

## FORT ORD REUSE AUTHORITY BOARD REPORT

### OLD BUSINESS

<b>Subject:</b>	Water Augmentation Program Report - Second Vote	
<b>Meeting Date:</b>	January 12, 2007	
<b>Agenda Number:</b>	8b	<b>ACTION/INFORMATION</b>

#### RECOMMENDATION:

Adopt Resolution 07-\_\_\_, changing the 150 AFY Loans to Del Rey Oaks, Seaside, Marina, and Monterey County in October 1998 to permanent additions to their Water Allocations.

#### BACKGROUND:

In October 2006, the Fort Ord Reuse Authority ("FORA") Executive Committee directed FORA staff to determine if the 150 acre-feet per year ("AFY") loans to the City of Marina, the City of Seaside, Monterey County, and the City of Del Rey Oaks, issued by the Board in October 1998, should be made permanent (in order to facilitate planning for development projects in those jurisdictions). Also in October, the FORA Administrative Committee set a meeting of the Executive Managers' Water Working Group, comprised of members from the Administrative Committee, to consider and analyze: 1) technical aspects of the Executive Committee's request and, 2) the allocation of 1,200 AFY of recycled water from the Recycled Water Component of the Fort Ord Water Augmentation Project.

#### DISCUSSION:

The Executive Managers' Water Working Group met four times in October and November. The working group reported back to the Administrative Committee on November 29, 2006 and the Administrative Committee took the following action: Recommend changing 150 AFY loans made to Del Rey Oaks, Seaside, Marina, and Monterey County in October 1998 to permanent additions to their Water Allocations. Due to increased jurisdictional demand for recycled water, the committee will couple its recommendation for a recycled water allocation with upcoming environmental review that will accommodate the increased requests for these services.

On December 8, 2006, the FORA Board considered this item and voted on a motion to approve the above recommendation. The motion received two no votes, while a majority voted in favor of the motion. Under FORA rules, a second majority vote is necessary to approve the recommendation, which is scheduled for January 12, 2007. At the December meeting, Board members requested that the following additional information be included in this staff report:

Question 1: Provide more of the rationale for this action in the Board staff report.

*As noted in the body of this report, Del Rey Oaks, City of Marina, City of Seaside and Monterey County all have "flagship" projects as designated by prior Board action. Flagship projects correlate to major developments that contribute significant fiscal relief to the agency involved and in each case additionally correlate to visitor serving developments that included destination activities, golf courses in the case of the cities and the Horse Park/Public Safety Training Center in the case of the County. Each of these destination uses require heavy infusions of potable water during the development stage followed by a FORA requirement to convert landscaping and related features to reclaimed water at a reasonable interval. Given that all of these projects are currently entitled or subject to development agreements between the jurisdiction and their respective developers and that these agreements require demonstrations of permanent water allocation, the working group recommends approval of this item.*

Question 2: Describe how this action matches up with future actions, such as future recycled and potable water.

*The Administrative Committee and its Executive Manager's Water Working Group wrestled with the issue of making a reclaimed water allocation at this time, in order to facilitate planning for use of non-potable water to be received in line with MCWD's completion of its reclaimed water system in 2080. CEQA work accomplished to date provided for an augmented water program featuring a hybrid system including 1200 afy reclaimed water and 1200 afy of future desalinated water. The Desalination program would not be allocated until 2009 when that system is programmed to go on line. However, it was clear from the working group's deliberations that there was an immediate need for additional reclaimed water at this time necessitating that the allocation to be made now should be increased to 1500 afy or even higher provided the appropriate CEQA addendum could be accomplished by MCWD by February or March 2007. This would require a commensurate temporary redirection in the amount of desalinated water to be included in the hybrid system, but this amount would likely have had to have been adjusted at a later date anyway due to Reuse Plan and Chapter 8 requirements for extensive additional environmental review by FORA at the time that additional potable water sources such as desalinated water are allocated. It is expected that FORA would accomplish this additional environmental work in 2007-08. The working group recommended that the additional reclaimed allocation presented to the Board in February or March 2007 as that source requires the least amount of additional current environmental work and is the earliest source expected to be available under MCWD's timetable*

Question 3: Provide a brief background on UCMBEST's water allocation.

*UCMBEST was originally allocated 175 afy of potable water. In 1998, the Board made an additional allocation that brought the UCMBEST total up to 235 afy in response to*

*the university's assertion that it required more water to accomplish its program. As a large portion of the job generation included in the Reuse Plan, UCMBEST is regarded by the Administrative Committee and the Executive Manager's Water Working Group as an integral part of the base reuse for which it would be appropriate to strongly support. However to date, the working group noted that the university has constructed only a small portion of its expected buildout, a mid-sized single office complex adjacent to the Marina airport. During 2002-2005, UC and the County of Monterey secured a grant from the U.S. Dept. of Commerce Economic Development Administration and engaged in joint planning for a sustainable development on a portion of UC's former Fort Ord lands. This study concluded that a large scale educational/technology park as contemplated by the university was not feasible in the current economic climate without the addition of a substantial number of housing units to the project to incentiuize and cash flow the project. FORA staff made adjustments to its informal housing allocation to accommodate this finding. To date, the university appears to have made no progress in implementing these recommendations. Staff estimates that with an appropriate developer in place, UCMBEST has water resources available that would allow for the completion of up to 200,000 sf of office park uses, a small boutique hotel and up to 550 housing units, in whatever mixed-use format the university sees fit. This would begin to accomplish the job generating capacity originally contemplated in the Reuse Plan. The Working Group and Administrative Committee were reluctant to recommend additional potable water allocations to UCMBEST barring their embarkation on such a proactive project and the securing of a development entity under contract or other sign that the existing allocation is being used for its intended purpose.*

4. Describe Monterey County and the Cities of Seaside, Del Rey Oaks, and Marina's current water needs. More specifically, \_\_\_ AFY of Potable and \_\_\_ AFY of Recycled water needed to implement current or pending projects

*Attached to this report in the form of narratives and tables from the four jurisdictions.*

5. Include an updated version of the July 8, 2005 Former Fort Ord Water Status chart.

*Attached to this report.*

The Board's action on the attached resolution would redeploy 600 AFY from the FORA strategic reserve and allocate this water in 150 AFY increments to Monterey County and the Cities of Seaside, Marina, and Del Rey Oaks. This action is crucial to the entitlement and environmental review of specific projects, such as the Del Rey Oaks Hotel and Conference Center, and will strengthen the City and County negotiating position with their developers and financial investors.

This recommendation was endorsed by the Administrative Committee with the understanding that issues related to UC MBEST's request for additional potable water and the allocation of the Recycled Water Component of the Fort Ord Water Augmentation Program would be presented at the FORA Board meeting in February or

March 2007. FORA staff will continue to work with Marina Coast Water District ("MCWD"), Monterey Peninsula Water Management District ("MPWMD"), and Monterey Regional Water Pollution Control Agency ("MRWPCA") to explore several alternatives to meet jurisdictional requests for recycled water in excess of the original planning assumption of 1200 AFY. For example, the City of Seaside has a Disposition and Development Agreement for the Seaside Resort Project, which specifically calls for Seaside to dedicate 400 AFY of recycled water for that project alone. Each of the other participating jurisdictions have similar needs. In February or March, staff expects to present a request to the Board for allocation of at minimum 1500 afy and explication of additional environmental review necessary to accomplish this to be conducted by MCWD.

**FISCAL IMPACT:**

The revision of FORA's Water Allocations will facilitate long planned developments to proceed in the various jurisdictions, thus ensuring further collection of land sales, developer fees, and tax increment revenues in the future, as well as job generation in line with original projections.

**COORDINATION:**

Executive Committee, Administrative Committee, Executive Managers' Water Working Group, Marina Coast Water District, and Monterey Regional Water Pollution Control Agency.

Prepared by Jonathan Garcia Reviewed by D. Steven Endsley  
Jonathan Garcia D. Steven Endsley  
Approved by Michael A. Houlemard, Jr.  
Michael A. Houlemard, Jr.

## Revised Allocation after 150 AFY Loans Become Permanent

11/29/06 11:53 pm Draft		11/29/06 11:53 pm Draft		11/29/06 11:53 pm Draft		
Jurisdiction	Basis of Allocation	Aug '98 Final Adjustment (Reduction Due to Water Conservation in Existing Units)	Aug '98 - Dec '06 Subsequent Adjustments	Ground Water Allocation Total	Changing 150 AFY Loans to Allocations	Total Allocation
CSUMB	Based upon Development Acreage & Current Estimated Use = 1160 afy	1253 DU's Reduced from .4 to .3 afy -125		1035		1035
UC MBEST	Based upon Development/ Park Acreage = 175 afy	Plus 40 afy for 8a Polygon Use Based on .25 x Area; plus 15 afy from FORA Strategic Reserve		230		230
County of Monterey	Based upon Development/ Park Acreage (Including E Garrison Historic Area) = 545 afy	Plus 15 afy from FORA Strategic Reserve		560	150	710
County/State Parks & REC.	Based upon Disturbed Habitat as Park Acreage = 45 afy			45		45
County/Del Rey Oaks Annex	Based upon Development Acreage (Golf Co. Requires Reclaimed Water) = 75 afy		April 2005 add. alloc. +17.5 afy	92.5	150	242.5
County/ Monterey Annex	Based upon Development/ Park Acreage = 65 afy			65		65
County/Marina Sphere	Based upon Development/ Park Acreage = 10 afy			10		10

11/29/06 11:53 pm Draft		11/29/06 11:53 pm Draft		11/29/06 11:53 pm Draft		
Jurisdiction	Basis of Allocation	Aug '98 Final Adjustment (Reduction Due to Water Conservation in Existing Units)	Aug '98 - Dec '06 Subsequent Adjustments	Ground Water Allocation Total	Changing 150 AFY Loans to Allocations	Total Allocation
City of Seaside	Based upon Development/ Park Acreage = 710 afy	Allow 230 afy of Water for Golf C. Irrigation as Interim Use Only	2003 OMC/Brostrom Agreement +38 afy. July 2004 Seaside- Army Land Exchange +114 afy.	862	150	1012
City of Marina	Based upon Development/ Park Acreage & Current Estimated Use = 1,350 afy	1,733 DU's Reduced from .4 to .3 afy -175 afy		1175	150	1325
Army (Assumes Golf Course Irrigation Transferred to Seaside)	1729 afy as requested	None	2003 OMC/Brostrom Agreement -38 afy. July 2004 Seaside-Army Land Exchange -114 afy	1577		1577
		<b>TOTAL USE</b>		<b>5652</b>	<b>600</b>	<b>6251.5</b>
		<b>TOTAL GROUND WATER</b>				6600
		<b>REMAINING *</b>				348.5

\* To be allocated to strategic reserve to cover projected line loss

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<p style="text-align: center;">Attachment To Item 8b FORA Board Meeting, January 12, 2007</p>
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# FORMER FORT ORD WATER STATUS

(as of December 31, 2006)

## SUMMARY

<b>MARINA:</b>	<b>TOTAL AVAILABLE</b>	<b>1,325 afy</b>
	Marina's Assignment/Usage	<u>1260 afy</u>
	<b>REMAINING AVAILABILITY</b>	<b>65 afy</b>
<b>SEASIDE:</b>	<b>TOTAL AVAILABLE</b>	<b>1,012 afy</b>
	Seaside's Assignment/Usage	<u>966 afy</u>
	<b>REMAINING AVAILABILITY</b>	<b>46 afy</b>
<b>COUNTY/MARINA SPHERE:</b>	<b>TOTAL AVAILABLE</b>	<b>10 afy</b>
	County/Marina Assignment/Usage	None to date
<b>MONTEREY COUNTY:</b>	<b>TOTAL AVAILABLE</b>	<b>710 afy</b>
	Monterey County Assignment/Usage	<u>527.5 afy</u>
	<b>REMAINING AVAILABILITY</b>	<b>182.5 afy</b>
<b>DEL REY OAKS:</b>	<b>TOTAL AVAILABLE</b>	<b>242.5 afy</b>
	Del Rey Oaks' Assignment/Usage	None to date
<b>CITY OF MONTEREY:</b>	<b>TOTAL AVAILABLE</b>	<b>65 afy</b>
	Monterey's Assignment/Usage:	None to date
<b>CSUMB:</b>	<b>TOTAL AVAILABLE</b>	<b>1,035 afy</b>
	CSUMB's usage estimate	<u>633 afy</u>
	<b>REMAINING AVAILABILITY</b>	<b>402 afy</b>
<b>UC MBEST:</b>	<b>TOTAL AVAILABLE</b>	<b>230 afy</b>
	UC's usage	<u>5 afy</u>
	<b>REMAINING AVAILABILITY</b>	<b>225 afy</b>
<b>STATE PARKS &amp; RECREATION:</b>	<b>TOTAL ALLOCATION</b>	<b>45 afy</b>
	<b>TOTAL FORA ALLOCATIONS/USAGE</b>	<b>4,674.5 afy</b>
	<b>TOTAL REMAINING JURISDICTIONAL AVAILABILITY</b>	
	(Not Assigned or Being Used)	<u>1283 afy</u>
	<b>ARMY RETENTION*</b>	<b>1,577 afy</b>
	<b>REMAINING FORA UNOBLIGATED RESOURCE</b>	<b>348.5 afy</b>
	<b>TOTAL CONTRACTED AVAILABILITY</b>	<b>6,600 afy</b>

\*US Army Retention of Contractual Resources – a portion of which may come to FORA members under existing agreement with US Government

Base Reuse Plan Demand	9,000 afy (approx.)
Fort Ord Reuse U.S. Army Water Rights	6,600 afy**
Water to be Provided by Augmentation	2,400 afy (approx.)
Water from Seaside Aquifer	400 afy (approx.)

**ALLOCATIONS TO DATE:**

**MARINA**

(1)	FORA Board allocation:	1,175 afy	
	Interim loan***	150 afy	
	<b>TOTAL AVAILABLE</b>	<b>1,325 afy</b>	
(2)	Assignments to projects:		
	(a) Marina Heights:	292 afy	
	(b) University Villages:	593 afy	
	(c) Cypress Knolls:	156 afy	
	<b>SUBTOTAL</b>	<b>1,041 afy</b>	
(3)	2005 usage (not included in (2) above):		
	(a) Abrams Park:	76 afy	
	(b) Marina Airport:	5 afy	
	(c) Preston Park:	106 afy	
	(d) Other:	32 afy	
	<b>SUBTOTAL</b>	<b>219 afy</b>	
	<b>REMAINING AVAILABILITY</b>	<b>65 afy</b>	

**SEASIDE**

(1)	FORA Board allocation:	710 afy	
	Transfer from U.S. Army for Brostrom:	38 afy	
	Interim loan***	150 afy	
	2005 Army land swap	114 afy	
	<b>TOTAL AVAILABLE</b>	<b>1012 afy</b>	
(2)	Assignment/Usage to projects:		
	(a) Monterey College of Law:	9 afy	(estimate)
	(b) Chartwell School:	11 afy	(estimate)
	(c) Monterey Peninsula College:	9 afy	(estimate)
	(d) Sunbay:	63 afy	(2005 consumpt)
	(e) Brostrom:	60 afy	(2005 consumpt)
	(f) Seaside Highlands:	135 afy	(estimate)
	(g) MPUSD:	114 afy	(2005 consumpt)
	(h) Seaside Resort- Golf Course:	400 afy	(estimate)
	(i) Seaside Resort- Hotel, units:	161 afy	(estimate)
	(j) Other	4 afy	(2005 consumpt)
	<b>SUBTOTAL</b>	<b>966 afy</b>	
	<b>REMAINING AVAILABILITY</b>	<b>46 afy</b>	



**COUNTY/MARINA SPHERE**

(1)	FORA Board allocation:	10 afy
	<b><u>TOTAL</u></b>	<b><u>10 afy</u></b>

(2) Assignment/Usage to projects: None to date

**REMAINING AVAILABILITY** **10 afy**

**MONTEREY COUNTY**

(1)	FORA Board allocation:	560 afy
	Interim loan***	<u>150 afy</u>
	<b><u>TOTAL</u></b>	<b><u>710 afy</u></b>

(2)	Assignment/Usage to projects:	
	(a) Monterey Peninsula College	52.5 afy
	(b) East Garrison	470 afy
	(c) Ord Market	<u>5 afy</u>
	<b><u>SUBTOTAL</u></b>	<b><u>527.5 afy</u></b>

**REMAINING AVAILABILITY** **182.5 afy**

**DEL REY OAKS**

(1)	FORA Board allocation:	75 afy
	Additional for flagship project:	17.5 afy
	Interim loan***	<u>150 afy</u>
	<b><u>TOTAL</u></b>	<b><u>242.5 afy</u></b>

(2) Del Rey Oaks' assignment/usage: None to date

**CITY OF MONTEREY**

(1)	FORA Board allocation:	<u>65 afy</u>
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(2) Monterey's assignment/usage: None to date

**CSUMB**

(1)	FORA Board allocation:	1,035 afy
(2)	CSUMB's 2005 usage estimate	<u>633 afy</u>
	<b><u>REMAINING AVAILABILITY</u></b>	<b><u>402 afy</u></b>

**UC MBEST**

(1)	FORA Board allocation:	230 afy
(2)	UC's usage	<u>5 afy</u>
	<b><u>REMAINING AVAILABILITY</u></b>	<b><u>225 afy</u></b>

**STATE PARKS & RECREATION**

(1)	FORA Board allocation:	<u>45 afy</u>
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(2) State Parks & Recreation's  
Allocations to projects: None to date

\*\*US Army's current retention is 1,577 afy

\*\*\*Interim loans were authorized on 10/23/98 by the FORA Board.

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## Potable Water Needs by Project

The estimates herein are derived from the following sources: 1. Water usage  
2. Developer/Jurisdictional estimates 3. Water supply analysis as supplied by MCWD.

### Monterey County

Monterey County currently has a FORA allocation of 560 AFY. After subtracting existing uses and assignments (527.5 AFY), 32.5 AFY of potable water remains. Making the 150 AFY loans permanent would give Monterey County an allocation availability of 182.5 AFY. When combined with an allocation of recycled water resources, this would provide resource assurance for several of the projects listed below to be processed. The following projects would provide jobs envisioned in the 1997 Base Reuse Plan and address the jobs/housing balance for the former base.

Project	Developer	*Potable Water Need	Projected Fiscal Year
East Garrison I	East Garrison Partners, LLC	Included above	2007-2008
Monterey Peninsula College	Monterey Peninsula College	Included above	2010-2011
Ord Market Lease	In Use	Included above	Current
Monterey Horse Park	Monterey Horse Park	40 AFY	2010-2011
Commercial/Light Industrial/Business Park in Landfill Area	To be determined	145 AFY	2008-2009
Hotel/Office in Parker Flats Area	To be determined	50 AFY	2010-2011
Industrial in Laguna Seca Area	To be determined	40 AFY	2011-2012
MPUSD school	MPUSD	10 AFY	2012-2013
York School	York School	5 AFY	Not available
MST Corp Yard	MST	25 AFY	Not available
Veterans Cemetery	To be determined	21 AFY	Not available
County Youth Camp	County	45 AFY	2008-2009
Intergarrison Rd. Office Park	To be determined	90 AFY	2010-2011
East Garrison II development	To be determined	395 AFY	2013-2014
Total		866 AFY	

\*Reclaimed water needs will be brought back in February – March 2007 for Board consideration.

## Potable Water Needs by Project

The estimates herein are derived from the following sources: 1. Water usage  
2. Developer/Jurisdictional estimates 3. Water supply analysis as supplied by MCWD.

### City of Marina

The City of Marina currently has a FORA allocation of 1,175 AFY. After subtracting existing uses and assignments (1,260 AFY), the City of Marina would need an additional 85 AFY of potable water. Making the 150 AFY loans permanent would give the City of Marina an allocation availability of 65 AFY. When combined with an allocation of recycled water resources, this would provide resource assurance for several of the projects listed below to be processed. The following projects would provide jobs envisioned in the 1997 Base Reuse Plan and address the jobs/housing balance for the former base.

Project	Developer	*Potable Water Need	Projected Fiscal Year
Marina Heights	Marina Heights, LP	Included above	2006-2007
University Village	Marina Community Partners, LLC	Included above	2007-2008
Cypress Knolls	Cypress Knolls, LLC	Included above	2007-2008
Other in UV SP	To be determined	89 AFY	2007-2008
Airport Golf Course	To be determined	56 AFY	2010-2011
Airport Business Park	To be determined	148 AFY	2010-2011
Potential High School	MPUSD	31 AFY	2010-2011
Potential K-8	MPUSD	19 AFY	2009-2010
MPC Campus	MPC	26 AFY	2010-2011
Public Senior Center	To be determined	2 AFY	2010-2011
Unknown Commercial	To be determined	1 AFY	2007-2008
<b>Total</b>		<b>372 AFY</b>	

\*Reclaimed water needs will be brought back in February – March 2007 for Board consideration.

## Potable Water Needs by Project

The estimates herein are derived from the following sources: 1. Water usage  
2. Developer/Jurisdictional estimates 3. Water supply analysis as supplied by MCWD.

### City of Seaside

The City of Seaside currently has a FORA allocation of 862 AFY. After subtracting existing uses and assignments (966 AFY), the City of Seaside would need an additional 104 AFY of potable water. Making the 150 AFY loans permanent would give the City of Seaside an allocation availability of 46 AFY. When combined with an allocation of recycled water resources, this would provide resource assurance for several of the projects listed below to be processed. The following projects would provide jobs envisioned in the 1997 Base Reuse Plan and address the jobs/housing balance for the former base.

Project	Developer	*Potable Water Need	Projected Fiscal Year
Seaside Resort	Seaside Resort Development, LLC	Included above	2007-2008
Hayes School	MPUSD	Included above	2007-2008
Seaside Highlands		Included above	2007-2008
Seaside High School	MPUSD	Included above	2007-2008
Upgrade Soper Field		Included above	2007-2008
MPC Training Center	MPC	Included above	Not available
Veterans Cemetery	To be determined	21 AFY	Not available
Retail South of Lightfighter Dr.	To be determined	46 AFY	2009-2010
Seaside Corp Yard	To be determined	3 AFY	2007-2008
Seaside Main Gate	Clark Realty Capital, LLC, and General Growth Properties, Inc.	118 AFY	2007-2008
CHISPA Housing	To be determined	16 AFY	2007-2008
Seaside Highlands Affordable Housing	To be determined	17 AFY	2008-2009
State Park Housing	To be determined	6 AFY	2007-2008
Total		227 AFY	

\*Reclaimed water needs will be brought back in February – March 2007 for Board consideration.

## Potable Water Needs by Project

The estimates herein are derived from the following sources: 1. Water usage  
2. Developer/Jurisdictional estimates 3. Water supply analysis as supplied by MCWD.

### City of Del Rey Oaks

The City of Del Rey Oaks ("DRO") currently has a FORA allocation of 92.5 AFY. Making the 150 AFY loans permanent would give DRO an allocation availability of 242.5 AFY, which, when combined with an allocation of recycled water resources, would provide resource assurance for the Del Rey Oaks Resort project developer (and DRO) to proceed with financing and processing. This project offers significant jobs envisioned in the 1997 Base Reuse Plan and helps address former Fort Ord jobs/housing balance.

Project	Developer	*Potable Water Need	Projected Fiscal Year
Del Rey Oaks Resort project, Phase I	Federal Development, LLC	242.5 AFY	2008-2009
Del Rey Oaks Resort project, future phases	Federal Development, LLC	59.5 AFY	2013-2014
Total		302 AFY	

\*Reclaimed water needs will be brought back in February – March 2007 for Board consideration.

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Resolution 07-\_\_

Attachment  
To Item 8b  
FORA Board Meeting, January 12, 2007

Resolution of the Authority Board )  
changing the 150 AFY Loans to )  
Del Rey Oaks, Seaside, Marina, )  
and Monterey County in October )  
1998 to permanent additions to )  
their Water Allocations. )

THIS RESOLUTION is adopted with reference to the following facts and circumstances:

**WHEREAS**, the Fort Ord Reuse Authority ("FORA") Board of Directors authorized a loan of 150 AFY each to Monterey County and the Cities of Del Rey Oaks, Marina, and Seaside on October 9, 1998; and

**WHEREAS**, these loans were from the FORA strategic reserve for an interim five-year period, for the express purpose of initial construction of their respective visitor serving, commercial recreation projects; and

**WHEREAS**, the water resource needs of these four jurisdictions have changed over the past eight years and certain projects, now in the entitlement phase, need to rely on permanent water allocations in order to proceed; and

**WHEREAS**, FORA Executive Committee directed staff to study changing these 150 AFY loans to permanent allocations in order to facilitate redevelopment in Monterey County and the Cities of Del Rey Oaks, Marina, and Seaside; and

**NOW, THEREFORE, BE IT RESOLVED** by the FORA Board of Directors that:

1. The FORA Board of Directors changes the 150 AFY loans to permanent allocations of 150 AFY to Monterey County and the Cities of Del Rey Oaks, Marina, and Seaside.

Upon motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing resolution was passed on this 12<sup>th</sup> day of January 2007, by the following vote:

AYES:  
NOES:  
ABSTENTIONS:  
ABSENT:

I, Mayor Mettee-McCutchon, Chair of the Board of Directors of the Fort Ord Reuse Authority of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of the said Board of Directors duly made and entered under Item \_\_, Page \_\_, of the board meeting minutes of \_\_\_\_\_, 2007 thereof, which are kept in the Minute Book resident in the offices of the Fort Ord Reuse Authority.

January \_\_\_\_\_ 2007

BY \_\_\_\_\_

Ila Mettee-McCutchon  
Chair, Board of Directors  
Fort Ord Reuse Authority

*copy of executed doc*

Resolution 07-1

Resolution of the Authority Board )  
changing the 150 AFY loans granted )  
to Del Rey Oaks, Seaside, Marina, and )  
Monterey County in October 1998 to )  
permanent additions to their water )  
allocations )

THIS RESOLUTION is adopted with reference to the following facts and circumstances:

**WHEREAS**, the Fort Ord Reuse Authority (“FORA”) Board of Directors authorized a loan of 150 acre-feet per year (“AFY”) each to Monterey County and the Cities of Del Rey Oaks, Marina, and Seaside on October 23, 1998; and

**WHEREAS**, these loans were from the FORA strategic reserve for an interim five-year period for the express purpose of initial construction of their respective visitor-serving, commercial and recreation projects; and

**WHEREAS**, the water resource needs of these four jurisdictions have changed over the past eight years and certain projects now in the entitlement phase need to rely on permanent water allocations in order to proceed; and

**WHEREAS**, the FORA Executive Committee directed staff to study changing these 150 AFY loans to permanent allocations in order to facilitate redevelopment in Monterey County and the Cities of Del Rey Oaks, Marina, and Seaside.

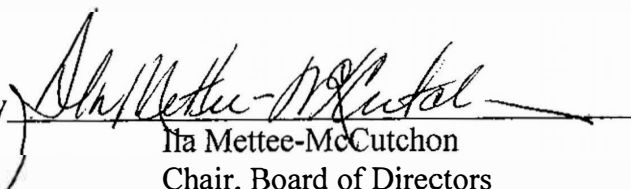
**NOW, THEREFORE, BE IT RESOLVED** by the FORA Board of Directors that the FORA Board of Directors changes the four 150 AFY loans to permanent allocations of 150 AFY to Monterey County and the Cities of Del Rey Oaks, Marina, and Seaside for use on the former Fort Ord within each respective jurisdiction.

Upon motion by Mayor Rubio, seconded by Councilmember Mancini, the foregoing resolution was passed on this 12<sup>th</sup> day of January 2007, by the following vote:

AYES:	8	Directors Russell, Mettee-McCutchon, Morrison, Della Sala, Barnes, Pendergrass, Rubio, and Mancini
NOES:	2	Directors McCloud and Davis
ABSTENTIONS:	0	
ABSENT:	3	Directors Smith, Potter, and Calcagno

I, Mayor Mettee-McCutchon, Chair of the Board of Directors of the Fort Ord Reuse Authority of the County of Monterey, State of California, do hereby certify that the foregoing is a true copy of an original order of the said Board of Directors duly made and entered under Item 8b(i), Page 4, of the board meeting minutes of January 12, 2007, thereof, which are kept in the Minute Book resident in the offices of the Fort Ord Reuse Authority.

January 31, 2007

By   
Ila Mettee-McCutchon  
Chair, Board of Directors  
Fort Ord Reuse Authority