

**ACTION MINUTES  
OF THE  
FORT ORD REUSE AUTHORITY  
BOARD OF DIRECTORS' MEETING  
Fort Ord Reuse Authority Conference Facility/Bridge Center  
November 14, 2008**

1. CALL TO ORDER

Chair Russell called the meeting to order at 3:33 pm and requested a roll call.

2. ROLL CALL

The following board members were present:

Voting members present:

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

Absent were Councilmember McCall (City of Marina), Supervisor Potter (County of Monterey) and Councilmember Barnes (City of Salinas).

Ex-Officio members present:

Graham Bice (UCSC)	James Main (CSUMB)
Hunter Harvath (Monterey-Salinas Transit)	Dr. Douglas Garrison (MPC)
Gail Youngblood (BRAC)	Kenneth Nishi (MCWD)
Dan Albert, Jr. (MPUSD)	Debbie Hale (TAMC)

Arriving after the roll call was completed was Colleen Freeman (27<sup>th</sup> State Assembly District). Absent were representatives from the 17<sup>th</sup> Congressional District and the 15<sup>th</sup> State Senate District. Also present was COL Darcy Brewer, the new Garrison Commander at the Presidio of Monterey.

With a quorum present, Chair Russell opened the meeting.

3. PLEDGE OF ALLEGIANCE

Chair Russell asked Supervisor Mettee-McCutchon, who agreed, to lead the Pledge of Allegiance.

4. ACKNOWLEDGEMENTS

Chair Russell acknowledged the presence of, and welcomed, COL Darcy Brewer.

5. PUBLIC COMMENT PERIOD

Hy Libby and Kathee McFarland, board members of the non-profit “Car Show for the Vets” (veterans) organization, urged the Board to consider supporting a car show on former Fort Ord, the same weekend as the Concourse. Executive Officer Houlemard offered to meet with them.

6. CONSENT AGENDA

There were two items on the Consent Agenda: Item 6a (October 10, 2008 board meeting minutes) and Item 6b (Authorization to open safe deposit box at Rabobank). In response to Mayor McCloud’s request for a list of who would have access to the box, Executive Officer Houlemard explained that the Administrative Order on Consent (AOC) required that FORA retain electronic files associated with the ESCA work provisions in a safe place and Rabobank required a resolution to provide a safe deposit box for this purpose. Mayor Rubio abstained from voting on the minutes due to absence. He and Supervisor Mettee-McCutchon requested several corrections to the minutes. **Motion to approve the two items on the Consent Agenda, including the corrections in the minutes, was made by Supervisor Mettee-McCutchon, seconded by Councilmember Mancini, and carried.**

7. OLD BUSINESS

Item 7a – Water for Monterey County project:

Item 7a(1) – Presentations by Marina Coast Water District (“MCWD”) and Monterey Regional Water Pollution Control Agency: The Board heard an update on this project by Lyndel Melton, MCWD’s consultant, who used a PowerPoint to illustrate his points, which included the sources of the additional water supplies which totaled 25,600 AFY, the role of the Seaside Basin as a water storage area, the project changes that have occurred since its inception, and CA Public Utilities Commission’s role in moving this project forward.

Keith Israel, the general manager of Monterey Regional Water Pollution Control Agency (“MRWPCA”), focused his presentation on the two components of the Groundwater Replenishment Project for the Seaside Aquifer: dilution water options and recycled water. He said this project would supply about 4,000 AFY of advanced treated water for recharging the Seaside Aquifer and supply about 700 AFY of advanced treated water for golf courses in Seaside and Del Rey Oaks. The timeline indicated that this project could be providing the additional water by the fall of 2013.

Chair Russell opened the item to discussion by board members. Mayor Wilmot asked about the status of the MRWPCA/ MCWD negotiations, and MCWD General Manager Jim Heitzman said that without the RUWAP, the regional augmented water projects would be restricted in scope and more costly. He added that his next meeting with Mr. Israel had been scheduled for November 19<sup>th</sup>. Mayor Rubio asked to what degree the removal of pharmaceuticals in the water could be achieved, and Mr. Heitzman replied that the Orange County facility has been highly successful in removing these chemicals with their new technology. There were no public comments.

Item 7a(2) – Resolution endorsing the project: Executive Officer Houlemard pointed out some punctuation corrections and Mayor McCloud suggested several textual changes. Mayor

McCloud indicated her support of the resolution and said a recommendation that the Carmel City Council approve it would be considered at a forthcoming meeting. **Motion to approve Resolution #08-07 endorsing the Water for Monterey County project, with the changes mentioned above, was made by Mayor Rubio and seconded by Councilmember Mancini.** Mayor Pendergrass clarified that the resolution contained text recognizing that other projects might contribute to the regional water augmentation needs. There were no public comments. **The motion carried.**

Item 7b - Habitat Conservation Plan (“HCP”) approval process – status report: Director of Planning and Finance Steve Endsley reported that a meeting of the working group and the regulators (the latter by teleconference) had taken place today. He said some concerns had come out of this meeting: (1) a staffing issue had been reported by the CA Department of Fish & Game, namely, that the evaluation of the key remaining chapters had not occurred; and (2) the U.S. Department of Fish and Wildlife (“USFWS”) representative had reported a change in the evaluation criteria, which impacted the chapters under evaluation, and the HCP document in general, which appeared to be a change in policy. The USFWS representative said they would send a letter to Jones and Stokes next week detailing their position and concerns. Executive Officer Houlemard said these concerns must be effectively dealt with to keep the final HCP approval moving ahead according to the timeline. He recommended that senior regulatory leadership and FORA’s legislative representatives be involved. He said that FORA members need to come together as a team to strategize meetings with these people. Mayor Rubio stated that once again the regulators are not negotiating in good faith and have shown they do not honor their word. Supervisor Mettee-McCutchon agreed and said that the Monterey County Fort Ord subcommittee had recommended that FORA send a letter to Resource Secretary Mike Chrisman. Mayor Wilmot recommended that FORA move forward with a full court press, especially now that the economy is in a downturn. Mayor Della Sala asked if FORA had complied with the agreed-upon points and timelines with the two agencies, and Mr. Houlemard responded with a resounding yes. He also confirmed that there appeared to be no consequences for non-compliant parties. He requested that FORA staff, working with the Executive Committee, be authorized to craft a letter expressing their concerns about the anticipated delays and to schedule any and all necessary meetings to resolve the issues. Several board members recommended that the letter be specific and to the point. Supervisor Mettee-McCutchon suggested attaching the previous letter and Mayor Rubio asked that copies be distributed to our legislative electeds in Sacramento and also the Governor.

Item 7c – 2009 Fort Ord Reuse Authority Legislative Agenda – consider adoption: Executive Officer Houlemard called attention to the one-page summary, added this year to make the Agenda more user friendly, and reported on the meeting with Transportation Agency for Monterey County, Monterey-Salinas Transit, and Monterey County to coordinate their legislative agendas. He said the current draft of FORA’s Legislative Agenda had been approved by the Legislative Committee. Mayor McCloud noted that all nine agenda items required funding and questioned whether this was likely, in view of the current economic downturn. Mr. Houlemard acknowledged her comment but said that state funding support is more likely if federal funds are forthcoming. Mayor Rubio noted the stimulus packages under consideration in Sacramento and Washington, DC, particularly those related to infrastructure such as the transportation and water issue bonds. Mayor Della Sala thanked the agencies for their coordination and leveraging efforts and stated that this was a worthy model to use for other items with common objectives. There were no public comments. **Motion to approve the 2009 Fort Ord Reuse Authority Legislative Agenda was made by Mayor Rubio, seconded by Mayor Della Sala, and carried.**

8. NEW BUSINESS

Item 8a - 2009 board meeting dates – consider adoption: Executive Officer Houlemard called attention to the staff-recommended changes for the January and April dates and the Board decided to leave the January 9<sup>th</sup> meeting date unchanged. **Motion to approve the 2009 Fort Ord Reuse Authority board meeting dates, as presented, was made by Mayor Rubio and seconded by Supervisor Mettee-McCutchon.** There were no public comments and **the motion carried.**

9. EXECUTIVE OFFICER'S REPORT

There were three items in this report: Item 9a (Administrative Committee report), Item 9b (Legislative Committee report) and Item 9c [(1) Draft October 20, 2008 meeting minutes and (2) Fort Ord Reuse Authority's financial status]: Executive Officer Houlemard reported that the audit report would be available sometime in December. He said the Finance Committee agreed that it would be beneficial and useful to provide the Board with a status report on FORA's financial status. He then summarized the board report and noted that the changes would be incorporated in the mid-year budget. He added that some payments have been lagging from the developers, although none have affected FORA's General Fund or staffing. He assured the Board that FORA is moving ahead with its building in the Imjin Office Park project, and most sources of General Fund revenue are secure. Mayor McCloud said the Finance Committee would be addressing FORA's investment policy, which was last revised in 2006.

10. ANNOUNCEMENTS AND CORRESPONDENCE

Chair Russell announced that two resolutions had been prepared for two members going off the Board or already departed, neither of whom was present. Executive Officer Houlemard read parts of each resolution, one for Assemblymember John Laird and the other for COL Pamela Martis. **Motion to add these resolutions to the agenda and approve each, with one correction, was made by Supervisor Calcagno, seconded by Mayor Della Sala, and carried.**

11. ADJOURNMENT

There being no further business, Chair Russell adjourned the meeting at 5:32 p.m.

Minutes prepared by Linda Stiehl, Deputy Clerk.

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