



APPROVED

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

**1:00 p.m., Friday, April 17, 2020 | This meeting was held at the following Zoom link:
<https://zoom.us/j/956115894>**

1. CALL TO ORDER

Chair Jane Parker called the meeting to order at 1:00p.m.

2. CLOSED SESSION

- a. Conference with Legal Counsel – Gov. Code §54956.9(d)(2): Anticipated Litigation, Significant Exposure to Litigation, one potential case

3. ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

4. ACKNOWLEDGMENTS, ANNOUNCEMENTS, AND CORRESPONDENCE

Executive Officer Joshua Metz announced the following:

5. ROLL CALL

Voting Members Present:

Supervisor Jane Parker (County of Monterey), Supervisor John Phillips (County of Monterey), Mayor Pro-Tem Gail Morton (City of Marina), Supervisor Mary Adams (County of Monterey), Councilmember Alan Haffa (City of Monterey), Mayor Ian Oglesby (City of Seaside), Councilmember Jon Wizard (City of Seaside), Mayor Joe Gunter (City of Salinas), Councilmember Jan Reimers (City of Carmel-by-the-Sea), Councilmember Cynthia Garfield (City of Pacific Grove), Mayor Mary Ann Carbone (City of Sand City), Councilmember John Gaglioti (City of Del Rey Oaks), Councilmember Alan Haffa (City of Monterey)

Ex-officio (Non-Voting) Board Members Present:

Steve Matarazzo (University of California, Santa Cruz), Col. Gregory Ford (United States Army), David Martin (Monterey Peninsula College), Dr. P.K. Diffenbaugh (Monterey Peninsula Unified School District), Dr. Eduardo Ochoa (CSUMB, Debbie Hale (TAMC)

6. BUSINESS ITEMS

- a. Habitat Working Group (HWG) Ad-Hoc Committee Report & Set Aside Funds Distribution Recommendation - 2nd vote

Ms. Parker introduced the item and Mr. Metz gave the Board members a summary of the previous discussion on this item and reminded them of the motion at hand. A discussion took place among the members and Mr. Metz and Ms. Flint answered questions from the Board. Public comment was heard on the item.

MOTION: On motion by Board member Phillips, seconded by Board member Haffa and carried by the following vote, the Board moved to adopt Alternative 1: Acres of Habitat (Need) Based which allocates the following percentages: Monterey County – 79.9% (\$13,270,377), City of Marina – 7.9% (\$1,316,015), City of Seaside – 7.4% (\$1,222,026), City of Del Rey Oaks – 4.5% (\$748,071), and City of Monterey – 0.3% (\$45,053).

MOTION PASSED UNANIMOUSLY

Mr. Metz noted that the 3/13/20 and 3/27/20 Habitat Working Group (“HWG”) minutes were not approved at the 4/9/20 Board meeting and asked if they should be approved under this item. Ms. Parker agreed and called for a vote.

MOTION: On motion by Board member Gaglioti, seconded by Board member Oglesby and carried by the following vote, the Board moved to approve the 3/13/20 and 3/27/20 HWG meeting minutes.

<i>HWG Minutes from 4/9/20 Board Meeting</i>			
<i>Director Parker</i>	<i>AYE</i>	<i>Director Reimers</i>	<i>ABSTAIN</i>
<i>Director Garfield</i>	<i>AYE</i>	<i>Director Phillips</i>	<i>AYE</i>
<i>Director O’Connell</i>	<i>AYE</i>	<i>Director Gaglioti</i>	<i>AYE</i>
<i>Director Morton</i>	<i>AYE</i>	<i>Director Wizard</i>	<i>AYE</i>
<i>Director Adams</i>	<i>AYE</i>	<i>Director Oglesby</i>	<i>AYE</i>
<i>Director Carbone</i>	<i>AYE</i>	<i>Director Haffa</i>	<i>AYE</i>
<i>Director Gunter</i>	<i>AYE</i>		

Motion Passed by Majority (12 AYES; 1 ABSTENTION)

b. Building Removal Bond Distribution Methodology Review - 2nd vote

Mr. Metz introduced the item and gave the Board a reminder of the motion at hand. A discussion took place among the Board members. Mr. Metz answered questions from Board members. Public comment was heard.

MOTION: On motion by Board member Morton, seconded by Board member Haffa and carried by the following vote, the Board moved to adopt Scenario 1: December 13, 2019 Allocations which allocates the following percentages: City of Marina – 50% (\$15,000,000), City of Seaside – 32.3% (\$9,675,000), TAMC, MST, MCWD – 13.3% (\$3,975,000), and Monterey County – 4.5% (\$1,350,000).

<i>Item 6a: 2nd Vote</i>			
<i>Director Parker</i>	<i>AYE</i>	<i>Director Reimers</i>	<i>AYE</i>
<i>Director Garfield</i>	<i>AYE</i>	<i>Director Phillips</i>	<i>NO</i>
<i>Director O’Connell</i>	<i>AYE</i>	<i>Director Gaglioti</i>	<i>AYE</i>
<i>Director Morton</i>	<i>AYE</i>	<i>Director Wizard</i>	<i>AYE</i>
<i>Director Adams</i>	<i>AYE</i>	<i>Director Oglesby</i>	<i>AYE</i>

<i>Director Carbone</i>	<i>AYE</i>	<i>Director Haffa</i>	<i>AYE</i>
<i>Director Gunter</i>	<i>NO</i>		

Motion Passed by Majority (11 AYES; 2 NOES)

**Chair Jane Parker requested that Item 8d be heard next.*

d. Mechanics of Habitat Funds Distribution

Mr. Metz introduced the item and noted that Mr. David Willoughby will be presenting on this item. Mr. Willoughby started the discussion by bringing up the memo that FORA Authority Counsel wrote on the item. The memo discussed the different options that can be taken to distribute Community Facilities District (“CFD”) funds to the various jurisdictions after FORA’s sunset. The three main options he discussed were: 1. Transfer the CFD Funds to a Joint Powers Authority (“JPA”), 2. Enter into a Joint Community Facilities Agreement (“JCFA”) with each Recipient of CFD Funds, or 3. Transfer CFD Funds Pursuant to Another Form of Agreement. Mr. Willoughby and Mr. Metz then answered questions from Board members. Public comment was heard on the item.

MOTION: On motion by Member Morton motioned, seconded by Member Gaglioti and carried by the following vote, the Board moved that they received the report on the mechanics of habitat funds distributions and approve Option 2. Enter into a Joint Community Facilities Agreement (“JCFA”) with each Recipient of CFD Funds.

<i>Item 6a: 2nd Vote</i>			
<i>Director Parker</i>	<i>AYE</i>	<i>Director Reimers</i>	<i>AYE</i>
<i>Director Garfield</i>	<i>AYE</i>	<i>Director Phillips</i>	<i>AYE</i>
<i>Director O’Connell</i>	<i>AYE</i>	<i>Director Gaglioti</i>	<i>AYE</i>
<i>Director Morton</i>	<i>AYE</i>	<i>Director Wizard</i>	<i>AYE</i>
<i>Director Adams</i>	<i>AYE</i>	<i>Director Oglesby</i>	<i>AYE</i>
<i>Director Carbone</i>	<i>AYE</i>	<i>Director Haffa</i>	<i>AYE</i>

c. 2020 Transition Plan

Mr. Metz introduced the item and noted that Ms. Flint will be leading the presentation on the item. Ms. Flint presented the different changes that have been made to the 2020 Transition Plan since it was last presented to the Board. Ms. Flint and Mr. Giffen then answered questions from Board members. A robust discussion on this item took place among the members. Public comment was heard on the item. Ms. Flint answered questions from the public.

e. Federal Wildlife Agency Notification

Mr. Metz introduced the item and noted that this is the letter that was requested by the U.S. Fish and Wildlife Service (“USFWS”). The letter relays to the USFWS the status of FORA’s current habitat conservation efforts. Mr. Metz and Ms. Harwayne then answered questions from members. Public comment was heard on the item. A discussion took place regarding whether to table this item until the April 30, 2020 Special Board Meeting, or to a later meeting. Chair Parker recommended that the item be brought back at the April 30, 2020 Special Board Meeting.

9. PUBLIC COMMENT

Public comment was received.

10. ITEMS FROM MEMBERS

- Mr. Metz reminded members that the next Board meeting is on April 30, 2020 at 2:00 p.m.

11. ADJOURNMENT at 3:42 p.m.

Minutes Prepared by:
Harrison Tregenza
Deputy Clerk

Approved by:

Joshua Metz Executive Officer