



APPROVED

FORT ORD REUSE AUTHORITY

ADMINISTRATIVE COMMITTEE MEETING MINUTES

8:30 a.m. Wednesday, February 5, 2020 and Continued to 10:30 a.m. Thursday, February 6, 2020
FORA Conference Room | 2nd Avenue, Suite A, Marina, CA 93933

1. CALL TO ORDER

Co-Chair Joshua Metz called the meeting to order at 8:32 a.m.

The following members were present:

Steve Matarazzo (UCMBEST)
Layne Long* (City of Marina)
Mike Zeller (TAMC)
Patrick Breen (MCWD)
Vicki Nakamura (MPC)
Anya Spear (CSUMB)

Hans Uslar* (City of Monterey)
Melanie Beretti* (County of Monterey)
Craig Malin* (City of Seaside)
Dino Pick* (City of Del Rey Oaks)
Michelle Overmeyer (MST)
*Voting Member

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Carlos Urrutia of Carlos Urrutia Consulting.

3. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, AND CORRESPONDENCE

- Senior Program Manager Stan Cook announced the initial Environmental Services Cooperative Agreement ("ESCA") Long Term Obligations Management meeting will be held immediately following the Administrative Committee meeting.
- Executive Officer Joshua Metz announced that the agencies must submit for reimbursement of caretaker costs by the end of May to receive payment by FORA's dissolution date of June 30, 2020.
- Mr. Metz reported the Drone, Automation, & Robotics Technology ("DART") Symposium will take place at CSUMB June 25-26, 2020. Visit www.montereybaydart.org for more information.

4. PUBLIC COMMENT PERIOD

Members of the public wishing to address the Administrative Committee on matters within its jurisdiction, but not on this agenda, may do so for up to 3 minutes.

No public comments were received.

5. APPROVAL OF MEETING MINUTES

ACTION

- a. January 15, 2020 Meeting Minutes

MOTION: On motion by Committee member Malin, seconded by Committee member Beretti and carried by the following vote, the Administrative Committee moved to approve the January 15, 2020 meeting minutes.

MOTION PASSED UNANIMOUSLY

**Chair Dino Pick requested in the interest of time the Administrative Committee hear Business Item 7a prior to the February 13, 2020 Board meeting agenda review if the committee has no objections.*

6. February 13, 2020 Board Meeting Agenda Review

a. Building Removal Bond Status

Mr. Metz reported building removal bond validation action was filed on January 28, 2020, initiating a 30-day review period during which agencies served may answer. An answer to the action could set in motion litigation which would significantly delay the bond issuance timeline. Mr. Metz noted Monterey County Regional Fire District (“MCRFD”) has submitted a email in response to the validation action, stating MCRFD will not support the bond issue until revenue loss issues are resolved. Economic Planning Systems, Inc. (“EPS”) consultants and staff are working with MCRFD to compile an in-depth fiscal analysis. Committee members discussed timeline issues and set a special Administrative Committee meeting for Monday, February 24, 2020 at 8:30 a.m. to focus on building removal bond documents.

b. Habitat Working Group (“HWG”) Update

Consultant contract amendments are necessary to provide support to HWG. The Board will be asked to vote to direct the Executive Officer to approve these contract amendments. Denise Duffy & Associates (“DDA”) consultant Erin Harwayne noted DDA’s contract amendments specifically relate to response to comments for Environmental Impact Report certification. Staff and consultants heard questions and comments from members.

c. Draft Transition Plan Implementing Agreement (“TPIA”) Review

Per the Committee’s request, this item was postponed for discussion at the February 19, 2020 regular Administrative Committee meeting. The Draft TPIA will be distributed to the Board of Directors at the February 13, 2020 meeting as an informational update.

7. BUSINESS

a. ESCA/LRA Update

Executive Officer Joshua Metz introduced the item and Regional Government Services (“RGS”) consultant Kendall Flint advised the Committee that she and Mr. Metz have met with representatives from member agencies to identify issues/concerns. Ms. Flint led the Committee members through a section-by-section review of the draft ESCA/LRA agreement, soliciting questions, comments or concerns. After a robust discussion among the Committee members it was suggested this item be further vetted amongst the Administrative Committee and their respective legal counsels in a continuance of the item on Thursday, February 6, 2020 at 10:30am. Staff and consultants responded to questions and comments from the Committee.

MOTION: On motion by Committee member Beretti, seconded by Committee member Pick and carried by the following vote, the Administrative Committee moved to continue discussion of item 7a; ESCA/LRA Update on February 6, 2020 at 10:30 a.m.

MOTION PASSED UNANIMOUSLY

The following members were present at the continued meeting on February 6, 2020:

Steve Matarazzo (UCMBEST)
Layne Long* (City of Marina)
*Voting Member

Hans Uslar* (City of Monterey)
Patrick Breen (MCWD)
Craig Malin* (City of Seaside)

The Administrative Committee reconvened to review in detail the clarifications made to the agreement in the following sections:

3.0 Insurance Policies;

8.4 No Obligation of other Entities;

9.0 Water Rights Allocations, Wastewater Discharge Rights; Creates No Land-use Authority, and language that Seaside shall not require payment of any sale or lease proceeds or revenues (or the equivalent use of property such as licenses, permits, concession agreements etc.) from other entities for the transfer of property, water rights, or wastewater discharge rights received from the Army pursuant to the Memorandum of Agreement and;

22. Third-Party Rights, updating the language.

Staff and consultants responded to questions and comments from the Committee.

MOTION: On motion by Committee member Malin, seconded by Committee member Uslar and carried by the following vote, the Administrative Committee moved to recommend approval of the draft ESCA/LRA Agreement as revised to the FORA Board of Directors, with one no vote by Committee member Long.

MOTION PASSED

8. ITEMS FROM MEMBERS

None.

9. ADJOURNMENT at 10:34 a.m.

Minutes Prepared By:

Heidi Gaddy
Deputy Clerk

Natalie Van Fleet
Administrative Assistant