



# Fort Ord Reuse Authority

920 2<sup>nd</sup> Avenue, Ste. A, Marina, CA 93933

Phone: (831) 883-3672 • Fax: (831) 883-3675 • www.fora.org

## EXECUTIVE COMMITTEE MEETING

Wednesday, February 6, 2013

4:00 p.m. – FORA Conference Room

# APPROVED

### MINUTES

#### 1. CALL TO ORDER

Chair Edelen acknowledged a quorum at 4:00 p.m. Other members in attendance were Mayor Edelen, Mayor Pro-Tem O'Connell, Mayor Pendergrass, and CSUMB Representative Eduardo Ochoa. Mayor Rubio was in attendance, but did not participate due to concerns regarding the 2013 FORA Board elections held at the January Board meeting.

#### 2. CLOSED SESSION

The Committee adjourned into closed session at 4:02 p.m.

**a. Conference with Legal Counsel - Existing Litigation, Gov Code 54956.9(a) – 4 Cases**

i. Keep Fort Ord Wild v. Fort Ord Reuse Authority, Case #: M114961, M116438, M119217

ii. The City of Marina v. Fort Ord Reuse Authority, Case #: M118566

**b. Conference with Legal Counsel – Anticipated Litigation, Gov Code 54956.9(b) – 2 Cases**

**c. Public Employee Performance Evaluation – Authority Counsel, Gov Code 54957**

#### 3. REPORT OUT OF CLOSED SESSION

The Committee reconvened into open session at 4:28 p.m. Chair Potter announced no reportable action taken and noted that the Committee would provide recommendations to the Board in closed session.

#### 4. ACKNOWLEDGEMENTS, ANNOUNCEMENTS AND CORRESPONDENCE

Executive Officer Michael Houlemard announced that Mayor Pendergrass had been selected as the recipient of the 2013 Monterey Peninsula Chamber of Commerce Ruth Vreeland Public Official of the Year Award.

#### 5. PUBLIC COMMENT PERIOD

None.

#### 6. APPROVAL OF MEETING MINUTES

**a. January 2, 2012 Executive Committee Minutes**

**MOTION:** Mayor Edelen moved, seconded by Mayor Pro-Tem O'Connell, to approve the minutes as presented.

**MOTION PASSED:** Ayes: Mayor Edelen, Mayor Pro-Tem O'Connell, Mayor Pendergrass,  
Abstain: Supervisor Potter

#### 7. REVIEW FEBRUARY 15, 2013 FORA BOARD MEETING AGENDA

Mr. Houlemard discussed items on the upcoming Board agenda and introduced Scott McCreary, CONCUR. Mr. McCreary provided an overview of the procedure for the February 15, 2013 Board workshop. The Committee considered modifications to the Board workshop agenda to increase clarity.

**a. Reconsideration of January 11, 2013 Board Agenda Item 7b (Consider Additional Clarifying Language to Resolution 13-2 and Amendment #1 to the Implementation Agreement)**

The Committee directed staff to agendize an item to rescind Resolution 13-2 and authorize the execution of Amendment #1 to the Implementation Agreements to reinstate the original formulaic approach language. The Committee also directed staff to schedule a special Board meeting in order to facilitate a second vote on the item as soon as possible, if needed.

**b. Reconsideration of January 11, 2013 Board Agenda Item 8a (Election of 2013 FORA Board Officers)**

The Committee directed staff to re-agendize election of FORA Board Officers for the February 15, 2013 Board meeting.

**c. Consider FORA Board Email Distribution Modifications**

The Committee directed staff to add all FORA Board member alternates and ex-officio members/alternates to the distribution list for the fora@board.org email account and to distribute information to all recipients regarding their responsibilities under the Brown Act.

**8. OLD BUSINESS**

**a. Board Program/Workshop - Base Reuse Plan Reassessment Identified Policy Options Review**

This item was discussed under agenda item number 7 above.

**b. Receive Report from Expense Reimbursement *Ad-Hoc* Subcommittee**

Mayor Edelen provided a report to the Committee.

**c. Review Draft FORA Reimbursement Policy**

Staff distributed drafts of the FORA Travel, Cell Phone, and Expense Reimbursement Policies. Also distributed was the *Ad-Hoc* Subcommittee's written review of the draft policies.

**d. Consider Structure of FORA Legal Services**

Mr. Houlemard distributed a February 5, 2013 memo regarding the structure of FORA's legal services.

**MOTION:** Mayor Pendergrass moved, seconded by Mayor Edelen, to recommend that the Board retain the firm of Kennedy, Archer, and Giffen as FORA Authority Counsel and retain current Authority Counsel Jerry Bowden for a period of time, through FY 2013.

**MOTION PASSED:** unanimous

**9. NEW BUSINESS**

**a. Executive Officer Travel Report**

**i. Receive Report on January 29-30, 2013 Trip to Sacramento**

**ii. Consider Approval of Follow-up Trip to Sacramento on March 11-12, 2013**

**iii. 2013 FORA Legislative Mission to Washington, D.C.**

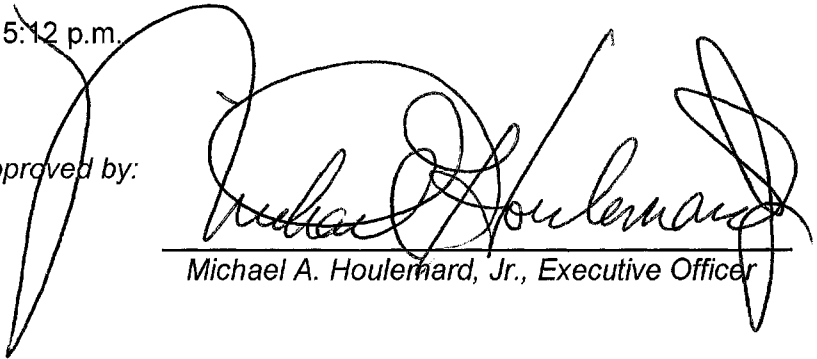
Mr. Houlemard discussed the travel report and requested Committee approval to travel to Sacramento March 11-12, 2013 in order to conduct follow-up meetings to those held in January. The Committee unanimously approved the travel request.

**10. ADJOURNMENT**

Chair Potter adjourned the meeting at 5:12 p.m.

Minutes Prepared by:  
Lena Spilman, Deputy Clerk

Approved by:

  
Michael A. Houlemard, Jr., Executive Officer