



Fort Ord Reuse Authority

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BOARD OF DIRECTORS MEETING

Friday, October 14, 2011
3:30 p.m. Carpenters Union Hall
910 2nd Ave, Marina (on the former Fort Ord)

MINUTES

- 1. CALL TO ORDER AND ROLL CALL** Chair Potter called the October 14, 2011 Board of Directors meeting to order at 3:32 p.m.

Fort Ord Reuse Authority Board of Directors:

Voting members present (quorum present at call to order)

Chair/Supervisor Potter (County of Monterey)
1st Vice Chair/Mayor Edelen (City of Del Rey Oaks)
Mayor Pendergrass (City of Sand City)
Mayor Pro-Tem Kampe (City of Pacific Grove)
Supervisor Parker (County of Monterey)
2nd Vice Chair/Mayor Pro-Tem O'Connell
(City of Marina)

Mayor McCloud (City of Carmel-by-the-Sea)
Mayor Bachofner (City of Seaside)
Councilmember Brown (City of Marina)
Councilmember Oglesby (City of Seaside)
Jim Cook (County of Monterey)

Arriving after the roll: Mayor Donohue (City of Salinas), Councilmember Selfridge (City of Monterey)

Ex-Officio members present:

Assemblymember Monning (27th State Assembly District)
Kevin Saunders (California State University Monterey Bay ("CSUMB"))
Dr. Doug Garrison (Monterey Peninsula College ("MPC"))

COL Joel Clark (United States Army)
Don Bachman (Transportation Agency for Monterey County ("TAMC"))
Bill Collins (Base Realignment and Closure ("BRAC"))
Graham Bice (University of California Santa Cruz ("UCSC"))

Arriving after the roll: Hunter Harvath (Monterey Salinas Transit) and Alec Arago (17th Congressional District)

Absent: Dr. Shepard (Monterey Peninsula Unified School District) and Kenneth Nishi (Marina Coast Water District ("MCWD")), Representation from the 15th State Senate District.

PLEDGE OF ALLEGIANCE - Chair Potter asked Assemblymember Monning, who agreed, to lead the Pledge of Allegiance.

- 2. ANNOUNCEMENTS** – Executive Officer Houlemard thanked the board and members of the public for attending the Open House celebration of the new offices at the Imjin Office Park and thanked Marina Coast Water District.

3. **PUBLIC COMMENT PERIOD** - LeVonne Stone, Director of the Fort Ord for Environmental Justice, commented her concerns regarding the status of the desalinization project. She also announced a book entitled "Environmental Health and Racial Equity in the United States" regarding building environmentally just, sustainable, and livable communities, from Clark Atlanta University, noting if anyone wanted a copy to see her.

4. **CONSENT AGENDA**

- a. September 16, 2011 FORA/MCWD joint meeting minutes
- b. September 16, 2011 FORA Board meeting minutes
- c. Claim by Builders Exchange and Carpenters Union

Mr. Houlemard noted a correction on Page 2 of 6, paragraph 3, of the Joint FORA/MCWD minutes, stating the text should read "MCWD" board instead of "FORA" board. Mayor Edelen also clarified his attendance at the FORA board meeting held on September. Mayor ProTem O'Connell asked about the claim by the Builders Exchange and Carpenters Union, and if there was a partnership agreement with FORA. Mr. Houlemard stated that FORA legal counsel Jerry Bowden has consulted with other attorneys and had indicated there was not a "partnership" agreement. Chair Potter noted Mr. Bowden was not in attendance. **Motion to approve the consent agenda as amended was made by Mayor McCloud, seconded by Mayor ProTem Kampe. Mayor McCloud requested that since meetings were recorded, only action minutes be taken in the future. Motion carried unanimously.**

5. **OLD BUSINESS**

- a. Preston Park – Mr. Houlemard gave an update on the disposition of Preston Park and informed the board that the negotiating team met with the mediator and an offer was made by the City of Marina. The item was discussed further under Closed Session.
- b. California Central Coast Veterans Cemetery – Senior Planner Jonathan Garcia stated that the board packets included an updated Memorandum of Understanding which passed both the City of Seaside and County of Monterey. Supervisor Parker asked that FORA consider ways to finance by providing a bridge loan for the application deadline. Chair Potter said that would be up to the Finance and Executive Committees to discuss further.

6. **NEW BUSINESS** - none

7. **EXECUTIVE OFFICER'S REPORT**

Executive Officer Houlemard stated that the items were for informational purposes and highlighted the following: **7a Outstanding Receivables:** Mr. Houlemard reported that there were outstanding receivables from the City of Del Rey Oaks which continues but that the City keeps the interest on the loan current and the City of Marina has an existing agreement for outstanding tax increment receivables for 08/09. He noted there is an outstanding 07/08 item scheduled for closed session. Mr. Houlemard discussed the Monterey County lease with Ord Market and that the revenue was less (therefore the amount owed is less) than initially thought. Mayor ProTem O'Connell requested that staff add a column for amount of interest paid to date. **Motion to refer the outstanding receivables policy issues to the Finance Committee for review and recommendation to the Board at the November 18, 2011 meeting made by Mayor Edelen, seconded by Councilmember Oglesby and carried.** **7b Administrative Committee** - Mr. Houlemard stated that the Administrative Committee is continuing to work hard on behalf of the jurisdictions. **7c Legislative Committee** – Alec Arago reported that there is a lot of work left to be done and without a structure like FORA it would be very difficult. Assemblymember Monning reported that there have been productive meetings with the Sierra Club and various stakeholders and that we must present a unified front in the community to extend the life of FORA. He also commented on the Central Coast Cemetery and the bill that was signed by the Governor saving \$500,000 in construction costs by working with FORA as the primary contractor. **7d Habitat Conservation Plan** – a status report was given by Senior Planner, Jonathan Garcia and final comments have been made for the preliminary HCP report. He said the next draft will go to the Wildlife agencies. **7e Fort Ord Reuse Authority extension** – update. LeVonne Stone has issue with the membership and how will the community be involved?

She said that she would like to see that over-site would be more inclusive of the community. She inquired why the "community" was not more represented on FORA. Mayor McCloud would like to see a regional solution that our community can sustain. She said that we need to think collectively to see what can be sustained. She said that she would like a report on the scenic highway plan. Mr. Houlemard said that these issues can be included as a part of the Base Reuse Plan study for the consultant. MAH said that he met with LeVonne Stone this past week and ensured that she would receive a copy of the HCP. He said that the Administrative Committee is reviewing the document and in January the final document will be available for the board. 7f Travel report – Mr. Houlemard highlighted the conference sessions held in Washington, DC regarding future regulatory responsibilities. He noted the trip was at the expense of Federal Government (EPA). Mr. Houlemard explained that under Executive Order 12898, regarding environmental justice FORA has an obligation to report 5 year reviews on the properties under the ESCA, and long-term stewardship obligations past the life of FORA. LeVonne Stone commented on the resolution by President Clinton, she asked the FORA board support employment equities and Equal Employment Opportunity. Councilmember Oglesby requested a report from staff and agendize (for a future meeting) an update on this issue.

8. ITEMS FROM MEMBERS - none

9. CLOSED SESSION

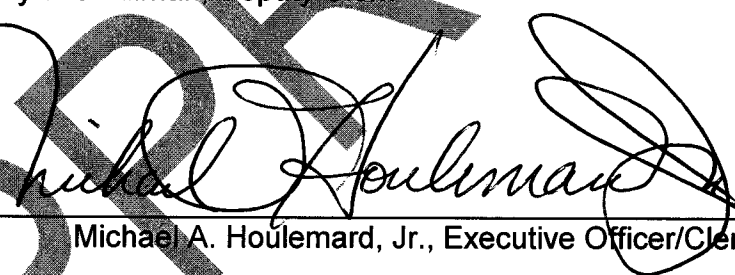
- a. City of Marina tax increment indebtedness – potential litigation
- b. Preston Park Mediation

10. REPORT OUT OF CLOSED SESSION - The Board gave direction to the Executive Officer for action to be taken. **Motion by Mayor ProTem Kampe, seconded by Mayor Pendergrass, motion carried unanimously.**

11. ADJOURNMENT – There being no further business, Chair Potter adjourned the meeting at 6:10 p.m.

Minutes prepared by Daylene Alliman, Deputy Clerk

Approved by _____


Michael A. Houlemard, Jr., Executive Officer/Clerk