Voters ready to decide

BY MARY BROWNFIELD

Flanders opponents outpace supporters in fundraising

With voters set to decide the fate of Flanders Mansion at the polls next Tuesday, committees on both sides are undertaking their final campaign efforts. So far, the group opposing the Nov. 3 ballot measure has raised more money and spent less on its campaign, according to documents filed with the City of Carmel last week. Between Sept. 20 and Oct. 19, the Monterey-based Committee to Oppose Measure I and Save Mission Trail Park raised $5,600 in contributions from 21 donors, bringing the total to $28,600 this year. The few checks of the period were from Mary/Anne Teed and former councilwoman Barbara Livingston, who each gave $750. Giving campaign contributions for the year total $1,000.

Several people donated $250, including former city manager Doug Schmitz, attorney Skip Lloyd and former councilman Jim Wright. Flanders Foundation President Melanie Billing gave $300, while several other Measure I opponents made $100 and $200 contributions.

The campaign’s total expenses for the period were $4,002.96, including $1,000 for campaign consultant Boots Road Group and $675 for campaign consultant Daniel McCormick. Graphic artist Sarah Kincade was paid $650 for designing the campaign cards and fliers for handouts and mailings, the request of the property owners. In most cases, the signs were paid for by the developer.

Still, the campaign has raised more money and spent less. “It’s probably a good idea to keep a close eye on your campaigns signs,” Miguel said.

Now you see them ...

By MARY BROWNFIELD

When Carmel Valley resident Heidi Miguel heard her dog growling last Tuesday, she figured a friend was coming to visit. When she opened her door, though, she saw a man in her driveway getting into a truck and driving away with her two “Yes on G” signs. Miguel said she got a good look at the culprit, whom she described as a tall man between 25 and 30 years old, with short hair and a lean build. He was driving a new black SUV with a small pickup bed in the rear.

“I looked him in the eye,” she recalled. “I thought he was surprised. It didn’t look like anybody was home.”

Miguel was livid over the theft. “What he did was criminal,” she added.

Last Wednesday, apparently, was a busy day for local sign thieves.

“Early this morning, thieves stole most of the large ‘Yes on G’ signs in Carmel Valley, and many smaller ones,” reported Glenn Robinson, a candidate for town council. “All these signs were on private property at the request of the property owners. In most cases, the sign and metal ground stakes were

CUSD: Habitat classroom too costly

By the time the architect is done redesigning the green building for the Carmel Middle School habitat, it might not look like this earlier proposal, but the district hopes it will be much less expensive to construct. See page 8A.

Cat killer baits antifeeders with food

By KELLY NIX

The person who placed a dish of antifeeders in a flower bed of a Pacific Grove residence to trap an ant killer and kill cats in September set out two more bowls of the poison, this time adding food to the toxic soup so it would be more enticing to felinos.

Jackie Edwards’ cat, Lily, died Sept. 28 after being poisoned by ethylene glycol, the ingredient in automobile antifreeze. Someone had placed a bowl of the chemical, which can be appealing to cats and dogs, inside Edwards’ apartment complex and one outside near the P.G. recreation trail.

Bread and fish

On Oct. 13 and 15, two more bowls of antifeeders were discovered at Edwards’ apartment complex by the building’s manager. One dish was found on the third floor landing and another in the garden. Unlike the first bowls, these also had food soaked in antifeeders.

“I found a little plastic container with bread and antifeeders,” said Edwards. “A resident found the bottom of a Coke bottle. It had some sort of fish and antifeeders in it.”

Edwards said she was shocked to think the person still wants to kill cats. “It makes me sick to think that this person is continuing this malicious,” Edwards said Wednesday.

The apartment manager, who declined to be identified, said she called the police, who made a report of the crime. Officers suggested she install video cameras in the complex. “We are just watching and looking,” she said.

Edwards and the apartment manager believe a tenant set out the bowls of antifeeders. The manager issued a notice to tenants letting them know that they would be reported to police and evicted if caught.

“I also told people to keep their cats inside,” she said, adding that there are only one or two cats living at the complex off Lighthouse Avenue.

See ANTIFREEZE page 12A

Wilkes Bashford makes hasty departure from Carmel Plaza

By MARY BROWNFIELD

The closure of upscale clothier Wilkes Bashford’s store in Carmel Plaza Monday caught many, including its employees and the shopping center’s management, by surprise, although the recession was cited as the reason for closing the store, to make its doors were closed in just a few days’ time, according to Krantz.

“When company managers made the decision, they also decided to tell the employees Monday morning,” she said. “It was done in adherence to whatever is the appropriate way of informing people the store is closed.”

Although the dressed manniquins remained in the display windows this week, the store’s contents had been loaded onto trucks Sunday. But spokeswoman Melissa Krantz said that surprise was simply a byproduct of the company’s quick decision to close the store which it opened, complete with a full bar, superlative customer service and extravagant price tags, three years ago.

“The decision was made very recently, so it’s not one of those situations where there was a great deal of time and strategy involved,” she said. Although the recession was cited as the reason for closing the store, to make its doors were closed in just a few days’ time, according to Krantz.

Meanwhile, a nonprofit that provides attorneys for prisoners serving his six-year term to the Creative Visions body art and tattoo studio in Carmel, which can be appealing to cats and dogs, inside Edwards’ apartment complex.

Someone had placed a bowl of the chemical in automobile antifreeze. The manager issued a notice to the case, detectives track. The manager issued a notice to V entura County for vandalism a d weapons violations, making him subject to search and seizure, and law enforcement.

They took advantage of that and searched his house, where they reportedly found ammunition, which convicted felons are not allowed to possess.

Sonne said other discoveries in the residence led them to suspect he was connected to the Molotov-cocktail arson fires at Creative Visions body art and tattoo studio on Lighthouse Avenue July 13 and Lattitudes Restaurant at Lovers Point two days later. While only a small section of the roof burned at the restaurant, the body-art studio, owned by City of Carmel employee Margi Perotti, suffered significant damage and was closed for weeks.

“They saw some items that piqued their interest,” Sonne said, so the detectives sealed lives in the 800 block of Taylor Street, had been cited by MPD Oct. 20 for allegedly vandalizing a street sign, according to S o n n e .

While working on the case, detectives tracked the man he was on probation out of V entu r a County for vandalism a d weapons violations, making him subject to search and seizure, and law enforcement.

A 35-YEAR-OLD Monterey man was jailed on $500,000 bail Oct. 23 for allegedly burning two businesses with Molotov cocktails last July. Police became suspicious of him after he contacted him to follow up on an unrelated van-
Lawsuit alleges 3,500 shareholders got raw deal
By KELLY NIX

A local food company is the target of a class action lawsuit that alleges thousands of shareholders were cheated as the result of a $45 million deal to sell the business to an Asian food giant.

Monterey Gourmet Foods Inc., its board of directors and the Korean-based Pulmuone are being sued for entering into a deal to sell Monterey Gourmet stock for an unfair price, according to a lawsuit that was filed on Oct. 16 in Monterey County Superior Court.

The suit claims the company’s roughly 3,500 shareholders were cheated.

“Anybody could come in and offer more for the company” said Scott Wheeler, Monterey Gourmet Foods’ chief financial officer, who told The Pine Cone from his Kent, Wash., office that the offer from Pulmuone to purchase MGF was the most lucrative it received.

“What I can tell you is that the board was very cognizant that they wanted every opportunity to get as high a price for this company as they could,” said Wheeler, who is also listed as a defendant, along with eight other MGF executives and directors.

Wheeler said a “go-shop” provision in the merger agreement with Pulmuone states MGF can sell to another higher bidder within 30 days of the transaction date.

“Anybody could come in and offer more for the company” before Nov. 7, Wheeler explained. “Basically, the company is going to be sold to the highest bidder.”

A press release issued by MGF Oct. 8 indicated the company’s plans to sell to Pulmuone for $2.70 per share, which the company said represented a premium of nearly 58 percent more than the average of the company’s shares for the past 30 trading days.

Though the lawsuit acknowledges Monterey’s stock had plummeted this year, dipping below $2 per share, it claims the company was on an upward economic swing, rebounding from the recession.

“Accordingly, Pulmuone is picking up MGF at the most opportune time, at a time when MGF is poised for growth and its stock price is trading at a huge discount to its intrinsic value,” the suit says.

Monterey Gourmet Foods, which has about 120 products under several different brand names, is distributed in nearly 10,000 retail and club stores in the United States, Canada, the Caribbean, Latin America and Asia.

The company began in a modern location on Lighthouse Avenue in Monterey, but in 1992, MGF moved to Salinas, where it now manufactures about 60 percent of its food products. Other products are manufactured in Kent, Wash. About 30 percent of the company’s products are organic, Wheeler said.

Pulmuone, which the suit says is a “leader in fresh/health foods,” manufactures organic tofu, noodles and other health-food products, and has annual sales of about $1 billion.

### Chamber plans China trip

THOSE WHO missed out on the remarkably cheap trip to China organized by the Carmel Chamber of Commerce a couple of years ago will be given another opportunity in 2010.

The new trip will take place April 6-14 and is open to anyone, regardless of chamber membership, at a cost of $1,799. The fee covers all transportation, lodging, food, tour guides and admission to cultural sites.

The basic tour will include stops in Beijing, Shanghai, Suzhou, and Hangzhou, but participants can also pay extra to take optional side trips to see the Terracotta Warriors at Xi’an or cruise the Yangtze River.

Citaline International, which works exclusively with chambers of commerce to bring people to China and orchestrated past Carmel trips, is organizing the spring tour.

Traveling by airplane and bus, with English-speaking guides, participants will visit the Great Wall, palaces, temples, gardens and other cultural sites.

They will also be taken on obligatory shopping expeditions and tours of a jade factory, pearl farm, silk embroidery at the National Embroidery Institute and other destinations.

Anyone interested in visiting China should call the chamber at (831) 624-2522 for more information.
COMMUNITY HOSPITAL of the Monterey Peninsula will limit those under 18 years old from visiting patients in order to prevent the spread of the H1N1 flu virus but will make exceptions in some instances, a hospital spokeswoman said this week.

Besides the restriction on age, the hospital will only allow two designated visitors per day for patients who have the flu. The new rules, now in effect, also apply to CHOMP’s Westland House — the hospital’s hospice and rehabilitation facility in Monterey.

Moore said CHOMP’s general rule will be that even children who arrive in the emergency room with the H1N1 vaccine won’t be allowed into the hospital unless “a visit is deemed critical because of the patient’s condition.”

CHOMP’s rules could be relaxed for children who arrive in the emergency room with the H1N1 vaccine this week.

“I think we want to see if they want to make an exception,” she said. “My son is just as much a part of the whole baby experience as we are,” she said. Lykken and her son were given the H1N1 vaccine last week.

If the hospital doesn’t allow her son into the hospital, Lykken said she will walk outside hospital doors to visit with him while her husband or a relative takes care of him.

“They can call the nursing supervisors in charge ahead of time and talk to them and see if they want to make an exception,” she said.

Moore said CHOMP could also make an exception for expectant mothers and those who have already delivered to receive visits from their young children while they are in the hospital.

“Especially in the emergency department, if a mom wants to be with her child while they are being admitted to CHOMP, she will make exceptions in some instances, a hospital spokeswoman said this week.

See CHOMP page 27A

CHOMP to make exceptions to under-18 visitor ban

By KELLY NIX

Hospitals are imposing age restrictions because the swine flu is more likely to occur and can be more serious among children and young people, according to the U.S. Centers for Disease Control and Prevention.

See page 27A
How not to handle a small wet spot

Here’s a look at some of the significant calls logged by the Carmel-by-the-Sea Police Department, the Carmel Fire Department and the Monterey County Sheriff’s Office last week. This week’s log was compiled by Mary Brownfield.

SUNDAY, OCTOBER 11

Carmel-by-the-Sea: Lost camera on Lincoln Street.

Carmel-by-the-Sea: Report of a past-tense burglary to a residence on San Antonio Avenue. Taken were a refrigerator and a washer.

Pebble Beach: Women reported someone stole the CD player and a Banks PDA from her unlocked Dodge pickup truck while it was parked on Bird Rock Road.

Pebble Beach: Man discovered someone stole his Nokia cellular phone from his unlocked vehicle while it was parked on Forest Lodge Road.

Carmel-by-the-Sea: Report of an injured raccoon in the roadway on Junipero. Upon arrival, the injured raccoon was captured and wildlife services were notified.

Carmel-by-the-Sea: Person called in regards to property damage on Lincoln Street. The responsible party who caused the damage was contacted and agreed to resolve the matter. No further action.

COLUMBUS DAY

Carmel-by-the-Sea: Anonymous person requested a welfare check of an elderly female.

Carmel area: Person at a Crossroads restaurant stated a female had been contacting him and accusing him of a crime. Case continues pending further investigation.

Carmel Valley: A Carmel Valley resident reported finding lost property on Carmel Valley Road at Prado del Sol. Deputies took possession of the found property. Case continues pending claim of ownership.

TUESDAY, OCTOBER 13


Your Local Concierge Doctor

Appointments granted within 24 hours. Direct, immediate access to your own personal doctor. Visits lasting at least 45 minutes. And house calls. See why we’re on call for the area’s finest resorts, and why our patients love us. Because in addition to house calls, we’ve brought back another lost art — the bedside manner. Courtesy of Dr. Qamar.

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Monterey County Business Guide 2017
Criminals increase sophistication in old lottery scams

By MARY BROWNFIELD

THE LOCAL branch manager of a major bank has seen three customers come in with fraudulent checks designed to bilk them out of hundreds, if not thousands, of dollars in an old scam with increasingly deceptive characteristics. Theresa Segali wanted to warn residents that any letter that describes award winnings and includes a check to cover taxes — and also requires the recipient to wire a smaller sum of cash out to cover fees — is a scam.

“It seems like it’s on the rise again,” she said Wednesday. “We’re a little bank, and we’ve had three customers in the past couple of weeks come in and ask, ‘Are these real?’”

Typically, the envelope has a Canadian postmark but contains letterhead bearing the name of a large American company, like Pepsi or Reader’s Digest. Segali said, “so people think it’s legitimate.”

The specific amounts will vary from scam to scam. Often, the check will include the name of a small or nonexistent financial institution, while the routing number will belong to Chase or another major U.S. bank in order to prevent bank computer systems from detecting the forgery right away.

Several customers have brought the checks, sometimes with the accompanying letters, to Segali with questions about their legitimacy.

“The one I’m looking at right now is she’s been told she’s winning $450,000, and they’ve given her $4,950 to pay the tax on it, and she needs to Moneygram or Western Union back $3,950, plus $700 to a tax agent in London,” Segali said. “People think they’re ahead right away, so they deposit the checks and send them money, and of course the checks then come back as fraudulent.”

Her bank, which is one of the nation’s largest but which she did not want named in this story, caught the fake checks before the victims lost their money, but she worried other victims might deposit the checks without having someone determine whether they are genuine. She said she reported the first of the three fakes to police, who advised her to try to spread the word through the media.

“So far, we’ve caught them all, but it’s very easy for banks to take the check because they don’t see the letter,” she said, and therefore don’t immediately recognize it as fake. “The only reason we know they’re phony right away is the letters are always the same.”

Diamond peddler loses $58K in stones

A TRAVELING salesman last week reported he lost an envelope containing $58,000 worth of diamonds while in town Sept. 23. According to Carmel Police Sgt. Paul Tomasi, after a visit to Lussori on Ocean Avenue, “he noticed that four diamonds were missing.”

The salesman told police he was carrying the cut stones, which ranged from .90 carats to 2.71 carats, inside a pink pouch kept in a case tethered to his body. When he later looked for it, the pouch was missing.

“He said the last time he remembered seeing the diamonds was here in Carmel, and when he left, he checked and looked for it, the pouch was missing.”

See LOST page 6A
TYLER HEART INSTITUTE MEDICAL DIRECTORS
(From left)
Terrance Moran, MD
Cardiac Wellness
Vincent Gaudiani, MD
Cardiac Surgery
Pir W. Shah, MD
Cardiac Catheterization Laboratory
Richard Gray, MD
Tyler Heart Institute
Soteria Karahalios, MD
Non-Invasive Cardiovascular Services

CARDIOLOGY TEAM
(From left)
Michael Galloway, MD
Stephen Brabeck, MD
Nicholas K. Chee, DO
Terrance Moran, MD
Riaz Ahmed, MD
Thomas Kehl, MD
Soteria Karahalios, MD

CARDIAC CATHETERIZATION, INTERVENTION, AND PACEMAKER TEAM
(From left)
Harlan R. Grogin, MD
Pir W. Shah, MD
G. Wendell Yee, MD
Hardwin Mead, MD
Steve Lee, MD
Kerala Serio, MD
Michael Allan Plainse, MD
James Joye, DO
Stanley Hwang, MD

CARDIAC SURGERY TEAM
(From left)
Gregory Spowart, MD
Vincent Gaudiani, MD
Richard Kelly, MD

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Community Hospital of the Monterey Peninsula
**Judge Orders Onion Processing Stopped to Protect Wine**

By KELLY NIX

A JUDGE has ordered a food processing company to stop processing onions at its Carmel Valley plant, which near- by J. Lohr Vineyards and Wines said was making some of its wine taste and smell like onion juice.

On Oct. 23, Monterey County Superior Court Judge Lydia Villareal ordered Sensient Dehydrated Flavors to stop pro- cessing onions after J. Lohr filed a lawsuit claiming the process was tainting the flavor of its grapes and wine.

Villareal ordered J. Lohr to stop processing onions until it has a county permit. The company is authorized to process celery, peppers and parsley, but not onions.

Villareal also ordered Sensient to stop processing onions until it can get individual reports related to them, Sonne said.

Sensient “is knowingly and willfully destroying J. Lohr’s grapes, vineyards, winemaking business and reputation,” according to the lawsuit filed by J. Lohr attorneys Brian Fingan and Chuck Warner.

Sensient “is knowingly and willfully destroying J. Lohr’s grapes, vineyards, winemaking business and reputation,” according to the lawsuit filed by J. Lohr attorneys Brian Fingan and Chuck Warner.

According to court records, Sensient said it believed J. Lohr was trying to “lay all responsibility” for its bad wine on the company because of the company’s onion processing. And in an Oct. 23 answer to the J. Lohr suit, Sensient attorneys J. Kenneth Gorman and Charles L. Coleman denied the winery’s allegations and said J. Lohr didn’t complain about the onion smell until 2008, five years after the company began processing onions.

The attorneys also said the winery didn’t “preserve grape samples and other physical evidence relating to its claims.”

J. Lohr hired a wine aroma and flavor expert who identified a molecule responsible for the onion characteristics found in the J. Lohr wine as a result of the onion dehydration process, the winery’s lawsuit says.

The researcher and his team identified mercaptans (a sul- ferous organic substance) as being responsible for the cooked onion aromas and flavors found in the J. Lohr wine.

J. Lohr, which annually produces more than 1 million cases of wine, has about 900 acres of vineyards in Greenfield which grow several cool climate varieties, including Chardonnay, Riesling, Valdivieda and Pinot Noir. J. Lohr also has about 2,000 acres in Paso Robles which produce Cabernet Sauvignon, Merlot and other red wines.

**Ears fundraiser**

The ALL-AMERICAN Boys Chorus will bring its 32 young voices to Wild Things in Salinas for a fundraiser Saturday, Nov. 7, at 6:30 p.m. The ensemble, comprising singers ranging in age from 13 to 14, will present audience favorites spanning the eras of American music.

And given the venue, with its rescued exotic creatures and celebrity lions, tigers, bears and other animals, the concert promises to be unique. The event will benefit the Elephants of Africa Rescue Society, the nonprofit elephant sanctuary at Wild Things, with all proceeds going to support its five elephants.

Tickets are $25 for adults and $15 for kids. To pur- chase, contact the EARS office at (831) 455-2477. Wild Things is located at 400 River Road in Salinas.
CANDIDATES FOR WATER BOARD SEAT Couldn’t Be More Different

By KELLY NIX

A LONGTIME Monterey Peninsula Water Management District director who prefers conservation over desalination will square off with a Del Rey Oaks accountant who said he believes a water project is needed to meet the needs of the Peninsula.

In the race for the seat for District 2, which includes Del Rey Oaks, is eight-year MPWMD director Judi Lehman, who will square off with Andy Clarke, a 31-year-old accountant for Alco Water Service.

Formed in 1978, the MPWMD’s mission is to manage, augment and protect water resources for the benefit of the community and environment. The agency was created by voters in response to a severe drought.

But after more than three decades, no major water supply project has been built to stop overdrafting the Carmel River or protect Peninsula residents from drought. In fact, the Peninsula’s water supply has shrunk during that time by more than 50 percent, and Lehman isn’t sold on one of a handful of water board members who don’t think a major new water project is needed.

The Peninsula’s water concerns were complicated last week when the State Water Resources Control Board issued a cease and desist order against water provider California American Water, which could mean rationing and other severe penalties for water users.

Clarke said he’s a “dear” and wants the board to try its best to help implement a water project.

“The water board has been around longer than I have, and they haven’t really done anything,” said Clarke.

Clarke, who is also on the Del Rey Oaks planning commission, said that besides solving the Carmel River problem, there should be water for infill housing and lots of record.

And Clarke said the water supply should support “responsible development,” including water for affordable housing.

“We need to develop things smartly,” he said. “And we need water for that.”

Clarke said he’s a good fit for the water board because he doesn’t have any “baggage” with Cal Am or other interests.

“I hope to bring some consensus building,” Clarke said.

“The board is kind of polarized. I usually can bring people together.”

His list of endorsements include the Monterey Peninsula Chamber of Commerce, the Monterey Commercial Property Owners and the Monterey County Hospitality Association.

Lehman, an event planner at Asilomar Conference Grounds, is running for her third four-year term on the board.

A slow-growth supporter, Lehman won’t endorse a water project that would help solve the Carmel River overdraft problem. “I hate to say I’m going to support one plan, because if they start tweaking it and you change your mind, then they call you a flip-flopper,” Lehman explained.

Though there is wide support for a project that would include a desalination plant in Marina, Lehman isn’t sold on the plan.

“As strongly as everyone feels about desal,” Lehman said, she has major reservations about desal’s “environmental impacts, cost and energy.”

See DIFFERENT page 10A

ALEXANDER WEYGERS

REDISCOVERED

Found! After 20 Years In Storage Bronze Sculpture Collection By Famous Carmel Artist

Alexander Weygers (1901-1989) was a polymath American artist, who is best known as a sculptor, painter, printmaker, philosopher, inventor, mechanical and aeronautical engineer, blacksmith, and author. He has been described as “A modern Leonardo da Vinci” by the San Francisco Chronicle. Before 1940 his work was included in the Smithsonian Institution in Washington D.C. and he was recognized as an artist of national significance.

We are looking for people who knew Alexander Weygers, visited with him in his Carmel Studio, or purchased his artwork. Do you have stories, photographs, or memorabilia that you would be willing to share for use in a book or documentary?

Please contact Randy Hunter of Fine Art Enterprises at 831.477.2000

School board rejects expensive construction bids for CMS project

By MARY BROWNFIELD

CONSTRUCTION OF a cutting-edge green classroom building at Carmel Middle School will have to be delayed after the Carmel Unified School District board of education voted last week to reject bids on the project.

Slated to be built with proceeds from the school bond voters approved in 2005, the one-story structure, adjacent to the school’s habitat project and containing classrooms and cooking facilities, was designed to have a living roof, photovoltaic panels, a wind generator, radiant heating, windows that facilitate natural ventilation and light, a system to capture rainwater, recycled materials and other aspects that would make it a tangible, living example of environmentally friendly construction.

In it, students would be involved in every aspect of plant cultivation, from sprouting seeds, to cooking the vegetables they grow in the habitat garden.

But ambiguities in the design, including whether it would be built onsite or constructed offsite and then assembled at the school, led the two contractors who bid on the project — locals DMC Construction and SBI Builders — to propose $1.2 million to $1.3 million price tags, according to district business official Rick Blanckmeister.

When the building was designed, costs were estimated in the $800,000 to $900,000 range.

As a result, the board voted to reject the bids and send the project back to Berkeley-based architect Arkin Tilt for a redesign that calls for less expensive items and methods of construction.

The board also voted to have a professional estimator go through the project’s specs.

Part of the challenge is the unusual nature of the building, according to Blanckmeister. Much construction for school districts is fairly standard, but a green building such as that slated for the middle school is far less common.

“There aren’t many districts that are doing this type of project,” he said. “This was designed from the ground up. That’s probably a large contributor to the costs’ coming in higher than expected.”

District officials anticipate it will take about two months to get the building out to bid again, depending on how long the state architect, which oversees all construction projects at public schools, takes to approve the new design once it’s finished.
Commission chooses incentives for green building projects

By MARY BROWNFIELD

THE CITY should do more to encourage people to use environmentally friendly materials and methods in their construction projects, the planning commission decided Oct. 14. Commissioners also voted to delay mandatory compliance with the new green building ordinance until August 2010. It had been set to take effect Jan. 1.

"Because of the slowdown in the economy and the construction industry, staff is recommending extending the deadline," Conroy said.

Commissioners agreed, unanimously voting to delay mandatory compliance with the ordinance until next summer.

In order to encourage property owners and developers to do more than the minimum required in the ordinance, which uses checklists that give points for green processes and products, the city council approved the use of incentives and asked the planning commission to suggest what they should be.

Other communities often offer increased floor area and height, and waive setbacks, but Conroy said even the state’s foremost environmental guardians — the California Coastal Commission — probably wouldn’t like to see the rules loosened very much.

A little extra basement space might be offered, he said, along with a 25 percent discount on permit fees and the ability to jump to the head of the permit queue.

Architect Safwat Malek, a member of the city green building committee that helped develop the ordinance, said the committee could review Waxer’s list and make suggestions.

He also said many people are already following the green rules.

“This whole thing is such a watered-down, low-threshold ordinance, and I think it speaks for itself and most people are using a lot of these measures,” he said.

‘A little too nice’

New planning commissioner Victoria Beach objected to the proposed volume bonus, which she called “radical.” “I like all the incentives, but that one seems a little too nice,” she said.

And commissioner Robin Wilson objected to the fee reduction. “Fees are paid in order to cover the costs that the city incurs in reviewing the project,” he said. “It’s a real cost that needs to be paid by the people using that service.”

Commissioners vote 4-1 to recommend, in order of preference, the bonus floor area, permit streamlining and fee reduction as incentives. Wilson dissented.

City to turn 93 on Halloween

WHAT BETTER way to begin Halloween revelry than heading to Carmel for the city’s annual parade and birthday party?

This year, Carmel-by-the-Sea will celebrate its 93rd birthday Saturday, Oct. 31, beginning with the 11 a.m. parade, in which all are welcome — especially kids and dogs in costumes.

The parade will assemble in front of Sunset Center and then wend its way up and down Ocean Avenue. Afterward, participants will return to Sunset Center, where their civic pride will be rewarded with free ice cream. The Sunset Center parking lot and grounds will also host the birthday bash, which includes a hot-dog lunch and live entertainment beginning around noon.

$5 tickets are on sale at Carmel City Hall For more information, call (831) 620-2020 or email clopez@ci.carmel.ca.us.

LOST

From page 5A

couldn’t find them,” Tomassi said. “They had not shown the stones at Lussori, as he had not intended to sell them there.

“When I talked to the store, they said they didn’t see anything,” he said. “They didn’t see the diamonds, they didn’t take them out, and they didn’t see what he was carrying them in.”

No video surveillance footage was available for the timeframe of the visit by the time the salesman reported the loss on Oct. 22.

The Southern California man did not accuse anyone of stealing the stones and requested the police report in order to file a claim with his employer’s insurance company, according to Tomassi.

“He said there was no way someone lifted them, that he lost them,” he said. “He wasn’t accusing anyone.”
Cal Am and MPWMD file suit over cutback order

By KELLY NIX

UPPING THEIR battle to stop a state agency from sharply curtailing the Monterey Peninsula’s water supply, California American Water and the Monterey Peninsula Water Management District filed lawsuits this week against the State Water Resources Control Agency.

The lawsuits, filed Tuesday in Monterey County Superior Court, challenge a cease and desist order imposed Oct. 20 by the SWRCB compelling Cal Am to reduce pumping of the Carmel River by almost 20 percent over seven years.

The SWRCB order could force Cal Am’s 40,000 water customers into rationing.

“The order calls for cutbacks that are unfair to our customers, who already save more water than anyone else in the state,” said Cal Am spokeswoman Catherine Bowie. “We truly believe the energy and focus should be placed on getting a new water supply.”

In the company’s 27-page lawsuit, Cal Am called the SWRCB cease and desist order “flawed and unreasonable” and warned it could “result in [Cal Am] providing 68 percent less water to the people of the Monterey Peninsula than [Cal Am] currently provides, and could jeopardize the health and safety of the people of the Monterey Peninsula.”

The SWRCB issued the order to protect the steelhead trout, which inhabit the Carmel River. The Sierra Club and the Carmel River Steelhead Association urged the board to go forward with the order.

“The SWRCB has a duty to ensure sufficient water is available to meet the health and safety needs of the citizens of the Monterey Peninsula,” said MPWMD attorney Dave Laredo in a news release. “Unfortunately, the state board adopted an order that threatens our health and safety, and does not meet the needs of our local economy.

Meanwhile, the California Public Utilities Commission is expected to release its final environmental impact report Friday for Cal Am’s proposed Coastal Water Project, which includes a desalination plant in Moss Landing. The EIR will be on show.

See SUITE page 31A

Carol Crandall   (831) 236-2712
www.cpphomes.com

Here’s a thought:
For Halloween, you dress up like a client, and we’ll dress up like real estate brokers.
You come by our office, ring the bell, and we’ll find a house to put in your bag!

Sounds fun, huh?

Preferred Properties
At the NE Corner of the Historic Pine Inn

You deserve to be rewarded based on the amount of time you invest as well as the amount of time you invest for.

Allstate presents the Tactician® Plus Annuity from Lincoln Benefit Life Company.

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The sum will grow tax-deferred until you begin to receive payouts."

Are you in Good Hands?

**TACTICIAN® PLUS RATES**

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Christopher Thom
Exclusive Agent
(831) 373-2791
2440 N. Fremont St. Ste. 208
Monterey, CA 93940
a025435@allstate.com CA Lic: 0C40769

DIVERSE FROM PAGE 6

But Lehman is supportive of Cal Am’s project to store excess winter flows from the Carmel River in aquifers, and is “intrigued” with the so-called Hybrid Regional Plan, backed by groups that oppose most new development, including LandWatch Monterey County and the League of Women Voters.

The plan includes conservation, groundwater replenishment and a desalination plant that would produce much less water than the Marina plan.

Lehman said she would like to see a combination of elements from the projects and the hybrid plan to solve the Peninsula’s water shortage.

“I’m a firm believer not one project is going to solve all of our concerns,” she said.

When asked if she believed in water for infill housing or any type of new development, Lehman said, “new development is going to happen. Water has to be in the city’s allocations, and the planning and allocation and distribution comes from the general plan.”

Lehman said she believes the experience and the “analytical and investigative mind” for another four years on the board.

“I think we have a really good board right now,” she said. “Even though we don’t always agree, we walk out of there at the end of the night knowing we have given it our best.”

You deserve to be rewarded based on the amount of time you invest as well as the amount of time you invest for.

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**November Mixer**

**Where:** La Playa Hotel, Camino Real & 8th

**When:** Wednesday, November 11

**Time:** 5:00 pm – 6:30 pm

**Fee:** $125

See you on December 3rd at the Monterey Peninsula Country Club.

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**Johanna Lloyd, chair of the Carmel Chamber of Commerce board of directors for 2009 is the General Manager of the Pine Inn and the Tally Ho Inn. She has been in the hospitality business for 30 years including 20 years as a General Manager.**

She is a former president of that board. She is also a former president of the Convention & Visitors Bureau in Monterey County and Bedminster.

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**John Lloyd, chair of the Carmel Chamber of Commerce board of directors for 2009 is the General Manager of the Pine Inn and the Tally Ho Inn. He has been in the hospitality business for 30 years including 20 years as a General Manager.**

He is also currently on the board of the Monterey County Hospitality Association and is a former president of that board. He is also a former president of the Convention & Visitors Bureau in Monterey County and Bedminster.

---

**Mark your calendars and plan on attending this year’s annual dinner to be held on December 3rd at the beautiful Monterey Peninsula Country Club.**

As in previous years, awards will be given to the “Best of the Best” in fourteen different categories. In addition to the awards ceremony, Mike Marotta Jr. and his band will entertain throughout the evening. There will also be a silent auction featuring many one-of-a-kind must have treasures. The festivities begin at 6:00 pm and tickets are $125.

See you on December 3rd at the Monterey Peninsula Country Club.
ANTIFREEZE

From page 1A

Edwards, a Pine Cone employee, said she was stunned to learn more antifreeze has been found.

“It’s sad that a human being could be so cruel,” she said. “I was starting to put Lily’s death behind me, and every time I do, something else comes up.”

The act of cruelty has led her to keep one eye open.

“It’s making me suspicious of my neighbors,” she said. “I’m starting to look around and watch people a little more.”

At the same time, Edwards said most tenants have been very supportive.

“People are still coming up to me,” she said. “They have been so wonderful and so caring, and that’s the only good thing that’s come out of it.”

Bodies become imagery, and one image merges into another, organically, politically, inexplicably.”  — The New York Times
missing, suggesting the whole thing was tied to a truck with a rope or chain and rapped on.

According to town supporter Michael McMillan, over a 12-hour period last week, thieves have twice stolen "No on G" signs, and she’s heard similar complaints from other opponents who live near in Carmel Valley Village. Regardless of whether incorporation passes or fails, Vandervort is worried the signs. According to incorporation opponent Bob Sinotte echoed Vandervort’s sentiments, and said many friends and neighbors no longer speak to each other as a result over the debate over creating a Town of Carmel Valley. “There’s been a lot of bad will because of the process,” Sinotte suggested. And Sinotte is particularly fed up with all the signs. “They’re an eyesore,” he declared. “Many people are disgusted by them.” Sinotte denied there’s been a coordinated effort to steal “Yes on G” signs, and he’s not certain the signs make a difference anyway. “They won’t impact the election,” he said. One of the outspoken opponents of incorporation, Sinotte said he’s weary of the debate. “I can’t wait until it’s over,” he said. While it’s unknown exactly how many campaign signs were stolen over the past few weeks, Monterey County Public Works has removed between 50 and 100 signs because they were posted in the public’s right of way. “We’ve been picking up quite a few “Yes on G” and “No on G” signs, as well as signs for the fire board election,” said Robert Palominio, an encroachments and subdividi-
WHILE MANY OF us are gearing up for a weekend of Halloween costume parties, others are preparing for more subdued Day of the Dead celebrations that pay tribute to deceased loved ones.

To commemorate the Day of the Dead, which is also known as All Souls’ Eve, All Saints’ Day or the Day of the Deposits, a special service Sunday, Nov. 1, at 5:30 p.m.

Day of the Dead has been observed in Mexico for thousands of years. In the past few decades, the celebrations have gained popularity in the United States. The 15th annual Day of the Dead festival is scheduled for Nov. 1 and 2, at 11:00 a.m. at the Cottonwood Community Center, 1050 3rd St., in San Diego.

“Members of the All Saints Choir, the Evensong Choir and two soloists — a sopranos and a baritone — will sing Gabriel Fauré’s Requiem Mass and Louis Vierne’s Piano Concert,” Wideman observed.

The festival will also include hymns, Holy Communion and prayers for the departed.

Church members will chant the names of their deceased loved ones, accompanied by the ringing of handbells.

In Mexico and Latin America, many people believe it is easier for the souls of the deceased to reach Heaven on the Day of the Dead. As a result, many people visit cemeteries, build altars and leave messages for loved ones.

The church is located at Dolores Street and Ninth Avenue. For more information, call (831) 624-3882.

FICTITIOUS BUSINESS NAME Statement No. 20092163. The undersigned Trustee acknowledges receipt of a petition for change of name should not befiled and/or the timeframe for giving notice of sale specified in subsection (a) of Section 2923.52 does not apply pursuant of Section 2923.52 or 523.52, ETS Services, LLC doing business as: 1002 Cayucos, California 93434 is filed and/or the timeframe for giving notice of sale specified in subsection (a) of Section 2923.52 does not apply pursuant of Section 2923.52 or 523.52, ETS Services, LLC doing business as: 1002 Cayucos, California 93434.


Notice of Trustee’s Sale Truste Sale No. 200900207011/13/2009 Time of Sale: 10:00 AM Place of Sale: Administration Building Located at 146 W. Ailaki Street, Seaside, California. For more information, please call: (831) 577-2277. No. WC-173676-C Loan No. 06-0449745-01.

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C.V. church hosts Missions & Music

COMMUNITY CHURCH of the Monterey Peninsula will present Missions & Music, billed as “an afternoon of dining and dancing.” Saturday, Nov. 7, to raise money for the nonprofit and missions the congregation supports.

Missions & Music will begin with a 4 p.m. jazz reception in the Rose Garden featuring Bob Phillips, Dave Phillips and George Young. A buffet dinner and “faux plexus” and a discopter, an aircraft bearing a striking resemblance to what the public two decades later would call a flying saucer. After a serving in the Army’s intelligence, Weyger’s passed away in 1989. He had authored three books, including the previously mentioned book about tools, “The Modern Blacksmith,” and “The Recycling, Use, and Repair of Tools.” He passed away in 1989. If you’re interested in sharing your memories of Weygers with Hunter, call (831) 477-2000.

Weygers’ bronze sculptures in Monterey, Soquel art dealer Randy Hunter is now producing a documentary film about him. And to help provide details about Weygers’ life and the four decades he spent in Carmel, Hunter is asking Carmel residents to share any memories or stories they might have about the gifted artist, author, philosopher and inventor, who is perhaps best known for creating the popular image of the flying saucer.

Hunter’s fascination with Weygers began when he came across a book he authored, “The Art of Making Tools.” Weygers, it turns out, made his own tools from leaf springs he harvested from old cars.

His curiosity piqued, Hunter asked his friend, Larry Fischer, about Weygers. Fischer, the founder of the Monterey Sculpture Center, had known Weygers and was also fascinated with his work. In fact, a year before Weygers died, Fischer convinced him to produce a series of bronze sculptures. “Nobody even knew he did sculptures in bronze,” Hunter explained. “He worked in wood.”

After Weyger’s passing, the sculptures were packed into crates and placed in storage at the Sculpture Center, had known Weygers and was also fascinated with his work. In fact, a year before Weygers died, Fischer convinced him to produce a series of bronze sculptures. “Nobody even knew he did sculptures in bronze,” Hunter explained. “He worked in wood.”

After Weyger’s passing, the sculptures were packed into crates and placed in storage until Fischer recently retrieved them for Hunter, who purchased the entire collection.

From Indonesia to Carmel

Born in Java, Indonesia, in 1901, Weygers was educated in the Netherlands, where he studied engineering. He and his wife moved to the United States in 1931, and after she died during childbirth, Weygers abandoned engineering, returned to Europe and began a lifelong study of art. At the Academy of Fine Arts in the Hague, he spent a year studying anatomy and figure drawing. From there, he traveled to Paris for a year to study end-grain wood carving, which was quickly becoming a lost art. Finally, he went to Florence, Italy, where he spent another year immersing himself in stone carving and bronze casting.

He later moved to Berkeley, where he set up a studio in 1938 and crafted a discopter, a sectioned aircraft bearing a striking resemblance to what the public two decades later would call a flying saucer. After a serving in the Army’s intelligence, Weygers’ bronze sculptures in Monterey, Soquel art dealer Randy Hunter is now producing a documentary film about him. And to help provide details about Weygers’ life and the four decades he spent in Carmel, Hunter is asking Carmel residents to share any memories or stories they might have about the gifted artist, author, philosopher and inventor, who is perhaps best known for creating the popular image of the flying saucer.

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Innovative dancers, dynamic vocal trio take Sunset Center stage

By CHRIS COUNTS

Innovative dancers, dynamic vocal trio take Sunset Center stage

Garden Club hosts fundraising antiques sale

TO RAISE money for community projects — such as those it undertook at Piccadilly Park and Harrison Memorial Library — the Carmel-by-the-Sea Garden Club is holding the 50 Ladies’ Antiques & Estate Sale Saturday, Nov. 14, from 10 a.m. to 4 p.m. in Carpenter Hall at Sunset Center.

People who stop to shop in the hall located on Mission Street south of Eighth Avenue will find furniture, jewelry, China and tableware, crystal, silver, artwork, coffee-table books, clothing, and home and garden accessories, but no junk, according to organizers. The club’s members are donating the finest items they can bear to part with for the sale.

For more information, visit www.carmel-gardenclub.com.

Pilobolus, a visual dazzler

Pilobolus, right, presents a dazzling spectacle at Sunset Center Wednesday. The vocal trio, 3 Mo’ Divas, below, sing opera, jazz, gospel, blues and pop favorites Friday.

Next up on Sunset Center’s busy schedule will be a performance by War, a pop group that enjoyed considerable chart success in the 1970s. Despite the group’s name, its members have long promoted peace and cultural understanding, best exemplified in one of their greatest hits, “Why Can’t We Be Friends?”

War also scored big hits with timeless classics, like “All Day Music,” “Cisco Kid” and “Lowrider.” They’ll play at Sunset Center Friday, Nov. 7, and tickets — which range from $47 to $57 — are available at Sunset Center’s box office.

For more information, call (831) 620-2040 or visit www.sunsetcenter.org.

Pilobolus, which performs at Sunset Center Wednesday, Nov. 4, takes its name from a fungus that grows on the dung of live-stock.

Formed by a group of Dartmouth University students in 1971, the dance company is best known for its emphasis on the physical interaction of its performers’ bodies. Employing contortion and a degree of athleticism you’d expect to find in gymnastics, Pilobolus presents a visually-dazzling spectacle that combines sports and art.

“We’re really fortunate to have Pilobolus here at Sunset Center,” executive director Peter Lesnik said. “The way they work is unique. They can be funny, shocking and even heart-rending. It’s a visually stunning show.”

Also, 3 Mo’ Divas take the stage at Sunset Center, Friday, Oct. 30. Featuring the impressive vocal talents of Laurice Lanier, Nova Payton and Jamet Pittman, the Divas cover the musical spectrum, performing everything, from opera and jazz, to gospel and blues.

“We have three incredible voices singing some of the greatest music ever written,” Lesnik said.

Tickets to both shows range from $52 to $77. The performances begin at 8 p.m.

2040 or visit www.sunsetcenter.org.

Carmel • Pebble Beach • Carmel Valley & The Monterey Peninsula

COAST GALLERY CARMEL

Retirement Celebration Sale

Open daily 9 am to 6 pm

COAST GALLERY CARMEL

Em Le’s  . . . . . . . . . . . . . . . .17A
Mission Ranch  . . . . . . . . . . .19A
Sierra Mar at Post Ranch Inn  . . . .17A
Aubergine at L’Auberge Carmel  . . . .16A
Fandango  . . . . . . . . . . . . . . .18A
Pacific Grove

Em Le’s  . . . . . . . . . . . . . . . .17A
Mission Ranch  . . . . . . . . . . .16A
Fandango  . . . . . . . . . . . . . . .18A
Max’s Grill  . . . . . . . . . . . . . .16A
Passionfish  . . . . . . . . . . . . . .2A
Pebble Beach

Club XIX  . . . . . . . . . . . . . . .19A

CARMEL-ON-THE-SEA

APR READERS presents
Howl-o-ween Open House
October 30
See page 8A

CARMEL

Kim’s Halloween Haunt presents
Halloween Costume Party
October 31
See page 5A

CARMEL VALLEY

Fatовара Mиса Olive Grove presents
Craft Show & Sale
November 7
See page 2A

CARMEL-ON-THE-SEA

The City of Carmel-by-the-Sea 93rd Birthday PARTY & HALLOWEEN PARADE October 31 See page 15A

CARMEL-ON-THE-SEA

First Church of Christ, Science, Carmel presents Just What Is Christian Science? November 1 See page 15A

CARMEL VALLEY

All Saints Day School presents Open House November 7 See page 13A

CARMEL-ON-THE-SEA

MCVGA presents
Great Wine Escape Weekend November 13-15 See page 17A

Senior Living • Entertainment
Restaurants • Events • Art
Food & Wine
October 30 - November 5, 2009
Halloween is on Saturday, making for even more lively festivities in Peninsula restaurants and bars.

Costumed revelers will certainly find all sorts of worthy venues, but if they’re in the mood for French, they may want to stop in at Bistro Moulin in Monterey, which is offering a complimentary glass of French bubbly to anyone who shows up for dinner dressed up for All Hallows’ Eve.

To ensure you get a seat in the small bistro at the corner of Wave and David, call 831-667-2800.

Continues next page
Dutertre, who will be working his usual one? Perhaps that’s up to chef/owner Didier. She get a free glass of Champagne for each donning different costumes all evening. Will sure to watch director Colleen Manni (831) 333-1200 for a reservation. And be from previous page

Jean Hubert III and Mary Medora Hubert, soon reopen as Le St. Tropez, owned by Roy on Dolores Street, which had taken over the spending around three hours, including find out where to meet at 9 a.m., and plan on going to food banks and pantries in Monterey, Santa Cruz and San Benito counties. Volunteer by calling (831) 775-1480 to volunteer by calling (831) 775-1480 to find out where to meet at 9 a.m., and plan on spending around three hours, including transportation, orientation and harvesting.

Ever more French

The short-lived Siam Orchid restaurant on Dolores Street, which had taken over the longer-lived Tinto Mondo Italian joint, could soon reopen as Le St. Tropez, owned by Roy Jean Hubert III and Mary Medora Hubert, who formed an LLC called Cote Bleu. According to the City of Carmel, the pair have applied for their business license, and the California Department of Alcoholic Beverage Control has issued a temporary beer-and-wine license. A phone message indicated an impending opening of Nov. 1, and so of Wednesday, butcher paper covered the windows and lights shown from inside, begging the question of what’s to come.

Another Friday with Lula

Lula’s Chocolates in the Crossroads will host its second First Friday Nov. 6, when owner and candy-maker Scott Lund introduces his flavor of the month and showcases the work of a featured local artist. Caramel apples and Big Sur photographer Shirley West headlined in October; November will mean hot chocolate with gourmet marshmallows, and landscape painters Tim and Rose Sloan.

Lund noted his First Friday, which runs from 4 to 6 p.m., “dovetails nicely with Taste Morgan’s Fromage Fridays from 3 to 6 p.m., providing Crossroads guests an evening of fine chocolates, a taste of art, and a sampling of wine and cheese as appetizers” before dinner at a fabulous Crossroads restaurant like Bistro 211, Cafe Stravaganza or the Rialto Grill. For more information, call the shop at (831) 626-3327.

Holiday La Playa preview

The Carmel Chamber of Commerce will get in the spirit at next month’s, La Playa Hotel Holiday Party Preview. In the historic hotel at Camino Real and Eighth on Wednesday, Nov. 11, from 5 to 7 p.m., members and nonmembers will toast the upcoming season and “sample abundant seasonal fare created by chef Bunyan Fortune,” according to the chamber.

Entry to the mixer is $10 for members and $15 for nonmembers. Call (831) 624-2522.

Cajun at The Snail

L’Escargot chef/owner Kerry Loutas invites guests to get in touch with their Bayou side during Cajun night Tuesday, Nov. 10. Dinner in the Bayou will feature inspired food, drink and entertainment with a Big Easy twist. Loutas is billing the night as “a Bourbon Street blowout — L’Escargot style,” complete with five special courses, Cajun beer and Hurricanes, Mardi Gras beads and a party atmosphere. For the first course, Loutas will offer Gulf Coast oyster fritters with remoulade or pork and rabbit paté. The second will star soup of red beans and rice, and the third will be Bayou Mudbug Salad — crawfish on butter lettuce with lemon-shallot vinaigrette.

The fourth course will offer a choice of jambalaya, blackened red fish with sweet corn and chile relish or Coughon de Lait — roost suckling pig that requires ordering in advance. Dessert will be fresh beignets, of course, or chocolate mousse.

Dinner in the Bayou costs $65 per person, excluding tax and tip, and reservations are required by calling (831) 620-1942. The restaurant is located on Mission Street just south of Fourth Avenue in downtown Carmel. For more information, visit www.lescort-carmel.com.

What’s old is new again

The Monterey Bay chapter of Les Dames d’Escoffier will hold a Gourmet Garage Sale 21-22 from noon to 5 p.m. offering food, drink and entertainment with a Big music plays in the background. Cheeses and desserts will ensure all are satisfied, and Paraiso will offer special deals on its award-winning wines made from grapes grown in the Santa Lucia Highlands.

Since a little shopping never hurts, the Paraiso Home Décor Boutique — usually confined to the tasting room — will fill a 5,000-square-foot tent to offer all sorts of seasonal gifts, decorations and other finds. Admission is $10 at the door (free for Paraiso wine club members). For more information, call (831) 678-0300 or contact Jennifer Smith at jmsmith@paraisovineyards.com. Paraiso is located on Paraiso Springs Road off Arroyo Seco Road in South Monterey County.

Morgan appreciates you

Taste Morgan, the Crossroads venue that offers Morgan wines for tasting and a lovely selection of gadgets and gifts alongside, will hold a customer appreciation weekend Nov. 21-22 from noon to 5 p.m. offering food, entertainment and 15 percent off all wine.
Don’t do the work

Doorbell dining, a.k.a. 373-FEED, can fill in a pinch, or when you simply don’t feel like cooking yet another holiday meal or slaving in the kitchen while friends sip their cocktails. The service coordinates home and office delivery, as well as catering, of food from more than 80 restaurants, coffee roasters, bakeries and wineries. roast.com and then place their orders online or by calling (831) 373-FEED. The food should arrive within an hour.

Delivery can be arranged days, weeks or months in advance, and dinners can order from multiple restaurants at once. Hours are Monday through Friday from 9 a.m. to 9 p.m., and Saturday and Sunday from 4 p.m. to 9 p.m. Fees vary based on the order.

Good cause for a cheese party

California cheesemakers won 15 medals at the Oct. 1-3 World Cheese Awards in Las Palmas, Gran Canaria, coming home with two golds, three silvers and 10 bronzes. Hosted by the Guild of Fine Foods, the competition included more than 2,000 entries from nearly three dozen countries.

A panel of judges drawn from 24 nations selected the winners, including:

- Marin French Cheese Company, Petaluma, which won a gold for Le Petit Dijon and silver for Le Petit Crème and bronze for Le Petit Cambert, Wildberrhy Quark, traditional Breizh and Marin French Blue;
- Atwater’s Joseph Gallo Farms, which won gold for its mild provolone and bronze for mild cheddar;
- Modesto’s beloved Fiscalini Cheese Co., which took bronzes for Horsefeathers cheddar horseradish spread and baguette-wrapped cheddar;
- Cantaré Foods Inc. in San Diego, which received a bronze for fresh mozzarella ovolini; and
- Bravo Farms Handmade Truffle, which won a bronze for Tulare Cannonball gouda.

Overall, 37 U.S. artisan cheesemakers won a record 79 medals, which sounds like prime motivation for hosting a cheese tasting.

BERGSTROM

From page 1A

Russell Scott refused to retry the case and sentenced Bergstrom to six years in state prison, an appeal was filed because of the jury instructions.

Michael Kresser, executive director of the nonprofit Sixth District Appellate Program, said his organization has six in-house attorneys and works with about 180 private lawyers who practice within the district’s boundaries.

“When people are appealing criminal convictions and don’t have the money to hire their own criminal attorney, they are appointed counsel, and we provide it,” he said. “To obtain appointed counsel, you’re supposed to be indigent.”

Most often, defendants who had public defenders during their criminal trials are appointed to receive legal representation from the program, according to Kresser.

Having just received the file, which still lacks transcripts from Bergstrom’s two-week jury trial, Kresser was unfamiliar with the case. Although Bergstrom had an expensive defense attorney, and was a concierge doctor in an upscale practice, Kresser was unfamililar with the case. Although Bergstrom had an expensive defense attorney, and was a concierge doctor in an upscale practice, Kresser was unfamililar with the case. Although Bergstrom had an expensive defense attorney, and was a concierge doctor in an upscale practice, Kresser was unfamililar with the case. Although Bergstrom had an expensive defense attorney, and was a concierge doctor in an upscale practice, Kresser was unfamililar with the case. Although Bergstrom had an expensive defense attorney, and was a concierge doctor in an upscale practice, Kresser was unfamililar with the case. 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35611 Chumash Court, Monterey, CA 93940 APN#: 014-155-007-000

These proceedings are pursuant to a Deed of Trust, Recorded in Monterey County, California, dated January 12, 2006, by GF Phoenix, Corp., 767 Fifth Avenue, New York, NY 10153, to the County Recorder of Monterey County. A copy of said Deed of Trust is on file in the Office of the County Recorder of Monterey County, California.

The Trustee will sell at auction, on Tuesday, November 10, 2009, at 10:00 a.m., at the County Recorder’s building located at 1200 E. Alisal Street, Salinas, CA 93905, the property described in the record deed of trust, located in Monterey County, California, to-wit:

The undersigned Trustee disclaims any interest in the property and the notice is given solely by virtue of the power of sale contained in the record deed of trust. The Trustee shall not be responsible for any error in the description of the property.

NOTICE OF TRUSTEE’S SALE T.S. No. 20082208 11/06/2009 (PC 1038)

1820 E. First St., Suite 46th Floor, New York, NY 10153

These proceedings are pursuant to a Deed of Trust, Recorded in Monterey County, California, dated January 14, 2006, by GF Phoenix, Corp., 767 Fifth Avenue, New York, NY 10153, to the County Recorder of Monterey County. A copy of said Deed of Trust is on file in the Office of the County Recorder of Monterey County, California.

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NOTICE OF TRUSTEE’S SALE T.S. No. 20062208 11/06/2009 (PC 1038)

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NOTICE OF PETITION FOR MINOR or ADULT GUARDIANSHIP

File No. 2010686

Applicant: NANCY MCHAYL

FRITZ HESSELBEIN

Fritz our watch...dog!
Fritz shared his charm, cuddles, and great fun with many friends at the store, Westland House, the beach, and all around town. He left us with fond memories to cherish.

We want to thank Dr. George Bishop and his staff for treating Fritz like their family dog.

We’re also very grateful to Dr. Aysha Taff for easing Fritzie’s anxiety in the last few months with acupuncture and loving care.

Art & Moya

BROUGHLIN CANADAS-ROBINSON, 4, is a very handsome English bulldog who spends most of his time with dolls.

It’s like this: Four years ago, when Dads Michael and David were in Malibu visiting a client, they discovered a 2-month-old irresistible bulldog in a pet store and adopted him.

Back they came to Carmel-by-the-Sea, where the dads’ unique Carmel Doll Shop has been attracting collectors of antique dolls since 1989. The main store is in Lincoln Court, and the doll workshop is just a stone’s throw away in Su Vecino Courtyard. For the most part, during the day, Broughlin’s HQ is the annex. He says it’s like being in Santa’s workshop. He has play dates there twice a week with 2-year-old Lord Wellington, another English bulldog-about-town, whose Dad Steven is a well known sculptor. When Bro and Wellington get together, they roughhouse a little, then “borrow” each other’s toys.

Broughlin used to have a skateboard, but he spent more time chewing it than skateboarding on it, so it had to be retired.

Bro and his dads went on a cross-country business trip earlier in the year to attend a National Antique Doll Dealers Association show. Broughlin loved it all. He preferred staying in Westin Hotels, because they provided the best dog beds ever.

Back home, Carmel Beach is his favorite outdoor place. He visits it three times a week to retrieve tennis balls. He particularly likes to “borrow” other dogs’ beach toys, and even tries to confiscate boogie boards.

When we took this photo on the weekend, winsome Bro dropped two sandy-wet tennis balls at our feet as if to thank us for his latest 15 minutes of fame.

(For photos of his puppyhood, go online to Carmel Doll Shop, then click on “About Us.”)

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NOTICE OF TRUSTEE’S SALE T.S. No. 20091999
The following property is subject to the public sale described in the notice below:

The registration commenced to transact business in California on September 24, 2009, under the Fictitious Business Name of Elite Concierge And Estate Management, 27 264 Westlake Street, Salinas, CA 93975-0000 APN #: 012-305-010-000

The following person(s) is(are) doing business under the said Fictitious Business Name:

JAY W. BOSMAN, 27 Westlake Street, Salinas, CA 93975

The filing of this statement does not of itself subject the registrant to any personal jurisdiction to the business of the registrant conducted by a corporation.

The registrant commenced to transact business in California before September 24, 2009, under the Fictitious Business Name of Elite Carmel Estate Management, 27 264 Westlake Street, Salinas, CA 93975-0000 APN #: 012-305-010-000

The following person(s) is(are) doing business under the said Fictitious Business Name:

TERRY LEE LAPPIN, aka TERRY L. CARTER, 706 Forest Avenue, Pacific Grove, CA 93955 APN #: 009-010-292-010

The filing of this statement does not of itself subject the registrant to any personal jurisdiction to the business of the registrant conducted by a corporation.

I declare that all information in this statement is true and correct. (A registrant who falsely makes or authorizes the filing of a false statement is guilty of perjury, under the laws of the State of California.)

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The following person(s) is(are) doing business under the said Fictitious Business Name:

MEGAN LAPPIN, 27 Westlake Street, Salinas, CA 93975

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TERRY LEE LAPPIN, aka TERRY L. CARTER, 706 Forest Avenue, Pacific Grove, CA 93955 APN #: 009-010-292-010

The filing of this statement does not of itself subject the registrant to any personal jurisdiction to the business of the registrant conducted by a corporation.

The registrant commenced to transact business in California before September 24, 2009, under the Fictitious Business Name of Elite Concierge And Estate Management, 27 264 Westlake Street, Salinas, CA 93975-0000 APN #: 012-305-010-000

The following person(s) is(are) doing business under the said Fictitious Business Name:

MEGAN LAPPIN, 27 Westlake Street, Salinas, CA 93975

The filing of this statement does not of itself subject the registrant to any personal jurisdiction to the business of the registrant conducted by a corporation.

I declare that all information in this statement is true and correct. (A registrant who falsely makes or authorizes the filing of a false statement is guilty of perjury, under the laws of the State of California.)

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Like most hospitals, CHOMP is also requiring anyone who enters the room of a patient with H1N1 flu to wear a special mask.

The visitor limitations will be evaluated throughout the flu season and eliminated when they are no longer considered necessary.

“We know that visits from loved ones are an important part of the healing process,” Steven Packer, president and chief executive officer, said in a news release. “But due to the expected severity of this flu season, we believe these precautions are in the best interest of our patients, staff, volunteers, and visitors to our inpatient facilities.

Misty Morgan
Misty Morning by the Seas
May 30, 1995-October 21, 2009
100 years

Misty was always trailing behind her Alfa Dog, Trooper (Samoyed) in the 6:30 a.m. walking group for her three-mile walk by the beach. She lived in her paradise, greeting her fellow dogs, Wally, Texas, Kali, Davy Crockett, Lothar, Kobi, Riley and Raisin. She owned her own Siamese cat, Neko, who slept with her.

Humans were good also for food, to pet her, and to throw the ball. For visitors she would balance a biscuit on her nose, throw it in the air, and catch it. It was all part of her BALANCED diet. She was a Lab, so it was anything for food.

To her, Life Was A Beach. As we walk the beach, she will always be with us.

-Chomp
From page 3A

Our beloved cat is missing:
6 yrs old black & white male
with micro chip # AVID0615766567. No collar.
We are so very sad, we love him.

$5,000 REWARD!

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Or Carmel Police
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This six part series is specially designed for those in the beauty industry (aestheticians, hair stylists, manicurists, make-up artists, etc.) who assist their clients to look and feel their best.
All attendees will receive a certificate of attendance upon completion. Public also invited space permitting.

• Thursday, 29 October 2009: Botox, Fillers, the newest injectables, how they are different, what they do, what they don't do, skincare, peels, lasers, non invasive facial sculpting, beauty analysis, ideal ratios, proportions, etc.

• Thursday, 5 November 2009: Liposuction and body contouring, removing fat cells, laser, ultrasound, heat, tunescents techniques, tummy tucks, thigh lifts, arm lifts, etc.

• Thursday, 19 November 2009: All about Facial rejuvenation, face-lifts, neck mini-lifts, the jowls, natural neck lift, mid-face rejuvenation, short incision approaches, rhinoplasty (nose shaping), brow lifts, endoscopic approach, etc.

• Thursday, 3 December 2009: Eyelid shaping, blepharoplasty, extra skin, folds, “tired eyes”, bags under eyes, heavy lids, swelling, the eyebrow, the tear trough.

• Thursday, 14 January 2010: Breast enhancement, augmentation/enlargement, saline implants, the newest silicone implants, the “gummy bear”, breast reductions, lifts, the constricted breast, fat transfer, and breast reconstruction.

• Thursday, 28 January 2010: Plastic surgery for the active male, the natural neck lift, minimal incision procedures, the youthful look, natural results, liposuction, correction of enlarged breasts, skin conditioning, minimal or no downtime procedures, etc.

All seminars from 6:00-7:30 P.M.
Refreshments will be served, seats are limited.
Please join us and bring a friend.

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(actual patient photos)
Respecting democracy

Do ELECTIONS matter?

They’re supposed to. But if we’re not careful, the results of even important elections can end up being ignored by the media and government.

Take the Monterey Peninsula Water Management District. Seven years ago, voters in the district overwhelmingly said they wanted it dissolved, because in its 30-plus years of existence, the MPWMD has presided over a drastic reduction in the Peninsula’s water supply, which is the exact opposite of what the district was supposed to do. Meanwhile, it has collected millions of dollars in taxes and paid many of its employees lavishly. The citizenry was well justified in its outrage at the waste of its money and continued neglect of the community’s most vital resource, and it expressed its outrage at the ballot box.

After the vote, the water district itself should have pursued its dissolution. So should the Monterey County Board of Supervisors, the governor and the state legislature. But nobody did anything. And now, everybody pretends the election to dissolve the water district never happened. Meanwhile, the water situation continues to deteriorate.

And where Flanders Mansion is concerned, the same thing has happened. The fate of this old place has been an issue in every municipal election since 2002. Time and time again, Carmel voters have rejected Save the Mansion candidates and elected ones who wanted to sell it. But the preservationists refused to accept the will of the people; instead they went to court demanding an election on the Flanders issue.

Next week, their wish will come true. On Tuesday, the people of Carmel will state their intentions about the future of Flanders Mansion, not by electing candidates who want to sell, but by voting on the issue directly.

If the people vote to keep it, the city council should drop its effort to sell the mansion, and find a way to preserve and use it. We will certainly urge them to do this.

Likewise, if they lose, Melanie Billig and her handful of allies in the Flanders Foundation should immediately halt all their efforts — especially in court — to force their minority opinion on the people of Carmel. To do otherwise would be shameful.

Similarly, the people of Carmel Valley should be respected in their decision about incorporation. If incorporation passes, the anti-townhood forces should immediately halt all their efforts — especially in court — to force their minority opinion on the people of Carmel. To do otherwise would be shameful.

And if incorporation fails, the issue should not be raised again for at least 20 years.

As we have pointed out over and over again, numerous state laws, including CEQA and the Coastal Act, can be misused by determined groups of activists, however small, to thwart majority rule on local issues. But whichever sides lose on Tuesday, they should respect their neighbors and get out of the way of full implementation of whatever the people decide.

Letters to the Editor

Still a chance to vote

Dear Editor,

I hope those who wish to preserve Carmel Valley followed the recommendations of the Carmel school board, the Herald, the League of Women Voters, LandWatch, the Sierra Club, Sam Farr, Bill Monning, Fred Keeley, Sustainable Carmel Valley, Supervisors Potter & Parker, the Monterey County Weekly, Carmel Valley Residents Association, among many, many others and voted YES on Measure G. If you voted no, you voted against Carmel Valley preservation, and for the No City group of developers, waiting sub-dividers and anti-government types. However, you can still cancel a NO vote by convincing a “No” voter friend, who has not yet voted, to see the light/get it right and vote yes on G. This 30-year resident wants to save a few of the last remaining farms and undeveloped hilltops for future generation’s enjoyment. Our grandchildren deserve at least a taste of what we enjoyed. I voted YES on G.

Jason Wachs, Carmel Valley

Rather let county handle it

Dear Editor,

Historically Carmel Valley has done a good job of restricting development, everyone loves our rural setting, but when Carmel Valley Ranch was built, we lost a beautiful vista. The lessons learned from their water issues influenced today’s regulations. The CV Master Plan was debated for years, resulting in policies that protect our Valley. Getting minor projects approved is extremely complicated. What major projects go through is mind-boggling: EIRs & revisions, studies, hearings, reducing, refining, a process that takes years and millions, with hundreds of approval conditions and possible lawsuit resolutions, before building can start. With all the checks and balances, not all projects make it.

The supervisors must absorb the facts; and when a property owner has a superior project, they must respect property rights. It may be easier for our area supervisor to vote with his heart against a project, knowing the others will vote with their heads and approve where appropriate under the law.

Anyone who sees Tehama knows it’s the best model we have for treatment of the land, where appropriate under the law.

The Carmel Pine Cone

www.carmelpinecone.com

PUBLISHED EVERY FRIDAY

Vol. 95 No. 44 • October 30, 2009

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OPINION

BEST of BATES

“I hear they run it just like a town. They have a mayor and everything.”

The Carmel Pine Cone was established in 1915 and is a legal newspaper for Carmel-by-the-Sea, Monterey County and the State of California, established by Superior Court Deed No. 34730,
They say that LAFCO* supports incorporation...

* LAFCO of Monterey County Local Agency Formation Commission

The Local Agency Formation Commission did NOT endorse incorporation of Carmel Valley as proponents of Proposition G would like us to think. They did agree to put it to a vote. In fact, Commissioners pointed out the many rosy assumptions in the “Comprehensive Fiscal Analysis” that we now know are not going to come true. Here are direct quotes from the Commissioners:

I respect those of you whose position is of not wanting to incorporate. And if I lived in the valley, I would, in fact, vote no. But I would never argue against having the right to vote.∗

Vince DiMaggio, LAFCO Commissioner

My only comments would be to the folks on either side, be careful what you ask for because we are facing some very, very difficult times. And yet, we keep being asked as local government officials to provide more services with less and less revenue.∗∗ We looked at the CFA a lot of rosy optimistic projections…”

Simon Salinas, LAFCO Commissioner and County Supervisor

It would be difficult to support the incorporation… I was disappointed with the [CFA] analysis that it wasn’t done in depth with support of how they came up with a lot of their numbers.”

Commissioner Sherwood Darrington, LAFCO Commissioner

…despite the overwhelming evidence that incorporation violates all of the factors to be considered, the proponents demand that we approve the incorporation tonight. The only good reason to vote for approval is to avoid the cost of further litigation with the proponents and give them the right to vote.

Louis Calcagno, LAFCO Commissioner and County Supervisor

The assumptions continue to be, I would say very positive in nature, but I don’t know that they reach down into the real issues of running a city. So I feel that they are still flawed, and may be flawed in more ways than we had realized…”

Ralph Rubio, LAFCO Commissioner and Mayor of City of Seaside

...nobody’s numbers are right. They’re all speculative, period∗∗. And, you know, there isn’t a mayor that doesn’t know that if they’re evaluating a city, and there isn’t a mayor that doesn’t know the county assessor is going to downsize property taxes again.

Dennis Donahue, LAFCO Commissioner and Mayor of Salinas

The LAFCO Proposal in Section D, Page 2, states that LAFCO is constrained to the applicable base year of fiscal year 2002, 2003∗∗∗.

Don Champion, LAFCO Commissioner

* Emphasis Added

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Dennis Donahue, LAFCO Commissioner and Mayor of Salinas

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Don Champion, LAFCO Commissioner

* Emphasis Added

The Commissioners’ fears are real:
Hotel tax is down, assessed values are down, businesses are closing...

Who do you trust?
Be safe. Vote No on Measure G

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2010 SEASON PASS
FROM PAGE 28A

LETTERS

Dear Editor,

‘Not the kind of leadership’

Vote ‘pro town’ candidates

Luther Weston Askew

A memorial service will be held at the Carmel Valley Community Center (Ford Rd & Carmel Valley Rd)

Sunday, November 1, 2009

1 p.m.to 3 p.m.

approved on huge tracts with very low density, in the hills above the valley. The first two are outside the proposed incorporation boundaries. Pro-incorporation literature mentions other threatening projects; some are not on the county website, and in some cases the land has been for sale for years. Some projects list low numbers of units and seem rather beneficial.

Rancho Cañada Village has yet to be analyzed but offers Rancho Cañada Village has yet to be analyzed but offers 1471 sq. ft., $1500/mo. + NNN

Prime retail next to Safeway.

• 1471 sq. ft., $1500/mo. + NNN

• 355 sq. ft. $355/mo + NNN

• 273 sq. ft. $328/mo + NNN

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Flanders is a revenue drain; it serves no useful purpose. It implies something everything is connected directly to and dependent upon. That’s simply not the case. A sale will leave all trails intact. The beautiful view from up top will still be accessible. Another misleading point is that the driveway to the house is the only access for those with limited abilities to enter the park. Wrong. People can easily enter through Rio Road or 11th Avenue. I hope voters use common sense and aren’t persuaded by mistruths. Despite honest and repeated efforts, there has been no viable public usage that would make sense for this house other than a sale. The expenses to make the house accessible for public use would be irresponsible. I hope Measure I passes, and the Flanders Foundation allow the voters to speak and the city to do its job to sell the house without putting us through more costly litigation.

Donna Shore, Carmel

SUIT

From page 10a

also analyze a regional project that includes a desalination plant in North Marina.

Before the cease and desist order, Cal Am was allowed to divert 11,285 acre-feet per year from the Carmel River. The SWRCB order requires Cal Am to immediately reduce that amount to 10,429 acre-feet and reduce all diversions from the river to 3,376 acre-feet no later than Dec. 31, 2016. Twenty years ago, Cal Am was allowed to take almost 20,000 acre-feet per year from the river.

The order calls for Cal Am to spend tens of millions of dollars in upgrading its system, restricts potable water for irrigation and could require rationing.

Cal Am has said the directive could mean customers would be limited to about 50 gallons per person per day, 20 gallons less than the average amount customers use on the Peninsula.

Last year, the Peninsula used 2 percent less water than what’s being called for in the order, but that’s because hotel occupancy and tourism were down. If hotel occupancy rebounds and more people visit the Peninsula, water usage would increase.

• 1471 sq. ft., $1500/mo. + NNN Prime retail next to Safeway.

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We welcome any questions.
The Carmel Pine Cone October 30, 2009

Monterey County Democratic Party
Marry Rasch, CUSD Board of Education
Amelia Yee Stock, CUSD Board of Education

KIRA Radio

Tom Donnelly, Monterey County Republican Central Committee (District 2)

Joe Greinmiller, Monterey County Republican Central Committee

Dr. John Ellis, CUSD Board of Education

Andrew Allison, Youth Music Monterey Board Member (Finance); Former Mayor and Council Member, Town of Los Altos Hills

Jawne Hofstetter, Retired Fire Captain, Carmel Valley Fire Protection District

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Assemblyman Bill Monning • Supervisor Dave Potter • Supervisor Jane Parker • Former Assemblyman John Laird • Former State Assembyman Fred Keeley

Yes On Measure G, Sponsored by the Carmel Valley Forum.

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