



**FORT ORD REUSE AUTHORITY  
BOARD OF DIRECTORS REGULAR MEETING MINUTES**

Friday, January 8, 2016 at 2:00 p.m.  
910 2<sup>nd</sup> Avenue, Marina, CA 93933 (Carpenters Union Hall)

**1. CALL TO ORDER**

Chair O'Connell called the meeting to order at 2:00 p.m. and wished everyone a Happy New Year. He announced the closed session item is only for receipt of information from Authority Counsel; and due to time restraints because of City of Carmel celebration beginning at 3:00 p.m. today he requested a motion to move Item 3 (closed session) to end of agenda, after Item 10, in order to review business items first.

MOTION: Mayor Edelen moved, seconded by Mayor Rubio to approve moving closed session item 3, to Item #11 as presented by Chair.

MOTION PASSED UNANIMOUSLY.

The Board received no public comment.

**2. PLEDGE OF ALLEGIANCE**

Chair O'Connell led the pledge of allegiance.

**3. CLOSED SESSION (moved to #11)**

- a. Conference with Legal Counsel - Existing Litigation, Gov. Code 54956.9(a) – 1 Case
  - i. *Keep Fort Ord Wild v. Fort Ord Reuse Authority (FORA)*, Case No.: M114961

**4. ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION (moved to #12)**

**5. ROLL CALL**

Mayor Edelen (City of Del Rey Oaks)  
Mayor Rubio (City of Seaside)  
Mayor Pendergrass (City of Sand City)  
Mayor Gunter (City of Salinas)  
Mayor Pro-Tem Oglesby (City of Seaside)  
Mayor Pro-Tem O'Connell (City of Marina)

Supervisor Phillips (County of Monterey)  
Supervisor Parker (County of Monterey)  
Council member Haffa (City of Monterey)  
Council member Lucius (City of Pacific Grove) AR  
Council member Morton (City of Marina)

**Ex-officio (Non-Voting) Board Members Present:** Andre Lewis\* (CSUMB) AR, Col Fellingner\* (U.S. Army), Walter Tribley (MPC), Donna Blitzer (UCSC), Bill Collins (Ft. Ord BRAC).

**Absent:** Supervisor Potter (County of Monterey), Council member Beach (City of Carmel), Nicole Charles (CA Senator Monning); Alec Arago (20th Congressional Dist.); Bill Collins (Fort Ord BRAC Office), Erica Parker (CA Assembly member Stone), and PK Diffenbaugh (MPUSD).

**6. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, AND CORRESPONDENCE**

Chair O'Connell gave the results from the Nominations committee and asked for nominations from the floor. There were no nominations from the floor. He then stated the current officers were re-elected for 2016. Chair O'Connell said due to John Dunn's retirement, the Administrative Committee needed a representative from City of Seaside and proceeded to appoint Diane Ingersoll.

## 7. CONSENT AGENDA

- a. Approve December 11, 2015 Board Meeting Minutes
- b. Surplus II Industrial Hygienist Selection
- c. Environmental Services Cooperative Agreement Quarterly Update
- d. Economic Development Quarterly Status Update
- e. Public Review Draft Habitat Conservation Plan Preparation Report  
Denise Duffy and Associates Contract Amendment #10  
Economic and Planning Systems Contract Amendment #8
- f. Elect 2016 Board Officers
- g. Accept Fiscal Year 14-15 Annual Financial Report
- h. Water Augmentation Project Planning Memorandum of Understanding

MOTION: Mayor Rubio moved, seconded by Mayor Edelen to approve the full Consent Agenda (Items 6a-h) as presented.

MOTION PASSED UNANIMOUSLY.

## 8. BUSINESS ITEMS

### a. Fort Ord Reuse Authority Prevailing Wage Program Resolution 2nd Vote

Mr. Houlemard briefly summarized the Board's vote that failed at the last Board meeting. Chair O'Connell said a second vote is needed on Item i and, per Board's direction, Item ii (Option A) will be reviewed by Finance Committee at its next meeting and make a recommendation to the Board. Robert Norris proceeded with a presentation to the Board.

Board members provided comments requesting more information on FORA's enforcement of prevailing wage; to define the authority it has on this matter and the enforcement mechanism for lack of compliance; and, what actions those jurisdictions need in order to effect it. Mr. Houlemard responded a report with this information would be brought to the Board at its February meeting.

1<sup>st</sup> MOTION: Mayor Rubio moved, seconded by Mayor Gunter, to approve (2d vote) a FORA Master Resolution Amendment requiring contractors to register with California Department of Industrial Relations ("DIR"), as provided by Staff.

*Ayes: Edelen, Gunter, Haffa, Morton, Oglesby, O'Connell, Parker, Rubio, Pendergrass.*

*Noes: Lucius, Phillips.*

*Abstentions: None.*

*Absent: Beach, Potter.*

MOTION PASSED.

The Board received public comments.

2<sup>nd</sup> MOTION: Mayor Rubio moved, seconded by Mayor Edelen, to approve staff's recommendation to defer Board action on Option A until Finance Committee reviews at its next meeting and then provide further direction on the deliverables for Board's review at its next meeting.

MOTION PASSED UNANIMOUSLY.

The Board received comments from members.

The Board did not receive public comment.

### b. Regional Urban Design Guidelines (RUDG) Consider Special Meeting

Chair O'Connell asked Board to consider a date for a special meeting to hear this item. Mr. Houlemard said staff's report explains thoroughly the work done on the RUDG and that the guidelines are close

to completion. Mr. Metz provided a quick presentation and asked Board for additional dates for the presentation which includes a possible Special meeting. Board members asked whether the last draft Board received would be the same document to be provided at this special meeting; requested that draft be “redlined” in order to see what changes were added since last draft; and asked it be available to public for comment. Mr. Houlemard responded that several revisions have been made since then and document is not a “microsoft software” document and as such, the redlining cannot be done, but the additions could be shown.

MOTION: Councilmember Morton moved, seconded by Councilmember Haffa, for Staff to set a special meeting, except February 5<sup>th</sup>, and to possibly include it on February 12<sup>th</sup>  
MOTION PASSED UNANIMOUSLY.

**c. Oak Woodland Conservation – Request for Proposals (RFP)**

Mr. Houlemard introduced this item and Ted Lopez provided a summary. Mr. Lopez stated the Board’s requests and the public’s comments were incorporated to the RFP and scope of services. Board members provided comments suggesting that staff send a letter to jurisdictions responsible along with a map; asked for more information on deliverables; expressed need for outreach to public; identify the entities affected and total number of meetings include one to public be added to scope of services. Mr. Houlemard said this is FORA’s policy and a letter would be prepared.

The Board did not receive public comment.

MOTION: Mayor Rubio moved, seconded by Councilmember Oglesby, to authorize Executive Officer to issue a request for proposal and to include requests/comments from Board members.  
MOTION PASSED UNANIMOUSLY.

**9. PUBLIC COMMENT PERIOD**

No public comment was given.

**10. EXECUTIVE OFFICER’S REPORT**

- a. Outstanding Receivables
- b. Habitat Conservation Plan Update
- c. Administrative Committee
- d. Finance Committee
- e. Post Reassessment Advisory Committee
- f. Regional Urban Design Guidelines Task Force
- g. Travel Report
- h. Public Correspondence to the Board

Mr. Houlemard gave a brief summary of items and said FORA will engage with Department of Fish & Wildlife to sign off on a complete document for Habitat Conservation Plan and may request assistance of Board members. He stated the rest of the items are self-explanatory and for information only.

The Board did not receive public comment.

**11. ITEMS FROM MEMBERS**

None.

**12. CLOSED SESSION (moved from #3 to #11)**

- a. Conference with Legal Counsel - Existing Litigation, Gov. Code 54956.9(a) – 1 Case
  - i. *Keep Fort Ord Wild v. Fort Ord Reuse Authority (FORA)*, Case No.: M114961

Chair O'Connell introduced the item to Board before going to closed session. The Board adjourned into closed session at 2:35 p.m.  
No public comment was received.

**13. ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION**

The Board reconvened into open session at 2:57 p.m.

Authority Counsel, Jon Giffen, announced there was no reportable action taken by Board.

No public comment was received.

**14. ADJOURNMENT**

The meeting adjourned at 2:57 p.m.