

From: [Molly Erickson](#)
To: [FORA Board](#)
Cc: [Dominique Jones](#)
Subject: KFOW letter to FORA Board of Directors
Date: Thursday, December 07, 2017 3:55:27 PM
Attachments: [17.12.07.KFOW.Ltr.to.FORA.BOD.pdf](#)

Chair Rubio and Board members:

Please see attached letter. Thank you.

Molly Erickson
STAMP | ERICKSON
479 Pacific Street, Suite One
Monterey, CA 93940
tel: 831-373-1214, x14

Michael W. Stamp
Molly Erickson

STAMP | ERICKSON
Attorneys at Law

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F: (831) 373-0242

December 7, 2017

Via Email to board@fora.org
Ralph Rubio, Chair
Board of Directors
Fort Ord Reuse Authority

Subject: Failure to implement/enforce Reuse Plan and Reuse Plan mitigations

Chair Rubio and members of the FORA Board of Directors:

We represent Keep Fort Ord Wild, which again expresses its concerns about the disregard by FORA of the Reuse Plan policies, programs and mitigations, including the Regional Urban Design Guidelines (RUDG). The purpose and intent of the Reuse Plan policies and programs and EIR mitigations, including the RUDG, are to control and influence development and design at Fort Ord. Instead, FORA has allowed many significant projects to be approved and developed without such controls in place. FORA allowed twenty years of development to be approved before FORA even adopted the RUDG in summer 2017. Then at its November 2017 meeting, the FORA Board ignored the RUDG requirements and approved development of the South Boundary and Gigling roads that does not comply with the RUDG.

FORA has prioritized projects that FORA inaccurately calls mitigations, such as a new Eastside Parkway which, as recently as yesterday at a FORA meeting, FORA and its consultants publicly described as a "mitigation" that is "required."

To reiterate, it is my client's position that FORA has a stubborn history of noncompliance with the adopted Reuse Plan, the certified Reuse Plan EIR, and FORA's proper role as directed originally by the State of California and as extended afterward by the Legislature. We and others have sent letters explaining the problems, and we have provided voluminous attachments. The record is replete with information about FORA's failures. FORA has apparently decided not to take prompt and effective action, and KFOR has reached the conclusion that FORA's practice is to ignore these serious matters. KFOR remains willing to take steps to remedy the situation. This is a disturbing and harmful pattern, whereby FORA essentially ignores its duties, its statutory requirements, and routine public agency standards. KFOR remains willing to meet with you about the concerns. FORA controls the calendar, not KFOR. Thank you for your consideration of these comments.

Very truly yours,

STAMP | ERICKSON

/s/ Molly Erickson

Molly Erickson

From: [Ron Chesshire](#)
To: [FORA Board](#)
Cc: [Jolene E. Kramer](#); [Andy Hartmann](#); [John Papa](#); [Steve MacArthur](#); [Rod Smalley](#); [Michael Houlemard](#); [Sheri Damon](#); [Robert Norris](#)
Subject: Prevailing Wages and Today's meeting
Date: Friday, December 08, 2017 5:17:54 PM

Board members - Many questions were asked today regarding the issue of Prevailing Wages. It is apparent the majority of you don't understand the State Public Works laws and how they apply in your own jurisdictions. If you did, the quantity and variety of questions would have been greatly reduced. Things don't change just because we are talking about projects on a former military base. A public work in the County or any of its Cities is the same as a public work within FORA. But, Public Works can vary as to who is the Awarding Agency. Also, it seems that many of you don't understand FORA's role and responsibilities. Please don't take this critically. As elected officials you aren't supposed to know everything. No one knows it all.

We will leave it here for now and say that a workshop strictly with the DIR won't get you to the point of enlightenment as you seemed to desire by your questions today. And, several of your questions won't be directly and immediately answered by the DIR. Some will need to have a formal request to the DIR which will take investigation and time to answer. On many topics, there may be no instant answers.

We will be glad to participate at any workshop or seminar. We're sure you have many questions which we can provide information or insight. Just let us know and we are also looking forward to the learning experience.

In Solidarity,

Ron Chesshire

Monterey/Santa Cruz Counties Building & Construction Trades Council

10300 Merritt Street
Castroville, CA 95012
(831) 869-3073
ron@mscbctc.com
www.MSCBCTC.com

From: [Sean Marciniak](mailto:Sean.Marciniak@msrlegal.com)
To: ["COB@co.monterey.ca.us"](mailto:COB@co.monterey.ca.us)
Cc: ["McKeeCJ@co.monterey.ca.us"](mailto:McKeeCJ@co.monterey.ca.us); FORA Board; ["jgiffen@kahlaw.net"](mailto:jgiffen@kahlaw.net); [Supervisor Alejo](mailto:SupervisorAlejo@co.monterey.ca.us); [Supervisor Phillips](mailto:SupervisorPhillips@co.monterey.ca.us); [Supervisor Salinas](mailto:SupervisorSalinas@co.monterey.ca.us); ["district4@co.monterey.ca.us"](mailto:district4@co.monterey.ca.us); [Supervisor Adams](mailto:SupervisorAdams@co.monterey.ca.us); ["bdelgado62@gmail.com"](mailto:bdelgado62@gmail.com); ["frank.oconnell93933@gmail.com"](mailto:frank.oconnell93933@gmail.com); [Councilmember Morton](mailto:CouncilmemberMorton@co.monterey.ca.us); [Councilmember Amadeo](mailto:CouncilmemberAmadeo@co.monterey.ca.us); [David Brown](mailto:DavidBrown@co.monterey.ca.us); ["attys@wellingtonlaw.com"](mailto:attys@wellingtonlaw.com); [Giselle Roohparvar](mailto:GiselleRoohparvar@co.monterey.ca.us); [Wilson Wendt](mailto:WilsonWendt@co.monterey.ca.us); [Art Coon](mailto:ArtCoon@co.monterey.ca.us); [Nancy Troche](mailto:NancyTroche@co.monterey.ca.us); [Josephine Velazquez](mailto:JosephineVelazquez@co.monterey.ca.us)
Subject: RE: Public Comment re Monterey County Board of Supervisors December 14, 2017 Agenda, Items 0.1 and 2 [IWOV-iManage.FID961766]
Date: Wednesday, December 13, 2017 4:12:37 PM
Attachments: [12-13-2017 Ltr. to County re Items 0.1 and 2 on December 14, 2017 Agenda.pdf](#)

Dear Members of the Monterey County Board of Supervisors,

Please see the attached correspondence, sent on behalf of Marina Community Partners.

Sincerely,

Sean Marciniak | Miller Starr Regalia

1331 North California Boulevard, Fifth Floor, Walnut Creek, CA 94596

t: 925.935.9400 | f: 925.933.4126 | sean.marciniak@msrlegal.com | www.msrlegal.com

From: Sean Marciniak
Sent: Friday, December 08, 2017 2:54 PM
To: COB@co.monterey.ca.us
Cc: ["McKeeCJ@co.monterey.ca.us"](mailto:McKeeCJ@co.monterey.ca.us); board@fora.org; jgiffen@kahlaw.net; district1@co.monterey.ca.us; district2@co.monterey.ca.us; district3@co.monterey.ca.us; district4@co.monterey.ca.us; district5@co.monterey.ca.us; bdelgado62@gmail.com; frank.oconnell93933@gmail.com; gmorton@montereyfamilylaw.com; nancyamadeo@gmail.com; davidwaynebrown@aol.com; attys@wellingtonlaw.com; [Giselle Roohparvar](mailto:GiselleRoohparvar@co.monterey.ca.us); [Wilson Wendt](mailto:WilsonWendt@co.monterey.ca.us); [Art Coon](mailto:ArtCoon@co.monterey.ca.us); [Nancy Troche](mailto:NancyTroche@co.monterey.ca.us); [Josephine Velazquez](mailto:JosephineVelazquez@co.monterey.ca.us)
Subject: Public Comment re Monterey County Board of Supervisors Action on December 5, 2017, Violation of Brown Act and Other Objections [IWOV-iManage.FID961279]

Dear Members of the Monterey County Board of Supervisors,

Please see the attached correspondence, sent on behalf of Marina Community Partners.

Sincerely,

Sean Marciniak | Miller Starr Regalia

1331 North California Boulevard, Fifth Floor, Walnut Creek, CA 94596

t: 925.935.9400 | f: 925.933.4126 | sean.marciniak@msrlegal.com | www.msrlegal.com





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December 13, 2017

VIA E-MAIL

Monterey County Board of Supervisors
c/o Gail T. Borkowski, Clerk of the Board
168 West Alisal St., 1st Floor
Salinas, CA 93901
Email: COB@co.monterey.ca.us

Re: Public Comment on Items 0.1 and 2 on Agenda for December 14, 2017
Board of Supervisors Hearing

Dear Members of the Board of Supervisors:

On behalf of Marina Community Partners, we submit this public comment regarding Items 0.1 and 2 on the Board's December 14, 2017 Agenda.

So as not to deluge you with paperwork, we have condensed our comments as follows:

- In commenting on the foregoing items, we hereby incorporate by reference all of the objections to the Safe Parking Program and the County's Declaration of Shelter Crisis that we detailed in our letters to the Board on November 13, November 17, and December 8, 2017, as well as all correspondence we have directed to other agencies, such as the City of Marina and the Fort Ord Reuse Authority, and for which we provided courtesy copies to the County (including, without limitation, our November 22, 2017 letters to the City of Marina and FORA).
- The County's agenda for the December 14, 2017 is legally defective. The agenda must notice its Brown Act correction as a "separate item of business" whereas, here, the County's proposed action is part and parcel of no less than five proposed actions. (See Gov. Code § 54960.2(c)(2); 12/14/17 Board Agenda, Items 0.1 and 2 [listing five actions under each item].) Moreover, the Brown Act requires that, in responding to a claim under section 54960.2, the County must do more than adopt a resolution declaring an unconditional commitment to cease and desist from a Brown Act violation. Rather, the law requires the County to approve transmission of a letter that substantially complies with a particular form outlined in the

Government Code. (See, e.g., Gov. Code § 54869.2(c)(1).) Neither the County's agenda, staff's Board report, nor the draft resolution contemplate such an action. For the foregoing reasons, the County must re-agendize Items 0.1(b) and 2(b), and consider them at a later Board hearing.

- The homelessness situation in Monterey County is concerning and heartbreaking. There is a litany of sorrowful adjectives that one can use to describe this circumstance, but "emergency" is not one of them, and the County's disregard for procedure and applicable land use regulations cannot be legally excused by a claim of emergency. As acknowledged in the County's Board Report and draft resolution, the homeless have been camping in vehicles in Monterey County "for an extended period of time;" indeed, the County's September 19, 2017 staff report memorializes that the County has been working to provide shelter for the homeless during inclement winter months *for the past four years*. (9/19/2017 Board Report, p. 2.) Ultimately, the County's failure to design and implement a Safe Parking Program during the past couple years does not justify a decision, now, to rush through the planning process. The County has not, and cannot, muster evidence to make a finding that an "emergency" justifies any of its proposed actions, as we have detailed in past correspondence. Winter may be coming, but it has come at the same time every year; the changing of the seasons is not a sudden and surprising event. Additionally, Lapis Road has served, and can continue to serve, as a temporary location until a proper process for siting the safe parking program is followed.
- In meetings with MCP and other stakeholders on November 28 and December 13, 2017, County staff have indicated that an alternative site must meet four criteria: (1) it must be County-owned; (2) it must be paved; (3) it must be fenced; and (4) it must be within Board of Supervisor District 4. We submit that, if an emergency truly existed, requiring substantial and immediate action, the County would dispense with this fourth criterion and consider sites within other Board of Supervisor districts.
- The County's 2001 General Plan does not encompass, zone, or regulate lands located in the City of Marina, and cannot be used to justify implementation of the Safe Parking Program within the City's limits. For instance, the County's Fort Ord planning area is described as being located to the south of the "city limits of the City of Marina." (2001 General Plan Amendment, p. 1.) The General Plan provisions addressing Fort Ord lands indicate the "location and boundaries of the Planning Areas and Planning Districts" regulated by the County are depicted in Figure 3.10-1 of the Base Reuse Plan. (2001 General Plan Amendment, p. 3.) This figure, attached as Exhibit 1, shows the County's jurisdiction ending at the City's limits. Figures 4.1.5 and 4.1.7 of the Base Reuse Plan confirm this limitation. (See Exhibits 2 and 3.)

- Government Code sections 53090 and 53091 do not provide the County with sovereign immunity in the circumstances here. As detailed in past correspondence, the Fort Ord Reuse Authority Act (Gov. Code § 67650) abrogates any immunity the County enjoys vis-à-vis the City of Marina, and Government Code section 53095 provides that the intergovernmental immunities under section 53090 et seq only prevail over Government Code section 65402 (i.e., not the FORA Act). Separately and independently, and as discussed in past correspondence, the County here proposes a plan to deal with a localized problem, to which sovereign immunity does not extend. (See *County of Santa Barbara v. City of Santa Barbara* (1976) 59 Cal.App.3d 364 [sovereign immunity extends only to “state functions,” and not local functions].) Moreover, to the extent the County believes it need not abide by the City of Marina’s rules, the concept of intergovernmental immunity does not relieve the County from complying with its own procedures regarding zoning and changes of land use.
- The Board Report indicates we alleged a Brown Act violation due to the timing of the agenda. We did.¹ But the thrust of our allegation involved staff’s misleading characterization of Item 30.1 on the December 5, 2017 Agenda, which is separate and independent of any timing consideration, and which staff do not acknowledge. A violation did occur here and, the County must acknowledge a Brown Act violation occurred if it intends to qualify for any of the safe harbor provisions in the Brown Act.
- There is a fair amount of “doublespeak” in the Board Report and draft resolution that requires reconciliation. For instance, the Board Report and draft resolution indicate the County’s declaration of a Shelter Crisis is “separate” from its approval of the Safe Parking Program, yet County staff insists the declaration “provides additional legal authority for the County” to operate the Program. The facts and evidence supporting the Board’s November 14, 2017 approval of the Safe Parking Program are those facts and evidence considered by the Board *prior* to its approval. If the County wishes the proposed declaration of a Shelter Crisis to “relate back” and support an action that occurred a month ago, it must concede its approval of the Safe Parking Program is not yet final.
- The Notice of Violation was filed on December 6, 2017, and not December 5, 2017, as the Board Report and draft resolution indicate. The statute of limitations for filing a lawsuit alleging violations of the California Environmental Quality Act therefore terminates on January 10, 2018, and County Counsel should calendar the appropriate dates.

¹ We continue to allege the revised Agenda was not timely circulated, as we have seen no proof it was distributed 72 hours in advance of the Board’s December 5 hearing.

* * *

Accordingly, we demand that the County: (1) desist in its effort to locate the Safe Parking Program at 2616 First Avenue and find an alternative site; (2) comply with the demands set forth in our previous letters; (3) study any implementation of the Safe Parking Program in compliance with the California Environmental Quality Act; (4) comply with the Public Records Act in responding to our document requests, (5) confirm the County will cease, desist from, and not repeat *all* identified violation of the Brown Act, in compliance with the procedures set forth in the Government Code; and (5) provide MCP with written, advance notice by mail of all actions the County plans to take with respect to the Safe Parking Program and any declarations of emergency concerning the County's homeless problem pursuant to, *inter alia*, Public Resources Code sections 21083.9, 21092(b)(3), and 21092.2, and Government Code section 54954.1.

We also reserve all rights to make further arguments once we have received a response from the County regarding our Public Records Act requests.

Sincerely,

MILLER STARR REGALIA

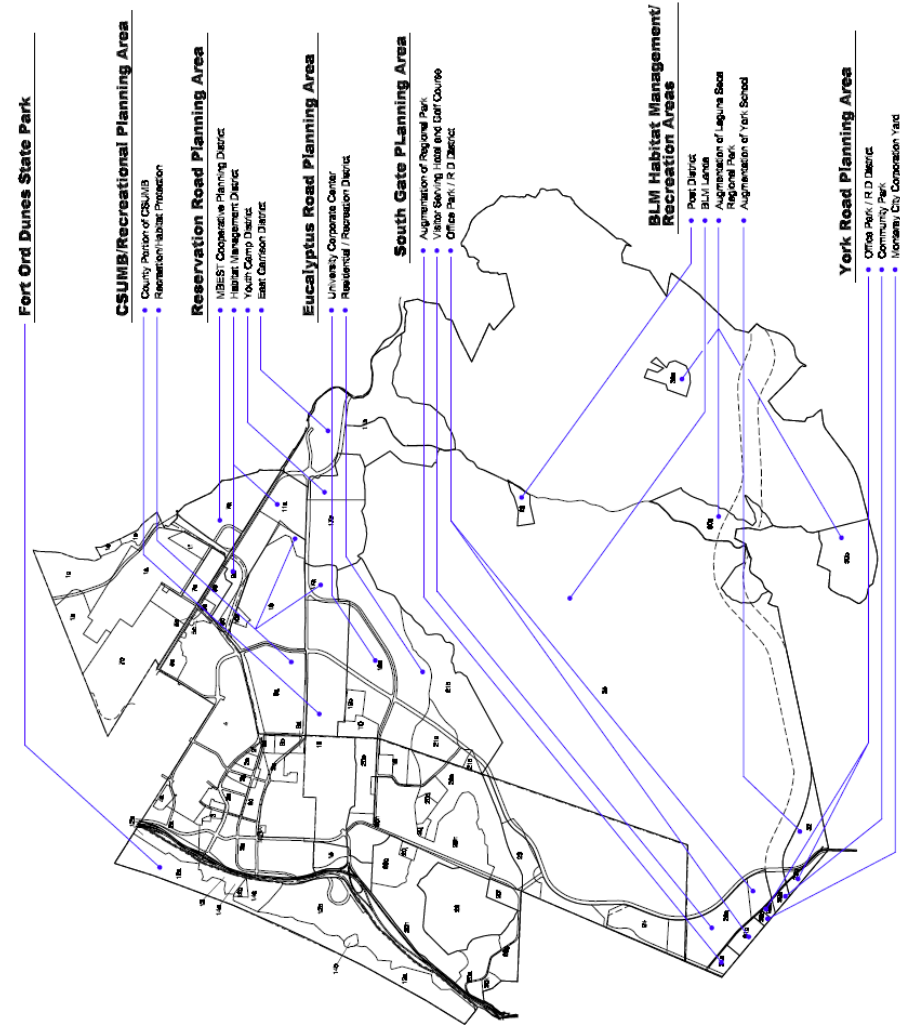


Sean Marciniak

cc: Clients
Wilson Wendt, Esq., Miller Starr Regalia
Arthur F. Coon, Esq., Miller Starr Regalia
Giselle S. Roohparvar, Esq., Miller Starr Regalia
Charles J. McKee, Monterey County Counsel (McKeeCJ@co.monterey.ca.us)
Fort Ord Reuse Authority Board of Directors (board@fora.org)
Jonathon Giffen, Counsel for FORA (jgiffen@kahlaw.net)
Members of the Monterey County Board of Supervisors
(district1@co.monterey.ca.us; district2@co.monterey.ca.us;
district3@co.monterey.ca.us; district4@co.monterey.ca.us;
district5@co.monterey.ca.us)
City of Marina City Council (bdelgado62@gmail.com;
frank.oconnell93933@gmail.com; gmorton@montereyfamilylaw.com;
nancyamadeo@gmail.com; davidwaynebrown@aol.com)
Bob Rathie, City of Marina City Attorney (Attys@WellingtonLaw.com)

EXHIBIT 1

FORT ORD REUSE PLAN Fort Ord Reuse Authority (FORA)	
Land Planning Master Address Transportation Engineering Civil Engineering Fiscal Analysis Urban Planning Public Communications Community Development	ED&W, Inc. 500 Planning Center, Inc. 500 Planning Center, Inc. JFFS and Associates Reiner Associates Aquas (Electronic / Associates Planning Associates The Urban Group Reiner Corps / International
SHEET TITLE COUNTY PLANNING AREAS	
SHEET NO. 3-10-1 DATE: 10/18/17 COUNTY PLANNING AREAS	



FORAIST.DWG

EXHIBIT 2

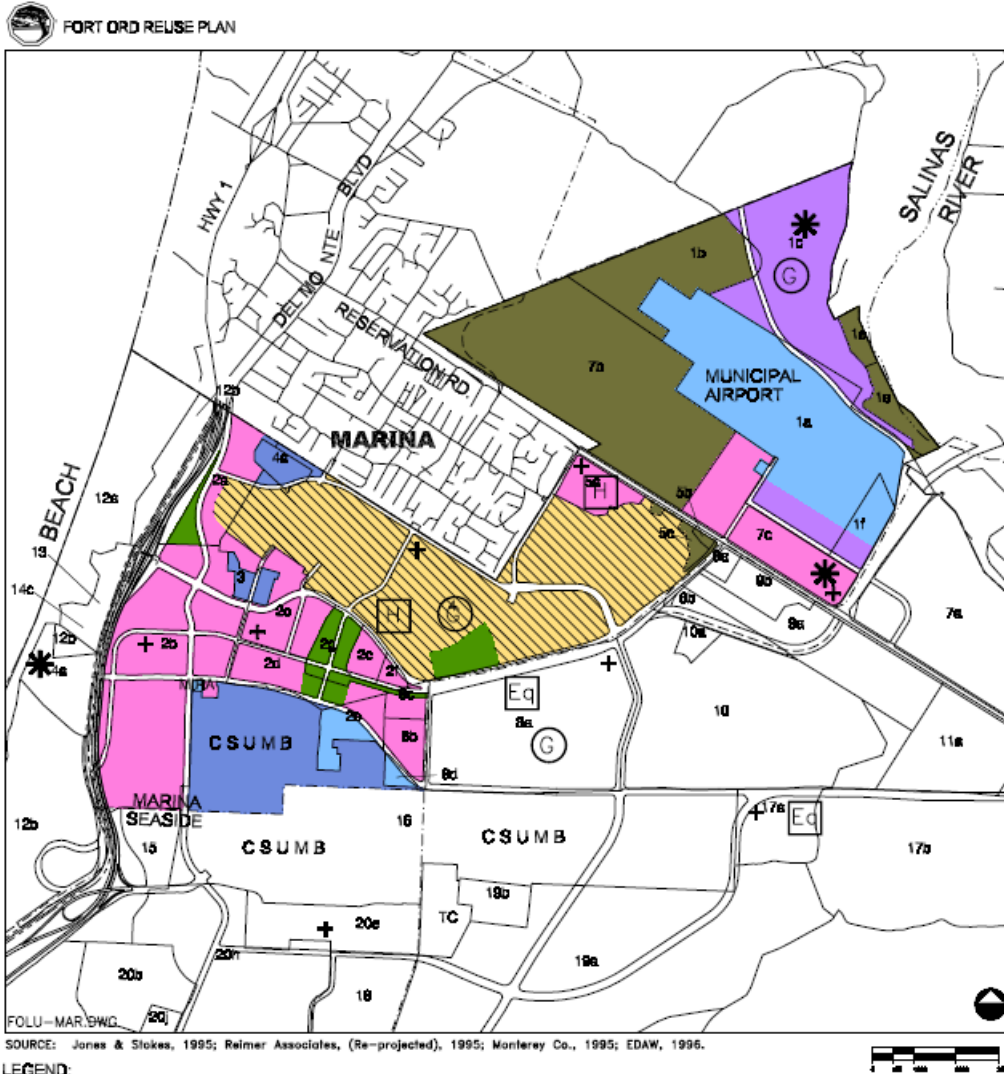
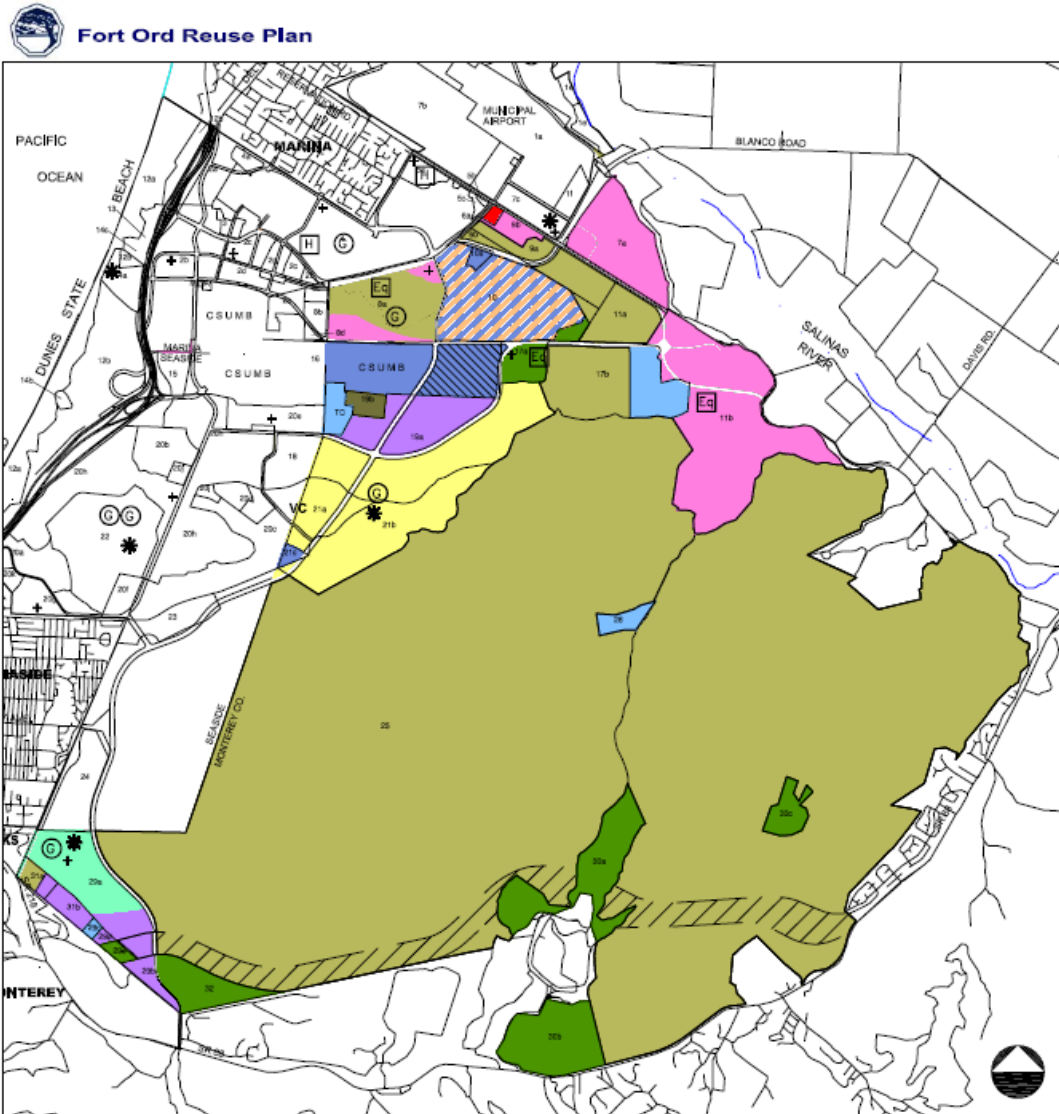


FIGURE 4.1-5
 CITY OF MARINA
 LAND USE CONCEPT

EXHIBIT 3



Source: Jones & Stokes, 1999; Reimer Associates, (Re-projected), 1996; Monterey Co., 1998; ED&AW, 1996

LEGEND

- | | | |
|---|---------------------------------------|---|
| SFD Low Density Residential | Habitat Management | Regional Retail |
| SFD Medium Density Residential | School/University | Military Enclave |
| Residential Infill Opportunities | University Medium Density Residential | Public Facility/Institutional |
| Planned Development Mixed Use District | Veterans Cemetery | Hwy 68 Bypass ROW; Development with Restriction |
| Business Park/Light Industrial Office/R&D | Convenience Retail | |
| Visitor Serving | Golf Course Opportunity Site | |
| Open Space/Recreation | Hotel Opportunity Site | |
| | Equestrian Center Opportunity Site | |



POLICY/DWG
 EMC Planning Group Inc. Rev.: 9/04/01

FIGURE 4.1-7
COUNTY OF MONTEREY
LAND USE CONCEPT

From: [Michael DeLapa](#)
To: [Jonathan Brinkmann](#); [FORA Board](#)
Cc: [Nicole Charles](#); Mark.Stone@asm.ca.gov; cityclerk@ci.seaside.ca.us; marina@ci.marina.ca.us; COB@co.monterey.ca.us
Subject: FORA Transportation Project Goals and Objectives (previously Eastside Parkway)
Date: Tuesday, December 19, 2017 10:37:07 AM
Attachments: [FORA Transportation Goals_FINAL.pdf](#)
[ATT00001.htm](#)

Fort Ord Reuse Authority (FORA) Board of Directors

At workshops held on December 6, 2017, FORA staff and consultants sought public input on project “goals and objectives” related to the Eastside Parkway. More than 90% of the people at the workshop I attended voiced strong opposition to a new freeway across Fort Ord.

Acknowledging this overwhelming opposition, LandWatch Monterey County offers revised goals for transportation improvements that meet identified needs (*attached*). We also rename the project —formerly known as the Eastside Road and also as the Eastside Parkway—to reflect public support for regional projects that improve safety and reduce traffic congestion.

Regards,

Michael

Michael D. DeLapa
Executive Director
[LandWatch Monterey County](#)
execdir@landwatch.org
650.291.4991 m

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[Like Us on Facebook!](#)



December 19, 2017

Mayor Ralph Rubio, Chair
Fort Ord Reuse Authority (FORA) Board of Directors
920 2nd Avenue, Suite A
Marina, CA 93933
board@fora.org | planning@fora.org

Subject: FORA Transportation Project Goals and Objectives [Eastside Parkway]

Dear Chair Rubio, FORA directors, and FORA staff:

At workshops held on December 6, 2017, FORA staff and consultants sought public input on project “goals and objectives” related to the Eastside Parkway. More than 90% of the people at the workshop I attended voiced strong opposition to a new freeway across Fort Ord. Acknowledging this overwhelming opposition, LandWatch Monterey County offers revised goals for transportation improvements that meet identified needs (attached). We also rename the project —formerly known as the Eastside Road and also as the Eastside Parkway—to reflect public support for regional projects that improve safety and reduce traffic congestion.

There is no demonstrated need for a new “parkway” in Fort Ord. Traffic volumes, regional traffic models, and other traffic data don’t justify it. Moreover, the public strongly opposes significant loss of oak woodlands, as made clear during the Whispering Oaks referenda and the Monterey Downs debacle.

Consequently, the goals we propose focus FORA’s transportation improvements and limited funds on mitigation for identified development projects on the former Fort Ord. This of course begs the question whether FORA’s limited funds would be better spent on blight removal, which remains a very significant impediment to economic development – more so than roads.

In developing these goals, LandWatch consulted with community leaders, transportation engineers, land use attorneys, and others with extensive experience in regional transportation issues, CEQA, and Fort Ord reuse. We are confident that the goals we recommend will stand both public scrutiny and help FORA avoid further costly lawsuits.

Please also enter LandWatch’s previous correspondence into the public record:

- October 9, 2017 letter from Keith Higgins to Michael DeLapa identifying issues the Fort Ord Reuse Authority, Monterey County and Cities of Marina and Seaside should address for the planning of Eastside Parkway in northeastern Fort Ord.

- October 10, 2017 letter from Michael DeLapa to Mayor Ralph Rubio seeking clarification of on-call engineering and design services on the Oct. 13 FORA Agenda in the context of Eastside Parkway.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael D. DeLapa". The signature is stylized with large, overlapping loops for the letters.

Michael D. DeLapa
Executive Director

cc: State Senator Bill Monning
Assemblymember Mark Stone
Monterey County Board of Supervisors
City of Seaside City Council
City of Marina City Council
Keep Fort Ord Wild

¹Regional Transportation Improvement Project² to Mitigate Transportation Impacts of Identified Development Projects on the Former Fort Ord

Project Goals

1. Identify and prioritize funding for the most economically and environmentally cost effective network of regional road improvements that by 2035 would mitigate known development impacts on the former Fort Ord and provide a level of service “D,³” taking into account the Transportation Agency of Monterey County’s regional transportation plans, already programmed and funded road improvements and their expected benefits.
2. Correct existing, unprogrammed and unfunded road deficiencies prior to dealing with potential long-term deficiencies. For example, these could include the Highway 1 interchanges with Fremont Boulevard and Imjin Parkway.
3. Consistent with strong public sentiment at the public workshops, which also opposed the now defunct Monterey Downs and Whispering Oaks proposals, reject any new road that would significantly impact oak woodland habitat or induce growth.

Comments

1. If a north-south transportation improvement is identified as a necessary mitigation, improvement of existing roads, such as Gigling Road to Eighth Avenue to Inter-Garrison, and roundabouts, should be preferred alternatives because road enhancements will likely generate fewer significant environmental impacts and have lower costs than building new roads.
2. All road designs shall be consistent with best design practices of the Regional Urban Design Guidelines adopted by the FORA Board.
3. Recognize that collaboration with LandWatch and Keep Fort Ord Wild is the best strategy for developing community consensus and avoiding unnecessary legal costs.

¹ “Known development” is existing development and future development for which a local land use agency has issued development approvals that include at least a lot-level subdivision map or building permit.

² Renamed the project formerly known as the Eastside Road to reflect an identified transportation need.

³ LOS D is the Monterey County, Seaside and Marina standard.

From: JaneHaines80@gmail.com
To: [FORA Board](#); [Rubio Mayor Ralph](#)
Subject: "Eastside Parkway Environmental Review Process"
Date: Tuesday, December 19, 2017 8:09:37 PM

Dear Mayor Rubio and FORA:

This email responds to FORA's solicitation of comments addressing the so-called "Eastside Parkway Environmental Review Process."

I oppose construction of a new Eastside Parkway. I urge that instead of constructing an Eastside Parkway, FORA be guided by the environmentally-superior goals recommended by LandWatch, as follows:

- direct funding to improvement of existing roads rather than construction of a new freeway across the former Fort Ord
- avoid road construction through oak woodland habitat
- make road design consistent with Regional Urban Design Guidelines

The Fort Ord Base Reuse Plan mandates environmental protection in reuse of the former Army base.. Cutting a new highway through oak woodland habitat is the antithesis of environmental protection. The Base Reuse Plan never mentions an "Eastside Highway." I urge FORA to abandon its long-held assumption that an Eastside Parkway is needed and instead, to look with fresh eyes at LandWatch's recommended transportation goals, and then adopt them.

Sincerely,
Jane Haines
Pacific Grove resident
(831) 375-5913

From: [Jody Hansen](#)
To: [FORA Board](#); [Jonathan Brinkmann](#)
Subject: Comments - Eastside Parkway - Goals & Objectives
Date: Wednesday, December 20, 2017 12:24:35 PM
Attachments: [MPCC Comment - Eastside Parkway Goals & Objectives - 12.19.17.pdf](#)

Dear FORA Board and Planning Staff,

Please see the attached letter for our comments.

Thank you,
Jody

Jody Hansen

President and CEO

Monterey Peninsula Chamber of Commerce

243 El Dorado Street, Suite 200, Monterey, CA 93940

831.648.5359 Direct | 831.648.5350 Main | 408.646.9162 Cell | 831.649.3502 Fax

jody@montereychamber.com | www.montereychamber.com



From: [Lawrence Samuels](#)
To: [FORA Board](#); [Jonathan Brinkmann](#)
Cc: [Michael Houlemard](#); [Dr. Eduardo Ochoa](#); [Andre Lewis](#)
Subject: CSUMB Goals and Objectives re: Eastside Parkway
Date: Friday, December 22, 2017 6:34:04 PM
Attachments: [Eastside Parkway - CSUMB Comments Letter.pdf](#)

Dear FORA Board and Planning team,

Attached is a letter from President Ochoa detailing CSUMB's goals and objectives regarding the Eastside Parkway project. Please contact me or Andre Lewis with any concerns and/or questions.

Best regards,

Larry Samuels

--

Larry Samuels, PhD
Sr. Advisor to the President
California State University, Monterey Bay
[831.582.3522](tel:831.582.3522)
LSamuels@CSUMB.edu

From: [Paul Whitson](#)
Subject: East Parkway Project Goals & Objectives
Date: Wednesday, December 20, 2017 2:07:27 PM

I am writing to urge you to adopt LandWatch Monterey County's revised Goals & Objectives for this project. Please protect the natural environment of Fort Ord which makes this area so spectacular.

Do not repeat the mistakes of San Jose, Sacramento & LA.

Cordially,

Paul Whitson
17900 Kearny Street #612
Marina, CA 93933-4954
650-630-0196

From: [Andrew Passell](#)
To: [FORA Board](#)
Subject: East side parkway is wrong
Date: Wednesday, January 10, 2018 8:29:21 PM

Please halt all planning for the Eastside Parkway. It will destroy a natural area and promote the wrong kind of development. It will not aid in the redevelopment of areas already developed by the army. It will not address traffic problems.

Andrew Passell

From: [Gary Courtright](#)
To: [FORA Board](#)
Cc: "gacourtright@sbcglobal.net"; [Supervisor Parker](#); [Supervisor Adams](#); [Mayor Gunter](#)
Subject: East Side Parkway
Date: Wednesday, January 10, 2018 4:39:49 PM

To whom it may concern,

I am a constituent of Jane Parker's that lives in South Salinas with my business located in Mary Adams district. Being a businessman and a local advocate for open space and recreation areas, I have attended many FORA meetings including the most recent regarding the East Side Parkway as it directly impact my commute, access to trails and open space. I have been commuting from Salinas to Carmel since 2001. While I am not a civil engineer nor an expert on traffic control, I have traveled through and around former Fort Ord well over 10,000 trips over the years and feel my opinion and experience is worth sharing with you regarding the East Side Parkway. My opinion is that it is not needed in the current design nor if the future design infringes upon the access to open space. I feel that my tax dollars would be better applied to improving traffic flow with existing roads. Specifically, widening of Highway 68 and improving Highway 1. The East Side Parkway will only create another bottleneck where it drops onto 218 or Highway 1, it will do so without improving the overall traffic concerns that it is meant to address.

I strongly urge the FORA Board not to move forward with development of the proposed East Side Parkway.

Respectfully,



Gary Courtright, AKBD

Owner

gary@carmelkitchens.com

p: 831.624.4667 | carmelkitchens.com

26386 Carmel Rancho Lane, Suite 104
Carmel, CA 93923

From: [Dawn Poston](#)
To: [FORA Board](#)
Subject: East Side Parkway
Date: Thursday, January 11, 2018 8:06:15 AM

Dear FORA members,

Please hold your ground and vote FOR the building of the East Side Parkway. It will bring much needed relief to Highway 68 and Highway 1. Remember that it was called for in the award winning Base Reuse Plan agreed to by all parties almost 20 years ago. Dawn Poston, 11575 McCarthy Road, Carmel Valley, 831 659 3331

From: [Linda Bookin Jenkins](#)
To: [FORA Board](#)
Subject: Eastside Parkway Action for meeting January 12
Date: Wednesday, January 10, 2018 3:59:10 PM

Good Afternoon,

As a resident of East Garrison, I am against any impact on the preserved Oak Woodlands Conservation and the trails as well as the wildlife. Not to mention changing the entire scope of the development we all pay and PAY for the infrastructure via mellow roos taxes. We selected this area knowing we were paying for this but for the development and plans, not for this additional unnecessary parkway.

I feel that the current funded improvements of widening Imjin, adding the roundabouts to both Imjin and General Jim will easily abate any traffic concerns. Focus should be on connecting MST services to reduce traffic on the roads rather than make room for more. The route seems cumbersome as well and is indefinite need to further review and alignment into unpopulated areas-there are plenty. Davis Road could be easily widened to connect out to Reservation and Imjin, where the improvements are already planned.

I strongly urge the Board to do further research and study before continuing forward, including public engagement opportunities.

Thank you for the opportunity,
Linda Jenkins

From: [Shirl](#)
To: [FORA Board](#)
Subject: EASTSIDE PARKWAY ACTION
Date: Wednesday, January 10, 2018 3:10:27 PM

STOP !! STOP!!

no need to over build... stop

I'm convinced you all just want to over build STOP NO

- “provide a primary southwest-northeast corridor through former Fort Ord”,
- “serve the area immediately south of CSUMB campus”,
- "avoid bisecting CSUMB Campus”,
- “accommodate and maintain existing and proposed trail networks”, and
- “minimize environmental impacts on existing communities”.

I'm a voter in Monterey County..

Shirley A. Graham-Travel Coordinator

labonitashirl@aol.com

1 831 238 1316

From: [Paola Berthoin](#)
To: [FORA Board](#)
Cc: landwatch@mclw.org
Subject: Eastside parkway proposal
Date: Wednesday, January 10, 2018 9:38:53 PM

I am submitting this letter again in response to the FORA board's decision to move forward on next steps for the Eastside "Parkway" proposal.

What message and legacy do you as individuals want to leave to the children of this area and beyond? One of destroyer of earth's support systems or one who creatively designs solutions that preserve the ecological integrity of the land we all depend on for physical and mental well-being? An approach of using Ecological Design Principles would provide a useful framework for all involved.

Paola Berthoin
25440 Telarana Way
Carmel, CA 93923
www.paolafiorelleberthoin.com
www.passion4place.net
831.624.9467

Begin forwarded message:

From: Paola Berthoin <valentine1661@yahoo.com>
Subject: Eastside parkway proposal
Date: December 6, 2017 at 11:17:28 AM PST
To: board@fora.org
Cc: "landwatch@mclw.org" <landwatch@mclw.org>

Dear Fora Board,

All other options other than the proposed Eastside Parkway (or any other environmentally destructive option) must be considered to the fullest extent as required by CEQA and other applicable laws. This proposal would destroy 10,000 oak trees and associated habitat that is home to much wildlife. It is also land that is used for recreation by many people. Now, more than ever, prime lands such as this maritime chaparral should be preserved. Monterey County is known for its environmental values. Destroying this habitat would be devastating and a real scar on the reputation of Monterey County. We know the far-reaching detrimental effects of the car culture, most significantly, climate change.

As an artist, I have spent many hours painting onsite of the proposed "parkway".

All FORA members and others involved in the decision making process would benefit from spend time out on the land. As Aldo Leopold said many years ago;

"A thing is right when it tends to preserve the integrity, stability, and beauty of the biotic community. It is wrong when it tends otherwise." ... [A] land ethic changes the role of Homo sapiens from conqueror of the land-community to plain member and citizen of it."

What message and legacy do you want to leave to the children of this area and beyond? One of destroyer of earth's support systems or one who creatively designs solutions that preserve the ecological integrity of the land we all depend on for physical and mental well-being? An approach of using Ecological Design Principles would provide a useful framework for all involved.

The painting and photograph included with this email depicts part of the area that would be destroyed if the already-deemed illegal parkway moves forward.

Sincerely,

Paola Berthoin

Paola Berthoin
25440 Telarana Way
Carmel, CA 93923
www.paolafiorelleberthoin.com
www.passion4place.net
831.624.9467





From: [Ken Fittro](#)
To: [FORA Board](#)
Subject: Eastside Parkway
Date: Thursday, January 11, 2018 9:06:26 AM

Board Members:

Can someone please explain to me why Marina has 5 currently approved and in progress major developments, Monterey has 15 approved projects, Salinas has 4 major projects and Sand City has 2 major Ocean Front Projects that have been approved for development. While the City of Seaside has not been approved for a development on Fort Ord since it closed. While Carmel, Pebble Beach, and Carmel Valley are allowed to develop thousands of acres of pristine wilderness one McMansion at a time?

Please build the Eastside Parkway, and prove that there is not an ongoing active campaign to keep Seaside small.

Thank you,

Ken Fittro, M.Ed., M.S.
An actual resident of the City of Seaside
Sent from my iPhone

From: [Jeffrey Weekley](#)
To: [FORA Board](#)
Subject: Eastside Parkway
Date: Wednesday, January 10, 2018 2:51:22 PM

Dear FORA Board,

I encourage you to reconsider the impact of the Eastside Parkway on the irreplaceable oak woodlands that would be destroyed if this "road to nowhere" is built.

In 2016, about 7,400 animals were killed or injured on California roads. I have myself seen deer, coyotes, raccoons, skunks, possums, and all manner of bird carcasses on Monterey County Roads. Bisecting sensitive habitat with more roads will only increase the carnage.

Monterey County is prized for its natural beauty and open spaces. We should not be building roads through these places.

Respectfully submitted,

Jeffrey D. Weekley
124 Belle Drive
Marina, CA 93933
831-236-8432

From: [William Silva](#)
To: [FORA Board](#)
Cc: [Supervisor Parker](#)
Subject: Eastside Parkway
Date: Wednesday, January 10, 2018 2:33:46 PM

To Whom it May Concern:

I am a Seaside resident homeowner. At the request of Supervisor Jane Parker, I want to express my opinion about the Eastside Parkway concept to the FORA board. I live just down the street from the intersection of General Jim Moore Blvd. and Coe/Eucalyptus Avenue and I think the Eastside Parkway is a GREAT idea. Much of Eucalyptus is already constructed, but closed off and unused. This is a waste of an existing community asset. Highways 1 and 68 are increasingly impacted with commute traffic, but General Jim Moore has much remaining vehicle capacity. Offering another parallel route between the Peninsula and Salinas will have a great positive impact on the community as a whole, even if it increases traffic on General Jim Moore, which would be less convenient for my family. I do hope that such a plan would include a signal or roundabout at the intersection of General Jim Moore and Coe/Eucalyptus. I appreciate the long term vision of FORA and the proposed solution which is simply good public policy, forward thinking, and good stewardship of community resources.

Sincerely,

WILLIAM A. SILVA
President

Legacy Real Estate Group
(831) 647-2447

Woodman Development Co. &
Century Construction Group
(831) 647-2440
(831) 647-2450 fax

24571 Silver Cloud Ct., Suite 102
Monterey, CA 93940

Sent from my iPhone

From: susw09@aol.com
To: [FORA Board](#)
Subject: Eastside Parkway
Date: Wednesday, December 20, 2017 2:43:20 PM

FORA ,

I would like it known that I agree with Land Watch's goals and objectives re the Eastside Parkway

Sue Shaw
Salinas resident

From: [Andrew](#)
To: [FORA Board](#)
Subject: Eastside Parkway
Date: Wednesday, December 20, 2017 2:20:56 PM

Proceeding with this nonsensical project can only result in costly litigation and the resulting misuse of public funds.

Andrew Allison
25420 Via Cicindela
Carmel, CA 93923

From: [Bertrand Deprez](#)
To: [FORA Board](#)
Subject: Eastside Parkway
Date: Tuesday, December 19, 2017 10:58:59 AM

To whom it may concern,

I am a Seaside resident and attended the FORA community "workshop" on "Eastside Parkway" Dec 6. The process was flawed and I suggest you start listening to the residents and stop imposing on us a vision that is outdated and obsolete.

The "Eastside Parkway" is not needed. Many speakers gave you good reasons why to not proceed and offered solutions to remedy. Hopefully you will answer the questions asked during this supposedly "workshop" rather sooner than later. Thank you for your consideration.

Bertrand Deprez

From: [Virgil Piper](#)
To: [FORA Board](#)
Subject: Eastside Parkway
Date: Thursday, January 11, 2018 11:48:26 AM

Chairman of the Board and Board Members,

I am in favor of a freeway pathway through the Fort Ord development area because any decent future planning **requires** thoughtful consideration of future traffic needs which will result from Fort Ord Development.

I feel FORA might achieve more universal support if their proposal included an actual **diagram or drawing** of the route and **cost** of the “Eastside Parkway.”

The fact that TAMC and Monterey County have approved roundabout plans for the only two Salinas-to-Monterey arterial routes would seem to favor a “freeway” design for a new Fort Ord Parkway which features on-and-off ramps and overpasses where other roads intersect. Additionally, it might be advisable to offer an alternative to assist the over-flow traffic resulting from the poor planning involved with the two afore-mentioned Salinas/Monterey roadways.

It would seem sensible that any Parkway design should also include a back door access to the Laguna Seca raceway.

ss: *Virgil M. Piper*

Marina, CA.

From: [Lisa](#)
To: [FORA Board](#); [Jonathan Brinkmann](#)
Subject: eastway parkway
Date: Tuesday, December 19, 2017 5:43:16 PM

Mayor Rubio and Board members,

There is no need for a new “Parkway” at Fort Ord. The public does not want it and traffic studies do not support it. And the significant loss of oak woodlands would be a disaster! Better to spend limited funds on blight removal and recreational opportunities. The latter would benefit locals and visitors.

Thank you,

Lisa Hoivik
113 Linda Vista Pl.
Monterey

From: [Laura Ferree](#)
To: [FORA Board](#)
Subject: FORA Plans - Jan. 12 Meeting, public input
Date: Thursday, January 11, 2018 12:17:55 PM

Dear Supervisors,

I am writing about the stated objectives - and my objections to omissions, as well as my belief that the need for the East Parkway has not been sufficiently established in this location.

There appears to be no stated formal plans to protect the oak woodlands.
There appears to be no stated formal plans to mitigate / eliminate the impact of 18,000 cars per day on the East Garrison neighborhood.

For both of these reasons, I do NOT support plans for this parkway at this time.

Laura Ferree

Laura and Gerry Ferree
lauragerry@mac.com

From: [Donna Burych](#)
To: [FORA Board](#); [Jonathan Brinkmann](#)
Subject: FORA Transportation Project Goals and Objectives [Eastside Parkway]
Date: Friday, December 22, 2017 10:14:52 PM

Dear Chair Rubio, FORA directors, and FORA staff:

I am writing to say I oppose a new freeway across Fort Ord. And I oppose any project that would cause further loss of oak woodland habitat. I support the goals proposed by Land Watch that focus FORA's transportation improvements on mitigation for identified development projects.

Thank you.

Donna Burych, Monterey CA

From: [Paul Newman](#)
To: [FORA Board](#)
Cc: [Josh Metz](#)
Subject: Fort Ord Economic Development
Date: Thursday, January 04, 2018 7:16:46 AM

Dear Josh,

Site Selection Magazine's Annual California Report is coming in March!

*Over the last 3 years our subscriber's companies invest \$4.8 billion in new or expanded facilities/operations in California. Will they see what you have to offer to companies on the move?

Can we schedule a 10-minute call tomorrow or the next morning to discuss opportunities for exposure in this report?

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Ad Close Feb 2nd. Art Due February 9th.

*Publishers own data

Sincerely,

Paul

Paul Newman | Regional Director | Site Selection

(770)325-3421 | www.siteselection.com

From: [Sara Hunsaker](#)
To: [FORA Board](#)
Subject: Ft. Ord "Development"
Date: Wednesday, December 20, 2017 6:01:25 AM

Dear FORA Board Members,

I fully support the Landwatch determinations regarding building new parkways. There is a need to update the Imjin and Fremont accesses. That's all folks: Keep Fort Ord as Wild as possible. "Parkways" are foot paths and bike trails within our protected parks not places we want to destroy habitat.

Please!

Thank you,
Sara Hunsaker
Carmel Valley, CA

From: [Molly Erickson](#)
To: [FORA Board](#)
Subject: Keep Fort Ord Wild comments on Eastside Parkway
Date: Friday, December 22, 2017 2:44:09 PM
Attachments: [17.12.22.FORA.BOD.ltr.to.re.ESP.goals.objs.pdf](#)

Molly Erickson
STAMP | ERICKSON
479 Pacific Street, Suite One
Monterey, CA 93940
tel: 831-373-1214, x14

Michael W. Stamp
Molly Erickson

STAMP | ERICKSON
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479 Pacific Street, Suite One
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T: (831) 373-1214
F: (831) 373-0242

December 22, 2017

Via email

Ralph Rubio, Chair
Members of the Board of Directors
Fort Ord Reuse Authority
Marina, CA

Re: Initial comments – Eastside Parkway

Dear Chair Rubio and FORA Directors:

FORA has asked for comments on “goals and objectives” for the Eastside Parkway. Keep Fort Ord Wild provides these initial comments.

Initial comments on “goals and objectives.”

- FORA should not select as the preferred alignment the alignment in the 2011 MOA, which is the same alignment as in the 2012 Whitson 90% drawings. Such a selection would show an impermissible pre-commitment by FORA to the alignment.
- The public deserves a full and independent airing of all possible alignments before any preferred project alignment is selected. A thorough public process has been entirely absent from the Eastside Parkway process to date.
- FORA should require and foster cooperative attitude between FORA staff, the FORA board and the public. The FORA attitude is hostile to the public. FORA should change that.
- FORA should publicly question and discuss all assumptions, including the assumption that the road is needed. The FORA discussion should be open and transparent and should involve and include the public with live opportunities for questions and answers at every stage.
- FORA should hold meaningful public workshops involving dialogue, conversation, interaction, between the Board and the public to educate all participants about the issues, the facts, and the concerns. FORA has not done that. FORA should not being fearful of public involvement and dialogue, and FORA should welcome all opportunities for a constructive process that involves the public. FORA should not mislead itself into thinking the FORA December 6, 2017 so-called “workshop” event was

anything but a disaster for FORA and the public. The FORA event was a tragic lost opportunity to involve the public.

- FORA should take positive and constructive steps to remedy the harm that FORA's arrogant and non-inclusive attitude has caused to FORA's public reputation.
- FORA should admit that the Eastside Parkway/Road is not a mitigation for the Reuse Plan or the Reuse Plan EIR.
- FORA should be honest with the facts and the history. FORA should not misrepresent the sequence of events about the road and FORA's actions.
- FORA, when claiming something is in the Reuse Plan or the Reuse Plan EIR, should always quote directly and provide page/section citation to original Plan and original EIR. FORA should not paraphrase. FORA has historically misrepresented and misquoted text and policies in the Reuse Plan and the EIR and its mitigations.
- FORA should follow all Reuse Plan and Reuse Plan EIR policies, programs, text, mitigations, and other requirements.
- FORA should first adopt the Oak Woodlands Protections before FORA selects a preferred project description for a new road.
- FORA should promote appreciation for the existing natural environment.
- FORA should recognize that the environment at Parker Flats and the area through which Eastside Parkway is proposed is far more valuable to the region as a natural area without a roadway.
- FORA should preserve the natural environment. FORA should not disturb Parker Flats or oak woodlands. FORA should not remove trees.
- FORA should promote, increase, and provide recreational access to members of underserved communities. FORA should demonstrate how a new road, if any, will help promote environmental justice and not harm environmental justice issues in any way.
- FORA should facilitate recreational and non-vehicular access to the City of Seaside from the existing open space, trails, Fort Ord National Monument, and CSUMB.

- FORA should increase the involvement of recreational users in the process. FORA should do effective outreach to all environmental organizations, CSU students, bikers, and hikers.
- FORA should obtain all available research with regard to species and habitat at Fort Ord anywhere in the project area. FORA should pay particular attention to wildlife movement and wildlife corridors, and FORA should avoid any impacts of any kind to such movement corridors. FORA should publicly present the maps of habitat and species movement at Fort Ord. FORA should avoid habitat as to any new road.
- FORA should go far beyond the minimum public involvement in every way.
- FORA is required to look at transit and public transportation as ways to minimize the need for a new road. FORA should do to.
- FORA should promote sustainable uses of the area instead of paving over irreplaceable natural habitat.
- FORA should not encourage the use of concrete or of any impermeable materials. FORA should minimize grading.
- FORA should not waste the public's money on more roads. Instead, FORA should remove the blight. FORA should stop blaming the lack of progress toward blight removal on others.
- FORA should not seek to build a new road through any known munitions area for safety reasons.
- FORA should not create a dangerous barrier for recreational users (especially families and children) between western Fort Ord and the National Monument
- Fort Ord has many roadway corridors already. If more capacity is needed, FORA should evaluate the effectiveness of improvements to existing roads instead of building a new road like the Eastside Parkway.
- FORA should not seek Federal funds for Eastside Parkway in advance of seeking Federal funds for blight removal.
- FORA should not attempt to solve traffic problems that do not originate from Fort Ord.

- FORA should not let arbitrary timelines and deadlines cloud the CEQA process.
- FORA should require all board members and the public go on a meaningful site tour to inspect the sites of any proposed location(s) of Eastside Parkway.
- FORA should not build Eastside Parkway on any ridgelines. The 2001 MOA alignment goes over at least one major and prominent ridgeline and would be seen from miles around.
- The FORA Board and FORA staff should carefully read and take into account the "Parker Flats Land Swap Agreement" in any efforts to plan and proceed with Eastside Parkway. FORA has not complied with the land swap agreement terms and conditions.
- The land swap specifically contemplates that the plant reserve at the north end of Eucalyptus would be entirely protected. Instead, the 2011 MOA alignment would decimate the Native Plant Reserve.
- FORA should formally memorialize (in the Reuse Plan) Fort Ord's historical Native Plant Reserves in the Reuse Plan, along with the protections for the reserves, before planning or proceeding in any way for a new road.
- FORA should comply with the California Environmental Quality Act in every way. FORA should go beyond the minimum requirements in an effort to show good faith and to try to regain some of the public's trust.
- FORA should identify in writing all of its goals and objectives for the Eastside Parkway, and present them to the public for review and comment before FORA proceeds. It has been a problem in the past when FORA has acted based on hidden goals and objectives, and without seeking public involvement, and without being transparent.

Thank you for considering these initial comments.

Very truly yours,

STAMP | ERICKSON

/s/ Molly Erickson

Molly Erickson

From: [Molly Erickson](#)
To: [FORA Board](#)
Subject: KFOW letter to FORA BOD - re Eastside Parkway - for Friday's Board meeting
Date: Tuesday, January 09, 2018 2:04:35 PM
Attachments: [18.01.09.KFOW.ltr.to.FORA.BOD.to.re.ESP.item.8.d.pdf](#)

Please see attached. Thank you.

Molly Erickson
STAMP | ERICKSON
479 Pacific Street, Suite One
Monterey, CA 93940
tel: 831-373-1214, x14

Michael W. Stamp
Molly Erickson

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T: (831) 373-1214
F: (831) 373-0242

January 9, 2018

Via email

Ralph Rubio, Chair
Members of the Board of Directors
Fort Ord Reuse Authority
Marina, CA

Re: Eastside Parkway - Item 8d, January 12, 2017 Board meeting

Dear Chair Rubio and FORA Directors:

Keep Fort Ord Wild objects to approval of the item. KFOR objects to the unreliable, inaccurate, imbalanced, and unfair presentation in the staff report. Some of the factual information is simply wrong. Numerous claims in the staff report are internally inconsistent with other claims in the report and/or inconsistent with adopted FORA documents and land use plans. Many general comments appear to be made from whole cloth by FORA staff or an anonymous source. FORA's secretive approach is inconsistent with good government, transparency, and a healthy public process. FORA staff should label its comments as by staff only, instead of pretending that the comments came from, or were reviewed by, the public.

The staff report has mischaracterized much of what happened at the "workshops":

- When asked for a show of hands, the afternoon workshop audience voted approximately 100 to 1 against a new Eastside Parkway.
- Many attendees said simply FORA should stop, period. FORA should focus on other projects such as implementing required Reuse Plan plans and policies, fostering healthy economic development, removing blight, and protecting oak woodlands.
- The FORA Executive Officer did not present at the "workshop" events. Instead, Mr. Houlemard required his lower level employees and consultants to make the presentations.
- The FORA presenters refused to answer questions from the public. The FORA presenters appeared fearful of public interaction and constructive dialogue on this very important issue of a controversial new roadway.

Chair Rubio and FORA Directors
Re: Eastside Parkway
January 9, 2018
Page 2

FORA Board members Parker, Adams, Morton, and O'Connell attended the events. They saw what happened and felt the unhappy mood of the public attendees.

The proposed Goals and Objectives "in Attachment A" are unreliable and inaccurate.

The FORA Board should not be lulled into thinking that FORA has learned anything from the past KFOR lawsuit.

There are many problems with the current staff analysis of the issues and the current staff report. Many so-called "primary objectives" (Attachment A; FORA Board packet, pp. 159-161) have been made up by whole cloth by anonymous authors, presumably the FORA staff. The staff report Attachment A does not reflect the comments of the public at the workshops. It is entirely staff's ideas of what staff wants; these ideas were not presented to the public at the workshop. Essentially, FORA staff has not included the public's written comments in the packet, and instead relegated those comments to a separate link that requires separate effort by Board members.

There are myriad problems with the FORA actions and documents to date. In this letter, we provide one example of the unreliable claims in the current FORA staff report:

The primary objectives for implementing the proposed project are:

- Connect the Fort Ord National Monument and California Central Coast Veterans Cemetery to regional roadways (BRP Vol.2 Objective A, pg. 298 and Recreation Policy A-1, pg. 327, . . .)

Contrary to the claim in the FORA staff report, the Reuse Plan did not mention the Fort Ord National Monument or the California Central Coast Veterans Cemetery because neither the Monument nor the Cemetery existed when the Reuse Plan was written and approved. Even worse for FORA, the republished Reuse Plan does not say what the FORA Staff report claims it says. Here is the "BRP Vol.2 Objective A, pg. 298" claimed by the FORA report:

Objective A: An efficient regional network of roadways that provides access to the former Fort Ord.

To a large extent, the attractiveness of the former Fort Ord for redevelopment within the national marketplace will depend on the ability of the regional transportation system to provide for efficient intra- and inter-regional travel. Critical facilities include those most proximate to the former Fort Ord (State Highway 1, Reservation Road, Del Monte Boulevard, Fremont Boulevard), those that connect to Salinas (State Highway 68, Blanco Road, Davis Road), and those

to the north that provide connections to Santa Cruz and the Bay Area (State Highway 1, State Highway 156, U.S. 101). As identified previously, a number of these facilities are currently operating at or near deficient levels of service. Regional growth and the redevelopment of the former Fort Ord will result in the worsening of these conditions. Thus, efforts and improvements that address the efficient operation of these facilities are required.

Adding system capacity through roadway improvements represents the most direct means of mitigating the impacts of increased demand. The operating analysis presented above identified those roadway facilities forecast to operate at deficient service levels in 2015 (see Table 4.2-2). This analysis also resulted in the identification of roadway improvements needed to achieve or maintain acceptable service levels. A listing of these improvements was provided with varying levels of relationship to the reuse of the former Fort Ord. In some instances, these improvements address existing system deficiencies or future deficiencies to which the former Fort Ord has an insignificant contribution. A key step in the transportation analysis process was the identification of the former Fort Ord contribution to the volume increases on the regional roadways examined in this study. This analysis, termed a “nexus” test, was used to determine the former Fort Ord’s share for each of the proposed improvements. This information was in turn used to develop a funding mechanism by which Fort Ord development would pay for its share of the impact on the regional transportation system. Because funding for the non-Fort Ord share may not always be available, the option exists for the use of Fort Ord-generated funding to cover the entire cost of selected improvements to facilitate their implementation. In this situation, the total Fort Ord contribution to all improvements would remain the same as that determined by the nexus test.

(Underlining added.)

Why this FORA claim is wrong: The Reuse Plan objective A addresses offsite regional transportation. The Eastside Parkway would not be a regional offsite road. The Reuse Plan stated no onsite (on-base) traffic mitigations were required.

Here is the second support claimed by FORA staff for the “objective”, “BRP Vol.2 . . . Recreation Policy A-1, pg. 327”:

Recreation Policy A-1: Monterey County shall provide for adequate access to BLM recreation area.

Chair Rubio and FORA Directors
Re: Eastside Parkway
January 9, 2018
Page 4

Why this FORA claim is wrong: The Reuse Plan Recreation Policy A-1 implements Recreation Objective A, which is this: *Objective A: Integrate the former Fort Ord's open spaces into the larger regional open space system, making them accessible as a regional resource for the entire Monterey Peninsula.* In other words, the Policy A-1 is to increase access to the larger regional open space system. Such access already exists, with trail heads at Highway 68, 8th and Gigling, Jerry Smith Trailhead at Intergarrison Road, and the Creekside Terrace trailhead off Reservation Road. Thus, the Monument is already accessible to "the entire Monterey Peninsula" as the Objective A requires. A new Eastside Road would harm the regional open space resources, including Parker Flats and oak woodlands. The Reuse Plan Recreation Policy A-1 addresses all "Fort Ord's open spaces." FORA should not prioritize one open space over another, as this FORA staff report has done here.

Beware of proposals that Board prematurely reject feasible alternative and Reuse Plan.

There is a new effort to abandon the Intergarrison Road alternative to the Eastside Parkway. This alternative alignment is feasible as stated by FORA documents. The alignment should be included as an alternative in the EIR. Rejecting it at this premature stage would not be consistent with CEQA and regional governance.

The Reuse Plan proposed that the Eastside Road go through CSUMB. However, there is a new effort by staff not to follow the Reuse Plan. The staff report Attachment A proposes that the Eastside Parkway "avoid" going through the CSUMB campus. The Board should not approve Attachment A for this and many other reasons.

Conclusion.

The FORA staff report and the FORA process to date is riddled with holes and flaws in every way: from a public policy standpoint, from a public process standpoint, and from a CEQA standpoint. FORA is headed down a path of legal violations similar to FORA's past actions regarding the Eastside Parkway.

FORA should start over and FORA should do it right.

Very truly yours,

STAMP | ERICKSON

/s/ Molly Erickson

Molly Erickson

From: [john-bonnie](#)
To: [FORA Board](#)
Subject: New Freeway
Date: Thursday, December 21, 2017 9:15:24 AM

Dear Chair Rubio and FOR A people,

I am commenting one more time because I urge you to seriously consider the goals and recommendations of Land Watch concerning the planned freeway across Fort Ord. I strongly agree with them.

Bonnier Whisler
Seaside

From: [Rebecca Lee](#)
To: [FORA Board](#)
Subject: no to the new proposed freeway across former Fort Ord
Date: Friday, December 22, 2017 3:03:00 PM

Dear Mayor Rubio and Board Members,

I have been suffering malaise that the development at Fort Ord has not been accomplished with wildlife corridors, given the number of animals that will be made homeless; green belts and large parks for people's peace and time in nature----every person I have ever heard asked "what do you do to rejuvenate and relax?" always answers "go into nature...go to the beach." People need open space. People need balconies on their apartments and patios. People need to be able to see stars at night. People do not need another freeway unless there is bumper to bumper frustrating traffic.....and that is not the case here.

Please do not put a freeway through Fort Ord. We do not need it. We do not want it.

I appreciate you are probably trying to plan ahead because it's much easier to build roads now rather than after the houses are built but you haven't planned for the other nature oriented aspects of life and so another freeway upsets any balance left.

Thank you.

Sincerely,

Rebecca Lee

From: [Michael McGirr](#) on behalf of mike.mcgirr@icloud.com
To: [FORA Board](#)
Subject: Not so fast on Eastside Parkway.
Date: Thursday, January 11, 2018 8:31:19 AM
Attachments: [image001.png](#)
Importance: High

FORA Board,

It is mind boggling to me that FOR A is still pushing such a flawed project as the Eastside Parkway. Please take the funds allocated to this boondoggle and reallocate them to preserving the natural lands in Fort Ord.

Please see my message from December 6th below. My opinion and my vote does not support construction of a road that is not needed through a natural lands that are so greatly needed.

Kind Regards,

Mike and Lisa McGirr

1081 San Vincente Ave.

Salinas, CA 93901

321.432.5322

From: Michael McGirr [mailto:icl501m@me.com]
Sent: Wednesday, December 6, 2017 12:59
To: 'Board@FORA.org' <Board@FORA.org>
Cc: Lisa McGirr (LisaMcGirr@comcast.net) <LisaMcGirr@comcast.net>; 'markeyka@co.monterey.ca.us' <markeyka@co.monterey.ca.us>; 'district4@co.monterey.ca.us' <district4@co.monterey.ca.us>
Subject: Not so fast on Eastside Parkway.

Dear FORA Board,

As a concerned citizen of Monterey County and an avid outdoorsman I believe Supervisor Jane Parker has given a clear and concise summary of why alternatives to the Eastside Parkway are a desirable course of action rather than pursuing a plan with the obvious disruptions and shortcomings of the Eastside Parkway.

I support the suspension of further planning or consideration of the Eastside Parkway. Supervisor Parker gives an excellent summary in her recent Face Book post and I support her efforts for conservation and better planning for use of constrained public funds.

It would be nice to see the County, Seaside and Marina come together to determine a Gateway to

the Fort Ord Monument somewhere in the 8th and Giggling area. It could be both a recreational and economic boost to the community.

 **Jane Parker** 3 hrs · 🌐

I'm not convinced that there is a need for a new road (Eastside Parkway) that carves through the middle of a popular recreation area. We need to be clear about the goals we are trying to achieve. I have expressed my opinion that FORA should instead be allocating its share towards improvements on existing regional roads including Highway 1, Highway 68, and Davis Road, before pursuing Eastside Parkway.

I encourage you to learn more and participate in the public process by attending one of the meetings today or sending an email to the FORA Board (board@fora.org).

Some of my concerns I have shared about this project include:

- Is Eastside Parkway needed? There are already existing roads that connect General Jim Moore Boulevard to Reservation Road, and much of the planned development in the upper end of Seaside has not occurred.
- Would Eastside Parkway create third route between Salinas and Monterey? One would have to cut through a series of roads that are currently heavily impacted at rushhour - Fremont Street and Canyon Del Rey. With additional development planned in Del Rey Oaks, this route will become even more difficult.
- There are much more cost effective alternatives to relieving traffic, such as improving existing roads as necessary.
- FORA hasn't yet paid for regional road improvements. FORA committed to helping pay for improvements on Highway 1, Highway 68 and Highway 156. To date, FORA owes \$35 million to TAMC.
- FORA's preferred alignment for Eastside Parkway will destroy a popular recreation area along with 10,000 oak trees.
- The approval of Eastside Parkway would open the door for a project similar to Monterey Downs to be built in the same location at Parker Flats.



DEC 6 **Eastside Parkway Environmental Review...**
Today - 2 Times - Carpenters Union Hall, 910 2nd...
5 people interested

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Thank you.

Kind Regards,

Mike and Lisa McGirr
1081 San Vincente Ave.
Salinas, CA 93901
321.432.5322

From: [Bill Weigle](#)
To: [FORA Board](#); [Jonathan Brinkmann](#)
Subject: Plans for Eastside Parkway - I agree with LandWatch
Date: Tuesday, December 19, 2017 5:55:33 PM
Attachments: [121917-LW_FORA_Transportation_Goals.pdf](#)

Members of the FORA Board:

I have been following the discussions regarding the Eastside Parkway for several years and I am intimately familiar with the heavily-forested land on the former Fort Ord where it would go, destroying both habitat and heavily-used and -needed recreational venues both locals and visitors use.

I encourage you to read the "FORA Transportation Project Goals and Objectives [Eastside Parkway]" very carefully. I have attached this document below. It is possible to meet our transportation needs without destroying our Coastal Oak Woodlands.

Thank you for reading and considering my comments.

Bill Weigle
Seaside resident