

Attachment A

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*Board of Supervisors
County of Monterey, State of California*

Resolution No. 20-_____

Adopt a resolution to authorize and direct the)
Auditor-Controller to amend Fiscal Year)
2020-21 Adopted Budget to:)
a. Increase appropriations by \$350,000 and)
estimated revenue by \$350,000 for the)
Habitat Management Program, Fund 029,)
Appropriation Unit RMA111, to fund habitat)
management planning activities on former)
Fort Ord lands, financed by estimated)
interest earnings of \$300,000 and)
Unassigned Fund Balance of \$50,000 (Fund)
029, Balance Sheet Account 3101); and)
b. Increase appropriations and revenue by)
\$253,822 for the General Fund, Fund 001,)
RMA Administration, Appropriation Unit)
RMA013, financed by Fort Ord Reuse)
Authority (FORA) funds transferred to the)
County on July 1, 2020, for FORA wind-up)
activities including: \$150,000 for Regional)
Government Services (RGS) contract,)
\$15,000 for contract management of the)
RGS contract, \$70,109 for records)
management and response to public records)
requests, and \$18,713 for oak woodland)
conservation planning activities performed)
by Denise Duffy & Associates (4/5th vote)
required))

WHEREAS, on June 9, 2020, the Board of Supervisors approved a Joint Community Facilities Agreement between the County and Fort Ord Reuse Authority (FORA) to transfer an approximate \$13.58 million from FORA to the County to be used for habitat management on former Fort Ord lands;

WHEREAS, on June 16, 2020, the Board of Supervisors approved two agreements, one assigning to the County remaining tasks under a contract between FORA and Denise Duffy and Associates, Inc. (DDA) for oak woodland conservation planning for County and City of Seaside lands in the former Fort Ord, and a second agreement authorizing the transfer of \$18,713 from FORA to the County to fund this DDA work;

WHEREAS, on June 23, 2020, the Board approved an Agreement between FORA and the County Regarding Administrative and Financial Matters Associated with FORA Dissolution (Administrative Matters Agreement), which identified specific responsibilities assigned to the

County and provided funding from FORA to perform those tasks, including to serve as custodian of most of FORA's Records;

WHEREAS, on June 23, 2020, the Board authorized the County Administrative Officer (CAO) to approve and assume a contract between FORA and Regional Government Services (RGS) for services related to winding up FORA's business affairs following FORA dissolution. The RGS contract with FORA (activities through June 30, 2020) and the County (activities July 1, 2020 forward) was executed on June 30, 2020, for a retroactive term covering June 15, 2020 through June 30, 2021 ("RGS contract");

WHEREAS, on June 26, 2020, The County received \$13,775,711 from FORA for habitat management services pursuant to the Joint Community Facilities Agreement, and these funds have been placed in a separate interest earning account;

WHEREAS, on June 30, 2020, the Fort Ord Reuse Authority (FORA) dissolved by operation of law, and the County assumed certain responsibilities pursuant to the Administrative Matters Agreement;

WHEREAS, on July 1, 2020, FORA transferred the following funds to the County: \$294,038 to oversee specific wind-up activities, including: \$150,000 for the RGS contract; \$15,000 for staff time to manage the RGS contract; \$50,000 for staff and supplies related to organizing and boxing FORA physical files; \$60,325 for staff time to respond to California Public Records Act requests for three (3) years (\$20,109 for the first year and \$20,108 for each of the two succeeding years); and \$18,713 for DDA contract work for oak woodland conservation planning;

WHEREAS, expenditures related to the wind-up activities will be tracked and any unused funds will be set aside in Restricted Fund Balance for future years' expenditures;

WHEREAS, pursuant to the Fort Ord Installation-wide Habitat Management Plan (HMP), and because the FORA-led Fort Ord Regionwide Habitat Conservation Plan (HCP) was not finalized or adopted, the County must develop a resource-specific habitat management implementation plan (RMP) for all parcels in the unincorporated area of the County subject to HMP;

WHEREAS, staff estimates that development of the RMP will require contracting with a consultant at an estimated cost of \$250,000;

WHEREAS, the proposed Fort Ord Recreation and Habitat Area (FORHA) Master Trail Plan and Open Space Management Strategy Plan (referred to as FORHA Plan) and RMP are interdependent, so staff proposes finalizing a draft of the FORHA Plan for Board consideration concurrently with the RMP, and staff is evaluating if this update can be completed with in-house workforce or if the contractor who developed the plan can be re-engaged to complete it at an estimated cost of \$50,000;

WHEREAS, RMA staff is also working on identifying and evaluating options to establish and implement a habitat management program for the former Fort Ord lands, which involves an estimated \$50,000 in staff time;

WHEREAS, approval of this recommendation will authorize and direct the Auditor-Controller to amend the Fiscal Year 2020-21 Adopted Budget to recognize the funding received from FORA in designated budget appropriation units to allow the completion and payment for post-FORA activities performed and/or managed by RMA;

WHEREAS, the Budget Committee voted to support the recommendation on October 7, 2020; and

WHEREAS, the recommendation of this report supports the Board of Supervisors' Economic Development, Administration, and Infrastructure Strategic Initiatives by ensuring accurate, timely, and transparent fiscal accounting and effective resource management to enable the RMA to complete critical work for the long-term benefit of the County.

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors does hereby:

Adopt a resolution to authorize and direct the Auditor-Controller to amend Fiscal Year 2020-21 Adopted Budget to:

- a. Increase appropriations by \$350,000 and estimated revenue by \$350,000 for the Habitat Management Program, Fund 029, Appropriation Unit RMA111, to fund habitat management planning activities on former Fort Ord lands, financed by estimated interest earnings of \$300,000 and Unassigned Fund Balance of \$50,000 (Fund 029, Balance Sheet Account 3101); and
- b. Increase appropriations and revenue by \$253,822 for the General Fund, Fund 001, RMA Administration, Appropriation Unit RMA013, financed by Fort Ord Reuse Authority (FORA) funds transferred to the County on July 1, 2020, for FORA wind-up activities including: \$150,000 for Regional Government Services (RGS) contract, \$15,000 for contract management of the RGS contract, \$70,109 for records management and response to public records requests, and \$18,713 for oak woodland conservation planning activities performed by Denise Duffy & Associates.

PASSED AND ADOPTED upon this 27th day of October 2020, by roll call vote:

AYES: Supervisors

NOES:

ABSENT:

(Government Code 54943)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original resolution of said Board of Supervisors duly made and entered in the minutes thereof Minute Book ___ for the meeting on October 27, 2020.

Dated: October , 2020
File Number: RES 20-
Agenda Item:

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy

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