

LOCAL AGENCY FORMATION COMMISSION  
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**KATE McKENNA, AICP**  
**Executive Officer**

Simón Salinas ( <i>Chair</i> )	<i>County Member</i>	Vince DiMaggio	<i>Public Member</i>
Tom Perkins ( <i>Vice Chair</i> )	<i>Special District Member</i>	Dennis Donohue	<i>City Member</i>
Fernando Armenta	<i>County Member, Alternate</i>	Matt Gourley	<i>City Member, Alternate</i>
Louis R. Calcagno	<i>County Member</i>	Thomas Moore	<i>Special District Member, Alternate</i>
Don Champion, Ph.D.	<i>Special District Member</i>	Ralph Rubio	<i>City Member</i>
Sherwood Darington	<i>Public Member, Alternate</i>		

## AGENDA

### LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY

**Monday, September 28, 2009 4:00 p.m.**

**Board of Supervisors Chambers**  
**Monterey County Government Center**  
**168 West Alisal Street, First Floor**  
**Salinas, California**

The Local Agency Formation Commission welcomes you to its meetings. If you intend to submit documents at this meeting, please bring 15 copies for distribution. The meeting will be broadcast live on Comcast Cable TV Channel 28 and webcast live at [www.monterey.lafco.ca.gov](http://www.monterey.lafco.ca.gov). TV rebroadcasts are shown every Monday at 4:00 p.m. Agendas and reports are available on our website at least 72 hours before each meeting.

**1. CALL TO ORDER**

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL**

**ACTION**

**4. MINUTES**

**ACTION**

- a. Consider and Approve Draft Minutes of August 24, 2009 Regular LAFCO Meeting.
- b. Accept Draft Meeting Notes of September 14, 2009 LAFCO Budget and Finance Committee Meeting.
- c. Accept Draft Meeting Notes of September 14, 2009 LAFCO Sphere of Influence and Annexation Policy Committee Meeting.

## 5. PUBLIC COMMENTS

Anyone may address the Commission briefly concerning items not already on the agenda. Please fill out a Speaker Request Form available on the rostrum.

## 6. COMMISSIONER COMMENTS

## 7. CONSENT ITEMS

**ACTION**

- a. Accept Draft Financial Statements for the Period Ended June 30, 2009.
- b. Accept Draft Financial Statements for the Period Ended July 31, 2009.
- c. Approve the Register of Checks Paid in August 2009.
- d. Receive California Association of Local Agency Formation Commissions (CALAFCO) Legislation Report.
- e. Receive List of Anticipated Future Agenda Items.
- f. Approve Submittal of Nomination for 2009 CALAFCO Award.
- g. Approve Resolution to Authorize Employee Participation in the CalPERS 457 Employee Loan Program, at No Cost to LAFCO of Monterey County.
- h. Authorize Comments on the Initial Study / Negative Declaration for the Carmel Highlands On-Site Wastewater Management Plan (Monterey County Health Department).
- i. Receive Progress Report on LAFCO's Comprehensive Program for Municipal Service Reviews and Sphere of Influence Reviews.

## 8. NEW BUSINESS

- a. Consider Draft Work Program for Development of Agricultural Land Buffer Policies. **ACTION**
- b. Consider a Referral to Budget and Finance Committee to Develop a Draft Policy Regarding Deferral of Required Payments to Fund the Commission's Annual Budget. **ACTION**
- c. Consider Establishment of a Regional Governance Structure for CALAFCO. **ACTION**

## 9. EXECUTIVE OFFICER'S REPORT

**INFORMATION**

## 10. CORRESPONDENCE

**INFORMATION**

- a. Letter from Frank Lunding, September 14, 2009, re: Carmel Valley Incorporation Financial Information.
- b. Letter from LAFCO of Monterey County, September 21, 2009, re: CALAFCO Board of Directors Nomination.

**11. CLOSED SESSION**

**ACTION**

Under Government Code Section 54950 et.seq.:

- a. Pursuant to Government Code Section 54956.9(a) – Existing Litigation

The Commission will Confer with Special Legal Counsel Regarding the Following Item:

Franklin J. Lunding, Planning 2020, Inc., and Protect Carmel Valley (Petitioners) vs. Local Agency Formation Commission of Monterey County and Carmel Valley Forum (Respondents) Superior Court Case Number M96638

- b. Pursuant to Government Code Section 54956.9 (b) – Potential Litigation

The Commission will Confer with LAFCO Special Legal Counsel Regarding One Case of Potential Litigation.

- c. Pursuant to Government Code Section 54956.9 (b) – Potential Litigation

The Commission will Confer with LAFCO General Counsel Regarding One Case of Potential Litigation.

**12. ADJOURNMENT TO THE NEXT MEETING**

**ACTION**

Regular LAFCO Meeting – Monday, October 26, 2009 at 4:00 p.m.

Alternative Formats: If requested, the agenda will be made available in alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC 12132) and the federal rules and regulations adopted in implementation thereof.