

BOARD OF SUPERVISORS

Fernando Armenta	1 st District (Vice Chair)	Lew C. Bauman
Louis R. Calcagno	2 nd District	County Administrative Officer
Simón Salinas	3 rd District	
Jerry Smith	4 th District	Charles J. McKee
Dave Potter	5 th District (Chair)	County Counsel

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ACTION MINUTES

SPECIAL MEETING:

**MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY REDEVELOPMENT AGENCY
TUESDAY JANUARY 16, 2007
1:00 P.M.**

1:00 p.m.

- 6300.000 S-1 Closed Session under Government Code Section 54950, relating to the following items:
- a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:
 1. In re Monterey County Initiative Matter (Melendez vs. Board of Supervisors, Madrigal vs. County of Monterey)
 2. Rangel and Buell vs. County of Monterey, et al.
 3. Rancho San Juan Opposition Coalition vs. Board of Supervisors

BOARD ACTION: The Board received updates and provided direction on how to try and resolve these matters.

- b. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the following public employment position:
 - a. Natividad Medical Center CEO

BOARD ACTION: The Board heard from the CEO on the performance issues at the hospital and gave direction for future actions.

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- c. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation.

BOARD ACTION: The Board gave direction on how to proceed with this matter. This item regarding a letter from LAFCO regarding potential litigation against them and the potential monetary exposure to the County should liability be found against LAFCO.

2:30 p.m.

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1. Pledge of Allegiance
The Pledge of Allegiance was led by Chair Potter

- 6300.000 2. Additions and Corrections to the agenda.

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in section 54954.2 of the California Government Code.

There were no additions or corrections to the agenda.

- 6300.000 3. Board Comments and Referrals
There were none.

- 6300.000 4. Received Board Referrals update
There were no comments or questions.

- 0600.025 5. CAO Comments
There were none.

- 5100.000 S-2 a. **Board Budget No.: 06/07-110 Approved and authorized** an 1350.775 increase in estimated revenue and appropriations in the amount 0150.146 of \$1,019,391 for Fund 018, Budget Unit 184-Fort Ord Reuse for Fiscal Year 2006-07; and
b. **Directed** the Auditor-Controller to make appropriate budget adjustments as outlined in the board order. (4/5th vote required)

BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Armenta, and carried 5/0.

- S-3 The Monterey County Board of Supervisor to **approved and authorized** the Chair of the Board to sign:
a. A Consent, Subordination and Recognition Agreement among the County, the Redevelopment Agency, East Garrison Partners I, LLC and Residential Funding Company, LLC relating to financing for the East Garrison project; and
b. An Escrow Closing Agreement among the Redevelopment Agency, the County, and the East Garrison Partners I, LLC relating to compliance with the terms of transfer of the East Garrison property to the project developers.

BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Armenta, and carried 5/0.

- 5100.0000 S-4 The Board of Directors of the Redevelopment Agency to:
0801.025 a. **Approved** a Project Funding Loan from Residential Funding
1350.775 Company, LLC for project implementation; and
b. **Approved** and authorized the Chair of the Board to sign:
i. **Agreement No.: A-10767** A Consent, Subordination and Recognition Agreement among the Count, the Redevelopment Agency, East Garrison Partners I, LLC and Residential Funding Company, LLC relating to financing fro the East Garrison project; and
ii. **Agreement No.: 10768** An Escrow Closing Agreement among the Redevelopment Agency, the County and East Garrison Partners I, LLC relating to compliance with the terms of transfer of the East Garrison property to the project developers.

BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Salinas, and carried 5/0.

- S-5 **Approved and authorized** the Chair of the Board of Directors of the Redevelopment Agency to sign three Memoranda of Agreement all relating to the provision of required affordable housing in the East Garrison development project:
a. Between East Garrison Partners I, LLC (EGP) and Mid-Peninsula Housing Coalition; and

- b. Between EGP and Artspace Projects; and
- c. Between EGP and CHISPA.

BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Armenta, and carried 5/0.

- 0801.025 S-6 a. **Resolution No. 07-022 Adopted** a resolution by the Board of 5100.000 Directors of the Redevelopment Agency of the County of 1350.775 Monterey to:
- i. **Accepted** two Quitclaim Deeds transferring ownership of land on the former Fort Ord collectively known as "East Garrison" from the Fort Ord Reuse Authority to the Redevelopment Agency of the County of Monterey; and
 - ii. **Authorized** the Chair of the Board to sign an acceptance of the Quitclaim Deed upon closing of escrow; and
- b. **Resolution No.:07-023 Adopted** a resolution by the Board of Directors of the Redevelopment Agency of the County of Monterey to:
- i. **Approved** a Quitclaim Deed transferring ownership of a portion of the land on the former Fort Ord known as "East Garrison" (minus Agency-retained parcels) from the Redevelopment Agency to East Garrison Partners I, LLC for implementation of the East Garrison development project, and
 - ii. **Authorized** the Chair of the Board to sign the Quitclaim Deed upon closing of escrow.

BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Salinas, and carried 5/0.

- S-7 a. **Resolution No. Adopted** a resolution calling for an election on June 5, 2007 to submit to the voters of Monterey County the question of whether or not to repeal the 2006 County General Plan adopted by the Board of Supervisors on January 3, 2007; and
- b. **Resolution No. Adopted** a resolution calling for an election on June 5, 2007 to submit to the voters of Monterey County the question of whether or not to adopt the citizen-circulated general plan initiative entitled "Amendment of the Monterey County General Plan, Including the North County Land Use Plan".

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Smith, and carried 5/0.

**ORDER FOR ADJOURNMENT
IN MEMORY OF RAE DeMARS
AND
IN MEMORY OF PAUL MARTIN**

APPROVED:

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_____ Chair

ATTEST:
LEW C. BAUMAN, Clerk of the Board

By: _____
Deputy

