



Local Agency Formation Commission  
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**MINUTES FOR REGULAR MEETING OF  
JANUARY 22, 2009**

**LOCAL AGENCY FORMATION COMMISSION  
MERCED COUNTY, CALIFORNIA**

Chairman Bertao called the meeting to order at 10:00 a.m. in Room 310 on the third floor of the Merced County Administration Building.

**I. CALL MEETING TO ORDER**

**II. PLEDGE OF ALLEGIANCE**

**III. ROLL CALL**

**Commissioners Present:** Commissioner Bertao  
Commissioner Kelsey  
Commissioner Mays  
Commissioner O'Banion  
Commissioner Oliveira

**Staff Present:** Bill Nicholson, Executive Officer  
Robert King, LAFCO Staff Planner  
Kim Anderson, Recording Secretary

**Counsel Present:** Malathy Subramanian, LAFCO Legal Counsel

**IV. APPROVAL OF MINUTES**

**MOTION: M/S O'BANION/OLIVEIRA, AND CARRIED BY A VOTE OF 4-0, THE COMMISSION APPROVES THE MINUTES OF THE MEETING OF DECEMBER 11, 2008.**

Commissioner Kelsey arrived after the vote.

**V. CITIZEN COMMUNICATION**

None

**VI. PUBLIC HEARINGS**

**A. CITY OF MERCED – MATHER ROAD/REGIONAL PARK ANNEXATION – LAFCo  
FILE No. 0647**

**MOTION: M/S O'BANION/MAYS, AND CARRIED BY A VOTE OF 5 - 0, THE COMMISSION MAKES THE 3 ENVIRONMENTAL FINDINGS AND 9 DETERMINATIONS AND APPROVES THE APPLICATION FOR CITY OF MERCED – MATHER ROAD/REGIONAL PARK ANNEXATION – LAFCo FILE No. 0647.**

**VII. GENERAL BUSINESS**

**A. CONSIDERATION OF MODIFICATION TO LAFCo PROCESSING FEES**

**MOTION: M/S O'BANION/OLIVEIRA, AND CARRIED BY A VOTE OF 5 – 0, THE COMMISSION AGREED TO CONTINUE CONSIDERING A MODIFICATION TO THE LAFCO PROCESSING FEES UNTIL THE BUDGET HEARING REVIEW AND RECOMMENDED BILL NICHOLSON, EXECUTIVE OFFICER OF LAFCO, TO CREATE THE DEFINITION OF EMERGENCIES FOR OUT OF BOUNDARY EXTENSIONS; TIME EXTENSIONS FOR APPROVED APPLICATIONS; RECONSIDERATION OF APPLICATIONS PREVIOUSLY ACTED UPON BY THE COMMISSION AND REQUESTS FOR SPECIAL POWERS OR ADDITIONAL POWERS FROM DISTRICTS WHICH HAVE “LATENT POWERS” THAT THEY NOW WISH TO PROVIDE.**

**VIII. COMMISSIONERS' COMMENTS**

**THERE WAS DISCUSSION ON THE UPDATES FOR THE ECONOMIC DEVELOPMENTS AND PLANNING SYSTEM (EPS) FIRM TO COMPLETE THE MUNICIPAL SERVICE REVIEWS.**

**BILL NICHOLSON GAVE THE COMMISSIONERS A LETTER TO BRAD SAMUELSON, WITH UC MERCED PLANNING DESIGN AND CONSTRUCTION, WITH LAFCO COMMENTS ON THE DRAFT EIS/EIR FOR THE UC MERCED 2009 LONG RANGE DEVELOPMENT PLAN.**

**IX. ADJOURNMENT**

**There being no further business, Chairman Bertao adjourned the meeting at 10:53 a.m.**