

**KATE McKENNA, AICP**  
Executive Officer

**MINUTES OF THE  
LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY**

*Adopted on June 23, 2008*

*An audio 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, May 19, 2008, 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 DiMaggio at 4:05 p.m. in the Monterey County Board of Supervisors Chambers. Chair DiMaggio led the Pledge of Allegiance.

**ROLL CALL**

**Members Present**

Commissioner DiMaggio, Chair (*Public Member*)  
Commissioner Calcagno (*County Member*)  
Commissioner Darington, Alternate (*Public Member*)  
Commissioner Donohue, Vice-Chair (*City Member*)  
Commissioner Gourley, Alternate (*City Member*)  
Commissioner McGowan (*Special District Member*)  
Commissioner Perkins (*Special District Member*)  
Commissioner Salinas (*County Member*)

**Members Not Present**

Commissioner Rubio (*City Member*)

**Members Not Present, Presence Not Required**

Commissioner Armenta, Alternate (*County Member*)

**Staff Present**

Kate McKenna, AICP, Executive Officer  
Thom McCue, Senior Analyst  
Frank Tiesen, LAFCO Counsel  
Mala Subramanian, LAFCO Special Counsel  
Rachelle Jones, LAFCO Clerk

**Item 4: Special Presentation**

**4.a Consider Resolution of Appreciation for Commissioner Peggy Shirrel.**

Upon Motion of Chair DiMaggio, having no objections, Consideration of Resolution of Appreciation for Commissioner Peggy Shirrel, was unanimously continued to the next regular LAFCO meeting to be held on June 23, 2008 at 4:00 p.m, as she was not available for this meeting.

**Item 5: Minutes**

**5.a Approval of Minutes of the May 19, 2008 Regular LAFCO Meeting.**

Upon Motion of Commissioner Gourley, seconded by Commissioner Salinas, minutes of the April 28, 2008 regular LAFCO meeting, were unanimously approved.

**Item 6: Public Comment:**

Frank Lunding, Lawrence Samuels, Vice President of the Brookdale Homeowners Association, and Thomas McCollugan requested appeal of the Court's intended decision concerning the environmental review for the Carmel Valley Incorporation proposal.

Hans Jongens spoke against development on farmland, particularly Wal-Mart stores.

**Item 7: Commissioner Comment:**

None

**Item 8 (a-e): Consent Agenda:**

Upon Motion of Commissioner Gourley, seconded by Commissioner Perkins, Consent Agenda Items: Accept Check Register for April 2008, Accept Legislation Status Report, Receive List of Anticipated Future Agenda Items, Approve Two-Year Extension of Office Lease Agreement, and Receive information about the 2008 CALAFCO Conference in Los Angeles, were unanimously approved.

**Item 9: Public Hearing (CLOSED)**

**9.a Consider a Resolution Finding that the Number of Voters and Property Owners Filing Protests to the Annexation to the Aromas Water District is Insufficient to Trigger the Requirement of a Confirmation by Registered Voters Through an Election and Ordering the Annexation to the Aromas Water District of Approximately 738 Acres Including All Parcels in the Sphere of Influence in the Monterey County Portion of the District (LAFCO File 06-11).**

Senior Analyst McCue provided staff report.

There was no public comment for this closed public hearing item.

Commission action.

Upon Motion of Chair Gourley, seconded by Commissioner Salinas, Resolution Finding that the Number of Voters and Property Owners Filing Protests to the Annexation to the Aromas Water District is Insufficient to Trigger the Requirement of a Confirmation by Registered Voters Through an Election and Ordering the Annexation to the Aromas Water District of Approximately 738 Acres Including All Parcels in the Sphere of Influence in the Monterey County Portion of the District (*LAFCO File 06-11*), was unanimously approved.

**Item 10: Public Hearings**

**10.a Consideration of the City of Salinas’ Proposed “Future Growth Area” Consisting of an Increase in the City’s Sphere of Influence to the North and East by Approximately 3,347 Acres and an Annexation of Approximately 2,388 Acres of This Area to the City. The Proposal Would Also Include Detachment of This Area From the Salinas Rural Fire Protection District and The Monterey County Resource Conservation District, and an Increase In The Sphere of Influence and Annexation to the Monterey Regional Water Pollution Control Agency (MRWPCA). The Area Planned For Annexation Extends Generally From San Juan Grade Road East to Williams Road and From Boronda Road North to Russell/Rogge/Old Stage Roads. The Annexation Area is Currently Primarily Agricultural and Undeveloped and Would Accommodate Approximately 11,485 Residential Dwellings, 4.0 Million Square Feet of Commercial/Retail/Mixed Use and Public/Semi-Public Uses. (*LAFCO File 07-05*)**

Executive Officer McKenna began staff report. Senior Analyst McCue continued the report and provided PowerPoint presentation with report highlights.

Chair DiMaggio first opened the item to the City for presentation, then for public comment.

Pat Sausedo - Project Manager for the proposal, John Bridges - EDAW Consultant, and Dave Mora - City Manager City of Salinas, each provided a portion of the presentation made by the City of Salinas.

Public Comment

The following members of the public commented on the City of Salinas “Future Growth Area”:

| Name                      | Topic of Discussion                                                           |
|---------------------------|-------------------------------------------------------------------------------|
| William D. Ross, Attorney | In support of the proposal on behalf of the City of Soledad.                  |
| Bill Carrothers           | Groundwater to seawater intrusion. Sustainability of Salinas.                 |
| Steve Shimek              | Asked for delay until decision from the Regional Water Quality Control Board. |
| Brian Finnegan, Attorney  | In support of the proposal.                                                   |
| Mark Kelton               | Thanked LAFCO and City personnel for their work on this proposal.             |

|                                                                 |                                                                                                                             |
|-----------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| Sue Shaffer, Creekbridge Homes                                  | Supported Project; Commented on a letter from the Monterey Coast Keeper dated May 19, 2008.                                 |
| Linda G. McIntyre, General Manager, Marina Coast Water District | Requested agreement with the City of Salinas concerning the anticipated increase in the storm water runoff into the harbor. |
| Hans Jongens                                                    | Provided comments relating to the General Plans for the City of Salinas as well as Walnut Creek.                            |
| Virginia Jameson, Ag Land Trust                                 | Requested exclusion of the Tina Hanson property from the Sphere of Influence.                                               |

Commissioner Comment and Action

Commissioner Donohue addressed concerns that Linda McIntyre expressed regarding storm water runoff into the harbor. Chair Calcagno said that he will accept a promise by the City of Salinas regarding the storm water runoff to the harbor district. City of Salinas staff presented alternate language for annexation condition of approval 3b: “The City agrees to work cooperatively with representatives from the Moss Landing Harbor District to address the impacts of water runoff from the annexation area on harbor operations.” The full Commission discussed other items of concern relating to the City of Salinas’ Proposed “Future Growth Area” and the three resolutions under consideration.

Upon Motion of Chair Gourley, seconded by Commissioner Salinas, City of Salinas’ “Future Growth Area” Consisting of an Increase in the City’s Sphere of Influence to the North and East by Approximately 3,347 Acres and an Annexation of Approximately 2,388 Acres of This Area to the City, Including Detachment of Area From the Salinas Rural Fire Protection District and The Monterey County Resource Conservation District, and an Increase In The Sphere of Influence and Annexation to the Monterey Regional Water Pollution Control Agency (MRWPCA), Extending Generally From San Juan Grade Road East to Williams Road and From Boronda Road North to Russell/Rogge/Old Stage Roads (*LAFCO File 07-05*, was unanimously adopted, with a wording change to the annexation resolution suggested by City of Salinas staff.

**10.b Consideration of the Final LAFCO Budget and Work Program for Fiscal Year 2008-09.**

Executive Officer McKenna provided staff report. One comment letter was submitted by the Monterey Peninsula Regional Waste Management Agency and was distributed at the meeting.

There was no public comment for this agenda item.

Commission action.

Upon Motion of Commissioner Gourley, seconded by Commissioner Perkins, the Final LAFCO Budget and Work Program for Fiscal Year 2008-09 were unanimously adopted.

**Item 11: Executive Officers Report**

Executive Officer McKenna provided informational report on the status of the City of Greenfield Memorandum of Agreement.

**Item 12: Correspondence**

None

**Item 13: Closed Session**

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

**The Commission Conferred with LAFCO Legal Counsel Regarding the Following Item:**

**“Carmel Valley Forum, Inc. (Petitioner) vs. Local Agency Formation Commission of Monterey County (Respondent),” Superior Court Case Number M83394**

The meeting was called into closed session by Chair DiMaggio.

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

**Item 14: Election of Chair and Chair Pro Tempore for a Term Ending In May 2009.**

Upon Motion of Chair DiMaggio, having no objections, Election of Chair and Chair Pro Tempore for a Term Ending in May 2009, was unanimously continued to the next regular LAFCO meeting to be held on June 23, 2008 at 4:00 p.m.

**Item 15: Adjournment**

On motion of Chair DiMaggio, there being no objections, the meeting was unanimously adjourned at 7:59 p.m. to the next regular LAFCO Meeting to be held on Monday, June 23, 2008 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