

# FORT ORD REUSE AUTHORITY BOARD REPORT

## CONSENT AGENDA

<b>Subject:</b>	Approve Resolution 14-XX, making clerical corrections and superseding Resolution 14-08, which allocates 15 acre-feet per year (AFY) for 2 years and 5 AFY permanently of Groundwater to California Department of Veterans Affairs	
<b>Meeting Date:</b>	May 16, 2014	<b>ACTION</b>
<b>Agenda Number:</b>	8e	

### RECOMMENDATION(S):

Approve Resolution 14-XX, making clerical corrections and superseding Resolution 14-08, which allocates 15 acre-feet per year (AFY) for 2 years and 5 AFY permanently of groundwater to California Department of Veterans Affairs (CDVA) (**Attachment A**).

### BACKGROUND/DISCUSSION:

At its April 11, 2014 meeting, the Fort Ord Reuse Authority (FORA) Board unanimously approved Resolution 14-08 as part of item 8a Central Coast California Veterans Cemetery Items. However, after the approval, staff identified two clerical errors in the resolution, each referencing Amendment #7 to the June 20, 2000 FORA-EDC Agreement. The correct reference should be to Amendment #6. Staff recommends Board approval of the attached resolution, which corrects the clerical errors and replaces resolution 14-08.

### FISCAL IMPACT:

Reviewed by FORA Controller 

Staff time for this item is included in the approved FORA budget.

### COORDINATION:

CDVA and Authority Counsel.

Prepared by

  
Jonathan Garcia

Approved by

  
Michael A. Houlemard, Jr.

**FORT ORD REUSE AUTHORITY  
Resolution 14-XX**

**Attachment A to Item 8e**  
FORA Board Meeting, 5/16/2014

*Resolution of the Fort Ord Reuse Authority Board Allocating 15 acre-feet per year (AFY) for 2 years and 5 AFY Permanently of groundwater to California Department of Veterans Affairs*

THIS RESOLUTION is adopted with reference to the following facts and circumstances:

A. On April 11, 2014, the FORA Board unanimously approved Resolution 14-08. This resolution makes minor clerical corrections to and supersedes Resolution 14-08.

A.B. On June 20, 2000, the Fort Ord Reuse Authority (FORA) and U.S. Army (Army) signed an Economic Development Conveyance (EDC) Agreement transferring the Army's 6,600 AFY of water rights with a reservation of 1,729 AFY of water exclusively for Army use;

B.C. The California Department of Veterans Affairs (CDVA) intends to design, build, and operate the California Central Coast Veterans Cemetery (CCCVC) on former Fort Ord;

C.D. The Army has agreed to provide 15 AFY for 2 years and 5 AFY permanently of groundwater to FORA for the purpose of providing the CCCVC an adequate water supply; and

D.E. The Army and FORA will formalize provision of Army groundwater for the CCCVC through execution of Amendment #67 to the June 20, 2000 FORA-Army EDC Agreement.

NOW THEREFORE the Board hereby resolves that:

1. Upon FORA and Army's execution of Amendment #67 to the FORA-Army EDC Agreement, the FORA Board of Directors hereby allocates 15 AFY for 2 years and 5 AFY permanently of groundwater to CDVA.

Upon motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Resolution was passed on this 16<sup>th</sup> day of May, 2014, by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

\_\_\_\_\_  
Mayor Jerry Edelen, Chair

ATTEST:

\_\_\_\_\_  
Michael A. Houlemard, Jr., Clerk