

**ACTION MINUTES
OF THE
SPECIAL FORT ORD REUSE AUTHORITY
BOARD OF DIRECTORS' MEETING
CSUMB Alumni and Visitors' Center
September 26, 2007**

1. CALL TO ORDER AND ROLL CALL OF VOTING MEMBERS

Chair Joe Russell called the meeting to order at 3:03 p.m.

2. PLEDGE OF ALLEGIANCE

Chair Russell asked Councilmember Mancini to lead the Pledge of Allegiance.

3. ACKNOWLEDGEMENTS - None

ROLL CALL:

The following voting members were present:

Chair/Mayor Russell (City of Del Rey Oaks)	Mayor Mettee-McCutchon (City of Marina)
Councilmember Wilmot (City of Marina)	Supervisor Calcagno (Monterey County)
Councilmember Davis (City of Pacific Grove)	Mayor Rubio (City of Seaside)
Councilmember Mancini (City of Seaside)	

Supervisor Potter (Monterey County) arrived after the meeting was called to order and the roll call was taken. Absent were Supervisor Smith (Monterey County), Mayor McCloud (Carmel-by-the-Sea), Mayor Della Sala (City of Monterey), Councilmember Barnes (City of Salinas) and Mayor Pendergrass (City of Sand City).

The following ex-officio members were present:

Gail Youngblood (BRAC)	Vicki Nakamura (Monterey Peninsula College)
Kenneth K. Nishi (Marina Coast Water District)	Mehul Mody (CSUMB)

Absent were ex-officio members representing the following entities: UC MBEST, U.S. Army, Transportation Agency for Monterey County, Monterey-Salinas Transit, Monterey Peninsula Unified School District, the 17th Congressional District, the 15th State Senate District, and the 27th State Assembly District.

4. PUBLIC COMMENT PERIOD

There were no public comments.

5. OLD BUSINESS

Item 5a – **Contract Change Order #2: Remedial Services Agreement with LFR, Inc. for additional clearance/remediation work – recommendation for approval:** Executive Officer Houlemard gave a brief overview explaining the terms of Contract Change Order #2 (“CCO #2”). He noted that the Munitions and Explosives of Concern (“MEC”) work is allowed through a special, existing Army work plan. With the Army’s assistance and cooperation, a Right of Entry will allow FORA to get work done in preparation for the infrastructure. Mr. Houlemard reviewed the summary and terms and noted that LFR, Inc. would be doing the roadwork project.

\$3,198,312 is the figure to fund CCO #2. \$2.74 million will cover the work done by LFR, Inc. The difference between the two amounts is about \$400,000, which will come to FORA if the contract comes in according to bid. Executive Officer Houlemard remarked that this time-sensitive change order was successfully negotiated through the diligence and dedication of Assistant Executive Officer Jim Feeney and the LFR team. LFR’s ESCA Project Manager Kristie Reimer said that the goal is to start work by the end of October with the work being scheduled in two phases.

Executive Officer Houlemard presented a handout that outlined the reasons for CCO #2. He noted that this document had been sent to all board members prior to this meeting and reported that it had been reviewed and approved by Associate Authority Counsel Phil Passafiume and Special Counsel Barry Steinberg, who have both recommended that the Board take action today. Mr. Houlemard said that FORA has worked closely with the Army and has touched on, and worked with, all the bases and organizations involved. He added that this change order is the first one with substance and said that it is very important that all be done correctly.

Chair Russell gave a synopsis of CCO #2 before opening the item for board comments. Councilmember Mancini asked about the traffic issues while the work is being done. Mr. Feeney explained that the majority of the work would be done within the construction work area. Mr. Houlemard also noted that there might be some traffic issues from time to time but that LFR is prepared to handle these situations and will make sure residents in the area where road closures are planned are notified. Mr. Feeney added that the Army plans to conduct burns during the CCO #2 construction, so plans for that will need to be put in place before traffic issues arise.

Supervisor Potter asked what would happen if LFR’s costs exceed \$2.74 million, and Executive Officer Houlemard replied that the insurance contract would cover any overruns.

Motion to approve CCO #2 to the LFR, Inc. Remedial Services Agreement to add remediation/clearance processing and removal work in the amount of \$3,198,312 plus surplus lines tax, subject to Special Counsel’s approval of the final CCO #2 language, was made by Mayor Rubio and seconded by Councilmember Mancini. There were no public comments, and the motion passed.

6. CONSENT AGENDA

There were three items on the Consent Agenda:

Item 6a – Amendments to Paul Davis Partnership contracts to include LEED (Leadership in Energy and Environmental Design) certification and to reimburse certain expenses

Item 6b – Authorization to extend the agreement for on-call professional services for the FORA Capital Improvement Program

Item 6c – Amendment to Master Agreement for Professional Services – Creegan & D’Angelo (Capital Improvement Program On-Site Transportation)

Motion to approve Items 6a, 6b and 6c was made by Supervisor Potter, seconded by Councilmember Wilmot, and carried.

7. NEW BUSINESS - None

8. ANNOUNCEMENTS AND CORRESPONDENCE

Executive Officer Houlemard reminded everyone of the reception for the new chancellor, Dr. George Blumenthal, of the University of California, Santa Cruz following the board meeting at 4:00 p.m. He said the invitations were sent out a little late by email, and if any board member did not receive one, they were nonetheless invited.

9. ADJOURNMENT

Chair Russell adjourned the meeting at 3:23 p.m.

Minutes prepared by Sharon Strickland, Communications Services Coordinator, and Linda Stiehl, Deputy Clerk.

Approved by _____
Michael A. Houlemard, Jr., Executive Officer/Clerk