



Jen Simon <jen@fora.org>

COVID-19 decontamination services

1 message

Sal Nouredine <saln@svdemolitioninc.com>

Tue, Mar 24, 2020 at 10:06 AM

To: stan@fora.org

Cc: board@fora.org

Hello Stan,

We're being contacted by clients in the public and private sectors for the decontamination of COVID-19 in their facilities and therefore we're reaching out to inform you that our teams are well trained and certified(40 hr HAZWOPER, BBP, etc.) for this. It's our understanding that normal cleaning agencies are not well equipped with ULV foggers and CDC registered disinfectant cleaning solutions to handle this type of work.

Who in your organization does the onboarding for services like these? Please let me know if there is someone else I should reach out to. Attached is some information about COVID-19 and the decontamination service.

Thank you.

Regards,
Sal Nouredine

SILICON VALLEY DEMOLITION INC.
CSLB #970115 A, B, C-21, C-22, HAZ
DOSH Registration #1181
[155 East Main Ave, Ste 110](#)
[Morgan Hill, CA 95037](#)
Bus: (408) 218-0993
Cell: (650) 743-6835
Fax: (408) 213-5677
www.svdemolitioninc.com



Legal Disclaimer: The contents of this email and any attachments to it may contain privileged and confidential information from Silicon Valley Demolition, Inc. This information is only for the viewing or use of the intended recipient. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of, or the taking of any action in reliance upon, the information contained in this email, or any of the attachments to this email, is strictly prohibited and that this email and all of the attachments to this email, if any, must be immediately returned to Silicon Valley Demolition, Inc. or destroyed and, in either case, this email and all attachments to this email must be immediately deleted from your computer without making any copies thereof. If you have received this email in error, please notify Silicon Valley Demolition, Inc. via email immediately.



SVD Covid-19 Emergency Decontamination Services 3.23v2.pdf

377K



Jen Simon <jen@fora.org>

FORA public comments letter April 8, 2020

1 message

Heather Szerlag <hszerlag@nccrc.org>

Wed, Apr 8, 2020 at 9:23 AM

To: "board@fora.org" <board@fora.org>

Cc: "josh@fora.org" <josh@fora.org>, "Harrison@fora.org" <Harrison@fora.org>, Sean Hebard <shebard@nccrc.org>

To the attention of the FORA Board of Directors,

On behalf of Carpenters Local 605, please find attached written comments concerning the Fort Ord Reuse Authority Transition Plan and Recordation of the Master Resolution. Best,

Heather Szerlag

Research Analyst

Northern California Carpenters Regional Council

(415) 516-9124 (cell)

hszerlag@nccrc.org



Carpenter Comments - FORA Transition 4-2020.pdf

754K

Local 605



UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA

910 2nd Avenue • Marina, CA 93933 • (831) 883-1931 • FAX (831) 883-1902

April 8, 2020

Board Chair Jane Parker and Board Members
Fort Ord Reuse Authority
920 2nd Avenue
Marina, CA 93933

Re: Fort Ord Reuse Authority Transition Plan and Recordation of the Master Resolution

Dear FORA Chair Parker and Board Members,

On behalf of Carpenters Locals 605, I am writing to comment on the Fort Ord Reuse Authority (FORA) Transition Plan, specifically concerning the need to clarify and maintain the community benefit standards enshrined in the FORA Master Resolution. This letter follows on public comments made by Carpenters Local 605 officer Tony Uzzle at the FORA Board meeting on March 12, 2020.

First, we wish to thank the Board of Directors for reaffirming FORA's commitment to the maintenance and enforcement of the Master Resolution at its March 12th meeting. We appreciate that the proposed Transition Plan that will be presented at the April 9th meeting reflects the will of the Board on this matter.ⁱ

Local 605 is also appreciative of the efforts by the Authority Counsel to have the Master Resolution recorded at the County Recorder's Office.ⁱⁱ To the extent possible in these challenging times, we respectfully urge the Board to take all steps necessary to record the Master Resolution as soon as practicable. Given past instances of prevailing wage and labor compliance issues on Fort Ord projects, every effort should be made to underscore and clarify the existing obligations that apply to Fort Ord development, in order to support the local construction industry, avoid ambiguity, and forestall potential legal challenges which would be to the detriment of the Monterey Bay community.

As you are aware, the California Legislature created the Fort Ord Reuse Authority in 1994 to oversee the reuse and development of the decommissioned Fort Ord military base and tasked FORA with ensuring that development at Fort Ord would benefit the Monterey Bay community. Toward this end, FORA adopted a Master Resolution that includes commitments to build affordable housing, protect the environment, and pay prevailing wages to workers on First Generation Construction.

FORA included the prevailing wage policy in the Master Resolution in order to provide economic opportunity for local laborers and contractors.ⁱⁱⁱ The prevailing wage policy (as well as the other policies in the Master Resolution) also reflected the desire of federal legislators to use base redevelopment to generate jobs for the regional economy, help address homelessness in the region, and promote environmental restoration and mitigation.^{iv}

The requirements in the FORA Master Resolution were incorporated into the Implementation Agreements executed between FORA and the local jurisdictions/agencies and recorded as deed covenants at the time of transfer.^v **As courts have noted, the responsibility to comply with the Master Resolution carries over to new owners.**^{vi}

Although the Fort Ord Reuse Authority is due to sunset on June 30, 2020, the obligations under the deed covenants and Implementation Agreements do not. Therefore, in 2018, the Board of Directors enacted a Transition Plan that directed staff to record the Master Resolution in its entirety prior to FORA's sunset, should the local jurisdictions fail to take all necessary legal steps to adopt these policies.^{vii} As the Board has noted, recording the Master Resolution does not create new obligations but rather is intended to make a clear record of ones that already exist.^{viii} In addition, as indicated in a recent report presented to the Local Agency Formation Committee of the County of Monterey, failure to record the Master Resolution would likely result in litigation that would delay or even halt the development of decommissioned land.^{ix}

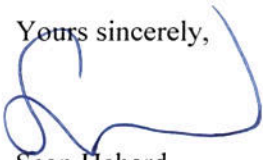
Unfortunately, in early March 2020, FORA staff recommended that the Board reverse its decision to record the Master Resolution.^x This is extremely alarming. Local 605 is concerned that staff urged the Board to take the drastic step of rescinding the Master Resolution as a result of pressure from developers who are looking for a way to get around commitments attached to the redevelopment of Fort Ord land. Such efforts should be roundly and publicly rejected.

In addition, a Transition Plan Implementation Agreement (TPIA) will be presented to the Board and local agencies and jurisdictions for adoption prior to June 30, 2020. The latest publicly available draft TPIA states that it will supersede the Implementation Agreements referenced in the quitclaim deeds transferring former base lands to local jurisdictions and agencies.^{xi} The draft TPIA makes no mention of the obligations contained in the original Implementation Agreements. This is additionally very concerning.

We strongly urge the Board to expedite recording the Master Resolution and add a clear provision in the TPIA that reaffirms the obligations the local jurisdictions and agencies undertook when they were given former Fort Ord land.

If you would like to discuss our comments further, please do not hesitate to contact me by phone: (408) 472-5802 or email at shebard@nccrc.org.

Yours sincerely,



Sean Hebard
Field Representative
Carpenters Local 605

Sent by Email and by Post

cc: FORA Ex-Officio Officers
FORA Executive Officer Josh Metz
FORA Deputy Clerk Natalie Van Fleet
AICP Executive Officer Kate McKenna

ⁱ Board Packet, Fort Ord Reuse Authority Board of Directors Meeting, April 9, 2020, p. 132.

ⁱⁱ Board Packet, Fort Ord Reuse Authority Board of Directors Meeting, April 9, 2020, p. 17.

ⁱⁱⁱ Fort Ord Reuse Authority Prevailing Wage Program, accessed March 2, 2020.

^{iv} National Defense Authorization Act for Fiscal Year 1994 (amended);
Defense Base Closure and Realignment Act of 1990

Section 2905 (4)(A) 1990 Base Closure Act, as amended by Section 2821 of the Defense Authorization Act for Fiscal Year 2000, Pub. L. 106-65 (1999), Section 2905 1 (A) (C)

^v E.g., Quitclaim Deed for Parcels E 15.1, L 19.2, L 19.3, L 19.4 on the Former Fort Ord, Monterey, California, # 2005108853, p.16; Implementation Agreement Between Fort Ord Reuse Authority and the City of Seaside, entered into on May 31, 2001, ps 3 an 4 and Exhibit F, p. 19 and 20.

^{vi} *Monterey/Santa Cruz County Bldg. and Construction Trades Council v. Cypress Marina Heights LP*, Judgement, California Sixth Appellate District Court of Appeal, H034143, January 10, 2011

^{vii} Fort Ord Reuse Resolution No. 18-11, adopted by the Fort Ord Reuse Authority Board of Directors on December 19, 2018.

^{viii} Fort Ord Reuse Resolution No. 18-11, adopted by the Fort Ord Reuse Authority Board of Directors on December 19, 2018.

^{ix} Item 13, August 27, 2018, Memo from AICP EO Kate McKenna to Board and Commissioners, LAFCO of the County of Monterey, p.2.

^x Board Packet, Fort Ord Reuse Authority Board of Directors Meeting, March 12, 2020, ps. 41 and 51

^{xi} Committee Packet, Fort Ord Reuse Authority Administrative Committee Meeting, March 4, 2020, p.3 and 7-17.



Jen Simon <jen@fora.org>

Agenda item 8d April 9, 2020 Meeting

1 message

Doug Yount <Doug.Yount@sheahomes.com>

Thu, Apr 9, 2020 at 1:36 PM

To: "board@fora.org" <board@fora.org>

Dear FOR A Board members:

Attached is suggested revisions to the language in Section 2.2.6 Water/Wastewater. The purpose of these revisions is to clarify and emphasize the water and reclaimed water allocations provided to jurisdictions as granted previously by the FOR A Board. It is important these water allocations, and the obligation of MCWD to recognize these allocations after FOR A dissolution, be codified in the Transition Plan.

Thanks

Be well. Stay safe.

Doug Yount

Project Director

Shea Homes - Marina Community Partners

100 12th Street, Building 2862

Marina, CA 93933

O: 831.384.1018 C: 831.277.3918

www.thedunesonmontereybay.com

www.facebook.com/TheDunesOnMontereyBay



2 attachments

Proposed Revisions to Section 2.2.6 (Water/Wastewater)

Nothing in this assignment creates any new obligation to utilize groundwater to meet the water service needs of the jurisdictions, but neither does this assignment reduce or eliminate any water service obligation already established by state law or contract, including the allocations. FORA's 2018-19 CIP projects that \$17,098,686 will remain to be funded for base-wide water augmentation improvements after June 30, 2020. In its October 29, 2018 letter MCWD has confirmed its commitment to honoring the base reuse plan's existing potable and recycled water allocations and, if there are cutbacks or increases to sustainable yield under SGMA, to apply those to all land use jurisdictions (proportionally applied) in a fair and equitable manner. As further set forth in that letter, MCWD shall enter into agreements with each individual land use jurisdiction, which agreements will honor each jurisdiction's existing allocations (subject to sustainable yield determinations under SGMA). In recognition of the foregoing, land use jurisdictions may alter their relative water allocations, as identified in the Implementation Agreements, only by written agreement with other land use jurisdictions. The jurisdictions may also agree among themselves as to what fair and equitable reduction in water allocation, other than proportionally, would be applied in the instance of a mandated water shortage only in a written agreement between them and with concurrence of MCWD. As part of the MCWD ongoing commitment to work with the jurisdictions they are requested to honor any alternate water allocations as agreement between two or more jurisdictions as though the new agreed upon allocation had been set forth in the Implementation Agreements.