



FORT ORD REUSE AUTHORITY

REGULAR MEETING

FORT ORD REUSE AUTHORITY (FORA) BOARD OF DIRECTORS

Thursday, March 12, 2020 at 2:00 p.m. | 910 2nd Avenue, Marina, CA 93933 (Carpenters Union Hall)

AGENDA

ALL ARE ENCOURAGED TO SUBMIT QUESTIONS/CONCERNS BY NOON MARCH 11, 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(a), (d)(1): Fort Ord Reuse Authority v. All Persons Interested in the Matter of the Issuance and Sale of Bonds by the Fort Ord Reuse Authority and the Tax Increment Revenue Pledged To, and to be Used for, the Repayment of Such Bonds. Monterey County Superior Court Case No.: 20CV000381, Pending Litigation
- c. Conference with Legal Counsel – Gov. Code §54956.9(d)(2): Anticipated Litigation, Significant Exposure to Litigation, one potential case
- d. 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.: 20CV000771, Pending Litigation

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 February 13, 2020 Meeting Minutes
Recommendation: Approve February 13, 2020 Meeting Minutes.
- b. Approve February 13, 2020 Special Meeting Minutes
Recommendation: Approve February 13, 2020 Special Meeting Minutes
- c. Administrative Committee
Recommendation: Receive a report from the Administrative Committee.
- d. Veterans Issues Advisory Committee
Recommendation: Receive a report from the Veterans Issues Advisory Committee.
- e. Habitat Working Group Ad-Hoc Committee
Recommendation: Receive a report from the Habitat Working Group Ad-Hoc Committee.

- f. Finance Committee
Recommendation: Receive a report from the Finance Committee.
- g. Reassignment of Escrow Holding Company – South Boundary Road Project
Recommendation:
 1. Approve Executive Officer to reassign escrow holding company from National Builders Control, Inc. to Fidelity National Title, Inc. for the two escrow accounts to fund construction of projects FO14 South Boundary Road Upgrade (\$5,000,000) and FO9C General Jim Moore Boulevard/South Boundary Road Intersection (\$1,056,168) post June 30, 2020 as approved by the FORA Board on May 10, 2019.
 2. Approve Term Sheet modifications reflecting name change as approved by FORA Board on May 10, 2019.
 3. Authorize Executive Officer to transfer remaining South Boundary Road Upgrade funds (\$2,269,813) as approved in the 2019-20 CIP to the South Boundary Road Escrow Account after the 2019-20 FORA Mid-Year Budget has been approved.
- h. Transition Process Update
Recommendation: Receive transition process status report.
- i. Public Correspondence to the Board
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. Habitat Conservation Plan (“HCP”) / Environmental Impact Report (“EIR”) Options **2nd Vote**
Recommendation:
 - i. Receive a report on factors affecting Board HCP/EIR considerations.
 - ii. Provide direction to the Executive Officer on HCP/EIR next steps
- b. 2018 Transition Plan Proposed Amendments
Recommendation: Review staff recommendations for proposed amendments to the 2018 Transition Plan and provide comments/direction for future revisions.

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 SPECIAL MEETING: Friday, March 20, 2020 AT 1:00 P.M.

NEXT REGULAR MEETING: Thursday, April 9, 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