors  
11 meeting was hereby adjourned at 1:09 p.m.)

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Certificate  
of  
Certified Shorthand Reporter

The undersigned certified shorthand reporter  
of the State of California does hereby certify:

That the foregoing proceedings was taken  
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I further certify that I am neither  
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In witness whereof, I have subscribed my name  
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*Janet M. Taylor*  
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