



# FORT ORD REUSE AUTHORITY

## SPECIAL MEETING

### FORT ORD REUSE AUTHORITY (FORA) BOARD OF DIRECTORS

Friday, January 10, 2020 at 2:00 p.m. | 910 2<sup>nd</sup> Avenue, Marina, CA 93933 (Carpenters Union Hall)

## AGENDA

**ALL ARE ENCOURAGED TO SUBMIT QUESTIONS/CONCERNS BY NOON JANUARY 9, 2020.**

#### 1. CALL TO ORDER

#### 2. PLEDGE OF ALLEGIANCE *(If able, please stand)*

#### 3. CLOSED SESSION

- a. Conference with Legal Counsel—Gov. Code §54956.9(a), (d)(1): Resource Environmental, Inc v. Fort Ord Reuse Authority. Monterey County Superior Court Case No.: 19CV004499, Pending Litigation
- b. Conference with Legal Counsel—Gov. Code §54956.9(d)(4): Anticipated Litigation, Initiation of litigation, one potential case
- c. Conference with Legal Counsel – Gov. Code §54956.9(d)(2): Anticipated Litigation, Significant Exposure to Litigation, two potential cases

#### 4. ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

#### 5. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, AND CORRESPONDENCE

#### 6. ROLL CALL

*FORA is governed by 13 voting members: (a) 1 member appointed by the City of Carmel; (b) 1 member appointed by the City of Del Rey Oaks; (c) 2 members appointed by the City of Marina; (d) 1 member appointed by Sand City; (e) 1 member appointed by the City of Monterey; (f) 1 member appointed by the City of Pacific Grove; (g) 1 member appointed by the City of Salinas; (h) 2 members appointed by the City of Seaside; and (i) 3 members appointed by Monterey County. The Board also includes 12 ex-officio non-voting members.*

#### 7. CONSENT AGENDA

#### INFORMATION/ACTION

*CONSENT AGENDA consists of routine information or action items accompanied by staff recommendation. Information has been provided to the FORA Board on all Consent Agenda matters. The Consent Agenda items are normally approved by one motion unless a Board member or the public request discussion or a separate vote. Prior to a motion, any member of the public or the Board may ask a question or make comment about an agenda item and staff will provide a response. If discussion is requested, that item will be removed from the Consent Agenda and be considered separately at the end of the Consent Agenda.*

- a. Approve December 13, 2019 Meeting Minutes [\(p.1\)](#)  
**Recommendation:** Approve December 13, 2019 Meeting Minutes.
- b. Administrative Committee [\(p.5\)](#)  
**Recommendation:** Receive a report from the Administrative Committee.
- c. Habitat Planning Update [\(p.13\)](#)  
**Recommendation:** Receive a Fort Ord Multi-Species Habitat Conservation Plan (“HCP”) report regarding United States Fish and Wildlife Service (“USFWS”) HCP and California Department of Fish and Wildlife (“CDFW”) 2081 Incidental Take Permit (“ITP”) developments.
- d. Environmental Services Cooperative Agreement Quarterly Report [\(p.15\)](#)  
**Recommendation:** Receive an Environmental Services Cooperative Agreement (“ESCA”) Quarterly Status Report.

- e. 2018-19 Fiscal Year Audited Financial Report (p.19)  
**Recommendation:** Accept the Moss, Levy and Hartzheim, Certified Public Accountants Fort Ord Reuse Authority Year 2018-19 audited financial report as recommended by the Finance Committee.
- f. Executive Officer Contract (p.20)  
**Recommendation:** Receive FORA Executive Officer Contract
- g. Public Correspondence to the Board (p.25)  
**Recommendation:** Receive Public Correspondence to the Board.

## 8. BUSINESS ITEMS

## INFORMATION/ACTION

*BUSINESS ITEMS are for Board discussion, debate, direction to staff, and/or action. Comments from the public are **not to exceed 3 minutes** or as otherwise determined by the Chair.*

- a. 2018 Transition Plan Implementation (p.26)  
**Recommendation:**
  1. Receive a report regarding the Fort Ord Reuse Authority (“FORA”) federal government Local Redevelopment Authority (“LRA”) Obligations and Responsibilities, including the implementation of the June 11, 2000 Economic Development Conveyance (“EDC”) Memorandum of Agreement.
  2. Approve Implementing Agreement with the City of Seaside regarding its acceptance of FORA’s obligations under the EDC and Environmental Services Cooperative Agreement (“ESCA”) and designation as federally recognized LRA.
- b. 2020 Elect Board Officers (p.35)  
**Recommendation:**
  1. Receive a report from the 2020 Nominating Committee.
  2. Approve Nominating Committee’s proposed slate or seek Board nominations, Executive Officer will conduct an election.
- c. Economic Planning Systems (“EPS”) Contract Amendments (p.38)  
**Recommendation:** Approve EPS contract amendments for:
  1. Additional habitat management fiscal analysis requested by potential permittees not-to-exceed (“NTE”) fifty-eight thousand dollars (\$58,000); and
  2. Additional building removal bond fiscal analysis requested by Administrative Committee, NTE twenty-five thousand dollars (\$25,000).

## 9. PUBLIC COMMENT PERIOD

## INFORMATION

*Members of the public wishing to address the Board on matters within its jurisdiction, but **not on this agenda**, may do so for up to 3 minutes or as otherwise determined by the Chair and will not receive Board action. Whenever possible, written correspondence should be submitted to the Board in advance of the meeting, to provide adequate time for its consideration.*

## 10. ITEMS FROM MEMBERS

## INFORMATION

*Receive communication from Board members as it pertains to future agenda items.*

## 11. ADJOURNMENT

**NEXT MEETING: February 13, 2020 AT 2:00 P.M.**

*Persons seeking disability related accommodations should contact FORA 48 hours prior to the meeting. This meeting is recorded by Access Media Productions and televised Sundays at 9 a.m. and 1 p.m. on Marina/Peninsula Channel 25. The video and meeting materials are available online at [www.fora.org](http://www.fora.org)*