ADMINISTRATIVE COMMITTEE MEETING

8:15 a.m. Wednesday, February 4, 2015 920 2nd Avenue, Suite A, Marina CA 93933 (FORA Conference Room)

AGENDA

- 1. CALL TO ORDER
- 2. PLEDGE OF ALLEGIANCE
- 3. ACKNOWLEDGEMENTS, ANNOUNCEMENTS AND CORRESPONDENCE
- 4. PUBLIC COMMENT PERIOD

Individuals wishing to address the Committee on matters within its jurisdiction, but not on this agenda, may do so during this period for up to three minutes. Comments on specific agenda items are heard under that item.

- 5. APPROVAL OF MEETING MINUTES
 - a. December 30, 2014 Administrative Committee Meeting Minutes
 - b. January 21, 2015 Administrative Committee Meeting Minutes
- 6. FEBRUARY 13, 2015 BOARD MEETING AGENDA REVIEW INFORMATION/ACTION
- 7. BUSINESS ITEMS
 - a. Capital Improvement Program Development Forecast Updates INFORMATION
 - b. Fort Ord Trails Symposium Recap INFORMATION
 - c. February 2-13, 2015 Fort Ord Design Charrette Overview INFORMATION
- 8. ITEMS FROM MEMBERS
- 9. ADJOURNMENT

Next Meeting Date: February 18, 2015



FORT ORD REUSE AUTHORITY

ADMINISTRATIVE COMMITTEE REGULAR MEETING MINUTES

8:15 a.m., Wednesday, December 30, 2014 | FORA Conference Room 920 2nd Avenue, Suite A, Marina CA 93933

1. CALL TO ORDER

Chair Houlemard called the meeting to order at 8:24 a.m. The following were present (*voting members):

Elizabeth Caraker, City of Monterey* Layne Long, City of Marina* John Dunn, City of Seaside* Steve Matarazzo, UCSC Lyle Shurtleff, BRAC Wendy Elliot, MCP Mike Zeller, TAMC

FORA Staff: Michael Houlemard Steve Endsley Lena Spilman

Voting Members Absent: Dan Dawson (City of Del Rey Oaks), Carl Holm (County of Monterey),

2. PLEDGE OF ALLEGIANCE

John Dunn led the Pledge of Allegiance.

3. ACKNOWLEDGEMENTS, ANNOUNCEMENTS AND CORRESPONDENCE None

4. PUBLIC COMMENT PERIOD

None.

6. JANUARY 9, 2015 BOARD MEETING - AGENDA REVIEW

Chair Houlemard noted that this item would be taken out of order and minute approval would be postponed until a quorum was achieved. Mr. Houlemard reviewed items on the upcoming Board meeting agenda.

Layne Long entered at 8:30 a.m., establishing a quorum.

5. APPROVAL OF MEETING MINUTES

a. October 1, 2014 Administrative Committee Meeting Minutes

<u>MOTION:</u> John Dunn moved, seconded by Elizabeth Caraker, to approve the October 1, 2014 meeting minutes, as presented.

MOTION APPROVED UNANIMOUSLY

b. November 5, 2014 Administrative Committee Meeting Minutes

MOTION: Elizabeth Caraker moved, seconded by Layne Long, to approve the November 5, 2014 meeting minutes, as presented.

MOTION APPROVED UNANIMOUSLY

c. December 3, 2014 Administrative Committee Meeting Minutes

The Committee determined to postpone this item to the next meeting.

7. BUSINESS ITEMS

a. 2012-14 Land Use Covenant Reporting Status Update

Chair Houlemard noted that Land Use Covenant Reports were due by December 31, 2014 and that Senior Planner Jonathan Garcia would be contacting jurisdictions to follow-up.

b. FY 15-16 Capital Improvement Program Forecasts

Chair Houlemard reminded members to complete and submit annual development forecasts.

c. Regional Urban Design Guidelines Update

d. January 22, 2015 Trails Symposium Update

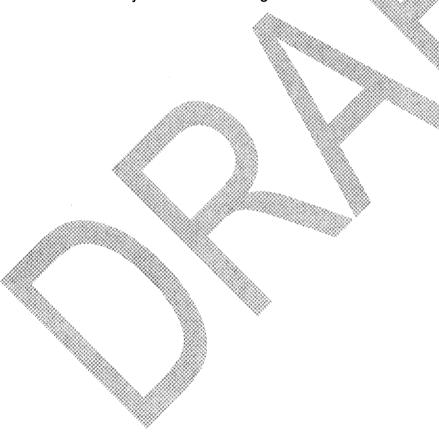
Chair Houlemard stated that items 7c and 7d had been sufficiently discussed under Board agenda review.

8. ITEMS FROM MEMBERS

Layne Long requested an update on the status of the Habitat Conservation Plan. Chair Houlemard provided an overview of historical delays and discussed the anticipated timeline for release of the public draft document.

9. ADJOURNMENT

Chair Houlemard adjourned the meeting at 9:06 a.m.





FORT ORD REUSE AUTHORITY

ADMINISTRATIVE COMMITTEE REGULAR MEETING MINUTES

8:15 a.m., Wednesday, January 21, 2015 | FORA Conference Room 920 2nd Avenue, Suite A, Marina CA 93933

1. CALL TO ORDER

Chair Houlemard called the meeting to order at 8:20 a.m. The following were present (*voting members):

Carlos Uruttia, County of Monterey*
Elizabeth Caraker, City of Monterey*
John Dunn, City of Seaside*
Todd Bodem, City of Sand City*
Layne Long, City of Marina*
Melanie Beretti, County of Monterey
Vicki Nakamura, MPC
Mike Zeller, TAMC
Patrick Breen, MCWD
Anya Spear, CSUMB

Chris Placco, CSUMB
Lisa Rheinheimer, MST
Steve Matarazzo, UCSC
Lyle Shurtleff, BRAC
Wendy Elliot, MCP
Andy Sterbenz, Schaaf & Wheeler
Doug Yount, ADE
Bob Schaffer
Kathleen Lee, Sup. Potter's Office

FORA Staff:
Michael Houlemard
Steve Endsley
Jonathan Garcia
Josh Metz
Lena Spilman

Voting Members Absent: None.

2. PLEDGE OF ALLEGIANCE

Todd Bodem led the Pledge of Allegiance.

3. ACKNOWLEDGEMENTS, ANNOUNCEMENTS AND CORRESPONDENCE

Several new Committee members introduced themselves: Sand City Administrator Todd Bodem, Monterey County Resource Management Agency representative Melanie Beretti, CSUMB Associate Vice President of Campus Planning & Development Chris Placco, and Marina Coast Water District Interim General Manager Bill Kocher.

Chair Houlemard announced that the Board would meet in a special closed session meeting that afternoon to discuss the ongoing litigation with the City of Marina regarding Preston Park. He also noted that the next day FORA was hosting the Fort Ord Trails Symposium at CSUMB and urged Committee participation.

4. PUBLIC COMMENT PERIOD

None.

5. APPROVAL OF MEETING MINUTES

a. December 3, 2014 Administrative Committee Meeting Minutes

MOTION John Dunn moved, seconded by Anya Spear, to approve the December 3, 2014 minutes, as presented.

MOTION PASSED: Ayes: Dunn, Caraker, Bodem, Urrutia. Noes: None. Absent: Dawson, Long.

6. JANUARY 9, 2014 BÖARD MEETING FOLLOW UP

Chair Houlemard briefly discussed items from the January 9th Board meeting.

7. BUSINESS ITEMS

- a. Fort Ord Pollution Legal Liability Insurance Policy
 - i. Distribute Copies of New Insurance Policy
 - ii. Review Draft Cross Border Claim Agreement
 Senior Planner Jonathan Garcia discussed the Cross Border Claims Agreement and
 requested jurisdictional review within two weeks.
- b. California Department of Toxic Substances Control (DTSC) Annual Land Use Covenant (LUC) Reporting Submittals
 - i. FY 11-12 Reports
 - ii. Combined FY 12-13 and 13-14 Reports

 Mr. Garcia announced that all FY 11-12, 12-13, and 13-14 LUC Reports had been submitted.
- c. Fort Ord Trails Symposium January 22, 2015
 Chair Houlemard discussed the regional economic implications of the Trails Symposium discussion and reviewed the following day's event schedule.
- d. Fort Ord Design Charrette February 2, 2015 Kick-off Event
 Associate Planner Josh Metz provided an overview of the charrette process and discussed the February 2nd kick-off event.

Layne Long entered at 8:43 a.m.

e. Capital Improvement Program Development Forecast Updates
Chair Houlemard reminder Committee members and members of the development community
that it was time to begin working on development forecasts for the FY 2015/16 Capital
Improvement Program.

8. <u>ITEMS FROM MEMBERS</u>

None.

9. ADJOURNMENT

Chair Houlemard adjourned the meeting at 9:04 a.m.

-START -

DRAFT BOARD PACKET



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REGULAR MEETING FORT ORD REUSE AUTHORITY BOARD OF DIRECTORS

Friday, February 13, 2015 at 2:00 p.m. 910 2nd Avenue, Marina, CA 93933 (Carpenters Union Hall)

AGENDA

- 1. CALL TO ORDER
- 2. PLEDGE OF ALLEGIANCE
- 3. CLOSED SESSION
 - a. Conference with Legal Counsel Existing Litigation, Gov Code 54956.9(a) 2 Cases
 - i. Keep Fort Ord Wild v. Fort Ord Reuse Authority (FORA), Case Number: M114961
 - ii. The City of Marina v. Fort Ord Reuse Authority, Case Number: M11856
- 4. ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION
- 5. ROLL CALL
- 6. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, AND CORRESPONDENCE INFORMATION
 - a. FORA Board Meeting Protocol Chair Overview
 - b. California Central Coast Veterans Cemetery Ground Breaking Ceremony
 - c. 2015 Annual Legislative Session
 - d. Report from Dover, Kohl & Partners on Regional Urban Design Guidelines Charrette
- 7. CONSENT AGENDA
 - a. Approve January 9, 2015 Board Meeting Minutes

b. 2015 *Ad-hoc* Advisory Committee Reauthorizations: Veterans Issues Advisory Committee and Post Reassessment Advisory Committee

ACTION

ACTION

- 8. BUSINESS ITEMS
 - a. 2nd Vote: Approve Executive Officer Compensation Adjustment

ACTION

- b. Economic Development Services Report
 - i. Receive Economic Development Services Implementation Report

ii. Rescind Monterey Bay Economic Partnership Agreement

INFORMATION

ACTION

ACTION c. FORA FY 2014-15 Mid-Year Budget d. Approve Master Resolution Updates ACTION e. Confirm Chair Appointments to FORA Legislative and Finance Committees **ACTION** f. Authorize Preston Park Loan Application **ACTION** g. Prevailing Wage Status Report INFORMATION 9. PUBLIC COMMENT PERIOD 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. Comments on agenda items are heard under the item. 10. EXECUTIVE OFFICER'S REPORT a. Outstanding Receivables INFORMATION b. Habitat Conservation Plan Update INFORMATION c. Administrative Committee INFORMATION

d. Finance Committee INFORMATION

e. Post Reassessment Advisory Committee INFORMATION

INFORMATION

g. Travel Report INFORMATION

h. Public Correspondence to the Board INFORMATION

11. ITEMS FROM MEMBERS

f. Regional Urban Design Guidelines Task Force

12. ADJOURNMENT

NEXT BOARD MEETING: MARCH 13, 2015

FORT ORD REUSE AUTHORITY BOARD REPORT CONSENT AGENDA Subject: 2015 Ad-hoc Advisory Committee Reauthorizations: Veterans Issues Advisory Committee and Post Reassessment Advisory Committee Meeting Date: Agenda Number: February 13, 2015 7b INFORMATION

RECOMMENDATION:

Reauthorize the Veterans Issues Advisory Committee (VIAC) and Post Reassessment Advisory Committee (PRAC) through 2015.

DISCUSSION:

On January 11, 2013, the Fort Ord Reuse Authority (FORA) Board of Directors authorized the creation of the VIAC to advise the Board on former Fort Ord reuse issues that directly impact local area veterans. The VIAC was reauthorized at the February 2014 meeting for an additional year to continue discussing items related to the General William H. Gourley Federal Outpatient Clinic: A Joint DoD-VA Health Care Facility, and the California Central Coast Veterans Cemetery fundraising, design, groundbreaking planning and construction, property transfers, burial claim reimbursements, phasing and legislation. The VIAC Charge is included as **Attachment A**.

Staff recommends extending the VIAC for the term of one year, expiring January 31, 2016.

On March 22, 2013 the FORA Board of Directors authorized the creation of the PRAC to identify near-term and medium-term Base Reuse Plan reassessment category IV work plan priority recommendations for Board review/approval. The PRAC continues to meet and provide updates to the FORA Board, with the expectation that priority recommendations will be forthcoming in May/June 2015. The PRAC Charge is included as **Attachment B**.

BACKGROUND:

FISCAL IMPACT: Reviewed by FORA Controller	_	
Staff time for this item is included in t	the approved FORA	A budget.
COORDINATION :		
VIAC, PRAC		
Prepared by	Approved by:	
Crissy Maras		Michael A. Houlemard, Jr.

Veterans Issues Advisory Committee <u>Committee Charge</u>

The Veterans Issues Advisory Committee (VIAC) will identify, discuss, evaluate, and advise regarding the development of former Fort Ord issues that directly impact Monterey Bay Area veterans. The primary issues that are to be monitored are initial construction of the California Central Coast Veterans Cemetery and the Veterans Administration/ Department of Defense Clinic – both to be located on the former Fort Ord, and the establishment of a Veterans Drop-in Counseling Center. The VIAC is charged with reviewing resources necessary for the successful implementation of both of these projects and will review data or recommendations that may come from the Fort Ord Reuse Authority Administrative Committee, Executive Committee, and Board of Directors as well as other Monterey County jurisdictions, and provide input regarding organizational, policy, financial, and technical elements in processing these projects and others related to veterans or military issues as may be assigned by the FORA Chair (on behalf of the Board of Directors). FORA staff will provide technical and administrative support to the VIAC.

Base Reuse Plan Post-Reassessment Advisory Committee

Committee Charge

The Post-Reassessment Advisory Committee (PRAC) is charged with advising the FORA Board regarding action items to be prioritized in the near term (approximately through the end of calendar year 2015), as a follow-up to the Base Reuse Plan reassessment effort completed in 2012. The primary issues that are to be reviewed are the topics and options identified in Category IV of the final Reassessment Report, with additional consideration of the Reassessment Report's other subject areas as the FORA Board may deem necessary. FORA staff will provide technical and administrative support to the PRAC. The PRAC effort is anticipated to have a limited duration, with a goal of forwarding priority recommendations to the Board in May or June 2015.

FORT ORD REUSE AUTHORITY BOARD REPORT BUSINESS ITEMS Subject: 2nd Vote: Approve Executive Officer Compensation Adjustment Meeting Date: February 13, 2015 Agenda Number: 8a

RECOMMENDATION:

SECOND VOTE: Approve Executive Officer Compensation Adjustment: 4% salary increase and \$700/month benefit increase.

BACKGROUND:

At its January 9 meeting, the Fort Ord Reuse Authority (FORA) Board voted in favor of the Executive Committee recommended adjustment to the Executive Officer's (EO) compensation. (**Attachment A**). That vote was not unanimous, and the item returns for a second vote as provided in State Law.

DISCUSSION:

In mid-October 2014, FORA Board gave initial approval to a merit-based raise that would have increased EO's salary by 8%. The Board later adjusted his contract to allow for that raise as recommended by Authority Counsel; the contract was corrected in December. Authority Counsel recommended a new vote on the adjustment to be consistent with the contract correction.

In January 2015, the EO proposed alternatives to the October Executive Committee recommended salary adjustment to address Board member requests to address the Public Employee Retirement System fiscal impact and address concerns by some Board members regarding other budget impacts. The Board voted in favor of the increase/benefits option presented.

Reviewed by the FORA Controller	
Annual impact associated with thi	s adjustment was presented to the Board at the

Annual impact associated with this adjustment was presented to the Board at the January meeting and is detailed on Attachment A. The fiscal impact depends on the effective date of the increase; the full amount (\$19K) is included in the FY 14-15 mid-year budget (item 8c on this Agenda).

COORDINATION:

FISCAL IMPACT:

The Executive Committee, FORA Counsel

Prepared by _	Ivana Bednarik	Approved by _	Jon Giffen, Authority Counsel

FORT ORD REUSE AUTHORITY BOARD REPORT

BUSINESS ITEMS

Attachment A - Item 8a

Subject: Consider Executive Officer Compensation A

FORA Board Meeting, 2/13/15

Meeting Date:

January 9, 2015

Agenda Number: 8d

ACTION

RECOMMENDATION:

Authorize a 4 percent salary adjustment and an \$8,400 per year increase to Executive Officer (EO) Michael Houlemard's compensation, as recommended by the Executive Committee (EC).

BACKGROUND:

At its October 2014 meeting, the Board voted for an 8 percent increase to the EO's salary, as recommended by the EC. The recommendation assumed the terms of the Spring 2014 consolidated contract between the Fort Ord Reuse Authority (FORA) and the EO provided for merit adjustments, as had been the case for the prior seventeen years. However, in December 2013, during contract consolidation processing, the provision providing for merit adjustments was inadvertently deleted. That deletion was corrected by FORA Board action in December 2014. Authority Counsel advised that the EC confirm their prior merit adjustment recommendation for a new *first* vote by the Board to align with the now corrected contract. The Executive Committee met on December 30, 2014 and unanimously approved the above recommendation.

In August 2014, the EC requested that FORA staff provide a review of recent accomplishments as they relate to the prospective expected service of the Executive. Board members also asked for an historical review of the Executive Officer's salary, options for non-PERS adjustments and the recent City of Monterey survey of some regional executives. Those items are addressed in this report.

DISCUSSION:

The EO has served the FORA Board/Monterey Bay Region since 1997. The position is uniquely complex and requires expansive working comprehension of technical, scientific, legal, regulatory, legislative, financial, public relations/advocacy, communications, and municipal and special district managerial skills. This breadth of skills is essential for the future success of former Fort Ord recovery. The following summary is provided to inform the Board's consideration of the EO request for a salary/compensation adjustment.

Key (but not all) EO responsibilities are as follows:

As Chief Operations Officer, the EO must; 1) meet all operational and programmatic demands, 2) direct daily functions and programs, 3) have a broad technical understanding of the diverse scientific/technical, legal and financial elements of military base reuse/economic recovery, and 4) interface collaboratively with the Board/member agencies, the public, and multiple external entities to aid reuse efforts.

- As Clerk to the Board, the EO works closely with the Deputy Clerk and Authority Counsel to assure proper documentation, compliance, and clarity regarding notices, meetings, records, and other ministerial public agency requirements. As the primary financial/budget staff to the Board, the EO interacts regularly with the Controller and Finance Committee Chair to assure fiduciary obligations/financial strength. This includes ongoing requirements to provide general and specialized risk coverage such as the Pollution Legal Liability Insurance Policy, which is currently provided at a very reasonable cost to participants and supported by FORA funding.
- As a primary designated FORA spokesperson, Mr. Houlemard oversees and directs FORA's public information consultant and coordinates with the FORA Board Chair in all press and public engagement matters. In that role, he regularly communicates with jurisdictions, special interest groups, business associations, the media, and professional/labor organizations to actively pursue opportunities to educate regional municipalities, special districts, service organizations, and community business partners about FORA's role and mission. On average, the EO makes 40-50 public presentations annually some years that number has exceeded 100. In addition, he coordinates all such communications with the Board Chair. These have included official formal State and Federal legislative testimonies. It is expected that such activity will increase in coming years leading to the crucial report to the State Legislature in 2018.
- As primary program/project overseer, Mr. Houlemard deploys managerial strategic leadership utilizing best practices to effectively implement Board decisions, complete FORA's educational and environmental economic recovery mission, and assure compliance with federal and state requirements.
- The EO is often required to undertake special/unanticipated roles. As a result of the 2013 ballot initiative, Mr Houlemard served as FORA Elections Officer. In that capacity, working closely with County Elections Officials and Authority Counsel to respond to the unique circumstance, the EO assured compliance with State Regulatory requirements, offered the Board full analysis of all options and laws, and met public and interest group expectations. Despite estimates that ranged upwards of \$1.2M in potential cost the coordinated/cooperative approach resulted in FORA costs of less than \$700K. These types of specialized assignments are not necessarily extraordinary or unique, but are not a part of the primary position and often require significant time reallocation to assure coverage on key events. These kinds of unexpected and unpredictable demands will continue to surface and require direct response by the EO.
- The EO position requires and will continue to require experience/skill in judging the relationship/distinction between administrative and policy matters and the ability to interface with diverse constituencies and stake holders, including member jurisdictions and regional agencies/municipalities, environmental/special interest groups, community/ neighborhood entities, business interests, media, and professional organizations.

In addition to fulfilling ongoing responsibilities, Mr. Houlemard carefully develops and maintains strong working relationships with state and federal lawmakers and their staffs, traveling to various locations - including Sacramento, CA and Washington, DC. A significant number of FORA projects and funding awards owe a portion of their success, if not their inception, to this coordination. <u>Under his leadership</u>, FORA acquired \$133 million in Federal, State and private grant funding to further FORA's recovery mission, including:

- \$98 Million in the Department of Defense/US Army Environmental Services Cooperative Agreement (ESCA) Grant;
- \$31 Million in varying construction grants from the US Department of Commerce Economic Development Administration; and
- More than \$4 Million in planning and building removal funds from federal (US Army Corps of Engineers), state (DAM Grant funds) and private (Packard Foundation) sources.

Applying the \$98 Million Department of Defense ESCA Grant, FORA successfully manages a comprehensive Munitions Remediation Program, which remains on-target and within budget. Recently FORA completed major infrastructure projects, provided key assistance and coordination for the California Central Coast Veterans Cemetery (CCCVC) funding land transfer, advocated nationally and provided local support for the now dedicated Fort Ord National Monument and the Gourley Department of Defense/Veterans Administration Clinic, completed an 18-month intensive Reassessment of the Fort Ord Base Reuse Plan, and organized a new committee and staffing structure to follow-up on the Reassessment Report, including co-hosting the 2013 Fort Ord Colloquium. FORA vigilantly pursues the permanent protection of 17,000 habitat acres and is embarking on a strategic economic development program to support the educational and research focused recovery. In addition, FORA secured several other grant or loan funds to support former Fort Ord projects (including the CCCVC). This role is ongoing as future expansion of the initial cemetery construction is expected.

As a means to assist FORA's mission, the EO has assumed/continued active leadership in the Association of Defense Communities (ADC) - serving on the Board of Directors from 2001 - 2012 and as President from 2008 to 2011. Although no longer on the Board, the EO continues to participate through a variety of ADC committees (Past Presidents Chair) and often leads panels at national conferences on topics such as best practices in legislative agenda planning, sustainable reuse, and the challenges of redevelopment. This strong national presence has sustained important visibility and support for FORA and has helped to elevate FORA as a national leader in the field of military base reuse. Most recently, the EO moderated the plenary session at the ADC National Base Redevelopment Forum in San Francisco. In these capacities, *Mr. Houlemard will continue to have an important role in sustaining the Monterey region's \$1.5 Billion military mission, which contributes in many ways to the economic strength of the area and its cultural history.*

Mr. Houlemard is in his 18th year as FORA Executive Officer. Since 2007, the EO has provided annual self-evaluations and/or the FORA Board has independently assessed his performance as Executive Officer. Each year the EO was commended, including Board member compliments of his "extraordinary" or "exemplary" regional, statewide, and national efforts that benefit FORA's mission. In 2012, the EO received the Ruth Vreeland Public Official of the Year award from the Monterey Peninsula Chamber of Commerce. Last year, the EO completed a six-month training process to receive certification as a Special District Manager by the California Special Districts Leadership Foundation – confirming his aptitude and skills, and adding to his credentials to serve this region as EO.

In recent years, FORA has actively responded to changing information and technological requirements, community requests, and staffing adjustments; successfully updating and improving meeting management and information dissemination systems. FORA's ongoing financial stability over the past 18 years has resulted in key operational and programmatic

achievements, which in many cases exceeded expectations. These efforts are reflected in a number of significant positive outcomes: FORA's national pre-eminence in base reuse, consistent successful property transfers and management/stewardship, compliance with Base Reuse Plan policies, effective project development, construction of critical basewide infrastructure, significant completion of building removal projects, and timely closure of munitions and explosives removal for 3300 acres. The EO performs these tasks while managing complex legal and other challenges. As well, FORA sustains a high quality, low-turnover staff by reinforcing morale and empowering individual excellence, even in resource restrained times. The EO expects these demands will continue and intensify in the coming years, especially as FORA looks toward the important additional tasks of completing the design guidelines, Joint Powers Authority, and asset/liability sunset analysis, while sustaining high quality ministerial and management responsibilities.

It is clear that the scope of FORA's obligations for the coming several years will be at least as complex and demanding as it has been in the immediate past years. *Prospectively, successfully achieving the goals of the Board will require significant additional workload.* Examples include:

- Implement Base Reuse Plan operational and programmatic completion demands for Category 3 & 4 obligations, oversee the Regional Urban Design Guidelines/Coast to Monument connections and Habitat Conservation demands, and address the jobs/housing balance requirements in the Master Resolution.
- Provide a comprehensive and effective program for financing FORA's building removal obligations and to assist others in their building removal demands.
- Assure the long term financial obligations for meeting the Base Reuse Plan goals of infrastructure development, habitat conservation, and property stewardship.
- Continue and elevate transparent community participation/involvement and public information/engagement through regularly communicating with jurisdictions, special interest groups, business associations, the media, and professional/labor organizations regarding FORA's role and mission.
- Complete the Records of Decision processing necessary to finish the munitions removal and property transfer process within the coming two fiscal years.
- Securing additional grants or subsidies to assist in the regional recovery program on or in conjunction with former Fort Ord reuse.
- Prepare a comprehensive summary description of the post-FORA sunset financial, programmatic, legal, and operational requirements for presentation to the California State Legislature in 2018.

The EO respectfully contends his successful performance and record of accomplishment reflect his ongoing and future value to FORA, and supports consideration of a merit compensation adjustment awarded retroactively from this fiscal year inception.

SALARY ADJUSTMENT REQUEST OPTIONS/HISTORICAL SALARY SUMMARY

Mr. Houlemard and Controller Ivana Bednarik have prepared three options for Board consideration that address questions, comments or requests made by Board members. In particular, the options address alternatives for phasing a merit adjustment and methods to

reduce impact on Public Employee Retirement System FORA costs. Those options are charted in the Fiscal Impact Section of this report and further itemized in **Attachment A**.

Also provided in **Attachment A** are the requested historical EO salary adjustments. As reported in past meetings, the last merit adjustment was in 2005. The EO has had other salary increases when *Board action authorized Cost of Living adjustments for all staff or recognized when the EO achieved longevity-step eligibility. His last longevity increase was in 2010, and such benefits are exhausted. Those merit, COLA, and longevity salary adjustments were in compliance with the FORA contract terms and FORA policies.*

REQUESTED COMPARATIVE SALARY SURVEY

Councilmember Haffa provided staff with a comparative salary survey (Attachment B) completed by the Monterey Regional Waste Management District and requested its distribution to the FORA Board. FORA staff has also attached another salary survey completed by the Special District Manager's Group (Attachment C) in December 2014. The surveys are somewhat inconsistent.

FORA staff note that the Monterey Bay Region is fortunate to have extraordinary executives who perform their roles and responsibilities with laudable expertise. Numerous similar surveys have been performed by various entities over the past decades to inform multiple human resource recruitments – but are not the sole or even the primary means of assessing how an executive is paid.

FISCAL IMPACT:

Reviewed by the FORA Controller

Voted 10/14/14	Current Salary	Salary Increase	Adjusted Salary	FORA Annual Impact
8% Merit	211,521	16,922	228,443	20,955
Alternative #1	Current Salary	Salary Increase	Adjusted Salary	FORA Annual Impact
4% Merit 14-15	211,521	8,461	219,982	10,477
4% Merit 15-16	219,982	8,800	228,782	10,978
				21,455
Alternative #2	Current Salary	Salary/Benefit Incr.	Adjusted Salary	FORA Annual Impact
1/2 Merit	211,521	8,461	219,982	10,477
1/2 Benefit Inrease		8,400	219,982	8,523
\$\tag{\text{eq}}\text{eq}\text	AND THE PROPERTY OF THE PROPER	Committee (Contraction Interest) (Contraction		19,000

Prepared by:

Le Previewed by: D.Ste

D. Steven Endslev

EXECUTIVE OFFICER - COMP	ENSAT	ION ADJUSTMENT			
			Salary	2% COLA 7-1-14	Benefit Change/s
Old Contract New Contract		7/2000 - 6/2014 7/2014 - 6/2020	207,374 207,374	211,521	- (2,516)
PAST SALARY INCREASES		Beginning Salary	TYPE	%	Ending Salary
FY	00-01	\$137,900			\$137,900
FY	01-02	\$137,900	COLA	3%	\$142,037
FY	02-03	\$142,037	COLA	3%	\$146,298
FY	03-04	\$146,298	COLA, Merit	3%, 2%	\$153,701
FY	04-05	\$153,701	COLA	1.5%	\$156,006
	05-06	\$156,006	COLA, Merit	1%, 5%	\$165,445
	06-07	\$165,445	COLA	2.5%	\$169,581
	07-08	\$169,581	COLA, Longevity 1	3%, 5%	\$183,402
	08-09	\$183,402	COLA	3%	\$188,904
	09-10	\$188,904			\$188,904
	10-11	\$188,904	Longevity 2	5%	\$198,349
	11-12	\$198,349	COLA	2%	\$202,316
	12-13	\$202,316	601.4	2.50/	\$202,316
FY	13-14	\$202,316	COLA	2.5%	\$207,374
CURRENT BENEFIT PACKAGE Time Off		Health/mo	Retirement (PERS)	Deferred Comp/mo	Car/Phone/mo
26 days/year - Vac 18 days/year - Sick 5 days/year - Managemer	nt	1,320	2% @ 55	833	300
PROPOSED 8% Merit Increase A permanent increase in salar OTHER OPTIONS	Y	Salary Increase 16,922	Adjusted Salary 228,443	•	itemized PERS (21.488%) Medicare (1.45%) Workers' Comp (.5%)
A. 4% Merit Increase FY 14-15		Salary Increase	Adjusted Salary	FORA Cost	Itemized
		8,461	219,982	ALEMANDAL STOCKET VERSENDER PERSEN	
		0,102	210,302	1,852 123	
4% Merit Increase FY 15-16		8,799	228,782	128 44	PERS (22.80%) Medicare Workers' Comp
В.		17,260		2,178 21,455	
1/2 Merit, 1/2 Benefit Increa	se 💮	Salary/Benefit Increase	Adjusted Salary	FORA Cost	Itemized
	Merit	8,461	219,982		
700/mo Deferred (Comp	8,400	219,982		Medicare
	L	16,861		19,000	

·		Wage Sur	vey of Monterey Coun	ty Regional Agencies	-	
	Agency	No. of Employees	FY 14-15 Operating Budget	2014 GM Annual Salary	Benefits	Total Comp
MBAG A	association of Monterey Bay area Governments	17.5	\$3,628,003	\$165,000	\$43,932	\$208,932
	Carmel Area Wastewater District	25	\$5,493,248	\$168,300	*	净
ORA	Fort Ord Reuse Authority	15)	\$11,311,438	\$211,521 (current) \$228,433 (requested 10-10-14)	\$55,292	\$289,239
	Monterey Bay Unified Air Pollution Control District	36	\$6,400,000	\$164,430	\$34,103	\$213,337
	Marina Coast Water District	35 -	\$13,452,233	\$190,000	*	*
	Monterey County Regional Pire District	55	\$18,000,000	\$177,036	*	*
MPAD	Monterey Regional Airport	38	\$10,568,000	\$182,580	\$82,161	\$264,741
MPRPD	Monterey Peninsula Regional Park District	14	\$6,459,050	\$161,256	\$29,261	\$190,517
MPWMD	Monterey Peninsula Water Management District	26	\$10,936,600	\$175,000	* '	*
MRWMD	Monterey Regional Waste Managementt District	107	\$19,279,000	\$187,188	\$5 ⁴ ,285	\$267,466
MRWPCA	Monterey Regional Water	79	\$25,591,092	\$206,583	\$104,490	\$311,072
MST	Monterey-Salinas Transit	220	\$36,000,000	\$182,000	\$89,180	\$271,180
PECSD	Pebble Beach Community Services District	11	\$11,569,000	\$182,644	\$74,961	\$257,605
SVSWA	Salinas Valley Solid Waste	49	\$15,000,000	\$176,451	\$87,813	\$264,264
TAMC	Transportation Agency for Monterey County	14	\$2,463,284	\$165,924	*	* sted/No Reply

'Requested/No Reply

10/10/2014

FORT ORD REUSE AUTHORITY BOARD REPORT **BUSINESS ITEMS** Subject: **Economic Development Services Report Meeting Date:** February 13, 2015 INFORMATION/ACTION Agenda Number: 8b **RECOMMENDATION(S):** Receive Economic Development Services Implementation Report INFORMATION ii. Rescind Monterey Bay Economic Partnership (MBEP) Agreement **ACTION BACKGROUND/DISCUSSION:** At the December 12, 2014 meeting, the FORA Board authorized the Executive Officer to execute an agreement, not to exceed \$100,000, to join the Monterey Bay Economic Partnership (MBEP). During the hearing, the Board requested staff to include reports and success metrics as a component of the agreement. Subsequently, FORA staff discussed the Partnership with the Administrative Committee at the December 30, 2014 meeting. Later that same day, FORA staff met with MBEP representatives to discuss and clarify the requested reporting and metrics. On Wednesday January 14, the FORA Executive Officer received an email communication from the MBEP co-chair indicating their desire to move forward cooperatively but independently. Economic recovery from the closure of Fort Ord remains a critical and necessary FORA focus. As a result of the challenges faced in securing economic development services, staff is working with the Board and its Committees to plan the best path forward. Included in this Board packet is an analysis for Economic Development Services in the mid-year budget recommendations (See Item 8c). **FISCAL IMPACT:** Reviewed by FORA Controller **COORDINATION:** MBEP, Authority Counsel, Executive and Administrative Committees. Prepared by Reviewed by__ Steve Endsley Josh Metz Approved by Michael A. Houlemard, Jr.

Placeholder for ltem 8c

FORA FY 2014-15 Mid-Year Budget

This item will be included in the final Board packet.

Placeholder for Item 8d

Approve Master Resolution Updates

This item will be included in the final Board packet.

FORT ORD REUSE AUTHORITY BOARD REPORT BUSINESS ITEMS Subject: Confirm Chair Appointments to FORA Legislative and Finance Committees Meeting Date: February 13, 2015 Agenda Number: 8e

RECOMMENDATION:

Confirm Fort Ord Reuse Authority (FORA) Board of Directors Chair Frank O'Connell's 2015 appointments to the Finance Advisory Committee (Finance Committee) and the Legislative Advisory Committee (Legislative Committee).

BACKGROUND/DISCUSSION:

Each year at the February Board meeting, the FORA Chair recommends appointees to FORA's Finance and Legislative Committees for Board confirmation. Appointees serve for a term of one year and must be chosen from among the ex-officio, voting, or alternate Board members.

Chair O'Connell recommends the following to serve through February 2015:

Finance Committee:

Councilmember Morton, City of Marina (Chair)
Mayor Pro-Tem Oglesby, City of Seaside
Nick Chiulos, County of Monterey
Andre Lewis, California State University, Monterey Bay
Councilmember Lucius, City of Pacific Grove

Legislative Committee:

Supervisor Potter, County of Monterey (Chair)
Mayor Pro-Tem O'Connell, City of Marina
Mayor Rubio, City of Seaside
Mayor Edelen, City of Del Rey Oaks
Mayor Pendergrass, City of Sand City

FISCAL IMPACT:

Reviewed	by the	FOR	A	Controlle	r		-	
Ct-ff ti				1000000000000		41		

Staff time for this item is included in the approved annual budget.

COORDINATION:

FORA Chair, Executive Committee

Prepared by		Approved by
	Lena Spilman	Michael Houlemard

Placeholder for Item 8f

Authorize Preston Park Loan Application

This item will be included in the final Board packet.

FORT	ORD REUSE AUTHORITY BO	ARD REPORT
	BUSINESS ITEMS	
Subject:	Prevailing Wage Status Report	
Meeting Date: Agenda Number:	February 13, 2015 8g	INFORMATION

RECOMMENDATION:

Receive a former Fort Ord prevailing wage requirements report.

DISCUSSION:

At the November 14, 2014 FORA Board of Directors meeting an informational report was presented with a PowerPoint attachment on the history and status of the Fort Ord Reuse Authority (FORA) Prevailing Wage Policy. Staff intended to provide additional comments regarding Prevailing Wage Policy enforcement from representatives of labor, developers and the labor compliance practitioners at a future meeting.

BACKGROUND:

Adoption of prevailing wage as a base-wide policy surfaced during legislative debates around the creation of FORA. While the FORA enabling legislation did not include provisions for prevailing wages, the initial FORA Board meeting explored the policy question in the exchanges about adoption of a procurement code. In fact, the FORA Board's first action in setting prevailing wage policy occurred on July 14, 1995, with the adoption of Ordinance No. 95-01. This Ordinance established FORA's Procurement Code, which required prevailing wages to be paid to all workers employed on FORA's construction contracts. The FORA Master Resolution was adopted on March 14, 1997. Article 3.03.090 of the Master Resolution requires that prevailing wage be paid for all first generation projects occurring on parcels subject to the Base Reuse Plan.

Discussion regarding application of prevailing wage continued and was included in Base Reuse Plan compliance actions through 2006, when the Board engaged in further policy clarification actions. In August 2006, the Board received a status report on the jurisdiction's efforts to adopt and implement prevailing wage policies consistent with Chapter 3 of the Master Resolution. That report was the result of FORA Executive Committee and Authority Counsel's examination of FORA's role in implementing prevailing wage policies on the former Fort Ord. Since 2006, the FORA Board has heard compliance concerns expressed by the Labor Council, received several additional reports, slightly modified a section of Chapter 3 of the Master Resolution, and directed staff to provide information to the jurisdictions about compliance.

In November 2014, FORA staff received complaints from trade union representatives alleging violations of the Prevailing Wage Policy. Staff met with representatives from the development sector who were concerned that the Prevailing Wage Policy required higher than justifiable wages be paid for residential work in Monterey County and on former Fort Ord projects. They have suggested that a Residential Payment rate be created for the area. They are pursuing this solution by working with California Department of Industrial Relations to have such a rate established.

FORA staff also met with representatives of the building trades who expressed concern for uneven and ineffective enforcement of FORA's Prevailing Wage Policy once that obligation is passed to local jurisdictions. Those representatives have clearly described their experience is that not all developers are willing to provide timely access to certified payrolls or permit field inspections and other auditing to resolve worker claims of underpayment.

<u>Analysis:</u> All parties interviewed to this time have complained of the lack of transparency and certainty of roles and responsibilities. Third party labor compliance professionals have advised that FORA's process specify a local place for record review as proscribed by regulation, include requirements for access to other records to audit payments, require field inspections, and that consequences, such as fines and/or debarment for violations, be enforced.

Recently there arose a significant issue in the underpayment of wages/fringe benefits that is being resolved through the efforts of the developer and the third party compliance monitor hired by the developer. Staff is still waiting for a response from the California Department of Industrial Relations to our letter concerning enforcement. When that is received we will report staff recommendations for possible revisions to the FORA Prevailing Wage Policy.

As of this writing, the City of Marina has indicated their inability to address the commitment to comply with prevailing wage enforcement do to a lack of resources. FORA staff will continue to work with the City of Marina on this important compliance issue.

FISCAL IMPAC Reviewed by FC	- ASSESSATION TOWNS AND		
Staff time for the	is item is included in the app	roved FORA bud	get.
COORDINATIO	<u>on</u> :		
FORA Board, C	city of Marina, FORA Authori	ty Counsel	
Prepared by	40	_ Approved by:	
	Robert J Norris, Jr.		Michael A. Houlemard, Jr.

FORT ORD REUSE AUTHORITY BOARD REPORT EXECUTIVE OFFICER'S REPORT Subject: Outstanding Receivables Meeting Date: February 13, 2015 Agenda Number: 10a INFORMATION

RECOMMENDATIONS:

Receive a Fort Ord Reuse Authority (FORA) outstanding receivables update for <u>January 2015</u>.

BACKGROUND/DISCUSSION:

<u>Development Fee/Preston Park</u>: In 1997, the U.S. Army and FORA executed an interim lease for Preston Park. Preston Park consisted of 354 units of former Army housing within the jurisdiction of the City of Marina (Marina). Marina became FORA's Agent in managing the property. Marina and FORA selected Mid-Peninsula Housing Coalition to manage the property and lease it to tenants. In 1998, Mid-Peninsula completed rehabilitating Preston Park units and began leasing the property to the public. After repayment of the rehab loan, Marina and FORA have by state law each shared 50% of the net operating income from Preston Park.

The FORA Board enacted a base-wide Development Fee Schedule in 1999. Preston Park is subject to FORA's Development Fee Schedule overlay. In March 2009, the FORA Board approved the MOU between FORA and Marina whereby a portion of the Preston Park Development Fee was paid by the project. In 2009, Marina transferred \$321,285 from Preston Park, making an initial Development Fee payment for the project. The remaining balance is outstanding and has been the subject of litigation.

In November 2014, Marina and FORA agreed to settle pending litigation primarily by Marina acquiring FORA's interest in Preston Park. FORA and Marina are finalizing terms of a settlement agreement; it is expected that it will be executed before this Board meeting. The \$35 million settlement amount would include \$2,078,835 payment of the outstanding fees. As of this writing the settlement agreement is not yet executed.

FISCAL IMPACT:

All former Fort Ord projects are subject to either the developer fee overlay or the Community Facilities District fees to pay fair share of the California Environmental Quality Act required mitigation measures. In addition, the outstanding balance is a component of the Basewide Mitigation Measures and Basewide Costs described in Section 6 of the FORA Implementation Agreements. If any projects fail to pay their fair share it adds a financial burden to other reoccupied or development projects to compensate.

COORDINATION:

Executive Committee

Prepared by	Approved by	
Ivana Bedna	rik Michael A Houlemard .lr	

FORT ORD REUSE AUTHORITY BOARD REPORT EXECUTIVE OFFICER'S REPORT Subject: Habitat Conservation Plan Update Meeting Date: February 13, 2015 Agenda Number: 10b INFORMATION

RECOMMENDATION(S):

Receive a Habitat Conservation Plan (HCP) and State of California 2081 Incidental Take Permit (2081 permit) preparation process status report.

BACKGROUND/DISCUSSION:

The Fort Ord Reuse Authority (FORA), with the support of its member jurisdictions and ICF International (formerly Jones & Stokes), FORA's HCP consultant, is on a path to receive approval of a completed basewide HCP and 2081 permit in 2015, concluding with US Fish and Wildlife Service (USFWS) and California Department of Fish and Wildlife (CDFW) issuing federal and state Incidental Take Permits.

After meeting with CDFW Chief Deputy Director Kevin Hunting on January 30, 2013, FORA was told that CDFW and BLM issues require a Memorandum of Understanding (MOU) between CDFW and BLM, outlining certain assurances between the parties, resulting in additional time. Also, according to CDFW, final approval of an endowment holder no longer rests with CDFW due to passage of SB 1094 (Kehoe)]. However, CDFW must review the funding structure and anticipated payout rate of the HCP endowment holder to verify the assumptions are feasible. CDFW has outlined a process for FORA and other Permittees to expedite compliance with endowment funding requirements. FORA has engaged Economic & Planning Systems (EPS) to provide technical support during this process.

If the current schedule is maintained, FORA staff expects a Public Draft HCP available for public review by the middle of 2015. On March 25, 2014, FORA representatives met with representatives from CDFW, University of California, and State Parks to address outstanding State-Fed and State-State policy issues. State Senator Bill Monning convened a follow-up meeting on June 23 in Sacramento. General agreement was achieved to conclude policy issues and publish the HCP on schedule. A technical meeting was held July 30, 2014 with BLM, Permittees, USFWS, and CDFW representatives to review HCP governance and cost items. Comments on HCP technical items and agreements were received by the August 29, 2014 deadline. Update: ICF and Denise Duffy Associates (Environmental Impact Report/ Environmental Impact Statement consultant) are completing covered activities analyses and are preparing the screen check draft HCP. Confirming covered activity impacts and mitigations for future Marina Municipal Airport expansion and conceptual alignment of the Fort Ord Recreational Trail and Greenway (FORTAG) has taken longer than expected. Now that these covered activities are quantified, Staff expects consultants to complete the screen check draft HCP in February 2015.

Staff expects consultants to complete the screen check draft HCP in February 2015.
FISCAL IMPACT:
Reviewed by FORA Controller
Staff time for this item is included in the approved FORA budget.
COORDINATION: CF, Denise Duffy and Associates, USFWS, CDFW, Executive and Administrative Committees
Prepared by Reviewed by
Jonathan Garcia Steve Endsley
Approved by Michael A. Houlemard, Jr.

FORT ORD REUSE AUTHORITY BOARD REPORT					
EXECUTIVE OFFICER'S REPORT					
Subject:	Subject: Administrative Committee				
Meeting Date: Agenda Number:	January 9, 2015 10c	INFORMATION			

RECOMMENDATION:

Receive a report from the Administrative Committee.

BACKGROUND/DISCUSSION:

The Administrative Committee met on December 3, 2014, December 30, 2014 and January 21, 2015, the approved minutes will be included in the final Board packet.

FISCAL IMPACT:			
Reviewed by the FORA Controller_			185°
Staff time for the Administrative Co	mmittee is included ir	the approve	d annual budget.
COORDINATION:			_

Administrative Committee



Placeholder for ltem 10d

Finance Committee

This item will be included in the final Board packet.

FORT ORD REUSE AUTHORITY BOARD REPORT **EXECUTIVE OFFICER'S REPORT** Subject: Post Reassessment Advisory Committee **Meeting Date:** February 13, 2015 **INFORMATION Agenda Number:** 10e **RECOMMENDATION(S):** Receive a Post Reassessment Advisory Committee (PRAC) activity/meeting report. **BACKGROUND/DISCUSSION:** The PRAC met on Thursday, January 8, 2015. The meeting focused on final planning for the Fort Ord Trails Symposium scheduled for Thursday, January 22, 2015 at the CSUMB University Center (agenda topics, speakers and timelines). The Fort Ord Trails Symposium was a significant success by all accounts received - attracting

The Fort Ord Trails Symposium was a significant success by all accounts received - attracting nationally renowned speakers and an audience of approximately 200 people. Of special note, Mia Birk, the Keynote Speaker, attracted a CSUMB class during her presentation. The Symposium was supported by multiple agencies, including the Fort Ord Reuse Authority (FORA), CSUMB, Transportation Agency for Monterey County (TAMC), Monterey County Parks, and the Bureau of Land Management (BLM).

The next meeting of the PRAC is scheduled for Thursday, February 26, 2015, from 1:00 pm.

Approved minutes from the Friday, December 12, 2014 meeting are attached (Attachment A).

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Reviewed by Fort Ord F	Reuse Authority (FOF	RA) Controller	
Staff time for this item is	s included in the appr	roved FORA budget.	
COOPDINATION		***	

PRAC, CSUMB, TAMC, BLM, Administrative and Executive Committees.

Prepared by	Josh Metz	Approved by_	Michael A. Houlemard, Jr.

Placeholder for Attachment A to Item 10e

Post Reassessment Advisory Committee

This item will be included in the final Board packet.

FORT ORD REUSE AUTHORITY BOARD REPORT EXECUTIVE OFFICER'S REPORT Subject: Regional Urban Design Guidelines Task Force Meeting Date: February 13, 2015 Agenda Number: 10f INFORMATION

RECOMMENDATION(S):

Receive Regional Urban Design Guidelines (RUDG) Task Force (Task Force) Update.

BACKGROUND/DISCUSSION:

The RUDG Task Force met on Friday, January 9 and Monday, January 26, 2015, in preparation for the February 2-13 FORA Design Charrette supported by contracted design guidelines consulting team Dover, Kohl & Partners (DKP). This 2-week undertaking will involve on-site meetings (individual & group) with members of the public and key stakeholders leading to draft design guidelines. The Task Force reviewed charrette preparations and recommended schedule and format changes. The final charrette schedule incorporating Task Force input is attached (Attachment A).

The next meeting of the Task Force will be 1:00pm, Wednesday, February 11, 2015.

Approved Thursday, December 11, 2014 and Friday, January 9, 2015 minutes are attached (Attachment B).

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Reviewed by Fort Ord	Reuse	Authority	(FORA) C	ontroller	
Staff time for this item	is inclu	ded in the	approved	EORA h	udaet

COORDINATION:

Administrative Committee, RUDG Task Force, and Dover, Kohl & Partners.

Prepared by		Approved by	
	Josh Metz	Michael A. Houlemard, Jr.	

Placeholder for Attachments A and B to Item 10f

Regional Urban Design Guidelines Task Force

This item will be included in the final Board packet.

Placeholder for ltem 10g

Travel Report

This item will be included in the final Board packet.

FORT ORD REUSE AUTHORITY BOARD REPORT					
EXECUTIVE OFFICER'S REPORT					
Subject:	Subject: Public Correspondence to the Board				
Meeting Date: Agenda Number:	February 13, 2015 10h	INFORMATION			

Public correspondence submitted to the Board is posted to FORA's website on a monthly basis and is available to view at http://www.fora.org/board.html.

Correspondence may be submitted to the Board via email to board@fora.org or mailed to the address below:

FORA Board of Directors 920 2nd Avenue, Suite A Marina, CA 93933

- END -

DRAFT BOARD PACKET