



In the Matter Of:

OC COUNTY FAIR AND EVENT CENTER

BOARD OF DIRECTORS MEETING

November 19, 2020

Case No:

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32ND DISTRICT AGRICULTURAL ASSOCIATION  
ORANGE COUNTY FAIR & EVENT CENTER  
BOARD OF DIRECTORS MEETING  
THURSDAY, NOVEMBER 19, 2020  
9:00 A.M.

Reported by:

Patricia Garrido

CSR No. 14364

**CERTIFIED COPY**

32ND DISTRICT AGRICULTURAL ASSOCIATION

ORANGE COUNTY FAIR & EVENT CENTER

BOARD OF DIRECTORS MEETING

THURSDAY, NOVEMBER 19, 2020

9:00 A.M.

Meeting of the OCFEC Board of  
Directors, stenographically reported by Patricia  
Garrido, a Certified Shorthand Reporter for the State of  
California, commencing at 9:00 a.m. and ending at  
1:04 p.m., Thursday, November 19, 2020, Via Zoom.

APPEARANCES OF BOARD MEMBERS:

Natalie Rubalcava-Garcia, Board Chair  
Doug La Belle, Vice Chair  
Sandra Cervantes, Member  
Robert Ruiz, Member  
Barbara Bagneris, Member  
Ashleigh Aitken, Member  
Newton Pham, Member  
Nick Kovacevich, Member

ALSO PRESENT:

Michele Richards, CEO  
Ken Karns, Chief Operating Officer  
Joan Hamill, Chief Business Development Officer  
Summer Angus, Meeting Secretary Executive Assistant  
Julia Demlow, WAVE member, presenter  
Steve Lindley, Brady, ghost gun educator

1 APPEARANCE OF BOARD COUNSEL:

2 DEPUTY ATTORNEY GENERAL  
3 JOSHUA CAPLAN  
4 600 West Broadway, Suite 1800  
5 San Diego, California 92101-3375  
6 Phone: 619-738-9000  
7 Fax: 619-645-2271  
8

9 PUBLIC SPEAKERS:

10 CINDY MASSARO  
11 KELLIE AVAKIAN  
12 TODD MARTIN  
13 GIBRAN STOUT  
14 LISA SABO  
15 JERILYNN  
16 ROY ENGLEBRECHT  
17 SHANNON WOOTEN  
18 JEANINE ROBBINS  
19 LEIGH-ANN KAZOLAS  
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32ND DISTRICT AGRICULTURAL ASSOCIATION  
ORANGE COUNTY FAIR & EVENT CENTER  
BOARD OF DIRECTORS MEETING  
THURSDAY, NOVEMBER 19, 2020  
9:00 A.M.

CHAIR RUBALCAVA-GARCIA: So I'd like to call this meeting to order. All matters noticed on this agenda in any category may be considered for action as listed. Any item not so noticed may not be considered. Items listed on this agenda may be considered in any order at the discretion of the chairperson.

The mission of the Orange County Fair & Event Center is celebration of Orange County's communities, interests, agriculture, and heritage with results justifying resources expended. I'd like to ask director -- is Director Bagneris on the call?

SECRETARY ANGUS: I'm not seeing her yet.

CHAIR RUBALCAVA-GARCIA: Ashleigh, would you lead us in the Pledge of Allegiance?

DIRECTOR AITKEN: Sure. Please stand up. Place your hand over your heart.

(Pledge of Allegiance conducted.)

CHAIR RUBALCAVA-GARCIA: Thank you. Summer,

1 can you please take roll call?

2 SECRETARY ANGUS: Chair Rubalcava-Garcia?

3 CHAIR RUBALCAVA-GARCIA: Here.

4 SECRETARY ANGUS: Vice Chair La Belle?

5 VICE CHAIR LA BELLE: Here.

6 SECRETARY ANGUS: Director Cervantes?

7 DIRECTOR CERVANTES: Here.

8 SECRETARY ANGUS: Director Ruiz?

9 DIRECTOR RUIZ: Present.

10 SECRETARY ANGUS: Director Bagneris? Director  
11 Aitken?

12 DIRECTOR AITKEN: Here.

13 SECRETARY ANGUS: Director Pham? And Director  
14 Kovacevich?

15 DIRECTOR KOVACEVICH: Here.

16 SECRETARY ANGUS: Thank you.

17 CHAIR RUBALCAVA-GARCIA: Perfect. Thank you.

18 So the Board will be going into Closed Session, but  
19 before we do that, I just wanted to take a minute to  
20 send our condolences and remember somebody who's been a  
21 very big part of OC Fair and is also, I believe, the  
22 president of the Friends of the Fair, Vince Pollmeier,  
23 who recently passed away.

24 So please, I just ask everybody to keep his  
25 family in your prayers and, you know, if you'd like to

1 send a note to Reggie, I'm sure she would appreciate  
2 that. But on behalf of the Board, our condolences for  
3 this very untimely loss. With that, the Board will be  
4 going into closed session, and Summer will be organizing  
5 public comment. Thank you.

6 (Closed Session held from 9:03 a.m. until 9:52  
7 a.m.)

8 CEO RICHARDS: Summer, we're back from closed  
9 session. Maybe give another minute for board members to  
10 log back in and then we can take roll again.

11 SECRETARY ANGUS: Okay. I think I see most  
12 everyone.

13 CHAIR RUBALCAVA-GARCIA: Okay. Perfect.

14 SECRETARY ANGUS: I'll go ahead and take roll.  
15 Chair Rubalcava-Garcia?

16 CHAIR RUBALCAVA-GARCIA: Summer, can I go ahead  
17 and read the statement first and then we'll go ahead and  
18 go from there?

19 SECRETARY ANGUS: Yes.

20 CHAIR RUBALCAVA-GARCIA: Okay. Closed session  
21 agenda today included discussion about pending  
22 litigation regarding the outdoor Market Place. I want  
23 to assure members of the public, the district is making  
24 all efforts to reopen and mitigate losses caused by  
25 Spectra's breach of contract with the 32nd DAA.

1 Summer, can you please take roll call?

2 SECRETARY ANGUS: Chair Rubalcava-Garcia?

3 CHAIR RUBALCAVA-GARCIA: Present.

4 SECRETARY ANGUS: Vice Chair La Belle?

5 VICE CHAIR LA BELLE: Present.

6 SECRETARY ANGUS: Director Cervantes?

7 DIRECTOR CERVANTES: Present.

8 SECRETARY ANGUS: Director Ruiz? Director

9 Ruiz? I'll circle back. Director Bagneris?

10 DIRECTOR BAGNERIS: Present.

11 SECRETARY ANGUS: Director Aitken?

12 DIRECTOR AITKEN: Present.

13 SECRETARY ANGUS: Director Pham?

14 DIRECTOR PHAM: Here.

15 SECRETARY ANGUS: Director Kovacevich?

16 DIRECTOR KOVACEVICH: Here.

17 SECRETARY ANGUS: And Director Ruiz, one more  
18 time? Okay. Chair Rubalcava-Garcia, I pass it back to  
19 you.

20 CHAIR RUBALCAVA-GARCIA: Thanks, Summer. I'd  
21 like to turn it over to Michele now for CEO operational  
22 announcements and updates.

23 CEO RICHARDS: Thank you, Chair  
24 Rubalcava-Garcia. Our emergency agreement with OC  
25 Animal Care once again was activated last month during



1 the Silverado and Blue Ridge fires in Orange County.

2 We provided shelter for 20 horses at the  
3 Equestrian Center that were evacuated from the fire  
4 zones, and our team created temporary stalls in the  
5 Action Sports Arena for many more. Thankfully, we  
6 didn't need to use the extra stalls, and all the horses  
7 have now been safely reunited with their owners.

8 Well, all good things must come to an end, and  
9 it was a very successful ending indeed to our first ever  
10 Fair Food Drive-Thru. Over the course of nine weeks,  
11 the event generated over one million dollars in  
12 concession sales and lots of smiles and messages of  
13 appreciation from our Fair Food fans. We hope to do the  
14 drive-thru again in the coming months.

15 Our team of landscaping goats and their donkey  
16 protectors are becoming quite famous, being featured  
17 with Gayle Anderson on KTLA and in feature articles in  
18 the OC Register and the Daily Pilot. They're doing a  
19 terrific job of clearing the weeds on the Pacific  
20 Amphitheater berm. Below Gayle Anderson in the photo  
21 there is our own Barbara Gregerson, our landscape  
22 supervisor, being interviewed on KTLA last week.

23 We're very happy to report that Centennial Farm  
24 and Heroes Hall have reopened and are welcoming guests  
25 back with advanced reservations. And, boy, were we

1 happy to see them come back. In the first two weeks of  
2 reopening, we've seen hundreds of guests at the farm and  
3 Heroes Hall.

4 Now, unfortunately with Orange County now back  
5 in the purple tier, we will have to temporarily close  
6 the inside exhibit at Heroes Hall. But we hope we can  
7 reopen as soon as Orange County works it's way back into  
8 the orange tier, but the Medal of Honor Courtyard and  
9 the Walk of Honor are still open at Centennial -- at  
10 Heroes Hall and Centennial Farm is still open. You can  
11 make reservations from our website.

12 And speaking of Heroes Hall, our own Carol  
13 Singleton, Heroes Hall supervisor, was recently honored  
14 by California Assemblywoman Cottie Petrie-Norris as one  
15 of the 74th District's Veterans of the Year. That's  
16 Carol on the second row, on the left, with Assemblywoman  
17 Cottie Petrie-Norris during the live Facebook awards  
18 ceremony. Carol, a US Army Veteran, was recognized for  
19 her work in bringing veteran's stories and issues to  
20 life at Heroes Hall.

21 A quick financial update: For the ten-month  
22 period ending October 31, we recorded revenues of 3.37  
23 million against our budget of 50.1 million. So we  
24 were -- are unfavorable to budget on the expense or --  
25 revenue side of 46.8 million.

1 Better on the expense side. Actual expenses of  
2 16.7 million against a budget of 45.8 million. We are  
3 favorable to budget on our expenses of 29.14 million.  
4 So our net deficit for the ten months ended October 31.  
5 Actual is 13,342,313 dollars, and that is an unfavorable  
6 variance to a budget of 17.65 million.

7 In terms of our cash and cash equivalence, cash  
8 on hand is 1.2 million combined with our investments is  
9 a total cash and cash equivalence of 44 million. That's  
10 a 14.3-million-dollar decrease over the same period last  
11 year, or 24 and a half.

12 And we'll have more information with the  
13 Financial Monitoring Committee's update, and then also  
14 the full budget presentation near the end of the agenda.  
15 So I'd like to now turn it over to Joan for a very quick  
16 update on upcoming events.

17 JOAN HAMILL: Thank you, Michele. Good  
18 morning, and once again, I'll highlight our current and  
19 upcoming events. And as a reminder, this information  
20 along with additional event details can always be found  
21 on our website, ocfair.com.

22 Michele, if you want to -- as Michele just  
23 mentioned, although we're back into purple tier status  
24 as of a couple of days ago, Centennial Farm as well as  
25 the exterior exhibits at Heroes Hall, are open to the

1 public in a limited capacity just need to go online and  
2 make reservations.

3 COVID nine -- COVID testing by a 360 Clinic  
4 continues through the end of the year, Monday through  
5 Friday, 7:00 a.m. to 3:00 p.m., and, again, by  
6 appointment. Power of One emergency food assistance  
7 drive through takes place this Saturday, November 21,  
8 8:00 a.m. through noon. And just to note, this is a  
9 special Thanksgiving food distribution and is by  
10 appointment only. And Farmers Market is here each  
11 Thursday with the exception of Thanksgiving next week.

12 Moving on. The Christmas tree lot by Seasonal  
13 Adventures opens November 27th and runs through  
14 December 18th. And very happy to announce that Winter  
15 Fest presents Night of Lights OC. And this is a  
16 mile-long drive-thru winter wonderland taking place  
17 December 3rd through January 3rd. Tickets are available  
18 online at [nightoflightsoc.com](http://nightoflightsoc.com).

19 Share Our Selves presents their annual holiday  
20 Adopt A Family event December 7 -- 15th through 17th.  
21 And I'd like to mention that this is the 51st year that  
22 SOS has offered this wonderful event. And according to  
23 the SOS website, there are still families in need of  
24 being adopted.

25 And then Flying Miz Daisy had a wonderful event

1 last weekend and will do so again on Saturday, December  
2 12th, 9:00 a.m. to 3:00 p.m., free admission. Parking  
3 is seven dollars. And if you have any questions, I  
4 would love to answer them, otherwise this concludes my  
5 report.

6 CEO RICHARDS: Thank you, and that concludes  
7 our report.

8 CHAIR RUBALCAVA-GARCIA: Thank you, Joan.  
9 Thank you, Michele. Onto agenda Item No. 7. Can I  
10 please get a motion to approve the minutes from the  
11 October board meeting?

12 DIRECTOR AITKEN: I so move.

13 VICE CHAIR LA BELLE: Second.

14 DIRECTOR CERVANTES: Second.

15 CHAIR RUBALCAVA-GARCIA: Perfect. Thanks.  
16 Summer, can you please call roll call?

17 SECRETARY ANGUS: Chair Rubalcava-Garcia?

18 CHAIR RUBALCAVA-GARCIA: Yes.

19 SECRETARY ANGUS: Vice Chair La Belle?

20 VICE CHAIR LA BELLE: Yes.

21 SECRETARY ANGUS: Director Cervantes?

22 DIRECTOR CERVANTES: Yes.

23 SECRETARY ANGUS: Director Ruiz?

24 DIRECTOR RUIZ: Yes.

25 SECRETARY ANGUS: Director Bagneris?

1 DIRECTOR BAGNERIS: Yes.

2 SECRETARY ANGUS: Director Aitken?

3 DIRECTOR AITKEN: Yes.

4 SECRETARY ANGUS: Director Pham?

5 DIRECTOR PHAM: Yes.

6 SECRETARY ANGUS: And Director Kovacevich?

7 DIRECTOR KOVACEVICH: Yes.

8 CHAIR RUBALCAVA-GARCIA: Thank you. Moving on  
9 to agenda Item No. 8, matters of public Comment. Public  
10 comment is not allowed on issues not on the current  
11 agenda. However, no debate by the Board shall be  
12 permitted on such public comments, and no action will be  
13 taken on such public comment items, at this time as law  
14 requires formal public notice prior to any action on a  
15 docket item.

16 Speakers are requested to sign in prior to the  
17 start of the meeting and are limited to three minutes.  
18 Comments will be accepted on agenda items during the  
19 meeting. Speakers wish to address the Board on items on  
20 the agenda are requested to sign in prior to the start  
21 of the meeting and identify the agenda items on which  
22 you desire to address the Board. Speakers are limited  
23 to three minutes.

24 Summer, I believe we have five comments on this  
25 topic.

1 SECRETARY ANGUS: We do.

2 CHAIR RUBALCAVA-GARCIA: Before we take those,  
3 I also wanted just to note for the record, we did  
4 receive an e-mail from Reggie Mundekis, and she did have  
5 several public comments. And I just wanted to  
6 acknowledge that for the record. It will be in the  
7 written comments section for the December board meeting.  
8 But we -- every board member did receive a copy of her  
9 comments, and she did have quite a few on various agenda  
10 items. But under the circumstances, I just wanted to  
11 make the exception this -- this time to include those  
12 for the record.

13 SECRETARY ANGUS: Okay. We have Cindy Massaro  
14 followed by Kellie Avakian, Todd Martin, Jerilynn, and  
15 Maile Hanoian. Cindy Massaro, when you're ready.

16 CINDY MASSARO: Thank you. Good morning,  
17 Orange County Fair Board. Thank you for your service to  
18 our community and continuing to work to make our  
19 fairgrounds a place of pride in our city, county, and  
20 our state. I want to thank you for forming the  
21 Diversity Committee and their commitment to taking up  
22 the flag issue that has been raised on this since July.

23 I'm really looking forward to seeing the flag  
24 issue being resolved, and I'm hoping that that will be  
25 resolved today. For those of you that are on this call

1 that are not aware of what I'm talking about, in  
2 addition to our United States of America national flag,  
3 State of California flag, and Orange County Fairgrounds  
4 flag, only one other flag is also flown year-round. The  
5 LGBTQ Pride flag. This flag is being flown year-round  
6 not just during Pride month.

7 About a year ago, this board decided to fly  
8 this one particular special interest flag to make people  
9 this flag represents feel included and welcome.

10 However, there are also other groups that do not feel  
11 included or welcome. Therefore, it seems right, fair,  
12 welcoming, and inclusive to recognize other groups'  
13 flags as well. If only one single special interest flag  
14 is flown, other groups will continue to feel  
15 disenfranchised if their flags are not also recognized.

16 We can avoid this through a fair and equitable  
17 resolution to fly other groups' flags for equal and fair  
18 inclusion or simply remove any and all special interest  
19 flags and only fly the United States and State of  
20 California flags, which represent all of us.

21 I am grateful to this board for creating the  
22 Diversity Committee and their commitment for taking this  
23 issue up, and I look forward to the fair and equitable  
24 resolution I know you all will come to. Thank you very  
25 much.



1 SECRETARY ANGUS: Thank you, Cindy. Kellie,  
2 when you're ready.

3 KELLIE AVAKIAN: I want to thank everybody for  
4 taking the time up with this issue of making a Diversity  
5 Committee as well. And I, too, have been speaking for  
6 the last five months about the flag issue of the flag  
7 pole that there's the United States flag, a California  
8 flag, and then the LGBT flag. And we've consistently  
9 asked you guys to please address the issue with us  
10 because we have an equestrian center there that produces  
11 many world champions and USA champions.

12 I'm not understanding why we can't put up the  
13 USEF flag for the equestrian center. And then also the  
14 fairgrounds is a big part of these kids and 4-H and  
15 Future Farmers of America. We need to be having all  
16 flags that represent the fairgrounds on the flag pole,  
17 not just LGBTQ, which doesn't represent all of us as  
18 Orange County as a whole. So we keep discussing this  
19 over and over, and I'm not understanding why the flag  
20 issue is not being addressed.

21 I had opportunity to also talk with Gayle  
22 Anderson when she was out for the Centennial Farms to  
23 discuss this, and she said she would like to further  
24 discuss this in the media and our trail of how we're  
25 going to get this -- keep, you know, keep the momentum

1 going to get all groups included, especially during this  
2 time when kids feel like they have no sports, no social  
3 activities.

4 It would be nice if -- if they had some  
5 representation in their own county when they have no  
6 goals or anything that they can obtain because of what's  
7 been taken away from them. So we're happy to get the  
8 mayors involved. I talked to several of them about this  
9 issue already, and they're ready to get involved, again,  
10 so is the media. Thank you for your time, and I would  
11 really like this addressed. It's been five months and  
12 still we haven't seen an action item. Thank you.

13 SECRETARY ANGUS: Thank you, Kellie. Todd  
14 Martin, when you're ready.

15 TODD MARTIN: Okay. Hey, thank you very much  
16 for running this and making it possible for us to speak  
17 our minds and our wishes. I'm kind of echoing what  
18 Cindy said. I believe in equal representation, and the  
19 fact that we do have one special interest flag being  
20 flown year-round and not allowing others to do so seems  
21 unequal. And, you know, I had -- personally would like  
22 to see some family friendly flags.

23 There's a number of them I could come up with  
24 that I would like to see flown. And so that's why I'm  
25 this call, just to make my voice known, and that I do

1 support what Cindy and Kellie have been talking about as  
2 well. So thank you.

3 SECRETARY ANGUS: Thank you, Todd. Jerilynn,  
4 when you're ready.

5 JERILYNN: Good morning. Can you hear me?

6 SECRETARY ANGUS: Yes. Go ahead.

7 JERILYNN: Okay. Great. Thank you. Good  
8 morning Board of Directors. This is Jerilynn. This is  
9 the fifth month as well that I've called in to discuss  
10 the flag issue. I concur with what has been said before  
11 me. We love the fairgrounds, and actually I'm  
12 really excited to hear about all the good things. So  
13 grateful that we have a place that we can bring horses  
14 when there's fires, love the animals, and you guys are  
15 really doing great stuff.

16 But I'm perplexed, you know, fifth month in  
17 talking about diversity and welcoming people to the  
18 fairgrounds, why can't we have diversity in the flags?  
19 And there's, you know, many special interests. I could  
20 come up with a lot as well. I'm just perplexed why this  
21 hasn't been addressed yet.

22 So I'm asking the Board, please pick this up.  
23 Give us some indication that you're hearing our voices.  
24 We'd all love to have a discussion and come to a  
25 conclusion that makes all of us satisfied with what's

1 going on at the fairgrounds. So I appreciate your time,  
2 and please pick this up. Thank you.

3 SECRETARY ANGUS: Thank you, Jerilynn. Maile  
4 Hanoian, when you're ready. If you're still on the  
5 line. And, Chair Rubalcava-Garcia, I'm not seeing her.  
6 She must have dropped off the call.

7 CHAIR RUBALCAVA-GARCIA: Okay. Okay. Perfect.  
8 Thank you. So that concludes public comment. On to  
9 agenda Item No. 9, Consent Calendar. All matters listed  
10 under Consent Calendar are operational matters about  
11 which the Board has governing policies implementation of  
12 which is delegated to the CEO. They will be enacted in  
13 one motion.

14 There will be no discussion of these items  
15 prior to the time the Board of Directors votes on the  
16 motion, unless members of the Board, staff, or public  
17 request specific items to be discussed separately and/or  
18 removed from the section. Any member of the public who  
19 wishes to discuss consent items should notify the Chair  
20 of the Board at the time requested and be recognized by  
21 invitation of the Chair to address the Board.

22 Does anybody have any items to pull from  
23 this -- from the Consent Calendar?

24 CEO RICHARDS: Chair Rubalcava-Garcia, we don't  
25 have anything to pull from staff, but I just want to

1 highlight one item. It's listed under CDFA  
2 correspondence. We received a -- a memo via email on  
3 November 6, from CDFA related to the item that was in  
4 the Governor's May revise regarding the Governor's  
5 office and CDFA working with District Ag Association  
6 over the next year to transition from the state system.

7 So there's been much talk about that in  
8 Sacramento, and we've been very transparent in sharing  
9 that with the Board and the public. The -- the memo  
10 talks about three public workshops that are being  
11 offered by CDFA to provide stakeholders an opportunity  
12 to make recommendations for alternative operating models  
13 for fairgrounds.

14 And those workshops -- one was held on Thursday  
15 of last week, the 12th. Another one was held on Monday  
16 of this week, the 16th. And the third and final  
17 workshop will be held this coming Monday, the 23rd from  
18 1:00 to 2:30. And per your recommendation and  
19 direction, Chair Rubalcava-Garcia, you assigned Director  
20 Aitken to join staff in that phone call.

21 So we will be representing the 32nd DAA to  
22 gather information and -- and provide any feedback as  
23 well from CDFA. So I just wanted to point that out, and  
24 members of the public are also invited to participate  
25 in -- in that workshop.

1 CHAIR RUBALCAVA-GARCIA: Perfect. Thank you.  
2 I think this is one of the agenda items that Reggie  
3 provided a comment on, which will be in the November --  
4 December agenda. Thank you, Michele, for that update.  
5 Are there any items that board members would like to  
6 pull?

7 VICE CHAIR LA BELLE: I move the Consent  
8 Calendar.

9 DIRECTOR CERVANTES: I second.

10 CHAIR RUBALCAVA-GARCIA: Perfect. Summer, can  
11 you please take roll call? And I just want to also  
12 clarify, we do not have any public comment on this item.

13 SECRETARY ANGUS: That is correct. Chair  
14 Rubalcava-Garcia?

15 CHAIR RUBALCAVA-GARCIA: Yes.

16 SECRETARY ANGUS: Vice Chair La Belle?

17 VICE CHAIR LA BELLE: Yes.

18 SECRETARY ANGUS: Director Cervantes?

19 DIRECTOR CERVANTES: Yes.

20 SECRETARY ANGUS: Director Ruiz?

21 DIRECTOR RUIZ: Yes.

22 SECRETARY ANGUS: Director Bagneris?

23 DIRECTOR BAGNERIS: Yes.

24 SECRETARY ANGUS: Director Aitken?

25 DIRECTOR AITKEN: Yes.

1 SECRETARY ANGUS: Director Pham?

2 DIRECTOR PHAM: Yes.

3 SECRETARY ANGUS: And Director Kovacevich?

4 DIRECTOR KOVACEVICH: Yes.

5 SECRETARY ANGUS: Thank you.

6 CHAIR RUBALCAVA-GARCIA: Thank you, Summer.

7 On to agenda Item 10, Governance Process. Can  
8 I please get a report from the Financial moderate --  
9 Monitoring Committee? Director Pham or Director La  
10 Belle?

11 DIRECTOR PHAM: Yeah. Sure. Financial  
12 Monitoring Committee met recently, you know, staff  
13 originally previewed the 2021 budget study session  
14 materials with us on November 9. We subsequently had a  
15 full study session, which allowed for -- and we invited  
16 all members of the Board and public to listen in or dial  
17 in, whatnot.

18 You know, ultimately, I feel pretty -- pretty  
19 satisfied with the -- the budget considering, you know,  
20 all the challenges in determining what's going to happen  
21 in the next year or so. I mean, it's, frankly, anyone's  
22 guess at this point.

23 Last year we had done a full-on roll up, you  
24 know, bottom-to-top review and -- and just -- and just  
25 thinking about it from a -- from a boarder perspective

1 that, you know, that I don't -- necessarily would have  
2 been appropriate for this year, but I think we did get  
3 to a point where we reached something that we were very  
4 satisfied with.

5 We also subsequently, you know, the Federal  
6 Financial Monitoring Committee also subsequently met  
7 again to rereview everything as well as, you know,  
8 the -- the results up to October 31, which as you heard  
9 earlier, being unfavorable to budget by 17.6 million due  
10 to lack of the Fair. And the ultimate reforecast for  
11 the full year 2020 now indicating a deficit of 16.8  
12 million dollars. And, you know, we'll -- we'll keep  
13 monitoring as the year goes on and -- and readjust  
14 accordingly. And that's essentially all I have to say.

15 CHAIR RUBALCAVA-GARCIA: Thank you, Director  
16 Pham. We -- Governance Committee, we're going to go  
17 ahead and table that. We actually have a -- an agenda  
18 Item H that'll -- we can go into more detail there.  
19 Facilities Committee, Director Aitken or Director Pham?

20 DIRECTOR PHAM: Yeah. So we also reviewed, you  
21 know, under the Facilities Committee, specific CapX  
22 requirements and -- and projects that were going on and  
23 deferrals into the following year as we, you know,  
24 essentially are in maintenance (inaudible) point until  
25 there's further clarity. It kind of rolled in and --



1 and combined with the budget study session as well. So  
2 it -- it worked out that, you know, it was on both.

3 CHAIR RUBALCAVA-GARCIA: Thank you, Director  
4 Pham. And then Diversity Committee also an agenda item.  
5 We'll go ahead and move on from there. Any questions  
6 before I move on to agenda Item B?

7 VICE CHAIR LA BELLE: Chair Rubalcava-Garcia,  
8 this is Doug. I'd like to just make a brief comment on  
9 the Heroes Hall Veterans Foundation.

10 CHAIR RUBALCAVA-GARCIA: Perfect.

11 VICE CHAIR LA BELLE: We are continuing to work  
12 with the consultant that the foundation has hired, Sandy  
13 Stone. She's putting together a -- a number of options  
14 for -- for the foundation considering terms of ongoing  
15 fundraising efforts. And I also wanted to indicate that  
16 the foundation through the Chair has sent our  
17 congratulations to Carol Singleton for her honor as a  
18 Veteran of the Year in Orange County.

19 CHAIR RUBALCAVA-GARCIA: Thank you for the  
20 update, Director La Belle. At this time we're going on  
21 to agenda Item B, but I'd like to table this item. It's  
22 an informational item and we have various action items,  
23 and I know that there are a couple of board members who  
24 need to leave, and I want to make sure we get the items  
25 that we need to vote on first. So with that said, I

1 would like to move on to agenda Item C.

2 DIRECTOR AITKEN: Chair Rubalcava, I just  
3 wanted to mention that we have several guests that we're  
4 presenting that have been on the phone and have, you  
5 know, taken, you know, the morning off from their work  
6 and from their calendar to do this item at our board's  
7 invitation.

8 So I would, you know, just politely request  
9 that we go forward, maybe put this at the end. I know  
10 they're -- they're on the phone right now waiting and so  
11 I -- I just feel really uncomfortable since it's not a  
12 staff item with the Board to invite guests, have them  
13 take off the morning to present something to us and then  
14 table it.

15 CHAIR RUBALCAVA-GARCIA: Thank you, Director  
16 Aitken. I'm going to go ahead and -- I want to take  
17 agenda Item C and then we will come back to it before we  
18 get to governance. And I appreciate the time that  
19 they're taking out.

20 Robert, can you go ahead and present agenda  
21 Item C, please?

22 DIRECTOR RUIZ: Yes. Thank you, Chair  
23 Rubalcava. Yes. We -- we wanted to bring this item  
24 here because, you know, the current policy that we  
25 adopted several years ago has some compliance challenges

1 for both the construction contractors and the trade  
2 unions resulting in some projects delays, as Michele and  
3 Jerry Elbridge would -- would tell you. Most recently  
4 involving the Campground Stormwater Management Project.

5 What we would like to do is we would have -- we  
6 would like the opportunity to have -- kind of kick this  
7 over to the Infrastructure Committee to review it. What  
8 we want to do here is we want to fall in line with  
9 the -- with state compliance, with the California  
10 Contract Public Code Policy, which is -- we're asking to  
11 actually bring down the threshold because when we  
12 enacted this back -- I think it was seven or eight years  
13 ago, it did -- it didn't really work -- it -- it didn't  
14 really work for everybody, for all the crafts,  
15 unfortunately. It worked for some, but not for all.

16 So what we wanted to do here is we wanted to  
17 adopt some language to the policy and make an amendment  
18 so it works for the all the crafts. You know, so it  
19 goes in line, like I said, with the -- with the  
20 California State Contract Policy Code. So I would ask  
21 that if we could make an amendment to this, but I wanted  
22 to do this through the Infrastructure Committee so they  
23 can look at it and bring it back to the Board with the  
24 full language of the State Compliance Code and hopefully  
25 the Board can adopt it then.

1 I think this language that's already set there  
2 by the State of California will work for all the crafts  
3 unlike it is now. I think 70 percent  
4 is -- is -- is -- it's not working for everybody. It  
5 worked for some, but it's not working for all the unions  
6 and all the contractors. So I wanted to bring this to  
7 the attention of the Board and hopefully kick this over  
8 to the Infrastructure Committee so they can look at the  
9 state language and bring it back to the Board in the  
10 month of December for some adoption so we can adopt a  
11 percentage that works for everybody.

12 VICE CHAIR LA BELLE: I would move that we  
13 refer this to the Infrastructure Committee with the  
14 request or action that this be brought back to the Board  
15 for action at the December meeting.

16 CHAIR RUBALCAVA-GARCIA: Is that a motion? If  
17 it is, I second that motion.

18 VICE CHAIR LA BELLE: Yes. Yeah, that's a  
19 motion.

20 CHAIR RUBALCAVA-GARCIA: Can we take a vote on  
21 that one? Or is there any further discussion on this  
22 item before with we take roll call?

23 CEO RICHARDS: Chair Rubalcava-Garcia, just a  
24 point of clarification. The Infrastructure Committee,  
25 meaning the Facilities Committee? Okay.

1 CHAIR RUBALCAVA-GARCIA: Yeah. Perfect. And  
2 we do not have any public comment on this item. So  
3 Summer, can you please take roll call on this one?

4 SECRETARY ANGUS: Yes. Chair Rubalcava-Garcia?

5 CHAIR RUBALCAVA-GARCIA: Yes.

6 SECRETARY ANGUS: Vice Chair La Belle?

7 VICE CHAIR LA BELLE: Yes.

8 SECRETARY ANGUS: Director Cervantes?

9 DIRECTOR CERVANTES: Yeah.

10 SECRETARY ANGUS: Director Ruiz?

11 DIRECTOR RUIZ: Yes.

12 SECRETARY ANGUS: Director Bagneris?

13 DIRECTOR BAGNERIS: Yes.

14 SECRETARY ANGUS: Director Aitken?

15 DIRECTOR AITKEN: Yes.

16 SECRETARY ANGUS: Director Pham?

17 DIRECTOR PHAM: Yes.

18 SECRETARY ANGUS: And Director Kovacevich?

19 DIRECTOR KOVACEVICH: Yes.

20 CHAIR RUBALCAVA-GARCIA: Perfect. Thank you.

21 Moving quickly onto agenda Item D, which is  
22 consideration of and vote on whether or not to revise  
23 current cannabis event policy. So this was an item that  
24 I -- I asked to be put back on the agenda. There was  
25 some recent movement in Costa Mesa, and I know we're a

1 state agency, but when I reflected back on a policy that  
2 was put into place by the Board in the past, it did  
3 eliminate any cannabis-type products, including CBD  
4 products to be sold on fairground property.

5 And I thought it would be a good time to bring  
6 it back to the Board for discussion and -- and possibly  
7 revising this policy to at least accept CBD products at  
8 farmers markets and other -- I mean, you could buy these  
9 items at, you know, Trader Joe's now.

10 So I'm opening this up for discussion. And I  
11 do believe we have three public comments on this topic.  
12 So why don't we go ahead and take discussion from the  
13 Board and then we can go ahead and invite public  
14 comment. Any questions or concerns?

15 DIRECTOR AITKEN: Chair Rubalcava, I -- I  
16 remember this was a pretty heated discussion. Before a  
17 lot of the laws in California changed obviously before  
18 some of the ordinances in Costa Mesa changed. And you  
19 know, I think it's one of these things that maybe it  
20 would be -- I guess my suggestion would be I -- I agree  
21 that I think that we should amend it given that there is  
22 a -- a more world of information about some of the  
23 products and whether we differentiate between products  
24 that contain CBD and whether they can be sold on our  
25 property versus the actual sale of marijuana or, you

1 know, marijuana paraphernalia or products containing  
2 THC.

3 Would this be something that the Board would be  
4 open to having a bit of a -- a public forum or  
5 information session on so that we could invite people  
6 from the City of Costa Mesa, someone from their city  
7 staff, just so that we're doing -- any decision we  
8 should make should be with the full wealth of  
9 information that at least, I don't feel that we have  
10 right now. And I would like to have community buy-in  
11 and buy-in from Costa Mesa City staff as well as our  
12 own.

13 CHAIR RUBALCAVA-GARCIA: Thank you, Ashleigh.  
14 Any other comment?

15 VICE CHAIR LA BELLE: I'm good with -- with  
16 Ashleigh's suggestion. I would like to hear the public  
17 comments we have today before I make any -- any final  
18 thoughts on this.

19 CHAIR RUBALCAVA-GARCIA: Okay. Perfect. Why  
20 don't we go ahead and --

21 DIRECTOR CERVANTES: This is Sandra Cervantes,  
22 and I agree as well.

23 CHAIR RUBALCAVA-GARCIA: All right. Thanks,  
24 Sandra. Why don't we go ahead and bring up public  
25 comment.

1 SECRETARY ANGUS: Okay. We have Todd Martin  
2 followed by Roy Englebrecht and Cindy Massaro. Todd,  
3 when you're ready.

4 TODD MARTIN: Hey, hey. Thank you for allowing  
5 me to make a quick comment on this. I'm not completely  
6 up to speed on all that's been discussed in regards to  
7 this issue. What I would like to say is that if there  
8 is any talk or consideration about putting products in  
9 that do contain THC, I would recommend against that.

10 And that's coming from a person who was  
11 formerly an addict to pot, et cetera, and how  
12 destructive it was in my life, and therefore, I have  
13 a -- a historical invested interest in keeping these  
14 things out just because I know what it did to me. And  
15 so I do care about people and their futures and seeing  
16 these things moving more and more into our markets, et  
17 cetera, and it greatly concerns me.

18 I don't want to see this kind of thing  
19 happening because I don't want to see people's lives get  
20 destroyed. I know a lot of people don't think that's  
21 going to be the case, but I know for myself and the  
22 crowd that I ran with at the time that it is everything  
23 but constructive. So anyways, that's my point. Thank  
24 you.

25 SECRETARY ANGUS: Thank you, Todd. Roy, when



1 you're ready.

2 ROY ENGLEBRECHT: I'm ready. Thank you,  
3 Chairwoman. My name is Roy Englebrecht. I promote the  
4 Fight Club OC shows that we have at -- in the hangar.  
5 This will be our 10th year -- it was our 10th year. We  
6 did one show in February.

7 2021, where we already have our sixth Thursday  
8 date set, will be a very tough year for most businesses  
9 and especially for mine because we, again, don't know  
10 what limits will be installed in regards to attendance.  
11 So every ever dollar is important to us.

12 Last year we were approached by several  
13 cannabis locations in Orange County asking to advertise  
14 at our events -- at our Fight Club OC shows -- and we  
15 could not because of -- because the Board had -- had not  
16 allowed that. I'm asking that the Board consider  
17 event-specific.

18 I understand if you don't want to sell this  
19 during the Fair, but at event-specific shows like my  
20 own, I would like to have that opportunity to generate  
21 additional revenue, which as I said is going to be very  
22 hard to come by in 2021.

23 A, It can be two ways, you can approve signage,  
24 which was important to us because they asked for  
25 signage, or the sale of products or both. But I

1 would -- I would ask that you carefully consider  
2 amending policy so that event-specific shows like myself  
3 will have that opportunity to generate a revenue. Thank  
4 you.

5 SECRETARY ANGUS: Thank you, Roy. Cindy  
6 Massaro, when you're ready.

7 CINDY MASSARO: Yes. Thank you. I appreciate  
8 that the Board did vote unanimously to ban cannabis  
9 events and cannabis-related products. So I really want  
10 to affirm you guys in doing that and really keeping in  
11 the tone of the Orange County Fairgrounds, which is  
12 family friendly. And I hear Roy's comment ahead of me,  
13 and I -- I hear what his point is.

14 I would not be in favor of amending it in the  
15 way that you have here permitting the promotion and  
16 display of products. I do want to keep in the feeling  
17 and the tone of a family-friendly environment. However,  
18 for, like, to Roy's point, for a specific event like  
19 his, that would be only admitting people that are over  
20 the ages, let's say of 18 or 21, then in those  
21 circumstances then I would -- I would go along with what  
22 Roy, the speaker before me, said.

23 But in any other circumstance, please do not  
24 post signage. Please do not change your policy on this.  
25 This is a slippery slope, and we do not want the

1 fairgrounds to have its reputation tainted and start to  
2 look like it is not a family-friendly environment.

3 Thank you.

4 SECRETARY ANGUS: Thank you. That concludes  
5 public comment, Chair Rubalcava-Garcia.

6 CHAIR RUBALCAVA-GARCIA: Thank you, Summer.  
7 Are there any other further comments from the Board? At  
8 this time I would like to recommend that we do hold a  
9 public study session on this policy as recommended by  
10 Director Aitken and also supported by several other of  
11 our board members.

12 I think it would give us an opportunity to not  
13 only identify the economic impact that cannabis could  
14 have to our local economy, but it also gives us the  
15 opportunity to decide or discuss if there are categories  
16 of cannabis that we might be able to incorporate into a  
17 policy that would allow for, you know, vendors to -- to  
18 sell on our property. And I'm also interested in  
19 finding out more on the event side for specific events  
20 that might be like Roy's, for example.

21 Michele, can we go ahead and work to figure out  
22 a date that would -- and I have no problem hosting that  
23 meeting to get public comment on that. And I -- I  
24 am -- I would invite City of Costa Mesa, but I think  
25 that we should invite surrounding cities because we are

1 a State agency. So we should make this a  
2 county-at-large issue.

3 We are not subject to munic- -- the laws of the  
4 municipalities in the area. We are really to comply  
5 with state laws, but it is -- I think, as good  
6 neighbors, we want to make sure that we're incorporating  
7 what they are feeling. But they did recently pass  
8 Measure -- Measure H, which I believe was a  
9 council-supported measure, which allows for cannabis to  
10 be sold in Costa Mesa. So at this time -- those are  
11 some of the things we'll highlight during that public  
12 meeting session.

13 CEO RICHARDS: Yes. We can absolutely do that.  
14 I'll work with you on -- on dates, and we'll loop in  
15 the -- the City as well.

16 CHAIR RUBALCAVA-GARCIA: Okay. Perfect. So no  
17 vote necessary, right? We'll table this until we get  
18 public comment -- or the public session. Great. Thank  
19 you.

20 At this time I would like to go to agenda Item  
21 E. Director Kovacevich or Director Ruiz, do you have  
22 any -- would you -- either of you like to take that one?

23 DIRECTOR KOVACEVICH: This is Director  
24 Kovacevich. Yes. I could take this one. So, you know,  
25 this -- this item landed on the agenda because,

1 unfortunately there was a -- a lot of confusion when the  
2 Diversity Committee was originally voted on by the Board  
3 and then formed. And I think the confusion from a lot  
4 of the Directors, including Director Ruiz and myself,  
5 was just around what the specifications of going through  
6 a board vote versus having this committee appointed like  
7 most committees, from what I am told, are appointed by  
8 the Chair, and the difference in -- in what that means  
9 and how that translates to what the committee can  
10 actually do.

11 And we felt that upon reviewing other  
12 restrictions that would -- would come with the way that  
13 this committee was formed that we really felt the  
14 committee would be hindered in its effectiveness in  
15 carrying out the mission of the committee. We believe  
16 that there's a lot that the Board can do, these higher  
17 level discussions with the public.

18 We -- we do believe there's a lot that can  
19 happen there, but we believe that there will be more  
20 impact by this committee being able to work very closely  
21 with the staff. We believe that the staff that is  
22 operating the day-to-day activities at the fairgrounds  
23 is the most important component to (inaudible) out the  
24 diversity initiatives that are taking place. Sorry.  
25 I'm hearing a little bit of feedback. If you could mute

1 if you're not gonna...

2 And, you know, we felt like we would -- we'd be  
3 hindered in being able to really work closely with the  
4 staff on a day-to-day basis and actually be making an  
5 impact on the operations and -- and within the Fair. So  
6 we feel that we would like to -- to revisit this. Our  
7 recommendation is that we disband the committee in the  
8 way that it was formed. And then, you know, revisit  
9 this at a later date or, potentially, immediately  
10 following this and -- and kind of reconsider how we want  
11 this committee to function. So I don't know if Director  
12 Ruiz has anything to add to that.

13 DIRECTOR RUIZ: Yeah. You know what, I -- I  
14 want to echo everything that Director Kovacevich just  
15 said. You know, it's -- I guess it was a  
16 misunderstanding and -- and I apologize for that. But I  
17 think, you know, the intention of this committee is  
18 great. And I think if you want to, you know, expedite a  
19 lot of the action that we would like to take on making  
20 it a two-person committee would be better to do that.

21 And, again, the public is welcome. I mean, we  
22 would entertain meetings where -- where we would invite  
23 the public as well. So, again, if the Board takes it  
24 into consideration, like Director Kovacevich said, to  
25 dissolve this and -- and make it into a two-person

1 committee just like most of the other committees that we  
2 have, that would be great.

3 CHAIR RUBALCAVA-GARCIA: Thank you. Just --

4 DIRECTOR BAGNERIS: Director -- Director  
5 Rubalcava-Garcia?

6 CHAIR RUBALCAVA-GARCIA: Oh, go ahead.

7 DIRECTOR BAGNERIS: Yeah. This is Director  
8 Bagneris. I just kind of want to refresh the Board's  
9 memory of how this got started. This motion was made by  
10 Director Aitken and myself. And we asked, actually, to  
11 be the Board members on this committee, but at the time  
12 we did it, we also wanted it to be a public committee.  
13 That was a part of adopting the motion, was that it'd be  
14 a public committee. So I'm -- I'm sorry that people  
15 were confused by that, but regardless it is a public  
16 committee, and it was by design.

17 We wanted the public to be involved in every  
18 aspect of diversity, equity, and inclusion when it came  
19 to the fairgrounds. That doesn't mean we have to meet  
20 every month. We could meet quarterly. It doesn't mean  
21 that it's going to take away from the mission and  
22 purpose of this committee, in fact, it enhances it  
23 because we'll be having more voices.

24 And so when we originally brought this to the  
25 Board when we adopted it, it was for the specific

1 purpose of being a public committee. And, again, I know  
2 that I asked to be -- be made -- to be one of the board  
3 committee chairs for this or a member of. And I know  
4 that Director Aitken also sent an e-mail to the Board  
5 Chair at that time asking to be appointed to this  
6 committee.

7 So I'm not sure what happened since then. I  
8 know we have not met at all on this committee. So I  
9 would look to see us to continue on the way that we are.  
10 If we want to change out who the committee persons, are  
11 that's - that's a consideration as well, but this was  
12 adopted for the purpose of being a public committee.

13 CHAIR RUBALCAVA-GARCIA: Yeah. And Director  
14 Bagneris, I think the concern is that many of us,  
15 including myself, were not aware of the fact that no  
16 business can be conducted unless it's in public. And  
17 that really, I think, is the point of Director  
18 Kovacevich and Director Ruiz bringing this back to the  
19 full board for discussion.

20 It's not that we don't -- you know, what I'm  
21 hearing this them say, it's not that it's not a -- an  
22 interest of the Board. It's just -- it sort of has our  
23 hands tied that everything has to be done in public.  
24 And I -- and I also want to reassure other board members  
25 on this call that I am prepared to create a Diversity



1 Committee that would be a -- fair created committee.

2 So if there are no -- are there any other  
3 comments from the Board? And then we'll go ahead and  
4 open it up to public comment.

5 DIRECTOR KOVACEVICH: Chair Rubalcava-Garcia,  
6 I'll make a -- a quick follow-up to that. I agree with  
7 what you said and certainly wanted to clarify that if I  
8 am selected to continue on -- or to go onto a new  
9 committee that represents this initiative, and -- and  
10 say I confer with Director Ruiz, we would both assume to  
11 be taking this committee to the public.

12 Certainly, we think that the public involvement  
13 in this committee is extremely important. Just to echo  
14 your thoughts, we -- we -- we do believe, though;  
15 however, if only allowed to operate in the public, it  
16 would hinder or effectiveness as a committee. So we'd  
17 like to have the option to do both -- and from what  
18 we've been told and, again, this is the confusion --  
19 under the way the committee was previously set up, we  
20 would not be allowed to do both.

21 And so we put this initiative to disband this  
22 committee with hopes -- and you've confirmed -- that we  
23 would be able to pick this back up in a different  
24 fashion with more flexibility to ultimately have a  
25 greater impact with this initiative.

1           DIRECTOR AITKEN: Chair Rubalcava-Garcia, I  
2 have a couple of comments, if it's appropriate.

3           CHAIR RUBALCAVA-GARCIA: Please. Yes.

4           DIRECTOR AITKEN: I understand where my fellow  
5 directors are coming from. But I -- I think there might  
6 be a confusion about what is policy versus what is  
7 operational. You know, a lot of our committees, you  
8 know, are able to make suggestions to staff, are -- are  
9 able to clarify items with staff, and that not -- that  
10 is not taking the Board in a policy direction that would  
11 be countered to the formation of a Diversity Committee.

12           And I guess my -- my concern is that we are  
13 disbanding a board-created committee without ever giving  
14 it the chance. We have not had one Diversity Committee  
15 meeting called. We can't say that the structure of this  
16 committee doesn't work when we haven't invited the  
17 public members. We haven't invited members of the  
18 diverse communities in Orange County.

19           I feel like we're just making this unilateral  
20 decision that something doesn't work without actually  
21 ever giving it a chance to succeed. And by taking it  
22 from a public committee to a two-person private  
23 committee, we're not inviting more diverse  
24 voice -- voices to the table, we're actually taking that  
25 away. And I think the whole point of having a Diversity

1 Committee, unlike a lot of other committees, is that  
2 there's always an opportunity for the public and for  
3 diverse -- diverse voices to clarify and to bring things  
4 to our attention that maybe we aren't seeing.

5 And I think that's a real concern and it is  
6 not -- and, please, it is not a reflection at all on the  
7 current members of the Diversity Committee. I know they  
8 are going to do an excellent job. But when we have  
9 policies like this, it's not about the two members that  
10 are on the Board right now, it's about a year from now  
11 or two years from now actually making change in, you  
12 know, on -- on the fairgrounds.

13 And, you know, that is kind of -- this is a  
14 protection that diverse voices will always be heard  
15 because there will always be public accountability.  
16 There will always be members of the public maybe other  
17 members of the Board pointing things out that a  
18 two-member committee just might not see. So I -- I  
19 really am -- I'm against this. Thank you.

20 CHAIR RUBALCAVA-GARCIA: Thank you, Director  
21 Aitken. Can we go ahead and take public comments,  
22 Summer?

23 SECRETARY ANGUS: Yes. We have Gibran Stout,  
24 followed by Shannon Wooten, Kellie Avakian, Cindy  
25 Massaro, and Todd Martin. Gibran, when you're ready.

1 GIBRAN STOUT: Hi, Summer. Hello, Board and  
2 staff. Thank you very much for letting me talk. Yes.  
3 Actually, I wasn't going to speak on this, but after  
4 hearing some of the comments, I think clearly the -- the  
5 world pandemic has created unprecedented hardships for  
6 everyone and priorities are -- have shifted, obviously.

7 The priorities we have now are very different  
8 from any other time in recent history. And there's no  
9 denying that our community is very diverse. And I  
10 believe that this board is committed to diversity. I  
11 think this is best measured by actions. Actions, as we  
12 all know, speak louder than words or even flags. So I  
13 think that the focus needs to be on the actions.

14 In these tumultuous times we have an amazing  
15 opportunity for healing. And I think that when the  
16 glass is half empty, it's also half full. It can be  
17 both at the same time. I think rather than talking  
18 about dissolving the Diversity Committee, how about we  
19 talk about how about we talk about combining and  
20 including the Diversity Committee? Perhaps including it  
21 and combining it into community engagement because  
22 they're essentially two sides of the same coin.

23 I don't think that you have to have one or the  
24 other. I think we need both. I think both are  
25 important, and I would like to see both happen. We need

1 more diversity. We need more community engagement. We  
2 need more healing. I don't think anybody can deny that,  
3 and I would like to see that be the solution. Rather  
4 than picking and choosing which committee, let's combine  
5 them into one. Thank you.

6 SECRETARY ANGUS: Thank you, Gibran. Shannon  
7 Wooten, when you're ready. Is Shannon still on the  
8 line? Moving on to Kellie Avakian. Kellie, when you're  
9 ready?

10 KELLIE AVAKIAN: Hi. Yeah. Thank you for  
11 taking my call. I'm disappointed to hear, too, that a  
12 diversity committee is being disbanded when nothing was  
13 even banned in the -- you know, combined in the first  
14 place. Diversity specifically states: The state or  
15 fact of being diverse, unlikeness. Variety,  
16 multiformity, the inclusion of individuals, not the  
17 exclusion. It seems like by getting rid of it, you're  
18 doing the exact opposite of diversity.

19 You're excluding individuals. Diversity also  
20 means a point of difference. So this, again, goes back  
21 to the Diversity Committee or any of you guys who keep  
22 hearing us on these calls about addressing the flag  
23 issue. It's not diverse. It's not a state of being  
24 unlikeness. It's not a state of being different.

25 What you've done is you've put an American

1 flag, a California flag, and an LGBT flag. So diversity  
2 goes to either putting all of our flags up, or taking  
3 down the LGBT flag because it doesn't represent all of  
4 us. The California flag does because we're in  
5 California and the USA flag does because we're  
6 Americans. But the LGBT flag does not represent and is  
7 not diverse for everybody and it's not including  
8 everybody and it's not giving everybody a point of  
9 difference. It's just one point of view.

10 So either we need to -- like your committee has  
11 said in the past, last year -- either we put up a flag  
12 for one -- one group then we have to put it up for all  
13 the groups. So you either need to stand by your putting  
14 up all the flags of all the groups, or take one down to  
15 be -- become more inclusive of everybody instead of  
16 exclusive, which is exactly the point you're doing -- is  
17 excluding all the other groups by not taking up our flag  
18 cause. So in your guys' own words, either put up all  
19 the flags or take one down. Thank you.

20 SECRETARY ANGUS: Thank you, Kellie. Cindy  
21 Massaro, when you're ready.

22 CINDY MASSARO: Hi. Yes. And I do believe  
23 Shannon Wooten is back on if you would like to take her  
24 ahead of me.

25 SECRETARY ANGUS: Why don't you go ahead, and

1 we'll circle back.

2 CINDY MASSARO: Okay. That sounds great.  
3 Thank you so much for letting us comment on this. Right  
4 now in the state of where we're at, transparency is of  
5 the highest degree of importance. We're such a divided  
6 country in so many ways. And this Diversity Committee,  
7 as the speakers before me have said, could really be  
8 used to bring healing and unity. And in order to have  
9 that, there has to be transparency.

10 In reforming this committee into a private  
11 two percy- -- two-person committee, we'll be working  
12 against that. It won't be providing transparency and  
13 openness. It will just breed uncertainty of whether  
14 what's really going on behind closed doors is really,  
15 truly diverse and equitable and inclusive, as I know  
16 what the mission of that is.

17 Clearly the public has an interest in the  
18 issues that this committee will be discussing. The  
19 public has been on this call every single month for the  
20 last five months. So we clearly have an issue in that  
21 and would be active and interested in the issues that  
22 are going to be brought up.

23 So I would propose: Why don't you, since this  
24 committee has not -- to Director Aitken's point of view  
25 and Director Bagneris -- since this committee has not

1 done anything yet, why don't they take up the flag issue  
2 as they said that they would when this was first formed?  
3 And then they can decide after this flag issue is  
4 resolved, then they can decide and you all can decide,  
5 if the structure needs to be changed and made into a  
6 two-person committee at that time.

7 But since you have the public that's interested  
8 in this right now, why not take up this issue and do it  
9 as a trial run for an open committee the way it's been  
10 designed, a public committee, and then decide after  
11 that? Thank you.

12 SECRETARY ANGUS: Thank you, Cindy. Shannon  
13 Wooten, if you're back on the line.

14 SHANNON WOOTEN: Yes, I am. Thank you so much.  
15 Yes, I am in agreement with what's been spoken before me  
16 about having this Diversity Committee be inclusive of  
17 others. I think, again, that's the whole point of the  
18 word diversity is to have multiple opinions and  
19 viewpoints represented versus a small amount.

20 And I think that everyone can agree that in  
21 this moment in time, there's a lot of public concern  
22 about many things and to have our voices heard is very  
23 important versus feeling like things are being decided  
24 for us and placed upon us. So I think that's very  
25 important for our community and for our -- just



1 equitable, you know, relationship within our community.

2 I also agree with what Cindy just said about  
3 the flag. I think that's a great opportunity to use  
4 that as an -- a trial with the Diversity Committee. And  
5 I want to just again emphasize my agreement on if we're  
6 going to fly one flag of a specific group within the  
7 community that other flags also need to be flown, maybe  
8 at different times of the year. And, again, I would  
9 just default to we're all Americans, we're all  
10 Californians and just to fly those flags. Thank you.

11 SECRETARY ANGUS: Thank you, Shannon. We have  
12 Todd Martin followed by Jeanine Robbins. Todd, when  
13 you're ready.

14 TODD MARTIN: Great. Hey. Thank you very  
15 much. I appreciate you guys taking so much time out of  
16 our schedules to hear us. And I'm hoping that there  
17 will be actions as well. That has been one of my bigger  
18 concerns is that we've been talking about this and  
19 nothing's happening, which is very unfortunate in my  
20 eyes.

21 And I do echo what the previous callers have  
22 been saying about the lack of diversity and the lack of  
23 action, in regards to this issue, especially with the  
24 flag, which I spoke about earlier.

25 I'd like to actually see something done. And I

1 would like to see it be equitable. And if there are  
2 stresses on human resources, in regards to, you know,  
3 dissolving this committee, I don't think that's a good  
4 idea. Especially since there are those -- one of whom  
5 is on this call who has offered to help with that. I'd  
6 like to see that implemented, if that's possible. So  
7 thank you very much.

8 SECRETARY ANGUS: Thank you. Jeanine Robbins,  
9 when you're ready.

10 JEANINE ROBBINS: Good morning. I have a  
11 couple different things to talk about on this particular  
12 issue. The first one is that I am actually in favor of  
13 flying the LGBTQ flag. As a long-time vendor at the  
14 Orange County Market Place, we have had definite  
15 incidences where LGBTQ members of that population were  
16 harassed and definitely (inaudible) threatened and  
17 definitely not welcomed. So that all needed to end.

18 But I'm also in favor of flying other flags  
19 too, like somebody suggested earlier in this meeting,  
20 the 4-H flag, the equestrian flag, things that represent  
21 activities that go on there, on fairgrounds. My second  
22 thing that I'd like to say is that this committee was  
23 formed in June. And that's five months ago and for  
24 nothing to have --

25 (Interference.)

1 CHAIR RUBALCAVA-GARCIA: Did we lose her audio  
2 or is that just me that can't hear her?

3 SECRETARY ANGUS: No, I can't hear it either.

4 UNIDENTIFIED SPEAKER: I can't either.

5 UNIDENTIFIED SPEAKER: Yeah, me neither.

6 CHAIR RUBALCAVA-GARCIA: We'll give her a  
7 second to -- I don't think she dropped off. I think she  
8 has audio issues.

9 SECRETARY ANGUS: I've paused the time.

10 CHAIR RUBALCAVA-GARCIA: Looks like she might  
11 jump off and then jump back on again. Okay. Was that  
12 the last public comment?

13 SECRETARY ANGUS: It was.

14 CHAIR RUBALCAVA-GARCIA: Okay. I'd like to  
15 turn it back to the Board and call for a vote to -- and  
16 I think the -- the language that we're using "dissolving  
17 it," we -- what we're -- what we would like to do is  
18 not -- we would like the Board to eliminate this  
19 committee as a board-voted committee and consider it  
20 being reintroduced as a chair committee.

21 Can you go ahead and take --

22 DIRECTOR BAGNERIS: Chair Rubalcava, before we  
23 do that, I'd like Josh to weigh in because this was --  
24 this was adopted by the Board. Is this a -- are we  
25 going to rescind it? Is there going to be a motion to

1 rescind? If so, you need a two-thirds vote to do that.  
2 So, Josh, I'd like you to weigh in on how we're handling  
3 this situation.

4 AG CAPLAN: I'm not an expert on Robert's Rules  
5 of Order in terms of votes to rescind. I think the  
6 Board does have the authority to terminate this  
7 committee, which I think, same as creating the  
8 committee, it would only require a majority vote. If  
9 the Board otherwise is operated under Robert's Rules --  
10 I have not seen a rescission vote in our office's time  
11 since we resumed representation of the Fairgrounds.

12 If it's been the Board's practice to rely on a  
13 two-thirds vote, I certainly couldn't correct you on  
14 that, Director Bagneris. I am simply not familiar with  
15 that practice here. But the Board does have the  
16 authority to essentially end or terminate this  
17 committee. As to whether it requires a 50-percent vote  
18 or a two-thirds vote, I don't have Robert's Rules of  
19 Order in front of me, and so I'm not able to speak  
20 directly to that issue.

21 DIRECTOR BAGNERIS: Yeah. The -- (inaudible)  
22 says it's two thirds.

23 CHAIR RUBALCAVA-GARCIA: Well, and one of the  
24 things I think I'm concerned about is some of the -- the  
25 language that's been used by some of the Board members

1 who are in support of keeping it as a unilateral  
2 decision. And, you know, the Board did back in June  
3 vote to create this committee. And I do believe that we  
4 had two people who -- who voted against it.

5 And at this time the Board, you know, the two  
6 committee members, are bringing it back to the Board for  
7 reconsideration so that it's not a board-created  
8 committee, but rather a chair-created committee. And I  
9 would think it would be at the pleasure of the Board to  
10 vote on it once again see if -- is it a majority vote  
11 to, you know, dissolve the committee and allow the Chair  
12 to create a new committee?

13 VICE CHAIR LA BELLE: Chair Rubalcava-Garcia,  
14 this is Director La Belle. If I could make a couple of  
15 comments before we go any further, I -- I would like to  
16 do that.

17 CHAIR RUBALCAVA-GARCIA: Please do so, Doug.

18 VICE CHAIR LA BELLE: As I understand the  
19 recommendation from Robert and Nick, it's not to  
20 eliminate the committee or dissolve the committee. It  
21 is just to put it in a format that is consistent with  
22 all of the other Board committees that are assigned by  
23 the chair. We have specific committees that are  
24 ongoing, and we have ad hoc committees that deal with a  
25 specific issue. And when that's concluded, the

1 committee is dissolved.

2 Right now we have two committees that have been  
3 very active. The Governance Committee, yourself and --  
4 and Barbara, and you've had a number of public meetings,  
5 getting input from the community from a transparency  
6 standpoint. Prior to those committee recommendations  
7 being presented to the full board, you -- you and I have  
8 had a public workshop relative to the budget process  
9 prior to bringing forward our recommendations to the  
10 full board for action.

11 The Infrastructure Committee -- my  
12 recollection, Ashleigh and Newton have done the same in  
13 terms of outreach to the community. So this doesn't  
14 change the transparency issue of it at all. It -- what  
15 it does is make it very clear that committees in and of  
16 themselves are advisory. They take no action  
17 independently from full board consideration of policy  
18 issues.

19 And I personally have no problem in putting  
20 this committee in the same format as the other  
21 committees and just make it very clear that -- through  
22 the Chair when you appoint the committee, that the  
23 Chair's objective and the Board's objective is that  
24 whenever necessary that there be a public outreach to  
25 make sure that when the committee is providing

1 recommendations back to the full board that we've  
2 obtained as much input as we can from -- from our  
3 constituents so that the Board is fully knowledgeable  
4 that there's been a transparent and outreach effort.

5 And I would think that Nick and Robert, subject  
6 to your appointment -- obviously it's the Chair's  
7 prerogative as to who you appoint -- I would think that  
8 they have -- very clearly, they have the message that  
9 the desire is to make sure that there be as much  
10 transparency, not only in this issue, but in all issues  
11 as possible.

12 And I think this is just to facilitate the --  
13 the work of the committee to assist the Board and not  
14 to -- to make their challenge more difficult. So that  
15 concludes my comments, and I -- I certainly would  
16 support making this committee in -- in the same format  
17 as the -- the other standing committees and ad hoc  
18 committees that the Chair appoints.

19 DIRECTOR AITKEN: Chair, if I could follow-up.

20 CHAIR RUBALCAVA-GARCIA: Please.

21 DIRECTOR AITKEN: I -- I agree 100 percent with  
22 what -- with what Doug La Belle said. I think that we  
23 absolutely have the -- the right, I mean, as a board to  
24 do this. I don't ever recall us requiring a two-thirds  
25 vote, so I don't think that's good policy, and that's

1 not what I'm recommending.

2 And even though I don't support this motion, I  
3 100 percent have faith in the members of the Diversity  
4 Committee that they are going to be transparent, that  
5 they are going to give it their all. And -- and I did  
6 not mean in any way to imply that -- that I didn't. And  
7 I thought I was pretty -- pretty clear about that. But  
8 as far as, you know, if that's the direction that the  
9 Board wants to go in, then I just think we -- we can  
10 just call the question.

11 DIRECTOR RUIZ: Yes. Thank you. I just wanted  
12 to add to that. Thank you, Director La Belle for being  
13 the voice of reason, as always. I think the language  
14 that we adopted here to dissolve just doesn't sound  
15 like, you know, the -- the correct language that we  
16 should have had.

17 But I think the intention here is to do what is  
18 right, like all the committees are for the community and  
19 for -- for the -- for the fairgrounds. So, again, thank  
20 you everyone for their comments, especially Director La  
21 Belle. I think he put it -- put it all in perspective  
22 here with his comments. So I wanted to again thank him  
23 and call for the vote.

24 CHAIR RUBALCAVA-GARCIA: Perfect. Summer, can  
25 you please call for the vote?



1 SECRETARY ANGUS: Chair Rubalcava-Garcia?

2 CHAIR RUBALCAVA-GARCIA: Yes.

3 SECRETARY ANGUS: Vice Chair La Belle?

4 VICE CHAIR LA BELLE: Yes.

5 SECRETARY ANGUS: Director Cervantes? Director  
6 Cervantes?

7 CHAIR RUBALCAVA-GARCIA: You're on mute,  
8 Sandra.

9 DIRECTOR CERVANTES: Yes. Yes.

10 SECRETARY ANGUS: Thank you. Director Ruiz?

11 DIRECTOR RUIZ: Yes.

12 SECRETARY ANGUS: Director Bagneris?

13 DIRECTOR BAGNERIS: No.

14 SECRETARY ANGUS: Director Aitken?

15 DIRECTOR AITKEN: No.

16 SECRETARY ANGUS: Director Pham?

17 DIRECTOR PHAM: Yes.

18 SECRETARY ANGUS: And Director Kovacevich?

19 DIRECTOR KOVACEVICH: Yes.

20 CHAIR RUBALCAVA-GARCIA: And I think that  
21 motion passed. Is that correct?

22 SECRETARY ANGUS: We have six -- six yeses, two  
23 noes.

24 CHAIR RUBALCAVA-GARCIA: Okay. Okay. Thank  
25 you. So with this item taken care of, I do have some

1 new committee assignments that I would like to share  
2 with the Board today. And I believe we have a slide for  
3 that.

4 So, you know, we have a lot of committees right  
5 now. And I know that that can take a lot of time and --  
6 and I just wanted to sort of streamline a few things.  
7 So we do have the Leadership Committee -- which is not  
8 changing -- that is the Chair and the Vice Chair. And  
9 the purpose of this committee is to provide executive  
10 support to the Board, and -- but we don't do anything  
11 unilaterally. We are working with Board on everything.

12 The other committee is the Financial Monitoring  
13 and Audit Committee. So that is something I would like  
14 to combine. We currently have two separate committees  
15 for this. The committee members that I would like to  
16 assign to this are Director Pham and Director Bagneris.  
17 The purpose of this committee is to monitor -- monitor  
18 the organization's financial position and ensure  
19 financial controls are in place.

20 The focus of this is a monthly financial  
21 oversight, annual budget review, annual audit process.  
22 And for the members of the public who are on this call  
23 but not -- may not be able to see the slides, I'm going  
24 to go ahead and read them as we're going through them.  
25 Next slide please, Michele.

1           The Facilities Committee will consist of  
2     Director Aitken and Director Ruiz. The purpose of this  
3     committee is reviewing building and grounds-related  
4     projects and issues and recommend site-planning  
5     direction. The focus is construction projects, capital  
6     expenditures, master site planning. So that's what this  
7     committee will continue to review.

8           Community Affairs Committee. This committee  
9     will consist of Director Kovacevich and Director Ruiz.  
10    The purpose of this committee is to oversee the Board's  
11    relationship with the community. The focus will include  
12    diversity, equity, and inclusion, which will roll up  
13    under this Community Affairs Committee. We will also  
14    have community engagement. Relationships with local,  
15    county, and state officials will also fall under this  
16    committee. So it just creates a more robust committee.  
17    So when you are having public meetings for -- and we  
18    fully support full transparency. So when you can,  
19    please bring these to the public and -- and -- and I  
20    think that'll help get public engagement on this.

21           The Governance Committee will consist of  
22    Director Cervantes and myself. The purpose of this  
23    committee ensures compliance with all board policies and  
24    regulatory requirements. The focus is policy updates,  
25    legislative monitoring, ordering, Bagley-Keene Open

1 Meeting Compliance, and annual form 700 reporting. Next  
2 slide, Michele.

3 CEO RICHARDS: I think that's it, Natalie.  
4 Yep.

5 CHAIR RUBALCAVA-GARCIA: I'm -- you know what  
6 there might be an oversight here because I believe --  
7 can you go back to the next slide because I --  
8 (Interference.)

9 Oh, Yeah. Okay. She's on Financial  
10 Monitoring. Okay. So I believe every board member is  
11 assigned to a committee now. So are there any questions  
12 or comments on this slide?

13 DIRECTOR BAGNERIS: So I just want to make sure  
14 I heard it right. This is Director Bagneris. You're  
15 taking me off the Governance and putting me on Financial  
16 Monitoring.

17 CHAIR RUBALCAVA-GARCIA: Yes. And, you know,  
18 Director Bagneris and I have been on governance, and we  
19 are pretty much done with the governance policy. So  
20 that was a good time for the transition to financial  
21 monitoring, and I know that is a strength of hers. So I  
22 just thought that she would also do very well on the  
23 committee since we're streamlining. So any additional  
24 questions? Okay.

25 DIRECTOR AITKEN: This is Director Aitken.

1 Are -- are we not having a committee for Heroes Hall and  
2 Centennial Farm or they just staying the same?

3 CHAIR RUBALCAVA-GARCIA: Well, those were ad  
4 hoc committees, I believe, and we are not going to  
5 have -- we are -- the Ad Hoc Committee will no longer  
6 exist. Or -- Michele --

7 CEO RICHARDS: Yeah. I -- I think the idea was  
8 to still have the, you know, by -- the by-laws that  
9 feature the foundations to have fair board members  
10 serving on the two foundation committees, Centennial  
11 Farm and Heroes Hall. So there -- there could be  
12 regular reports like Director La Bell gave today. It  
13 would not be a separate committee. It would, you know,  
14 those board members would continue to serve on those  
15 foundations.

16 CHAIR RUBALCAVA-GARCIA: Yeah. And during the  
17 governance process we did -- there are policies in place  
18 that if we don't -- you don't need -- an ad hoc  
19 committee is supposed to be a short-term committee. And  
20 that's one the reasons why we're scaling it back to  
21 these committees. So if there is no further comment on  
22 this item, I would like --

23 VICE CHAIR LA BELLE: Chair Rubalcava-Garcia,  
24 if I could. I think the Centennial Farms Foundation as  
25 well as the Heroes Hall Foundation specifically

1 identifies that there will be two board members that are  
2 designated by the -- by the Chair, I guess, to serve on  
3 the committee. So my question would be: Will Director  
4 Cervantes and myself continue to serve as the Board's  
5 representatives on the Heroes Hall Veterans Committee?

6 CHAIR RUBALCAVA-GARCIA: Yes.

7 VICE CHAIR LA BELLE: Or foundation, I should  
8 say. And then Centennial Farms, I can't remember it  
9 was -- I can't remember --

10 DIRECTOR CERVANTES: I'm on that committee.

11 VICE CHAIR LA BELLE: Yeah. Okay. So that's  
12 going to remain as -- as in place and then all the other  
13 committees, other than the ones you've identified, will  
14 be -- will be either disbanded as a result of completion  
15 of their work. Will there be a party celebrating the  
16 completion of those events that's always something I  
17 think about celebrating, so...

18 CHAIR RUBALCAVA-GARCIA: Yes. We definitely  
19 need to have a celebration, but they will be -- a lot of  
20 them will just be under that umbrella committee. So,  
21 you know, for example Community Affairs Committee will  
22 take on diversity, equity issues. But to answer your  
23 first question, yes, you two -- the people who were the  
24 liaisons to our foundations will continue to do that.

25 I don't see them as necessarily being

1 committees. They're more, you know, you guys are  
2 representing the Board's interest on these foundation  
3 boards, for example. And you can bring back to the --  
4 to the full board for discussion or informational  
5 updates at any time.

6 VICE CHAIR LA BELLE: Well, Sandra and I are on  
7 the Heroes Hall Veterans Foundation. We attend the  
8 meetings, obviously with COVID-19 we've been kind of  
9 dark a little bit, but although the work really  
10 continues on the part of the committee in terms of, you  
11 know, trying to put our fundraising packets together.  
12 So I thinks it's important that -- that somebody remain  
13 on the -- as the representative to the foundation so we  
14 can bring back status reports.

15 Obviously Carol and Michele attend those  
16 meetings as well. So between staff and Board, we -- 99  
17 percent of the time we get the information back to  
18 the -- to the Board.

19 CHAIR RUBALCAVA-GARCIA: Perfect. No, that --  
20 that works, and you can bring that at any time.

21 VICE CHAIR LA BELLE: And I do think that, that  
22 kind of helps streamline the -- the -- the efforts  
23 that -- that we do as committee members. Now, will the  
24 Audit Committee -- does that remain or is that combined  
25 with the Financial Committee?

1 CHAIR RUBALCAVA-GARCIA: That is part of the  
2 Financial Committee.

3 VICE CHAIR LA BELLE: Okay.

4 CHAIR RUBALCAVA-GARCIA: Yeah. And I will --  
5 Michele, can we send a copy of this slide to all of the  
6 board members?

7 CEO RICHARDS: Absolutely.

8 CHAIR RUBALCAVA-GARCIA: Perfect. Thank you.  
9 And if there are any questions, feel free to let me know  
10 or Michele. All right. So hearing that there's no  
11 further questions or discussion on this item, I'm going  
12 to go ahead and move back to Item 10B. And I believe  
13 there is a presentation for that. And thank you for  
14 your patience to all the speakers who are presenting on  
15 that Item.

16 JULIA DEMLOW: Great. Thank you. I don't know  
17 if I can share my screen or if Michele or Ashleigh --  
18 Michele, I sent you the presentation.

19 CEO RICHARDS: I'm sorry. I didn't receive a  
20 presentation.

21 JULIA DEMLOW: I just sent it to you now  
22 because I sent it to Ashleigh last night.

23 CEO RICHARDS: Oh, got it. Okay.

24 JULIA DEMLOW: If I can share my screen -- I'm  
25 happy -- I have it as well. Whatever is easiest.



1 CEO RICHARDS: Yeah. Let me -- let me grab  
2 that for you. You said you emailed it to me?

3 JULIA DEMLOW: I emailed it to you a little bit  
4 ago, or I'm happy to share my screen. But I know that  
5 sometimes that technology does not work well.

6 CHAIR RUBALCAVA-GARCIA: Ashley or Nick, did  
7 you guys want to set this up? I know this is an agenda  
8 item that you brought to the Board before the  
9 presentation.

10 JULIA DEMLOW: I mean, I'm happy to kind of go  
11 over -- just have a brief introduction of why this --  
12 why this -- we went to both Ashley and Nick as to why we  
13 thought this was important to bring to the Board. And  
14 it kind of piggybacks on the invitation we made  
15 previously to invite the Board to actually attend the  
16 gun shows with us to show firsthand what we are seeing  
17 as a trend at gun shows in regards to ghost guns. So  
18 while we're trying to get the screens up, I'll just do  
19 the introduction, and, then, I'll introduce our educator  
20 today.

21 First, I wanted to thank both Chairwoman Garcia  
22 and all the directors for giving WAVE the opportunity to  
23 speak today regarding 80 percent lower receivers and  
24 (inaudible) parts, or what the street calls "ghost  
25 guns." WAVE stands for Women for America Values and

1 Ethics and is an Orange County based nonpartisan  
2 organization with over 2500 members with the mission to  
3 engage, educate, and empower our community.

4 Our gun safety working group is focused on gun  
5 safety initiatives. We are coming to you today because  
6 we wanted to share with the Board what we are seeing in  
7 the rise of ghost gun sales at gun shows and why this is  
8 a concern.

9 I, myself, am a law-abiding gun owner. This  
10 presentation is not about whether to have gun shows nor  
11 is it about whether to sell ghost guns at the gun shows.  
12 Both are currently legal under existing California law.  
13 What this presentation is about is to educate the Board  
14 on what a ghost gun is, and the issues surrounding them  
15 and to provide actual recommendations to the Board on  
16 how to make gun -- ghost guns sales safer for the  
17 community and the purchaser.

18 So with that being said, I'd like to introduce  
19 our ghost gun educator Steve Lindley. Steve is  
20 currently the program manager in LA for Brady, but prior  
21 to this he spent 27 years in law enforcement. During  
22 those years he worked for the National City Police  
23 Department in San Diego County and for the California  
24 DOJ, which he served as Chief of the California DOJ  
25 Bureau of Firearms for more than eight years.

1           So if we can get the presentation up and then  
2     Steve takes -- takes over to kind of walk us through the  
3     presentation.

4           CEO RICHARDS:   Sure.   Julia, I'm so sorry.   I  
5     don't have the presentation in my e-mail inbox.

6           JULIA DEMLOW:   No worries.

7           CEO RICHARDS:   If you want to request -- there  
8     you go.

9           JULIA DEMLOW:   Here we go.   Okay.   Perfect.  
10    Great.   Steve is able to share his screen.

11          CEO RICHARDS:   Great.

12          STEVE LINDLEY:   Hi.   Good morning.   Thank you  
13    for the invitation to present -- to talk about ghost  
14    guns today.   Again, my name is Steve Lindley.   I'm with  
15    Brady, United Against Gun Violence.

16                I wanted to talk a little bit about what ghost  
17    guns are, and why should we care.   So one of the first  
18    things we have to talk about is kind of what are they.  
19    There's a lot of the street vernacular about them, but  
20    we need to look at what the definition is and look at  
21    why they are legal, not only on a federal level, but in  
22    California.

23                So essentially a ghost gun is a -- is the  
24    receiver of the firearm as configured in 80 percent of  
25    its completion.   With that, it is not required to have a

1 serial number attached to it under the Gun Control Act  
2 of 1968. And without that serialization, it's not  
3 required to have a background check done either on the  
4 national level or in California. So it really  
5 undermines all of our background check processes that we  
6 have here in California and nationally to keep firearms  
7 away from (inaudible) people.

8 Oftentimes individuals that purchase ghost guns  
9 say, well, they're not firearms. Well, you're  
10 purchasing them in order to convert them to a firearm  
11 yet without a background check and no serial numbers, so  
12 it can't be traced by a law enforcement. And that's the  
13 issue that we want to talk about today, in ways that we  
14 can have you increase the safety of this issue.

15 So, again, California has the most robust gun  
16 laws in the United States. However, with these ghost  
17 guns it not only undermines federal law, but everything  
18 that California has put in place over the last 35 years  
19 when it comes to protecting its citizens by properly  
20 conducting background checks on prospective firearm  
21 purchasers, making sure firearms are actually safe to  
22 handle, and making sure that the people who are  
23 purchasing them are not prohibited and can effectively  
24 use that firearm.

25 So what we've seen recently here is ghost guns

1 really weren't an issue and then they exploded onto the  
2 scene. And more and more of them have been confiscated  
3 in crimes by law enforcement because, again, they're  
4 untraceable, they're easy to obtain, but oftentimes less  
5 expensive than a regular firearm.

6 So ATF in -- an ATF office here in Southern  
7 California, has reported that about 41 percent of all  
8 their investigations lead to confiscation of a ghost  
9 gun. If you look back two years ago, that number was  
10 zero. So there's been a huge increase with that.  
11 California has taken some steps in -- in making laws to  
12 kind of prevent that from happening which we'll talk  
13 about later.

14 I want to also talk about what ghost guns do to  
15 our current laws here in California, and how they  
16 completely undermine them. So in California, a normal  
17 firearm whether it's a long gun or a handgun, needs to  
18 be sold through a licensed California dealer who's also  
19 licensed with the federal ATF.

20 Ghost guns have -- don't have that requirement  
21 because they're not considered firearms under the  
22 Gun Control Act of 1968. With that, no background check  
23 is being conducted because, again, under that Gun  
24 Control Act, it's not considered a firearm, even though  
25 it has all the parts in the kit, and it's ready to be

1 made into a firearm, no background check. No background  
2 check in California. No background check on the  
3 national level. Was there a question?

4 In California we do have a 10-day waiting  
5 period in order to allow a cooling off period for a  
6 firearm purchase and for the  
7 California Department of Justice and the federal  
8 government to conduct that background check. Again,  
9 that -- ghost guns, no such requirement and this is more  
10 by cash and carry system for the ghost gun vendors.  
11 They don't want a trail of documents, so they prefer to  
12 have cash especially at the gun shows.

13 California, in order to purchase a handgun --  
14 and, now, along with it you have to be 21 years or  
15 older. That's not the case here with purchasing ghost  
16 guns. And I do know for a fact that there have been  
17 individuals under the age of 18 that have been able to  
18 purchase these via online sales, which, again, is  
19 restricted by federal law and banned by California law.  
20 All firearm sales should be done in person. However,  
21 with ghost guns, you can purchase them online. So --  
22 sorry.

23 California also has the requirement for a  
24 safety certificate, meaning that the individual who's  
25 going to be purchasing that firearm has some basic

1 knowledge of firearm safety. With the ghost gun, that's  
2 not a proper requirement.

3 And, finally, there's a limit to how many  
4 handguns a person can purchase here in California in any  
5 given 30-day period. With the ghost guns, you can  
6 purchase as many as you want, as quickly as you want.  
7 So we're going to kind of look over -- review the two  
8 types of ghost guns that we have here, not only in  
9 California, but nationally.

10 So what we're seeing here is the AR series or,  
11 you know, like, the AR-15 series -- or receiver. On the  
12 left-hand side here you can see this is a receiver that  
13 was being sold at the Del Mar gun show in San Diego  
14 County by a vendor that was also at the Orange County  
15 and Ventura County gun shows. And they're selling them  
16 for 120 dollars.

17 If you look in the middle here, on the  
18 left-hand -- on left-hand side, that's the magazine  
19 well. And this is the area that needs to be milled out  
20 in order to make it from an 80 percent receiver to a 100  
21 percent receiver so you can put in the trigger mechanism  
22 under the firearm, so you can construct it to actually  
23 fire bullets.

24 And on the right-hand side here, you have a  
25 number of different styles of 80 percent receivers. No

1 serial numbers on any of those. It won't be able to be  
2 traced by law enforcement even though individuals  
3 purchased these, and they make them into firearms and  
4 they're required under California law to have them  
5 serialized and then to conduct a background check with  
6 Cal DOJ, you look through the numbers from Cal DOJ by  
7 the background checks compared to what's being sold,  
8 most people are not actually following through with that  
9 current law.

10 But if you'll look at overall, rifles,  
11 especially assault rifles, make up a very small portion  
12 of the crime that is collected in any one time, not only  
13 here in California but nationally. They're used quite  
14 frequently in mass shootings, but on day-to-day crimes,  
15 they're -- it's very infrequent that they're used or  
16 confiscated by law enforcement.

17 That changes, though, when you look at  
18 handguns, especially semi-automatic handguns. This was  
19 taken -- a couple different photographs. So photograph  
20 here, on the left-hand side, was from a Del Mar gun show  
21 in December of 2019. And you can see that they have  
22 these -- and these are all receivers, and these are  
23 handguns. They're, basically, configured as Glock  
24 pistols, and then you have the red jig in order to help  
25 with the construction of it. Very similar -- or



1 actually exactly to what I have here that was purchased  
2 later on.

3 In the middle photograph, this was taken at the  
4 Orange County Fairgrounds in January of 2020. Now, as  
5 you can see, the vendor is now putting the pieces of the  
6 ghost gun together making a presentable firearm. And  
7 all pieces of the manufacturer of the firearm are there  
8 except for the few pieces that you need to saw off or  
9 drill out in order to make it from 80 percent to a 100  
10 percent, with a configuration to look like a regular  
11 firearm. So there's a marketing ploy here.

12 This is the box. Polymer 80 is the company  
13 that probably sells most of these, not only online but  
14 at various gun shows here in California. And that  
15 contains all the parts including the tools necessary to  
16 convert the 80 percent ghost gun into a firearm. And  
17 depending on your skill level, it can take from, about,  
18 15-20 minutes to, maybe, an hour.

19 But you don't need a lot of special skills.  
20 It's just following the directions, almost like a lego  
21 set, and you can put this together. Not serialized and  
22 untraceable by law enforcement.

23 So, Julia, do you want to take over for this --  
24 for this image?

25 JULIA DEMLOW: Sure. This image is taken at

1 the Orange County Fairgrounds Gun show in January 2020.  
2 And it just shows that the vendors at the gun shows are  
3 marketing the ability that these are untraceable.

4 As you'll see from this sign -- and this sign  
5 was just one of many of the vendors, they say, "If you  
6 build it, they won't come." And this whole point of --  
7 in our next slide, you'll see the increase of ghost gun  
8 sales at gun shows. And the main reason is because any  
9 aged person can come into the gun show and buy as many  
10 fire -- I shouldn't say firearms -- ghost guns as they  
11 want and pay cash and leave at that moment with them.  
12 So -- and they are untraceable.

13 So in the past, gun shows have -- when firearms  
14 were being sold by licensed firearm dealers, there were  
15 background checks etcetera, and they had to abide by  
16 California laws; therefore, anyone buying a firearm at a  
17 gun show could not carry them off the premises right  
18 then. They had to wait their 10 days and then come  
19 back and pick up the gun -- the actual firearm from the  
20 licensed dealer. They had to go through those  
21 background checks. They had to go through a safety  
22 program. They had to be over 21.

23 Now, with ghost guns, none of that applies. It  
24 is being marketed as the ability to avert the California  
25 Firearms Laws, and that is a selling point. And this is

1 the trend we're seeing. So, Steve, if you want to share  
2 that -- the next slide, and how to assemble one.

3 STEVE LINDLEY: So one of the main factors in  
4 proper firearm laws, and just in regulating the  
5 industry, is actually having professional licensed and  
6 regulated firearm dealers. So, oftentimes, these  
7 dealers get a bad rap for what they're doing. However,  
8 it's just the opposite. They're a part, an essential  
9 part, of this process because most of them -- a large  
10 percentage, over 90 percent -- are, you know, following  
11 the laws not only of the federal government, you know,  
12 the state of California or city or county ordinances.

13 They're also out to regulate to make sure that  
14 if there is a bad apple dealer operating not only in a  
15 city or at the gun shows, they oftentimes report that to  
16 local law enforcement or DOJ because, you know, they  
17 want to do the right thing.

18 And with ghost guns, that's not really the  
19 factor here. So what we've seen as a trend, especially  
20 within the last four years, -- and, again, there's  
21 no -- I can't give you the hard data because DOJ  
22 doesn't have sales data on ghost guns. They also don't  
23 exactly know how many vendors are at a particular gun  
24 show selling ghost guns.

25 But what I've seen in the last several years by

1 attending gun shows specifically here in Southern  
2 California, is the number of licensed and regulated  
3 firearm dealers are going down and the number of ghost  
4 gun figures is increasing (inaudible.) So we have a  
5 problem with that because the checks and balances that  
6 we normally had in California for these gun shows with  
7 the industry and with these licensed dealers, you know,  
8 they're starting to disappear from these gun shows.

9 So that is a problem because they were our  
10 first defense in making sure California laws were being  
11 properly implemented at gun shows and just around  
12 California firearm dealers. So we kind of wanted to go  
13 over -- this is a Glock 17 clone ghost gun. It has not  
14 been configured into a firearm. But when you only have  
15 to remove a couple of pieces, and make a couple drill  
16 holes and it might be hard to see on camera here, but it  
17 tells you exactly what pieces that need to be removed  
18 from the jig.

19 And, again, there's just a couple of plastic  
20 pieces here that need to be removed, and then you have  
21 to drill out this little area. So I'm not very handy,  
22 but I did do this once, and you can do it very easily  
23 within a few minutes with a drill tool. Now, it might  
24 not be as professional as if a true craftsman did this,  
25 but it's a Glock pistol. It's designed to function very

1 easily.

2 Then, all you have left to do is a couple holes  
3 to be drilled out on the sides. Again, there is a jig.  
4 It's a two-piece jig that goes from the kit, or make  
5 sure you can do it correctly. The tools in order to  
6 sand off, clip, or drill the holes are included in the  
7 kit.

8 Now, when I purchased the kit in the Ventura  
9 gun show in February of this year, the kit cost 400  
10 dollars. That was a complete kit. At the same gun show  
11 was a very professional firearms dealer that has a long  
12 and excellent reputation here in California, and they  
13 were selling a Glock pistol for 650 dollars. So, again,  
14 this was being undercut by 250 dollar. And when I did  
15 purchase it, there was no receipt process. They laughed  
16 when I asked for a receipt. They laughed when I asked  
17 if there was any information that they could give me  
18 about how to properly register a firearm with the  
19 Department of Justice.

20 And, although, they did say that they took  
21 credit cards, out of all the purchases that I watched  
22 for over an hour including mine, they wanted cash. The  
23 purchase process took about 90 seconds, and that was  
24 mainly spent with myself counting out the 400 dollars in  
25 20-dollar bills, and the clerk counting out the same

1 amount of money in 20-dollar bills.

2 If you -- for those of you that have purchased  
3 a regular firearm from a firearms dealer, that process  
4 is one -- very social between you and the vendor. They  
5 talk a lot. And they ask you a lot of questions about  
6 your purchase to make sure that you, you know, might not  
7 be prohibited, you might not be suffering from some  
8 current mental-health issues, and they want to make sure  
9 the -- it's a pleasant experience.

10 That process can take 30 minutes to an hour.  
11 This process is taking seconds. And that's one of the  
12 main issues that we have here. So I know that WAVE has  
13 made some -- are going to make some recommendations here  
14 about, you know, not looking at banning these. Again,  
15 under current California and federal law, these are  
16 legal. But there are some steps, very simple, very cost  
17 effective steps that we can make, not only at -- overall  
18 in California, but at our gun shows at the, you know, in  
19 Orange County, San Diego, Ventura, in order to make the  
20 process a little bit safer and pass out information from  
21 the vendor to the consumer.

22 So what has California done here? Well, we've  
23 passed a number of laws about doing the background  
24 checks on not only the ghost guns but also making sure  
25 that we're go doing it with the precursor parts

1 especially on the AR series firearms. However, when  
2 that law was passed and signed by Governor Newsom, they  
3 had an implementation date of both July 2024 and  
4 July 2025. That was just too long because our problem  
5 is going to just double, triple, and quadruple over the  
6 next few years.

7 So in the 20 -- 2021 state budget, Governor  
8 Newsom provided the Department of Justice with a massive  
9 amount of money in order to move up the implementation  
10 towards July of 2022. So, now, we're moving up by two  
11 to three years. However, there are still some steps  
12 that we can take in -- to improve the process especially  
13 at local gun shows. Julia.

14 JULIA DEMLOW: Yes. So because the law -- the  
15 new law that takes -- puts in some of the safety  
16 measures of the traditional California Firearm Laws are  
17 going into effect 2022, we're coming up with -- we are  
18 asking for some recommendations -- for presenting some  
19 recommendations for the Board to share with Crossroads  
20 that will ask the sellers of ghost guns to convey to the  
21 buyers what the current California laws are on the sales  
22 of ghost guns, precursor parts, and 80 percent  
23 receivers.

24 What we feel is that not only does this provide  
25 a safer purchase for their community, but also for the

1 purchaser as well. And this would be relevant not only  
2 between now and 2022, but also beyond 2022. So I just  
3 want to go through the three recommendations that we  
4 have for the Board to take up, and when it is time to  
5 renegotiate the Crossroads contract for the gun show, is  
6 for Crossroads -- hopefully you'll accept these  
7 recommendations and Crossroads with their contracts with  
8 their vendors who are selling ghost guns, they will  
9 incorporate these recommendations into their contracts.

10 The first of which is that the seller of the  
11 ghost guns informs the buyer of California law regarding  
12 how to register your ghost gun with the DOJ upon  
13 purchase of the precursor parts.

14 Right now, unlike a traditional firearm from a  
15 firearms licensed dealer, the sellers of ghost guns can  
16 be anyone. They do not -- they are not -- they do not  
17 need to be licensed in the state of California. So,  
18 therefore, they have -- there's no responsibility on  
19 their part on registering and getting serial numbers  
20 when these ghost guns are converted into actual working  
21 firearms. All the ownness is put on the buyer.

22 So if you have a buyer in there -- in the  
23 fairgrounds that is buying a ghost gun and is not  
24 familiar with California law which is the majority of  
25 your buyers. When we attended the January gun show and



1 talked to many vendors there, all of them said that 99.9  
2 percent of the people buying the gun -- the ghost guns,  
3 buy in cash so there is no sales receipt and no way to  
4 trace it. And none of them are -- their either not  
5 familiar with California law on registering or choose to  
6 not abide by it anyways.

7 So what we're trying to do is get those --  
8 majority of those people who don't -- are not familiar  
9 with California law and to give them the information  
10 from the DOJ, a flyer on -- with the website of how to  
11 register your firearm. And when they register it, the  
12 DOJ then sends them a serial number that they can place  
13 on their firearm.

14 And part of that registration process kind of  
15 checks the boxes of some of the current firearm laws  
16 of -- the person has to be over 21, the person cannot  
17 have a felony record, et cetera. So registering that,  
18 the firearm, automatically allows the DOJ to make sure  
19 that that person is licensed to carry a firearm.

20 The second recommendation is, have the seller  
21 inform the buyer of laws regarding safe storage and  
22 recommending a firearm safety course upon purchase of  
23 the 80 percent receiver or precursor parts. Right now,  
24 California does have in a law that people who own  
25 firearms have to store their guns safely, especially if

1 they're in homes with children. So we can have the  
2 seller provide those safe storage laws and safe storage  
3 recommendations. For example, you know, locks and safes  
4 in order to store those firearms, especially if they  
5 have young children in their homes.

6 Also, as part of the current California firearm  
7 law, you have to pass a firearm safety course before you  
8 can buy a firearm. That is not necessary for buying a  
9 ghost gun and therefore we recommend that the seller of  
10 the ghost gun provide information or a website -- there  
11 are many websites -- even the NRA has it on their  
12 website -- of local firearm safety courses that they can  
13 enroll in so they make sure that they are a safe firearm  
14 user.

15 And then lastly, the -- what we would like is  
16 for the seller to provide the buyer of a ghost gun a  
17 keyed cable gun lock or a trigger gun lock upon their  
18 purchase. This is also being done currently when you  
19 buy a firearm at a licensed dealer, as part of your  
20 purchase, you get included a keyed cable gun lock that  
21 helps secure the trigger of our firearm. And these gun  
22 locks cost between 75 cents to a dollar. So one a 400  
23 dollar purchase of -- of a ghost gun, one dollar out of  
24 the sellers profit is not a big deal that they should be  
25 providing a free gun lock to the purchaser to make sure

1 and encourage that the gun is safely secured.

2 So these are our three recommendations that  
3 Crossroads can convey to their sellers, their vendors  
4 and make the purchase of these gun -- these ghost guns a  
5 safer purchase and more in line with current California  
6 laws over precursor parts and 80 percent receivers, and  
7 also give some of the current protections that we have  
8 with the current California firearms laws, so...

9 CHAIR RUBALCAVA-GARCIA: I have a quick  
10 question related to the last bullet. So a ghost gun is  
11 not actually a ghost gun until it's -- if it's a kit and  
12 completed, right? Then that's when it actually becomes  
13 a ghost gun.

14 STEVE LINDLEY: No -- no. You'll purchase the  
15 ghost gun kit. And, again, it's in 80 percent  
16 configuration. You have to do some minor tinkering with  
17 it to remove -- to add or remove parts in order to make  
18 it the -- 100 percent. At that point, that it becomes a  
19 firearm under federal and California law and it requires  
20 you under current law in California to seek a serial  
21 number to be affixed to it and to go through a  
22 background check. But what we've seen, statistically,  
23 is most people are not doing that.

24 CHAIR RUBALCAVA-GARCIA: And -- (inaudible)  
25 part of things, so if -- let's just -- somebody can

1 actually buy various parts from different dealers if  
2 they don't buy a kit, right? So they can buy various  
3 parts from dealers. So that third requirement seems  
4 like it would be -- I -- I mean, I'm interested to hear  
5 what Crossroads would have to say about that, but I --  
6 it just seems like that would be difficult in some cases  
7 to enforce.

8 STEVE LINDLEY: Well, I'll disagree with that,  
9 respectfully, because, yes, you can purchase the parts  
10 at various different vendors. But what we're looking at  
11 here is when anybody purchase the receiver -- the lower  
12 receiver of the -- of the ghost gun, whether it's a  
13 handgun or a rifle, that's where the requirement would  
14 take place to have a key cable lock which is very  
15 similar to what already is taking place in California.

16 So, yes, if you buy the barrel, you buy the  
17 slide, you bought the internal parts, no, that wouldn't  
18 make the requirement. But once you buy the lower  
19 receiver, that's where the cable lock would come in.  
20 And, you know, the National Shooting Sports Foundation,  
21 over the last several decades, provides those for free  
22 of charge at a lot of locations in order to get people  
23 to properly secure them.

24 So this isn't an anti-gun issue because if you  
25 ask the NRA, you ask the National Shooting Sports

1 Foundation, you ask Gifford's Law Center, or Brady, well  
2 we're going to all agree that you want safe storage  
3 is -- is very important, especially if you have children  
4 inside the house.

5 So we're just kind of making it a requirement  
6 here that similar to California law that we provide that  
7 to them. We can't guarantee the person is going to use  
8 it. But if they do have it, then we're going to cross  
9 our fingers that they're -- that they're going to use  
10 that cable lock and make that firearm when it's -- or  
11 ghost gun -- when it's configured to a firearm safer  
12 storage.

13 CHAIR RUBALCALVA-GARCIA: And -- and this  
14 policy is not currently something that is adopted by the  
15 state of California? I -- I guess, as a state agency, I  
16 want to make sure that the Fairgrounds is also in  
17 compliance with what the state law is because I know San  
18 Diego has had issues enforcing policies that are not in  
19 line with state requirements.

20 STEVE LINDLEY: So, currently, as far as the  
21 purchase of a ghost gun, no. If you purchase a regular  
22 firearm, yes. As required they come with a trigger lock  
23 or a cable lock or you have to sign an affidavit saying  
24 that you're -- that you have those supplies at your  
25 house and you use them. Every firearm that I've

1 purchased over the last 20 years here in California  
2 comes from the manufacturer with a -- with a cable lock.  
3 It just -- they -- they make it easy, again, when you  
4 buy them both, they become far less expensive, and we  
5 can all agree that it just -- it's a requirement for  
6 better safety of firearms and the storage at the home.

7 CHAIR RUBALCAVA-GARCIA: Thank you.

8 VICE CHAIR LA BELLE: Chair Rubacalva-Garcia,  
9 I -- I have a couple questions, if I could, when the  
10 presentation is completed.

11 JULIA DEMLOW: The presentation is completed.  
12 We're totally open for questions.

13 UNIDENTIFIED SPEAKER: Yes. Thank you.

14 VICE CHAIR LA BELLE: You had an earlier  
15 statistic. If you could repeat that, I -- you were  
16 saying that at one point in time the impact of the ghost  
17 guns was zero and it went up to 41 percent. Could you  
18 kind of explain that again in terms of its impact on  
19 basically the conversion of these guns into -- or these  
20 kits into guns?

21 STEVE LINDLEY: So that -- that statistics  
22 comes from the special agent in charge of the ATF office  
23 in Glendale, California, which services Southern  
24 California. And they were just talking about how  
25 they've seen the massive increase of seizures of ghost

1 guns in their investigations. Just from my long  
2 interaction with the ATF here in California, they do an  
3 excellent job in their investigations, and they collect  
4 a massive amount of firearms.

5 So for them to say that they're now about 41  
6 percent of all their seizures are classified as ghost  
7 guns, that's a massive number. At one point, you know,  
8 obviously ghost guns didn't exist, and, you know -- you  
9 know, if you -- let's just go back to, say, two thousand  
10 and -- and ten here in California, there really wasn't a  
11 ghost gun issue.

12 But, you know, now we're seeing a massive  
13 problem and we're getting statistics from ATF federal  
14 government saying, you know what, 41 percent of the guns  
15 we recovered were ghost guns. That's a lot.

16 VICE CHAIR LA BELLE: What -- when is the --  
17 you stated it earlier -- when is the date statewide that  
18 these are going to be totally regulated or precluded  
19 from sale? Is it 2022?

20 STEVE LINDLEY: Yes. So as of -- in -- with  
21 the funding that was put into the -- the 2020, 2021 --  
22 the 2021 state budget by Governor Newsom that has  
23 accelerated the implementation for Cal DOJ to July of  
24 2022, but -- but -- in essence it pushed it three years  
25 ahead. So that's good for the regulation process of

1 this, I mean, it's still going to be difficult to  
2 enforce people actually registering the firearms, but  
3 we're going to do the best job that we can.

4 So most of that problem is being solved to one  
5 extent or another. So then we're looking at some of the  
6 things that ghost guns -- if when you purchase them, you  
7 don't really get as you get when you purchase a regular  
8 handgun, let's say, which is, you know, a firearms  
9 safety certificate, it means you have some basic firearm  
10 knowledge and safety requirements, you know -- the, you  
11 know, Southern California laws and you also know that it  
12 needs to be registered and then provide a gun lock on  
13 like a regular firearm so you can safely store it.

14 VICE CHAIR LA BELLE: Josh, are you on the  
15 line?

16 AG CAPLAN: Yes, I am, Doug.

17 VICE CHAIR LA BELLE: Josh?

18 AG CAPLAN: Yes, I'm here, Doug.

19 VICE CHAIR LA BELLE: You and I have had a  
20 conversation regarding this in -- in the past -- ghost  
21 guns because I -- I know you're -- you're very  
22 knowledgeable of it relative to the -- the San Diego  
23 32ND DAA, the district there. In terms of board  
24 policies, we have the ability to regulate a lot of  
25 things. We've -- well, we just had the conversation



1 earlier about the -- the cannabis issue where we have  
2 specifically precluded that at this point in time on --  
3 on the property for a whole variety of reasons,  
4 obviously, a proximity to schools and youth and all the  
5 other things.

6 What abilities would we have in terms of our  
7 agreement with the -- the Gun Show of the West when that  
8 reactivates at some -- some point in time? What kind of  
9 restrictions can we put in? I, you know, I personally  
10 think that the -- the ghost guns are -- are a  
11 significant problem, and I would want to do everything  
12 we can. Do -- do we have the ability to preclude them  
13 outright in our rental agreement with the Crossroads of  
14 the West, assuming that was what the Board wanted to do?

15 AG CAPLAN: Doug, I think if the Board were to  
16 vote to prohibit Crossroads from allowing its vendors to  
17 sell these products that are entirely legal in  
18 California, as California law reads today, that would be  
19 legally problematic. I think Crossroads would probably  
20 come back to the district and say you were impacting  
21 their commercial-free speech rights given that the  
22 products that their vendors are selling, so long as they  
23 comply with California law, I think that could create  
24 some legal challenges for the district because you  
25 effect -- the Board, effectively, would be telling

1 Crossroads what it can and can't sell.

2 And those products, otherwise, are entirely  
3 legal to sell in California. So you're effectively  
4 making a judgment call and targeting specific items of  
5 commercial speech, and so without going too much into  
6 the area of disclosing, you know, attorney-client  
7 communications, I think generally that -- that could  
8 create challenges with the Board. And I would just  
9 point the Board -- it's all a matter of public record to  
10 all of the public filings and the litigation involving  
11 the 22nd District Agricultural Association.

12 VICE CHAIR LA BELLE: Josh, do we have the  
13 ability to impose, if the Board so choose -- chose to do  
14 so, impose some or all of the recommendations that have  
15 been presented to us today. Do we have the ability to  
16 impose those on Gun Show of the West without exposing  
17 ourselves to -- to a litigation?

18 AG CAPLAN: And again, Doug, I -- I not having  
19 had the opportunity to look more carefully at these  
20 recommendations, what I can tell you and based on the  
21 presentation that I heard, certainly the Board can make  
22 recommendations or suggestions to vendors. It sounds  
23 like the recommendations here would -- would -- may go  
24 above and beyond what's otherwise required under  
25 California law with regards to these -- what are called

1 in this presentation "ghost guns" or these kits.

2 But the challenge is if you only target or pull  
3 out Crossroads of the West, that vendor, and create  
4 additional requirements or recommendations for it to  
5 host its event on the property while leaving all other  
6 events without similar recommendations regarding public  
7 safety -- anytime you, again, single out one or two or  
8 three vendors and not all the others, again, you may  
9 have a challenge from a vendor that -- that, that action  
10 by the Board is not content neutral, but it's specific  
11 to the content or the nature of the show, itself.

12 And, again, I'm speaking in generalities here  
13 because I certainly don't want to commit or bond the  
14 district in any way in -- in public record, in this  
15 meeting, without having the full opportunity to review.  
16 But based on what I've heard I -- I'd certainly would  
17 never recommend that the district single out any  
18 particular vendor unless there is a legitimate legal  
19 reason to do so.

20 And, for example, we can use cannabis events as  
21 an example. Certainly the Board has a policy regarding  
22 cannabis events which prohibits vendors from selling  
23 what are considered controlled substances under federal  
24 law. So the district has the legal ability to do that  
25 even though that policy is not content neutral. You're

1 effectively telling vendors you can't sell products that  
2 are illegal on our property.

3 And so there is a legal purpose behind that  
4 policy even though it's not necessarily content neutral.  
5 And the district has the ability to prevent the sale of  
6 illegal products on its property -- property, but when  
7 it comes to a vendor's ability to sell products that are  
8 otherwise legal, anytime you start to impact those  
9 sales, the district could face some challenges to that.

10 VICE CHAIR LA BELLE: What about generic  
11 restrictions, Josh? Obviously, it's not specific to Gun  
12 Show of the West, but if there were some specific  
13 recommendations that would be a policy across the Board  
14 regardless of what vendor happened to be on the site.  
15 It could be somebody other than Gun Show of the West.  
16 It could be tied into something related to the Flying  
17 Miz Daisy program, et cetera, et cetera, et cetera. Are  
18 there some generic recommendations we could impose that  
19 would help in dealing with this -- this issue until 2022  
20 and whatever comes out of that?

21 CHAIR RUBALCAVA-GARCIA: Director -- Director  
22 La Belle, I'm a little concerned that we're kind of --  
23 this is an informational item, but I'm kind of concerned  
24 that we're going down the path that we're even talking  
25 about adopting or imposing language without having heard

1 from any other gun show or having heard the other side.

2 The presentation was very informative, but I --  
3 I'm also a person who likes to hear more information  
4 from both sides before the Board even -- even the  
5 representative of the Board starts talking about  
6 potentially, you know, what are our legal boundaries for  
7 adopting such policies. I mean, that's just --

8 VICE CHAIR LA BELLE: I -- I concur with that,  
9 Chair Rubalcava-Garcia. Maybe the best way to approach  
10 it would be to -- to have legal counsel look into what  
11 the various options are and bring this back at a future  
12 meeting for further discussion. I don't have any  
13 preconceived notion as to which way to go on it, I just  
14 want to make sure that we're -- we're doing what is  
15 going to be in the best interest of -- of the district.

16 And I'm very comfortable with -- with carrying  
17 this item over to a future date after staff and -- and  
18 Josh have had an opportunity to review -- or what  
19 options, if any, the Board may have on it and then open  
20 that up for public -- public input at some future  
21 meeting.

22 CHAIR RUBALCAVA-GARCIA: All right. And we do  
23 have public comment on this item. I believe we have  
24 three speakers. Summer, can you go ahead and take  
25 public comment?

1 SECRETARY ANGUS: Yes. We have Cindy Massaro,  
2 followed by Todd Martin, and Kellie Avakian. Cindy,  
3 when you're ready.

4 CINDY MASSARO: Yes. Thank you. Can you hear  
5 me now?

6 SECRETARY ANGUS: Yes. Go ahead.

7 CINDY MASSARO: Thank you. This presentation  
8 and the fact that so much time was taken for it seemed  
9 to be very focused and targeted on gun shows, and a lot  
10 of taken on that. It seemed strange to me that this  
11 would be -- so much time would be spent on this right  
12 now being that we don't even have any gun shows open.

13 So it was a lot of time spent on something  
14 that's not even happening right now when we have so many  
15 other pressing things and urgent thing that are  
16 happening. Secondly, this presentation was made by  
17 WAVE, Julia Demlow stated their mission. She said, "We  
18 are Woman for American Values and Ethics, which is a  
19 diverse non-partisan organization that educates,  
20 engages, and empowers"

21 She left off the remainder of their mission  
22 which is to advance progressive American values.  
23 Secondly, they say that they are a non-partisan  
24 organization, but they are listed under SoCal Blue,  
25 which is a Democratic progressive organization. This is

1 not a non-partisan organization. They presented a  
2 one-sided argument.

3 True education presents both sides. What are  
4 the pros or the benefits of unserialized guns and gun  
5 kits? These are legal. Why are they legal? Why are  
6 they protected? Where are the facts in the presentation  
7 from the gun show owners and the Second Amendment  
8 advocates?

9 This was a one-sided presentation by a  
10 progressive, liberal, partisan organization seeking to  
11 persuade you all, not to truly educate. I'm offended by  
12 this presentation, how much time was taken, and that  
13 both sides weren't presented. Thank you.

14 SECRETARY ANGUS: Thank you, Cindy. Todd  
15 Martin, when you're ready. Todd, are you still on the  
16 line? Moving on. Kellie Avakian, when you're ready?

17 KELLIE AVAKIAN: Hi. Thank you for taking my  
18 call. I, too, am dumbfounded by the amount of time that  
19 this -- the gun committee from WAVE has taken up of all  
20 of our time, when we have been for five months been  
21 trying to present our endeavor in the flag situation,  
22 and we've never once been asked to speak or have any of  
23 this being put on the agenda.

24 And suddenly, here goes the gun comments.  
25 Also, I agree, this is only one-sided discussion. And

1 when you buy the 80 percent kits, those are legal.  
2 Those are legal in California. When you buy the rest  
3 of, it's the component that fires the gun, you have to  
4 register those pieces anyway. So the whole point that  
5 they're making is mute. You really need the second side  
6 of the story. I totally agree.

7 So I feel like this meeting has just gotten  
8 hijacked by the liberal left agenda because when you go  
9 on to their website, it's exactly -- it's exactly what  
10 it says -- is SoCal Blue has been uniting volunteers and  
11 organizers since 2017, our calendar focuses on electing  
12 Democrats in 2020 battleground states protecting  
13 California congressional districts.

14 So this committee for gun agenda, right here,  
15 is no way diverse. It's no way bipartisan. It's  
16 completely one-sided and completely one left-side  
17 agenda. So if you guys, as committee people -- I don't  
18 even know how many of you own guns, so I don't think you  
19 guys should even be the people who get to decide on this  
20 unless you understand guns and know guns and come from a  
21 perspective that knows things.

22 So you better have the other side in here to  
23 have a debate, and let us all decide what to do because  
24 right now I feel like we just got hijacked by a leftist  
25 agenda that is not by partisan. That's wrong and false,



1 and they're under false pretenses.

2 CHAIR RUBALCAVA-GARCIA: Are there any other  
3 public comments, Summer?

4 SECRETARY ANGUS: No. That's it.

5 CHAIR RUBALCAVA-GARCIA: Is there any comment  
6 from the Board? And thank you for your presentation.  
7 We appreciate your time.

8 JULIA DEMLOW: Chair Rubalcava-Garcia, I just  
9 want to respond to two points.

10 CHAIR RUBALCAVA-GARCIA. Actually there's no --  
11 I'm sorry, Julia. Thank you for your participation.  
12 I'll go ahead and go back to the Board, are there any  
13 other comm- --

14 DIRECTOR KOVACEVICHE: Yes.

15 DIRECTOR RUIZ: Yes. Director Ruiz. I wanted  
16 to thank the people for their presentation. It was very  
17 informative; however, I agree with the speakers. You  
18 know, this is an information item, and it was pretty  
19 lengthy, you know, I don't think I'm ready -- even if it  
20 was an action item, I don't think I would be in favor of  
21 adopting any kind of action against a vendor without  
22 hearing the other side, like, you know, the speaker  
23 said.

24 So I'm also in favor of that -- bringing this  
25 back at a later date and hearing both sides before we

1 take any kind of action. Again, this is very  
2 informative. It is a legal gun. You know, if we want  
3 to wait until 2022 when the state does take action to  
4 statewide legislation to regulate these guns then so be  
5 it.

6 But, again, the speakers hit the nail on the  
7 head. You know, this was a lengthy presentation, very  
8 informative, nonetheless, it was. I learned a lot.  
9 But, again, this is where we would be going down a  
10 slippery slope, if we were to implement any kind of  
11 action within the near future on our vendor to try and  
12 prohibit them from doing business, and those are my  
13 comments.

14 CHAIR RUBALCAVA-GARCIA: And I only -- if there  
15 are any other comments from the Board, we actually have  
16 four additional action items that I wanted to move onto.  
17 So if there is any further comment from the Board,  
18 please --

19 DIRECTOR KOVACEVICHE: Quick comment from me,  
20 Chair. I just want to say thank you to you for allowing  
21 this item to get on the agenda. I was actually  
22 intrigued by it because I was not aware of this. It was  
23 a good formative presentation. I think I learned a lot,  
24 and I think other board directors probably did as well.  
25 And I do agree this should be discussed at a later date,

1 so I won't take up any more time. But thank you for  
2 getting it on the agenda, and thank you, speakers, for  
3 presenting this.

4 CHAIR RUBALCAVA-GARCIA: Thank you. Now moving  
5 onto agenda Item F, review of the current equestrian  
6 center contract and vote on direction to staff for next  
7 steps.

8 DIRECTOR LA BELLE: Chair Rubalcava-Garcia,  
9 could I inquire as to how many speakers we have that are  
10 here to speak on this particular item before we proceed?

11 CHAIR RUBALCAVA-GARCIA: Yes. Summer, do we  
12 have five -- or no. We have four on this.

13 SECRETARY ANGUS: We have four. That is  
14 correct.

15 CHAIR RUBALCAVA-GARCIA: Okay. Perfect. So we  
16 have four, but I'm going to turn it over to Michele for  
17 this one. So Michele, I -- you know, I actually -- this  
18 contract issue has been on the Board's radar for quite  
19 some time. We have not renewed the agreement. And I've  
20 asked Michele, to give us -- for me, mainly, and I know  
21 the Board -- information on how the equestrian center is  
22 currently functioning.

23 The way that I interpret it is very similar to  
24 the operational agreement that we currently have with  
25 the Market Place and Spectra. So I just wanted to get a

1 better idea on how, you know, we are working with the  
2 equestrian center and how it currently functions, so...

3 CEO RICHARDS: Sure. So following the  
4 directive from the Board at last month's board meeting,  
5 staff gathered some basic information using information  
6 from the operator's website, information that we have on  
7 file and then also information provided to us by  
8 Equestrian Services II, who is -- currently operates the  
9 equestrian center.

10 But basically the equestrian center is located  
11 on seven and a half acres of land in the northeast  
12 corner of the property. There are nine barns altogether  
13 with a 188 box stalls. The facility includes a total of  
14 206 12 by 12 spaces according to Equestrian Services II.

15 Currently the equestrian center boards 115  
16 horses at the equestrian center. There are 32 vacant  
17 stalls. The facility includes 18 permanent tack room  
18 office spaces with one vacancy. And then additionally,  
19 21 spaces have been converted into tack rooms and office  
20 spaces with four current vacancies. You can see on the  
21 slide the active trainers who operate their -- their  
22 businesses at the equestrian center.

23 Some additional information: These trainers  
24 own and board horses at the equestrian center, and --  
25 but there are also horses boarded at the equestrian

1 center which belong to private owners. In fact, it's  
2 our understanding that the majority of the horses at the  
3 equestrian center are by -- by private boarders who then  
4 use their horses with the trainers to take lessons.

5 The services by those trainers include training  
6 lessons, breeding, horse care, sales and horsemanship to  
7 their clients. We know that some of the trainers also  
8 hold summer camps which are open to the public to join.  
9 As we've heard in previous board meetings, as well, two  
10 of the trainers, Lisa Sabo of Sabo Eventing, and Sarah  
11 Klifa from Cheval Training Stables, formed a nonprofit  
12 organization called Changing Strides.

13 And according to their website, their 501(c)3  
14 non-profit addresses the need for equine therapy to  
15 serve veterans, battered woman, adults with mental  
16 challenges, and at-risk youth in the urban setting of  
17 Orange County. As part of the agreement that the OC  
18 Fair & Event Center has with OC Animal Care, the  
19 equestrian center also serves as a large animal  
20 evacuation center.

21 Most recently we saw that just a couple of  
22 weeks ago with the Silverado and Blue Ridge wildfires  
23 and then also in 2018 with the Canyon II Fire. The  
24 equestrian center continues to operate for the trainers  
25 and boarders during the annual OC Fair. So this is by

1 no means all of the information that could be gathered,  
2 but it's the most current that we had available to us.

3 The packet that the Board received also  
4 included a copy of the current contract with Equestrian  
5 Services II, which as I mentioned, is on a  
6 month-to-month basis, so -- and staff is available to  
7 answer any questions that the Board might have at this  
8 time.

9 CHAIR RUBALCAVA-GARCIA: Any questions from the  
10 Board or would you prefer I take public comment first?

11 CEO RICHARDS: That's entirely up to you.

12 DIRECTOR LA BELLE: I'd like to hear public  
13 comment first, Natalie, if we could.

14 CHAIR RUBALCAVA-GARCIA: Great. Thank you  
15 Director La Belle. Summer, can you please go ahead and  
16 take public comment.

17 SECRETARY ANGUS: Yes. We have Leigh-Ann  
18 Kazolas, followed by Gibran Stout, Lisa Sabo, and Cindy  
19 Massaro. Leigh-Ann, when you're ready.

20 LEIGH-ANN KAZOLAS: Sure. Thank you. My name  
21 is Leigh-Ann Kazolas. And I am a boarder at the  
22 equestrian center and speaking on behalf of our  
23 equestrian center task force. The small group of  
24 boarders and trainers and members of the public that use  
25 the equestrian center daily or weekly as the case may

1 be.

2 And we are please to see that matters  
3 concerning the equestrian center are being discussed and  
4 addressed today. The equestrian center is truly a  
5 treasure. To have a land for agricultural use and urban  
6 horsekeeping in the middle of suburban sprawl is truly a  
7 gift to Orange County and a valuable committee resource,  
8 especially as we see more and more opportunities like  
9 these disappearing throughout the county.

10 During non-COVID times, the equestrian center  
11 sees hundreds of members of the public coming to take  
12 riding lessons, vaulting lessons, attend summer, spring,  
13 and winter break camps, participate in horsemanship  
14 classes, benefit from the therapeutic programs, or  
15 enjoying simply a stroll through the property as part of  
16 a family outing and pet some horses and watch the  
17 activities.

18 We have serious riders who ride daily. We have  
19 recreational riders who come once a week or less. We  
20 have groups from addiction recovery centers and group  
21 homes currently attending therapy sessions. There's a  
22 few more non-profits operating that were not listed on  
23 that list. We have kids. We have senior citizens. We  
24 have members of our community that are mentally and  
25 physically challenged. And we have some kids that have

1 their lessons sponsored if they cannot afford them.

2 There are horsemanship classes offered through  
3 the city, Pony Club programming. And a fun piece of  
4 trivia, there's even a few Olympians that used to ride  
5 on the fairgrounds as kids. After this COVID nightmare  
6 is over, we look forward to ramping everything back up  
7 again to its full capacity, hosting some more community  
8 events and participating once again in the OCFEC events  
9 at Heroes Hall and Imaginology as we have done in the  
10 past.

11 As the equestrian center users and supporters,  
12 we look forward to working with the Board and staff to  
13 ensure that the equestrian center continues to thrive  
14 and flourish as a top-notch model of a public boarding  
15 facility and community resource. We have numerous ideas  
16 on how to increase economic accessibility. We already  
17 have some great diversity initiatives happening and  
18 countless ideas on further programing we would like to  
19 see, as well as great community organizations the  
20 current trainers would like to work with.

21 And we have great ideas on management, what has  
22 been working great, and where adjustments could be made  
23 on future contracts. Overall we are simply enthusiastic  
24 in our love of the equestrian center and the value the  
25 horses can bring in everyone's lives, and we look



1 forward to be included in the future planning and  
2 contract-design process and working with the facilities  
3 committee or whatever designated committee, people, or  
4 staff moving forward. Thank you.

5 SECRETARY ANGUS: Thank you. Gibran, when  
6 you're ready. Gibran, are you still on the line? I'm  
7 going to move on. We can circle back. Lisa Sabo, when  
8 you're ready.

9 LISA SABO: Hi. And I know Gibran is on  
10 because I was texting her a little earlier, so she'll  
11 probably be coming on in a second. Can you hear me  
12 okay?

13 SECRETARY ANGUS: Yes. Go ahead.

14 LISA SABO: Okay. First, I want to really  
15 thank the Fair staff and the Fair board for taking on  
16 this issue to discuss the equestrian center. As you  
17 know, I've been involved with the equestrian center and  
18 the fairgrounds for many years. And I just want to just  
19 say a few things about what Michele had commented on,  
20 although -- and I also wanted to ditto everything  
21 Lee-Ann had just said.

22 This -- we always have held camps, and this  
23 summer we were able to hold some COVID-safe camps with  
24 social distancing and masks, and they were very  
25 successful. We also have lessons year-round, and we --

1 so when you say camps, it's not just summer camps  
2 because through the holiday -- winter holiday, spring  
3 breaks -- we hold camps, and then we have lessons  
4 year-round.

5 Sabo Eventing takes care of 12, what we call  
6 school horses that are open to the public for lessons.  
7 And that's a huge financial output for my business, but  
8 we're able to do it, thank goodness, and we provide many  
9 lessons to people of all levels of economic -- all  
10 economic levels. And then we also have Changing  
11 Strides, which has been ramping forward this year,  
12 partly due to the COVID crisis, but we were able to do a  
13 summer camp just for Changing Strides kids.

14 We had a week long at-risk youth camp, and  
15 we're planning on just continuing with weekend camps for  
16 that. Also, I want to add that Kim Stanford with  
17 Moonstone is very active with Changing Strides. So I  
18 just want to add her to that list.

19 Also, last year I was working on coordinating  
20 with the Girl Scouts groups and then that all got shut  
21 down. We had a whole spring Girl Scouts thing going on  
22 in Orange County, but unfortunately, that got shut down  
23 with COVID. And I'm back in contact with them. And  
24 we're starting to get the Girl Scouts groups going  
25 again, if we can. And so I just wanted to let you know

1 that.

2 And then also, on the list of the trainers, I  
3 just want to make sure you understand that the trainers  
4 all struggle forward. It's definitely a business of  
5 passion and love. And it's not like we're out there  
6 making a ton of profit. I mean, we turn our profit back  
7 into the horses all the time. Caring for the horses,  
8 taking care of the horses. And we are definitely a  
9 great asset to Orange County. So thank you very much,  
10 appreciate you putting this on the agenda.

11 GIBRAN STOUT: I'm here, Summer, if you want me  
12 to go now.

13 SECRETARY ANGUS: Yeah. Thank you. Thank you,  
14 Lisa. Go ahead, Gibran.

15 GIBRAN STOUT: Can you hear me? Okay. Sorry  
16 about that. I couldn't -- anyway. I'd like to start  
17 by saying, thank you. A hearty thank you for judging  
18 our Halloween costume contest. It was quite tricky  
19 figuring out how to do it. But, ultimately, we came up  
20 with a great solution for a costume contest. It just  
21 provided so much joy and excitement for kids and adults  
22 during such a difficult time.

23 We look forward to more of these community-type  
24 events in the future. I'd also like to extend a hearty  
25 thank you to the staff for their amazing efforts and

1 amazing communication during the recent fires and  
2 evacuations, fantastic. Also, in regards to report, I'd  
3 like to say the operator is a good source for the  
4 operational information.

5 However, I want to remind the Board that there  
6 is some discrepancies such as things like breeding.  
7 There's no breeding on the property. Stallions aren't  
8 allowed. There's additional non-profits listed.  
9 There's extensive existing city programs, including many  
10 more for non-owner, non-rider local community members.

11 And I just want to remind the Board that  
12 there's an existing task force of volunteers who have  
13 substantial information from existing, as well as other  
14 local facilities, operators, programs, both private and  
15 public. There's much more than what's listed on the  
16 attached staff report, so we look forward to sharing and  
17 collaborating as this important discussion continues to  
18 advance the equestrian center and its community  
19 engagement and its future to help bring us all together.

20 So we look forward to these conversations and  
21 discussions and participating in sync. So thank you so  
22 much.

23 SECRETARY ANGUS: Thank you, Gibran. Cindy  
24 Massaro, when you're ready.

25 CINDY MASSARO: Yes. Thank you. The Orange

1 County fairgrounds has been a joy to our family having  
2 lived here 20 years now. We've enjoyed your facility in  
3 so many different ways from Centennial Farms to the Fair  
4 to Imaginology and all the different events that go on.

5 One thing that has been provided regular use  
6 for our family that we've enjoyed has been the  
7 equestrian center. And even though we haven't been able  
8 to enjoy it during these COVID times, it brings such a  
9 sense of joy to our family even just driving by, seeing  
10 the horses, hearing them, and having that one little  
11 piece of agriculture that's still left in our really  
12 concrete-driven city.

13 So we really thank you, and we hope that we  
14 will continue to be able to have the equestrian center  
15 there and for the community to be able to continue to  
16 enjoy it. Thank you.

17 SECRETARY ANGUS: Thank you. Chair  
18 Rubalcava-Garcia, that concludes public comment.

19 CHAIR RUBALCAVA-GARCIA: Thanks, Summer. I'd  
20 like to turn it to the Board for discussion. Director  
21 La Belle, did you have any questions? I know that you  
22 were -- before we went to public comment, and you're on  
23 mute.

24 VICE CHAIR LA BELLE: Yes. Thank you, Chair  
25 Rubalcava-Garcia. I do have some questions. Matter of

1 fact, going through the staff report -- and I want to  
2 thank Michele and her folks for putting together -- I  
3 think it's a very, very complete report. I've had the  
4 opportunity to go through the agreement, give you a lot  
5 of history that we have in terms of the -- in terms of  
6 the equestrian center.

7 But let me first and foremost state that the  
8 Board, on several occasions, has made it very clear that  
9 the equestrian center is here to stay. It's been an  
10 integral part of the OC Fair & Event Center, and we're  
11 going to have that element and component for a long time  
12 to come and we should. It's part of our mission.

13 I guess at this point in time, you know, given  
14 the hour of the day and we still have the budget ahead  
15 of us, one thought that I had is I was going through  
16 this. I think, it would be very useful for a board  
17 committee to meet with Rick Hansen and get -- get as  
18 much background as we can on the history of the  
19 equestrian center.

20 And then, obviously, to get input and  
21 subsequent of that from the equestrian committee. So I  
22 was going to recommend that you appoint an ad hoc  
23 committee to meet with Rick Hansen and to, obviously,  
24 include staff in that so we can get as much information  
25 as we can before we take any policy actions as to what

1 we're going to do on a go-forward basis.

2 Perhaps you might want to consider the  
3 Leadership Committee, which would be yourself and  
4 myself, being that committee to continue the discussion  
5 and dialogue with Rick Hansen, initially, and with other  
6 members of the equestrian group that can obviously  
7 provide as much information to us as we would need to  
8 make any policy decisions on a go-forward basis.

9 I know the infrastructure study has identified  
10 a number of items that need to be looked at in terms of  
11 ongoing maintenance, and I would certainly like to get a  
12 better handle on that in terms of what we should be  
13 looking at that to accomplish in the near-term and in  
14 the long-term. So that would be my thoughts at this  
15 point in time, so I'll just leave it at that.

16 CHAIR RUBALCAVA-GARCIA: Thank you, Director La  
17 Belle. Any other comments or questions on this agenda  
18 item?

19 DIRECTOR CERVANTES: This is Sandra Cervantes.  
20 And I think I like that idea of Director La Belle and  
21 possibly table it for a later time.

22 CHAIR RUBALCAVA-GARCIA: Thank you, Director  
23 Cervantes. Director La Belle, I think that you make a  
24 great suggestion. I do think -- (inaudible)  
25 opportunities with the equestrian center, especially

1 with OC Fair & Event Center being an Agricultural  
2 Association.

3 I also, you know, I think that there could be  
4 some opportunities to really take a look at this  
5 contract that I have in front of me that we haven't done  
6 anything with since 2013 and really enhance the  
7 opportunity. So with Director La Belle's suggestion, I  
8 would like to turn this over to the Leadership Committee  
9 for further discussion and bring it back to the Board  
10 with a recommendation at a later date.

11 So I don't think we needed to vote on that,  
12 right, Michele, or we can just go ahead and make that  
13 recommendation?

14 CEO RICHARDS: Yes. I think you can form a  
15 committee any time during a public meeting or assign  
16 something to a committee. I don't know if the -- I'll  
17 ask Josh. Does the Board need to vote on that as a  
18 next-step action item, Josh, or is that okay for Natalie  
19 to just assign to a committee?

20 AG CAPLAN: I think it's -- given that the  
21 committee was created by the Board Chair, I'm concerned  
22 if the Board is giving specific direction through a vote  
23 to that committee because that would somehow suggest  
24 that the Board is delegating some authority to that  
25 committee.



1           So I think, as in the past, I think the further  
2       approach would be for the Board Chair, if she identifies  
3       this issue is appropriate for consideration by one of  
4       the existing committees to just go ahead and make that  
5       direction to that committee at this time.

6           CHAIR RUBALCAVA-GARCIA: Okay. Perfect Thanks,  
7       Josh. With that, I would like to turn the equestrian  
8       agreement and (inaudible) to the Leadership Committee.  
9       Perfect. All right. Hearing that there are no more  
10      questions from the Board on this item, we can move on to  
11      agenda Item G.

12          CEO RICHARDS: I think this will -- this will  
13      be the shortest item on the agenda today. It's really  
14      just a policy clean-up issue. As we worked with  
15      Governance Committee to finalize the last couple of  
16      groups of policies, there were several referrals in  
17      our -- in the 32nd DAA policies to Food and Ag Code.

18          And in California Food and Agricultural Code,  
19      sometimes the Board Chair is referred to as the  
20      "president" of the Board. And sometimes the CEO is  
21      referred to the "manager" or "Fair manager." So we  
22      wanted to include those additional definitions in Policy  
23      101 that sets out the framework and the definition so  
24      that our definitions also align with term that are used  
25      by the California Department of Food and Ag in the Food

1 and Ag Code.

2 So the recommendation is certainly at the  
3 Board's discretion, but it would be to make the -- the  
4 amendments to Policy 1.01 as indicated on this slide.

5 DIRECTOR BAGNERIS: Chair Rubalcava-Garcia, are  
6 there any public comments on this? Because if not, I'd  
7 like to move this action item.

8 CHAIR RUBALCAVA-GARCIA: Thank you, Director  
9 Bagneris. There is no public comment. Summer, can you  
10 please take roll call?

11 VICE CHAIR LA BELLE: I would second the  
12 largest motion.

13 (Multiple speakers at once.)

14 SECRETARY ANGUS: No problem. Chair  
15 Rubalcava-Garcia?

16 CHAIR RUBALCAVA-GARCIA: Yes.

17 SECRETARY ANGUS: Vice Chair La Belle?

18 VICE CHAIR LA BELLE: Yes.

19 SECRETARY ANGUS: Director Cervantes?

20 DIRECTOR CERVANTES: Yes.

21 SECRETARY ANGUS: Director Ruiz?

22 DIRECTOR RUIZ: Yes.

23 SECRETARY ANGUS: Director Bagneris?

24 DIRECTOR BAGNERIS: Yes.

25 SECRETARY ANGUS: Director Aitken?

1 DIRECTOR AITKEN: Yes.

2 SECRETARY ANGUS: And Director Kovacevich?

3 DIRECTOR KOVACEVICH: Yes.

4 SECRETARY ANGUS: Thank you.

5 CHAIR RUBALCAVA-GARCIA: Thank you. So moving  
6 right long to agenda Item -- lost my place -- G. No,  
7 no.

8 CEO RICHARDS: H.

9 CHAIR RUBALCAVA-GARCIA: H. Thank you. H,  
10 which is the approval or review -- discussion and  
11 approval of the governance policies three and five. So  
12 Director Bagneris and myself and staff -- thank you --  
13 had a public workshop to review all of the policies in  
14 three and five, and it is our recommendation to bring it  
15 to the Board today for discussion and potentially vote  
16 for approval.

17 DIRECTOR BAGNERIS: Chair Rubalcava-Garcia, is  
18 there any public comments on this section?

19 CHAIR RUBALCAVA-GARCIA: We do not have any  
20 public comments on this section.

21 DIRECTOR CERVANTES: This is Sandra, and I  
22 submit to approve.

23 CHAIR RUBALCAVA-GARCIA: Can I get a second?

24 DIRECTOR BAGNERIS: A second.

25 CHAIR RUBALCAVA-GARCIA: Thank you, Director

1 Bagneris.

2 DIRECTOR BAGNERIS: Director Bagneris. A  
3 second.

4 CHAIR RUBALCAVA-GARCIA: Thank you. Summer,  
5 can you please take roll call?

6 VICE CHAIR LA BELLE: Natalie. Chair, if I  
7 could. Couple items that I wanted to just highlight.  
8 First of all, I want to thank yourself and Barbara  
9 for -- and the consultant -- for just the tremendous  
10 effort to put all of this together. One of the policies  
11 speaks to training for the -- for the Board members.

12 I would just like to be on record that I think  
13 that in terms of the training, I think it's -- we're  
14 allowed to make any effort we can to have that training  
15 be a group session rather than sitting at our computer  
16 and looking at one person with a computer.

17 In the past, our previous legal counsel had  
18 provided some training in a number of areas and it was  
19 participated in by the entire board. I think to the  
20 extent that we can have all of our training or the  
21 majority of our training conducted through our insurance  
22 carrier. I'd like to hear what other board members have  
23 to say when you're talking about sexual harassment  
24 policies or conflict-of-interest policies because a lot  
25 comes out in terms of that dialogue.

1           So as a part of that process, I would like to  
2 encourage every effort being made to have those required  
3 training sessions be group sessions with the full Board  
4 rather than interactive with a Board member in the  
5 computer. So I just wanted to get that on -- on record,  
6 and I, again, compliment the committee on all the hard  
7 work in the policies, I think are very well done.

8           CHAIR RUBALCAVA-GARCIA: Thank you. And you  
9 will get your wish very soon. So CDFA is actually  
10 looking to conduct a group three-hour Bagley-Keene  
11 meeting, so more to come on that.

12           VICE CHAIR LA BELLE: Great.

13           CHAIR RUBALCAVA-GARCIA: So when you ask, we  
14 deliver.

15           VICE CHAIR LA BELLE: There we go. Good.

16           CHAIR RUBALCAVA-GARCIA: Michele, I see you  
17 have your screen shared, is there any additional items  
18 that we want to bring out before we vote for approval of  
19 this item?

20           CEO RICHARDS: I'm happy to go through any of  
21 the additional comments real quick, but regarding  
22 Director La Belle's recommendation, we did add that to  
23 Policy 3.06, I believe. I think we -- just scrolling  
24 through, you know, there were comments that were  
25 recommendations brought up by members of the public

1 during our -- during our public review of the policies,  
2 which we integrated into those policies.

3 There are a couple of clean-up items regarding  
4 just some phrasing that we need to review with Cal HR  
5 regarding the CEO compensations, since that's controlled  
6 by Cal HR. And then also, one -- one issue that we'll  
7 circle back with Attorney General Caplan to work with us  
8 on. This is the section that involves Cal HR.

9 Currently the by-laws of the 32nd DAA allow for  
10 the Board to have responsibility to determine the  
11 compensation and benefits for the CEO, but procedures  
12 changed on that, and that's now under the authority of  
13 Cal HR. So working with our consultant, we added that,  
14 you know, that language in so that it's consistent  
15 with -- with California law.

16 And I think we're -- we're good on everything  
17 else. Let me just -- oh, there is one -- one item that  
18 we wanted to get confirmation from Josh on, and this is  
19 regarding issuing lifetime credentials. In past  
20 policies there was the opportunity to issue lifetime  
21 credentials, but there was a -- a question about whether  
22 that was consistent with California law and whether the  
23 recommendation to take this out of the policy should be  
24 made. So, Josh, do you have any -- anything to add to  
25 that?

1 AG CAPLAN: What I would add is: I do not  
2 think -- I'm not aware of any provision in California  
3 and in particular looking for the regulations that are  
4 promulgated by the Fair Political Practices Commission  
5 that speak to this issue of agency-issued tickets that  
6 would allow for this lifetime credential.

7 I know that there are strict requirements on  
8 providing free passes and tickets to existing employees  
9 and officers, including board members, but there  
10 doesn't -- I can't seem to find that same authority for  
11 lifetime credentials. So I'm not entirely sure where --  
12 what triggered this policy that once it started and  
13 including this language -- but my recommendation, when I  
14 reviewed the policy and here sitting here today would be  
15 to remove this language.

16 And certainly if down to road things change or  
17 we get some further guidance in terms of formal opinions  
18 from the FPPC, it's something that the Board can  
19 certainly consider adding back. But given that I'm not  
20 aware of any of that guidance, sitting here today, my  
21 recommendation would remain to remove this language from  
22 this policy.

23 CEO RICHARDS: Okay.

24 VICE CHAIR LA BELLE: This is Doug. I  
25 certainly, you know, want to follow the guidance of our

1 legal counsel on this. The one thing I -- I just wanted  
2 to say, and I don't know if it's something we could have  
3 our legislative advocate look at in terms of if there's,  
4 you know, some legislation that we could do.

5 I think -- I fully support, you know, aside  
6 from -- we obviously need to make sure that we -- we're  
7 in legal compliance. But for a long-time employee who's  
8 worked for the agency for 20 years, I think it's a good  
9 thing to do when that individual retires to give them  
10 the ability to attend future Fairs along with a guest.  
11 Obviously, they would have established a lot of  
12 relationships with -- with other members of the Fair &  
13 Event staff.

14 I think it's just a nice thing to be able to do  
15 in terms of recognition for 20 years of dedicated  
16 service to the OC Fair & Event Center, and it'd be nice  
17 to have them come back when they didn't have to work  
18 24/7 for three weeks and experience the Fair. So I'd  
19 like to, obviously, given what Josh has said, we  
20 certainly want to make sure we're okay there. But I  
21 think that's something that I would certainly feel  
22 comfortable looking into to see what we can do to make  
23 that happen.

24 CEO RICHARDS: Well, if the Board would like to  
25 consider approving the policies, with this statement



1 that's on the screen deleted, and then we can always  
2 continue to research that and amend the policy if we  
3 find otherwise.

4 DIRECTOR BAGNERIS: Madam Chair, this is  
5 Director Bagneris. So the motion maker and the seconder  
6 would agree to that. I'm certainly in agreement with  
7 that.

8 CHAIR RUBALCAVA-GARCIA: Perfect. Can we get a  
9 roll call, Summer with -- we already had a motion and a  
10 second.

11 DIRECTOR BAGNERIS: Right. And the motioner  
12 and the seconder agree to this change; and, therefore,  
13 we can move forward?

14 SECRETARY ANGUS: I believe we would just need  
15 to hear from Director Cervantes to that effect.

16 DIRECTOR CERVANTES: Yes, that is correct.

17 SECRETARY ANGUS: Okay. Chair  
18 Rubalcava-Garcia?

19 CHAIR RUBALCAVA-GARCIA: Yes.

20 SECRETARY ANGUS: Vice Chair La Belle?

21 VICE CHAIR LA BELLE: Yes.

22 SECRETARY ANGUS: Director Cervantes?

23 DIRECTOR CERVANTES: Yes.

24 SECRETARY ANGUS: Director Ruiz?

25 DIRECTOR RUIZ: Yes.

1 SECRETARY ANGUS: Director Bagneris?

2 DIRECTOR BAGNERIS: Yes.

3 SECRETARY ANGUS: Director Aitken?

4 DIRECTOR AITKEN: Yes.

5 SECRETARY ANGUS: And Director Kovacevich?

6 DIRECTOR KOVACEVICH: Yes.

7 SECRETARY ANGUS: Thank you.

8 CHAIR RUBALCAVA-GARCIA: Perfect. We are close  
9 to the finish line. Agenda Item I. I'm going to go  
10 ahead and turn this over to Doug, Director La Bell.

11 CEO RICHARDS: Natalie, could we take a moment  
12 to just celebrate the work that the committee has done  
13 to finish the -- hip hip hooray. That -- that is over a  
14 year-and-a-half's worth of work to develop and approve  
15 these policies, so congratulation to all of you.

16 CHAIR RUBALCAVA-GARCIA: Yes. And thank you to  
17 staff --

18 DIRECTOR BAGNERIS: Thank you.

19 CHAIR RUBALCAVA-GARCIA: Of course we have to  
20 bring up Meyer who got it all started.

21 CEO RICHARDS: Yes.

22 DIRECTOR BAGNERIS: Jeff and Kathy Kramer  
23 started it before she left. So it's been a long haul,  
24 but hip hip hooray, we're finally at the end.

25 VICE CHAIR LA BELLE: Yes. Congratulations.

1 Great job.

2 CHAIR RUBALCAVA-GARCIA: Thanks, Michele, for  
3 all your help there. All right. So moving on to agenda  
4 Item I. Director La Belle, I believe, Director Pham had  
5 to jump off the call, so would you like to take this  
6 item?

7 VICE CHAIR LA BELLE: Sure. I'd be happy to.  
8 On November 13th, the Financial Monitoring Committee,  
9 Director Pham and myself had a workshop where we had a  
10 very complete presentation by Michele and staff relative  
11 to the proposed budget for 2021. We did have input from  
12 the public at that meeting, and it's now before the  
13 Board for consideration.

14 It would be my recommendation, on behalf of the  
15 committee, that we treat this as a review of the  
16 proposed budget and the opportunities and constraints  
17 for the ensuing year and that this matter with any  
18 comment from individual board members, once the  
19 discussion has been completed, would be brought back to  
20 the December board meeting for consideration and  
21 adoption for the ensuing fiscal year.

22 With that, I think probably, most appropriately  
23 would be to -- to have Michele and staff do the overview  
24 presentation and to, you know, then obviously, give any  
25 public comments that may be available and any board

1 thoughts so that the draft budget can be -- be ready for  
2 adoption at the December meeting. So with that, I turn  
3 it over to Michele.

4 CEO RICHARDS: All right. On the  
5 recommendation of the committee, I'll do an abbreviated  
6 presentation from the one last Thursday, during the  
7 budget study session but, you know, please stop if there  
8 are any questions along the way.

9 Just as a reminder, our fiscal year runs  
10 January through December. There are 53 departmental  
11 budgets that are directly overseen by 13 members of our  
12 management staff. We manage the budget through  
13 monthly-variance reports and reforecasting. And you  
14 know that we do that in detail at every board meeting  
15 and in further detail with the Financial Monitoring  
16 Committee. And we will continue to do that throughout  
17 2021.

18 Just a quick look back at our 2020 budget. You  
19 might remember that we sort of wiped all of the  
20 worksheets, cleared all of them and started from  
21 scratch, and we built the 2020 budget from the ground  
22 up. We went into great detail this time last year with  
23 regard to the budget. But nothing about that could have  
24 prepared us for the year that we are now experiencing,  
25 certainly the cancellation of the 2020 Fair and our

1 inability to hold mass gatherings has had a devastating  
2 impact on our budget.

3 Just to give you a little background, in May we  
4 estimated a 20-million-dollar deficit to budget by the  
5 end of the year. We also projected an 18-million-dollar  
6 loss in cash reserves. That has improved a lot because  
7 we have stayed focused on cutting cost, we've provided  
8 space, at the same time for emergency purposes, and we  
9 have been able to hold some safe and healthy  
10 vehicle-based events.

11 We are now projecting a 16.8-million-dollar  
12 deficit to budget, and a 16.6-million-dollar loss in our  
13 cash reserves by the end of the year. So, in building  
14 the 2021 budget, we set two specific goals and then  
15 worked with the staff on a very specific set of  
16 assumptions. Those two goals included coming in at  
17 between a 10- and a 12-million dollar net deficit to the  
18 budget for 2021. That would represent a 35 to 40  
19 percent improvement over 2020.

20 So we started with a huge deficit. 2021, we  
21 want to close that gap. And then hopefully by 2022  
22 we're -- we're back to zero and beginning to rebuild.  
23 We also wanted the 2021 OC Fair, if we are able to hold  
24 it, to be profitable. And so we set a goal to earn up  
25 to two million dollars in net proceeds from the Fair.

1 And I'll just run through this, very quickly you can  
2 read on the slide. These are the assumptions that we  
3 provided to the team to begin building their -- their  
4 budget.

5 We also every year look at economic factors  
6 that we think might affect the 2021 budget, and we rely  
7 very heavily on the Woods Center for Economic Analysis  
8 and Forecasting through Cal State Fullerton. We find  
9 them to be extremely thorough and also very locally  
10 focused in Orange County and the state. Late in 2019 we  
11 used that forecast in our presentation. And that  
12 forecast said that the baseline scenario from top OC  
13 economist is that, while flirting with recession over  
14 the next 12 to 18 months, the US economy will manage to  
15 escape it, but just barely.

16 That was a year ago. Little did we know what  
17 was ahead. This year's report say's that at the end of  
18 February, the US was basking in the golden age of an  
19 expansion that had lasted for more than a decade. And  
20 then came what the report calls "The Great Disruption."  
21 And I think that's such a great title for what we're  
22 experiencing right now because everything about the  
23 business has been disrupted.

24 But the report did go on to give us some more  
25 encouraging news that even though we've had a difficult

1 summer, the economy seems to be growing around the  
2 virus. Now, unfortunately, we're back in the purple  
3 tier, but hopefully that will be for a short time. And  
4 the report makes a strong case for a sustained economic  
5 recovery, which although fragile, is unlikely to keel  
6 over into another abyss over the forecast horizon.

7 So with that optimism, we have begun our  
8 regular meetings with Dr. Clayton Chau from the OC  
9 Public Health Agency. We asked him, first question out  
10 of the gate, did he consider the OC Fair to be in the  
11 same category as a theme park or an amusement park, he  
12 said no. He believes there is potential to host a  
13 modified 2021 OC Fair, but he set out some conditions  
14 that need to be met.

15 And this is what we're going to be working  
16 toward with the community is that there has to be an  
17 approved COVID-19 vaccine on the market. We've heard  
18 news of two that have been introduced with great  
19 effectiveness. The vaccine must be widely distributed  
20 in Orange County. We're gearing up for possibly serving  
21 as an inoculation center at the fairgrounds.

22 Also, people have to be accepting of that  
23 vaccination and -- or go to get their vaccination so  
24 that we can achieve immunity of 65 to 80 percent. And  
25 then the Health Care Agency is also working on an app

1 where people would be able to prove vaccination, so with  
2 that, we build the budget.

3 Our labor outlook is 15.5 million. That's a  
4 nearly 5-million-dollar reduction from 2020. Also,  
5 taking into consideration minimum wage goes up, we're  
6 going to see increases in PERS contributions, benefits  
7 cost. But we are not adding any civil service head  
8 count. In fact, our year-round and fair part-time head  
9 count will be cut substantially coming into 2021 due to  
10 decreases in events and fair attendance.

11 We are continuing the three-year cycle that we  
12 set in place a few years ago to take very modest  
13 increases in our facility rental fees and our merchants'  
14 space rates at the fair this coming year. On the  
15 revenue side, in 2020 we went from a budget with 52.2  
16 million in revenue. This budget includes revenue of 23  
17 and a half million. Obviously some things that have led  
18 to a decrease in revenue is no Orange County Market  
19 Place, fewer events.

20 We've seen a decline in our interest revenue.  
21 Certainly Fair admissions will be lower. We are looking  
22 at renegotiating performance fees for shows that were  
23 booked in 2020, to see if we can still keep them in  
24 2021. We're having to eliminate Super Pass sales  
25 because we have to control that attendance. You know,



1 and it goes on. These are the big categories of the  
2 things that are decreasing our revenue.

3 On the upside, we are planning two new  
4 self-produced events that are currently being  
5 conceptualized that we hope will add revenue, and those  
6 would be vehicle-based so we already know that we would  
7 have approval to do that. On the expense side, we went  
8 from 50.4 million in expenses in the 2020 budget. We're  
9 now budgeting for 35.3 million in expenses.

10 The things that are increasing our expenses --  
11 I did mention that we -- we are not increasing our head  
12 count, but we did have the return of a civil service  
13 supervisor who left us a few years ago to work at Cal  
14 Expo. She was laid off and has return rights to Orange  
15 County, so she has once again rejoined our staff.

16 Certainly unemployment fees are high and not  
17 expected. That was not something budgeted for last  
18 year, but it's become a big issue this year. We'll see  
19 increases in credit card fees, so we've budgeted for  
20 that because as we move into more contactless, cashless  
21 transactions, we'll see those credit card fees go up.  
22 Benefits costs, I mentioned and then certainly an  
23 increase in legal fees.

24 On the upside for expenses, we are planning a  
25 virtual Imaginology which will save about a 180 thousand

1 dollars. Utilities will be less, travel certainly,  
2 reduction in staff, the pay cuts for civil service  
3 employees. All of our professional services are down.  
4 Expenses for a modified fair will be down. We'll have  
5 fewer equipment rentals.

6 We are not planning a nightly show in the Main  
7 Mall with pyro, which was also expensive. We're going  
8 to transition to more digital marketing assets rather  
9 than print which will save us and then certainly our  
10 fair decor cost will be reduced as well. We are not  
11 recommending an increase in parking. We're budgeting  
12 for that to remain at ten dollars, and we don't believe  
13 that we will need to expend any dollars for rental of  
14 off-site parking lots because we're going to control the  
15 amount of guests that can be on-site during the fair.

16 Currently the budget is carrying an average  
17 fair ticket price of nine dollars and thirty-three  
18 cents. That's a blended rate of adult, senior, and  
19 youth. Our team is working on a ticketing strategy as  
20 new information becomes available, and we'll bring that  
21 back to the Board for separate approval. But right now  
22 the budget is carrying a blended rate of nine dollars  
23 and thirty-three cents.

24 I mentioned that all out-of-state travel has  
25 been cut. Our conferences and conventions are all being

1 offered virtually. We have built into the budget a  
2 little bit of money in case there have are some  
3 mandatory trainings in Sacramento or meetings that we  
4 need to attend but to date all of those have been  
5 offered virtually. Okay.

6 Real quickly on our capital budget, we are only  
7 carrying forward one major expenditure, nothing on the  
8 capital side, but one major expenditure from the 2020  
9 plan and that's to continue with the installing the Lot  
10 G utilities. That will allow much more camping space  
11 and for us to be able to distance people during the  
12 Fair, so that's a much needed project.

13 No new capital for 2021. No new equipment  
14 purchases for 2021. A few major expenditures that are  
15 built into the budget. We want to upgrade our All  
16 Grounds WiFi because of all the electronic transactions  
17 that will be needed in the coming year, we want to  
18 upgrade our All Grounds PA system for security reasons.  
19 We need to make some alterations to the main Blue Gate  
20 area. Upgrade our surveillance system security.  
21 Obviously our parking lot maintenance is important. We  
22 want to replace some in-ground electrical boxes and then  
23 purchase additional picnic tables.

24 So our capital expenditures, major projects,  
25 that budget total is 325 thousand with

1 150-thousand-dollars contingency for a total of 475  
2 thousand. That's the new expenses for 2021 with the  
3 2020 carry over, the 350 thousand for the Lot G  
4 utilities. So we have built into our capital  
5 expenditures and major projects' budget 825 thousand.

6 If there are projects that the Board wishes to  
7 move forward on that maybe have been identified in the  
8 infrastructure audit, we would those back to the Board  
9 on a case-by-case basis with detailed cost so that  
10 decisions can be made on that throughout the year.

11 Okay.

12 As with every year, our budget includes a list  
13 of expenses that are not necessarily included in the  
14 budget, and they may or may not exceed the signing  
15 authority of the CEO. So according to policy, we let  
16 the Board know that during this presentation, and that  
17 includes: Sales and use tax, which is mandatory; state  
18 fire marshal services; attorney services; California  
19 non-resident withholding remittance and unemployment  
20 fees. And those are all unknown at this time, but they  
21 are -- they are required and will be required throughout  
22 the year.

23 We also want to present a list of RFPs that we  
24 expect to be released in 2021. Restroom trailers,  
25 shuttle services, golf cart rental, bottled water,

1     fencing rental, et cetera. All of these are very  
2     operations driven. We're recommending that staff be  
3     able to move forward on those. There is one that we're  
4     recommending the Board Leadership Committee assist us  
5     with, and that's the carnival RFP.

6             It's probably our biggest and most complex RFP  
7     that we put out. We're expecting to release that in Q4  
8     of next year. So we'd like some assistance and  
9     leadership from the Board Chair and Vice Chair on that  
10    particular RFP. So I know I'm running through this very  
11    quickly, but all of these materials are online, and  
12    they've been, you know, fully reviewed by the public and  
13    the Financial Monitoring Committee.

14            So when we roll everything up, our proposed  
15    budget for 2021 includes revenues of 23.5 million  
16    against expenses of 35.3 million. We are budgeting for  
17    a net deficit of 11,818,500 dollars. So well within  
18    that goal we set of closing that gap between 35 and 40  
19    percent. And, again, our goal would then be in 2022 to  
20    have a -- you know, a budget back to zero and then be  
21    able to, you know, begin showing a profit again in 2023.

22            We did a very rough budget PNL -- sorry -- Fair  
23    PNL. We wanted to pull up those expenses that we feel  
24    were devoted to Fair to give the Board and the public an  
25    idea that if we are able to have the 2021 Fair, what can

1 we except in terms of profitability. And remember, we  
2 set the goal that we wanted to earn somewhere between  
3 zero and two million dollars on a 2021 Fair. And we  
4 have far exceeded that with this budget.

5 What we have planned is revenue of 20.3 million  
6 against expenses of 13.9 million. So if all goes well  
7 and we can keep to budget and we can have a 2021 Fair  
8 modified, the way we expected, we should be able to  
9 realize net proceeds of 6.4 million from the Fair. If  
10 we can't have an in-person fair, we're prepared to plan  
11 a drive-through fair. So we're excited about either  
12 option. So with that, I'll stop and take any questions.  
13 All of our budget holders are on the call today, and  
14 we're happy to answer any questions the Board might  
15 have.

16 DIRECTOR RUIZ: Yeah. I have a question for  
17 the Chair. Michele, would you know off the top of your  
18 head how many golf carts we use during fair time? I  
19 guess I'm thinking -- and I'm just thinking -- if it  
20 would be cheaper if we just bought our own carts and use  
21 them year after year, or do we rent out quite a bit of  
22 carts to where it wouldn't make sense to purchase our  
23 equipment for nine months out of the year.

24 CEO RICHARDS: Yes. Sure. I don't know the  
25 number offhand, but I know that Jerry or Ken will know

1 that number. But I do know we've done that study  
2 before, Robert, and it's a substantial amount of golf  
3 carts, although we've cut it quite a bit for 2021. And  
4 it doesn't pencil out for us to purchase them. It makes  
5 much more sense for us to rent them for that one month.  
6 But, Jerry, Ken, do you have a number offhand?

7 COO KARNS: I don't have the exact number used  
8 in 2019 only to say that we do maintenance a year-round  
9 fleet of different types of carts for year-round  
10 operations that gets augmented through a rental at fair  
11 time.

12 DIRECTOR RUIZ: Okay. Got it. Thank you.

13 CHAIR RUBALCAVA-GARCIA: And I believe we do  
14 not have any public comment on this, so any further  
15 comment from the Board? Questions? If not, I move  
16 for --

17 VICE CHAIR LA BELLE: Natalie?

18 CHAIR RUBALCAVA-GARCIA: Yes, Director La  
19 Belle?

20 VICE CHAIR LA BELLE: This is Doug. I have a  
21 couple of items that I had mentioned at the workshop  
22 that I'd like to have incorporated into the document  
23 that comes back in December for board consideration.  
24 The infrastructure study, which Ashleigh and Newton have  
25 so capably managed, identified a couple of significant

1 items in the initial phase of work. And I'd like to see  
2 the -- an engineer selected sometime during the year to  
3 begin the design for the domestic water system that will  
4 be constructed in 2022.

5 Also, the video taping of the on-site sewer  
6 lines, that would be something that I'd like to see it  
7 happening as a part of the ongoing maintenance. I think  
8 the Sanitary District, maybe the City of Costa Mesa, the  
9 county, most agencies that have sewer systems have the  
10 capability of being able to video tape the sewer lines.  
11 So I'd like to see an effort made to see if we can  
12 identify which organization could do that for us and get  
13 us some cost estimates on that.

14 And I also mentioned at the workshop -- this  
15 might be a great opportunity to begin looking at options  
16 for solar installations on various buildings that  
17 obviously will help reduce our utility cost, and I'd  
18 like to have added to the RFP a list retaining a  
19 consultant to come in and give an assessment of solar  
20 options for the -- for the Board to consider. So those  
21 are three items that I'd like to see added into the  
22 budget for policy consideration when we come back in  
23 December.

24 CHAIR RUBALCAVA-GARCIA: Doug, can I make a --  
25 may I make a recommendation? Is it possible to send



1 this to the Facilities Committee to consider before  
2 having to come become in December? I think it would  
3 be -- my recommendation or just something for  
4 consideration is that we approve the budget as it is.

5 And then, you know, take that other stuff to  
6 the Facilities Committee to further explore some of  
7 those items because, you know, with 2021 being what it  
8 is, I think it'll be very challenging to add some  
9 projects that would be very expensive and maybe not as  
10 necessary right away that -- this, you know, the solar  
11 project. Director --

12 VICE CHAIR LA BELLE: I'm good with having the  
13 Facility Committee look at it. I just think these are  
14 things that have been previously identified as high  
15 priorities by EMG in the infrastructure study. And  
16 obviously, we need to take care of everything  
17 underground before we start doing stucco buildings and  
18 doing other things.

19 So I think it's very important, and I'm not  
20 saying we should spend the money this year on that. But  
21 what I'm saying is we ought to get ready to have an  
22 engineer on board and have a design completed to where  
23 we can, you know, construct the project in 2022.

24 CHAIR RUBALCAVA-GARCIA: Absolutely. Do you in  
25 your opinion would this be something that the -- the

1 master site plan would possibly take a look at, or, you  
2 know, would the Facilities Committee look at this as we  
3 explore the master site plan? Because the whole -- the  
4 precursor to that was that infrastructure audit.

5 VICE CHAIR LA BELLE: Right. I have no problem  
6 with that. What -- I guess what I'm saying is that the  
7 infrastructure study very clearly identified the  
8 replacement of the domestic water system. Addressing  
9 the electrical issues when we have the Fair and taping  
10 the sewer lines. And I think that's got to be step one  
11 before we -- we start doing steps above ground. And I  
12 just think that, you know, the sooner we can get plans  
13 put in place and ready to build, I think the better off  
14 we are all. But I would defer to the rest of the Board.

15 CHAIR RUBALCAVA-GARCIA: Any further comment  
16 from the Board? If I hear no further comment, I would  
17 move to make a motion to approve this budget.

18 DIRECTOR CERVANTES: So second.

19 CHAIR RUBALCAVA-GARCIA: Summer, can we get  
20 roll call please?

21 SECRETARY ANGUS: Chair Rubalcava-Garcia?

22 CHAIR RUBALCAVA-GARCIA: Yes.

23 SECRETARY ANGUS: Vice Chair La Belle?

24 VICE CHAIR LA BELLE: Yes.

25 SECRETARY ANGUS: Director Cervantes?

1 DIRECTOR CERVANTES: Yes.

2 SECRETARY ANGUS: Director Ruiz?

3 DIRECTOR RUIZ: Yes.

4 SECRETARY ANGUS: Director Bagneris?

5 DIRECTOR BAGNERIS: Yes.

6 SECRETARY ANGUS: Director Aitken?

7 DIRECTOR AITKEN: Yes.

8 SECRETARY ANGUS: And Director Kovacevich?

9 DIRECTOR KOVACEVICH: Yes. And I apologize I  
10 have to drop off, so thank you, everyone.

11 CHAIR RUBALCAVA-GARCIA: Thank you. Thank you  
12 Director Kovaceviche. Thank you, everybody. So --

13 DIRECTOR BAGNERIS: Madam Chair, can I just  
14 make a comment? This is Director Bagneris.

15 CHAIR RUBALCAVA-GARCIA: Yes.

16 DIRECTOR BAGNERIS: An outstanding budget  
17 presentation. I did not get -- was not able to attend  
18 the workshop, but I see all the work that went behind  
19 this -- the staff had to do, to executive staff what  
20 they had to do, to the Financial Monitoring Committee  
21 what they had to do. Commendations to everybody.

22 CEO RICHARDS: Thank you.

23 CHAIR RUBALCAVA-GARCIA: Agree. Thank you.  
24 That was -- agree. So now on to Board of Directors  
25 matter of information. We can go ahead and start with

1 Director Aitken.

2 DIRECTOR AITKEN: Thank you so much. I just  
3 wanted to thank so much the board members, especially  
4 governance and budget, our Finance Committee.  
5 Outstanding job. So much hard work. And I know how  
6 long the process is, so major kudos. Happy Thanksgiving  
7 to everybody. I hope everybody's -- you and your  
8 families are all safe, and look forward to our next  
9 board meeting.

10 CHAIR RUBALCAVA-GARCIA: Director Cervantes?

11 DIRECTOR CERVANTES: Thank you. Happy  
12 Thanksgiving to all. And I'm really excited about the  
13 OC -- OC families and the celebration of the holidays in  
14 a safe environment coming up Winter Fest and Night of  
15 the Lights OC Drive Through coming up December 3rd to  
16 January 3rd. And then I just want to say really quickly  
17 that I want to express my deepest sympathy, again, Vince  
18 Pollmeier will be missed. He had so much passion and  
19 commitment. Thank you.

20 CHAIR RUBALCAVA-GARCIA: Director Bagneris?

21 Director Bagneris: Yes. Very good meeting.  
22 It was long, but we got a lot accomplished. And I do  
23 want to let the Diversity Committee members know that I  
24 did not mean any disrespect of anything that I said  
25 earlier because I know you guys are doing an outstanding

1 job. And I stand ready to assist the community in  
2 whatever ways that I can as far as diversity is  
3 concerned in our community.

4 So thank you to the Chair. You took on the  
5 chairship a month earlier than we normally do, so thank  
6 you for all that you do and your great leadership.

7 CHAIR RUBALCAVA-GARCIA: Thank you. Director  
8 Ruiz?

9 DIRECTOR RUIZ: Yeah. I just wanted to say  
10 thank you to everyone, to Michele, the staff, and thank  
11 you, Chair, for doing a great job in this meeting and  
12 pushing the agenda along. And I just wanted to say  
13 Happy Thanksgiving to everyone. Hoping everyone stays  
14 safe and healthy. And I also wanted to pass on my  
15 condolences to Reggie and her family, and that's it.  
16 Thank you.

17 CHAIR RUBALCAVA-GARCIA: Thank you. And  
18 Director La Belle?

19 VICE CHAIR LA BELLE: Yes. Happy Thanksgiving  
20 to everyone. And, again, a very long meeting. I want  
21 to thank the Governance Committee, the Infrastructure  
22 Committee for all of their hard work, and staff for  
23 everything they put together in terms of -- in terms of  
24 the budget. I also want to express my condolences to  
25 Reggie.

1 I've had the opportunity over a number of years  
2 to interact with Vincent, and I found him to be a very  
3 professional, very intelligent, very positive advocate  
4 for -- for the Fair on behalf of the Friends and  
5 Neighbors of the OC Fair & Event Center. I would -- can  
6 I just suggest that we adjourn this meeting in his  
7 memory, if we could.

8 CHAIR RUBALCAVA-GARCIA: Yes. Perfect. And  
9 before we do go, I would like to wish Director Bagneris  
10 a very happy birthday. So thank you for coming on your  
11 birthday.

12 VICE CHAIR LA BELLE: Happy birthday, Barbara.  
13 (Multiple speakers at once.)

14 VICE CHAIR LA BELLE: Did you get your lemon  
15 cookies?

16 DIRECTOR BAGNERIS: I'm very blessed to say  
17 that almost every board meeting in November is around my  
18 birthday or on my birthday. So I've been very, very  
19 fortunate with that. So I thank you for recognizing me  
20 right now. I love my birthday.

21 CHAIR RUBALCAVA-GARCIA: Well hopefully next  
22 year we'll be able to have a board meeting in person and  
23 we'll have cake.

24 DIRECTOR BAGNERIS: Yes. Thank you.

25 CHAIR RUBALCAVA-GARCIA: And the next board

1 meeting is December 17th. And just to -- Director La  
2 Belle made a great recommendation, we should definitely  
3 close the meeting in memory of Vincent Pollmeier, who  
4 was a fierce advocate for the Fairgrounds, and he will  
5 be greatly missed. With that, the meeting is  
6 adjunioed.

7 (Whereupon, the OCFEC Board of Directors  
8 Meeting was hereby adjourned at 1:04 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 Proceeding was taken before me  
at the time and place therein set forth.

That the statements made at the time of the  
Proceeding were recorded stenographically by me and were  
thereafter transcribed, said transcript being a true and  
correct copy of the proceedings thereof.

In witness whereof, I have subscribed my name, this  
date: 11/30/2020

*Patricia Garrido*

Patricia Garrido, CSR No. 14364



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