

KATE McKENNA, AICP
Executive Officer

**MINUTES OF THE
LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY**
Adopted on March 23, 2009

An audio/video recording of this meeting is available at the LAFCO office. Please contact us at (831) 754-5838 to arrange a time to listen or to order a copy.

Regular Meeting

Monday, February 23, 2009, 4:00 p.m.

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

The meeting of the Local Agency Formation Commission (LAFCO) of Monterey County was called to order, by Chair Donohue at 4:07 p.m. in the Monterey County Board of Supervisors Chambers. Chair Donohue led the Pledge of Allegiance.

ROLL CALL

Members Present

Commissioner Donohue, Chair (*City Member*)
Commissioner Salinas, Vice-Chair (*County Member*)
Commissioner Calcagno (*County Member*)
Commissioner Champion (*Special District Member*)
Commissioner DiMaggio (*Public Member*)
Commissioner Moore, Alternate (*Special District Member*) – First Meeting on LAFCO
Commissioner Perkins (*Special District Member*)
Commissioner Rubio (*City Member*)

Members Not Present, Presence Not Required

Commissioner Armenta, Alternate (*County Member*)
Commissioner Darington, Alternate (*Public Member*)
Commissioner Gourley, Alternate (*City Member*)

Staff Present

Kate McKenna, AICP, Executive Officer
Thom McCue, AICP, Senior Analyst
Leslie Girard, LAFCO General Counsel
Richard Egger, LAFCO Special Counsel – Via Telephone for Closed Session Item
Rachelle Jones, LAFCO Clerk

Item 4 Special Business

4.a Introduction of John Doughty, Executive Director, Association of Monterey Bay Area Governments

Newly appointed Executive Director, Association of Monterey Bay Area Governments, John Doughty, was introduced by Executive Officer McKenna. Mr. Doughty provided a brief presentation at the podium. Commission welcomed him to his new position and provided positive comments about prior experiences working with Mr. Doughty in other capacities.

Item 5: Minutes

5.a Consider and Approve Revised Draft Minutes of December 1, 2008 Regular LAFCO Meeting.

5.b Consider and Approve Draft Minutes of January 26, 2009 Regular LAFCO Meeting.

5.c Accept Draft Meeting Notes of February 9, 2009 Budget and Finance Committee Meeting.

There was no public comment for this item.

Commission Action

Upon Motion of Commissioner Salinas, seconded by Commissioner Calcagno, Minutes Items 5 (a-c): Revised Minutes of December 1, 2008 Regular LAFCO Meeting, Minutes of January 26, 2009 Regular LAFCO Meeting, and Meeting Notes of February 9, 2009 Budget and Finance Committee Meeting, were taken in block and unanimously adopted.

Item 6: Public Comment:

None

Item 7: Commissioner Comment:

None

Item 8 (a-d): Consent Agenda:

There was no public comment for this item.

Commission Action

Upon Motion of Commissioner Salinas, seconded by Commissioner Rubio, Consent Agenda Items (a-c): Register of Checks Paid in January 2009, Legislation Status Report, and List of Anticipated Future Agenda Items, were unanimously accepted.

Item 9: Old Business

9.a Miravale Phase III Draft Environmental Impact Report (City of Soledad)

- (1) Consider a Draft Supplemental Letter to the City of Soledad, Affirming the Draft Comments Submitted on December 15, 2008; and**
- (2) If Appropriate, Set this Matter on the Agenda of the LAFCO Meeting of March 23, 2009 for the Purpose of Soliciting Additional Commission Comments.**

Senior Analyst McCue provided staff report.

There was no public comment for this item.

Commission Action

Upon Motion of Commissioner Salinas, seconded by Commissioner Perkins, the Miravale Phase III Draft Environmental Impact Report (City of Soledad) letter, presented by LAFCO staff, was unanimously approved.

Item 10: New Business

10.a Consider Draft Financial Statements for the Period Ended December 31, 2008.

10.b Consider Draft Amendment No. 3 to the Adopted Budget for Fiscal Year 2008-2009.

10.c Consider Amendment No. 1 to Agreement for Professional Services with Economic & Planning Systems for the 2008 Update of the Comprehensive Fiscal Analysis for the Incorporation of Carmel Valley, Increasing the Total Maximum Payment to \$36,110.

10.d Consider Draft Financial Policies

- (1) Use of Project Fee Revenue, and**
- (2) Executive Officer Authority for Budget Expenditures**

Executive Officer McKenna provided report, in block for items 10.a, b, c, and d outlining the LAFCO Budget and Finance Committee recommendations. Committee Chair Rubio provided brief additional comments and overview of the recommendations.

Upon Motion of Commissioner Salinas, seconded by Commissioner Calcagno, New Business Items 10 (a-d): Financial Statements for the Period Ended December 31, 2008, Amendment No. 3 to the Adopted Budget for Fiscal Year 2008-2009, Amendment No. 1 to Agreement for Professional Services with Economic & Planning Systems for the 2008 Update of the Comprehensive Fiscal Analysis for the Incorporation of Carmel Valley, Increasing the Total Maximum Payment to \$36,110. Consider Draft Financial Policies (1) Use of Project Fee Revenue and (2) Executive Officer Authority for Budget Expenditures, were unanimously approved.

Item 11: Executive Officer's Report

Executive Officer McKenna had no additional items to report.

Item 12: Correspondence

One item was included under correspondence in the agenda packet: February 6, 2009 Letter to LAFCO from the Monterey Peninsula Airport District stating that Directors Richard Searle and Mary Ann Leffel (as alternate) have been selected to serve on the Local Agency Formation Commission committee for the Airport Board.

Item 13: Closed Session

a. Pursuant to Government Code Section 54956.9 (b) – Significant Exposure to Litigation.

The Commission will Confer with Counsel Regarding One Matter Involving a Significant Exposure to Litigation.

The meeting was called into closed session by Chair Donohue.

Chair Donohue reopened the meeting from closed session with no reportable action.

Item 14: Adjournment

On motion of Chair Donohue, there being no objection, the meeting was unanimously adjourned at 4:49 p.m. to the next Regular LAFCO Meeting to be held on Monday, March 23, 2009 at 4:00 p.m. in the Board of Supervisors Chambers, 168 W. Alisal St., First Floor, Salinas, California.

Respectfully Submitted,

Rachelle Jones
LAFCO Clerk