

**From:** [Sam Miller](#)  
**To:** [FORA Board](#)  
**Subject:** Listing services  
**Date:** Thursday, June 15, 2017 12:28:12 PM

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Hello,

Would you be interested in highly potential and responsive business Database for your business mktg, events, exhibitions and conferences?

The list would include COMPANY NAME, CONTACT NAME, TITLE, OPT-IN EMAIL, PHONE NUMBER, PHYSICAL ADDRESS, ZIP/POSTAL CODE, INDUSTRY, SIC CODE, EMPLOYEE SIZE, REVENUE SIZE, ETC.

**INDUSTRY:** (Any INDUSTRY you prefer)

01-09 Agriculture, Forestry, Fishing

10-14 Mining

15-17 Construction

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40-49 Transportation & Public Utilities

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52-59 Retail Trade

60-67 Finance, Insurance, Real Estate

70-89 Services

91-99 Public Administration

**TITLE:** Owner, Founders, CEO, CTO, CFO, CMO, VP, Directors, Heads, Managers, Executives, from any department

**GEOGRAPHY:** Any country/region you prefer across the Globe

Let me know your target requirement like: **Industries : ?, Job Titles : ?, Geography : ?**

**We look forward to hearing from you.**

Best Regards,

**Sam Miller** | Business Development Associate | T: +1 610 572 4885

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If you are not interested in receiving further emails, please reply back with "LEAVEOUT" in the subject line".

**From:** [Molly Erickson](#)  
**To:** [FORA Board](#)  
**Cc:** [Jon Giffen](#); [Dominique Jones](#); [Michael Houlemard](#)  
**Subject:** Letter to FORA Board re consent agenda item 7.i  
**Date:** Friday, June 09, 2017 12:28:31 PM  
**Attachments:** [17.06.09.KFOW.Itr.to.FORA.BOD.re.Item.7i.pdf](#)

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Dear FORA Board members:

Please see attached. Thank you.

Regards,

Molly Erickson  
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June 9, 2017

Via e-mail

Ralph Rubio, Chair,  
Fort Ord Reuse Authority Board of Directors

Re: Board agenda item 7.1 – proposed resolution – Brown Act problems

Chair Rubio and Members of the FORA Board of Directors:

This letter is sent on behalf of Keep Fort Ord Wild. KFOR was not consulted on the agenda item description or the draft resolution regarding rescission of the MOA.

We point out that the proposed resolution action #3 is not identified on the FORA agenda. (See attached.) Under the Brown Act FORA cannot legally act to adopt #3.

The agenda item says the Board will consider this action:

Subject: Adopt Resolution rescinding June 10, 2011 Memorandum  
of Understanding Approval

The agenda item solely discloses the rescission of the MOA. However, the proposed resolution adds a new action #3 which proposes the Board direct as follows:

3. To direct FORA staff to continue with the environmental review process for the Eastside Parkway project.

The proposed action 3 is not disclosed in the agenda description, is not included in the reasonable scope of the agenda item language and is not discussed in the staff report. As a further and additional problem, the FORA environmental review currently in process has significant CEQA problems and the Board should consider the situation carefully now, before FORA acts to compound the error. We offer to meet with FORA to discuss these issues. The Board should not adopt action #3 today. Thank you.

Very truly yours,

STAMP | ERICKSON



Molly Erickson  
Michael W. Stamp

cc: Jon Giffen, Authority Counsel

**FORT ORD REUSE AUTHORITY  
RESOLUTION NO. 17-xx**

**A RESOLUTION OF THE GOVERNING BODY OF THE FORT ORD REUSE AUTHORITY  
SET ASIDE ITS JUNE 10, 2011 APPROVAL OF MEMORANDUM OF AGREEMENT CONCERNING  
EASTSIDE PARKWAY ALIGNMENT**

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

- A. WHEREAS on or about June 10, 2011, the FORA Board authorized the Executive Officer to execute a “Memorandum of Agreement Among and Between the Fort Ord Reuse Authority, California State University Monterey Bay, the Redevelopment Agency of the County of Monterey, the County of Monterey, and Monterey Peninsula College Concerning the Alignment of Eastside Parkway on the Former Fort Ord” (the “MOA”); and
- B. WHEREAS, the County of Monterey authorized execution of the MOA on or about October 10, 2011; and
- C. WHEREAS, the MOA was a multi-party agreement, but was never executed by any other party besides FORA and the County; and
- D. WHEREAS, on or about November 10, 2011, Keep Fort Ord Wild filed a Petition for Writ of Mandate in a case entitled *Keep Fort Ord Wild v. Fort Ord Reuse Authority, et al.* (Monterey County Superior Court Case No. M114961) (the “Action”), pursuant to which it claimed that FORA and the County’s approvals of the MOA violated the California Environmental Quality Act (“CEQA”), and asked the Court to direct FORA and the County to set aside their approvals of the MOA; and
- E. WHEREAS, the FORA Board did not intend to approve the Eastside Parkway roadway, or any specific alignment thereof, by its June 10, 2011 action; and
- F. WHEREAS, the FORA Board has always intended to comply with CEQA with respect to its actions relating to the proposed Eastside Parkway, including but not limited to having approved an amended agreement with Whitson Engineers in March 2011 to include performance of preliminary environmental investigation relating to the project, and by which process a Preliminary Initial Study Checklist was prepared recommending that an Environmental Impact Report (EIR) be prepared; and
- G. WHEREAS, on March 14, 2017, the Court entered a Judgment Granting the Petition for Writ of Mandate, by which the Court directed the Clerk of the Superior Court to issue the Writ ordering Respondents to set aside their respective approvals of the MOA and requiring Respondents to comply with CEQA prior to considering the Eastside Parkway project; and
- H. WHEREAS, on May 12, 2017, FORA authorized settlement of the action with the Keep Fort Ord Wild foregoing its right to appeal the Judgment and Writ, and which settlement requires FORA to comply with the Writ.

NOW THEREFORE, BE IT RESOLVED by the FORA Board of Directors hereby resolves:

- 1. That the MOA is moot and cannot be executed.
- 2. That the Board’s prior action in June 10, 2011 authorizing execution of the MOA, and FORA’s subsequent execution thereof shall be set aside and rescinded; ~~and~~
- ~~3. To direct FORA staff to continue with the environmental review process for the Eastside Parkway project.~~

Upon motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the foregoing Resolution was passed on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by the following vote: