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President: Tony Crisafi
Vice President: Rob Whittemore
Treasurer: Jim Fitzgerald
Secretary: Dan Allen



La Jolla Community Planning Association

Regular Meetings: 1st Thursday of the Month
La Jolla Recreation Center, 615 Prospect Street

Thursday, 01 September 2011

FINAL MINUTES – REGULAR MEETING

Present: Dan Allen, Cynthia Bond, Tom Brady, Devin Burstein, Michael Costello, Tony Crisafi, Jim Fitzgerald, Orrin Gabsch, Joe LaCava, David Little, Tim Lucas, Nancy Manno, Cynthia Thorsen, Rob Whittemore, Ray Weiss.
Absent: Laura Ducharme Conboy, Dan Courtney, Phil Merten

1. Welcome and Call To Order: Tony Crisafi, President, at 6:06 PM

2. Adopt the Agenda

Trustee Manno corrected two items in the prepared agenda: For Item 10.F the numerical data for square footage was clarified, and Item 10.G was deleted from the Consent Agenda since it duplicated Item 12.

Approved Motion: Motion to Adopt the Agenda as corrected, (Fitzgerald/Whittemore, 13-0-1).

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Whittemore, Weiss.
Abstain: Crisafi.

3. Election - Swearing in of newly elected Trustee

President Crisafi announced no objections or challenges to the special trustee election. Therefore, the election results announced at the August meeting will stand. **President Crisafi** thanked election chair **Trustee LaCava** for a well-run election.

President Crisafi invited newly elected **Trustee Cynthia Thorsen** to come forward, offered his congratulations and administered the LJCPA oath of office.

4. Meeting Minutes Review and Approval: 04 August 2011

Approved Motion: Motion to approve the Minutes of August 4th 2011, (Manno/Fitzgerald, 12-0-3).

In favor: Allen, Bond, Burstein, Costello, Fitzgerald, Gabsch, Little, Lucas, Manno, Thorsen, Whittemore, Weiss.
Abstain: Brady, Crisafi, LaCava,

5. Elected Officials Report - Information Only

A. Council District 2 - Councilmember Kevin Faulconer
Rep: Katherine Miles, 619.236.6622, kmiles@sandiego.gov

Ms. Miles reported three recent developments: The Redistricting Commission set new boundaries for City Council districts, and La Jolla will be united in one district -- District 1. The new districts will apply to the next election, but the old districts will stay in effect for administration to December 2012. Therefore part of La Jolla will be the concern of Council District 2 office until the end of 2012. The councilman's office has prepared a draft

ordinance on overnight parking of oversized (recreational) vehicles and the draft ordinance will go to the Land Use and Housing Committee in the fall. The City's outside auditor has finished the 2010 audit, and if approved by the Budget Committee, this will allow the Mayor to market \$100 million in bonds, which will be used for infrastructure.

- B. Council District 1 - Councilmember Sherri Lightner**
Rep: Erin Demorest, 619.236.7762, edemorest@sandiego.gov

Ms. Demorest iterated the redistricting result, pointing out that the new District 1 boundaries are the exact boundaries of the "Coast and Canyon Plan," supported and recommended by the LJCPA. She noted the Council is not in session in August.

6. Non-Agenda Public Comment – Issues not on the agenda and within LJCPA jurisdiction, two (2) minutes or less.

- A. UCSD - Planner: Anu Delouri, adelouri@ucsd.edu, <http://commplan.ucsd.edu>**

Ms. Delouri provided copies of the University updates. She reported that the Coastal Commission approved the proposed rehabilitation of University House. The first phase of the work will be slope stabilization.

Community member **Tricia Kay** comments that there is something missing in the draft PDO committee report on the Riford Center Façade (see Consent Agenda, agenda Item 10.A). She finds faults with assumption the access upgrade is legal and that signage colors are compatible with the PDO.

JLCPA member **Patrick Ahern**, president of La Jolla Parks and Beaches, Inc., reported that they are concerned with the limited scope of the City's new lifeguard station project at Children's Pool and Casa Beach. LJP&B is initiating *Beautification of Coast Boulevard Walk at Children's Pool, Casa Beach*, a project to address the section of landscaping not in the City's project scope. Estimated cost of the added landscape is \$100,000. The first step will be a community workshop Oct 1 at site at 8AM; subsequently registrants will meet at 939 Coast Boulevard. He distributed a handout. He also introduced community member **Phyllis Minick**, treasurer of LJP&B Inc., who has been the leader and organizer of the workshop, and who is providing substantial financial assistance. **Ms. Minick** elaborated on the plans and scope of the workshop.

7. Non-Agenda Items for Trustee Discussion

Issues not on the agenda and within LJCPA jurisdiction, two (2) minutes or less.

Trustee Costello informed that Trustee Laura Ducharme Conboy's father passed away a week ago. He distributed copies of the obituary.

Trustee LaCava was disturbed to learn that the trustee's direction to appeal 1912 Spindrift was not carried out and asked for an explanation. **President Crisafi** suggested this should be discussed under #14 but **Trustee LaCava** objected not wanting to bias the applicant's presentation with this procedural issue. **Trustee Little** questions whether or not it was the responsibility of the President. **President Crisafi** replied that it is his understanding that filing the appeal was the responsibility of **Trustee Whitemore**, who is Vice President and was chairman at the time of the vote by Trustees to appeal last month, **President Crisafi** having recused himself. **Trustee Costello** pointed out that the project was changed and that this is the subject is on agenda at #14, and that if the project was changed to address the LJCPA objection, then there is no "fault" that the appeal was not filed. **Trustee LaCava** objected that we can not presume the trustees will support the proposed change and if they do not, there is no recourse.

Trustee Little asked for a Trustee policy on ADA issues, and he read a quote on ADA improvements by an unidentified architect in La Jolla. **President Crisafi** says he has been assured that all PDO ministerial projects will be referred to LJCPA, which he assumes includes ADA improvements. **Trustee Fitzgerald** points out the ADA requirements are not directly included in Municipal Code.

8. Officer's Reports

A. Secretary: Dan Allen

Trustee Allen stated that if one wants his or her attendance recorded today, please sign-in at the back of the room. You are entitled to attend without signing in, but only by providing proof of attendance can you maintain membership or become a Trustee. If you want your attendance recorded without signing-in at the back, then hand to me before the end of the meeting a piece of paper with your printed full name, signature and a statement that you want your attendance recorded.

When you do sign-in at the back, note there are two lists: one for LJCPA members and one for non-members. LJCPA is a membership organization open to La Jolla residents, property owners and local businesspersons at least 18 years of age. This is a meeting of the Trustees, who are elected by the LJCPA members. Eligible non-members wishing to join the LJCPA must have recorded attendance for one meeting and must submit an application, copies of which are available from **Trustee Thorsen** and on-line at our website: www.lajollacpa.org.

B. Treasurer: Jim Fitzgerald

August Beginning Balance: \$116.86 + Income \$184.02 – (Expenses \$131.95) = Ending Balance: \$168.93.
Expenses include the agenda printing, election ballot printing and telephone expenses.

Trustee Fitzgerald commented on the special generosity of the Membership and Trustees and reminded Trustees, Members and guests: LJCPA is a non-profit organization and must rely solely on the generosity of the community and the Trustees. All donations must be in cash to preserve anonymity.

9. President's Report – Action Items Where Indicated

A. 8490 Whale Watch Way – Action Item

Whether to appeal the Hearing Officer decision of Aug. 24, 2011

President Crisafi read a letter on the subject from Trustee Merten.

Approved Motion: Motion to appeal the decision of the Hearing Officer regarding 8470 Whale Watch Way to the Planning Commission, (Lucas/Costello, 11-1-3).

In favor: Allen, Bond, Brady, Costello, Fitzgerald, Gabsch, Little, Lucas, Thorsen, Weiss, Whittemore

Against: Manno.

Abstain: Burstein, LaCava, Crisafi.

B. Donation Mechanism through La Jolla Town Council Foundation – Possible Action Item.

Trustee LaCava provided a handout on the proposed mechanism. LJCPA member **Claude-Anthony Marengo** questioned buying services from another group that makes community decisions influencing government. Others expressed that cleansing through a foundation questionable relative to tax deduction and tax exemption.

Trustee Thorsen inappropriate to have linkage with any other organization such as the LJTC. **Trustee Fitzgerald** emphasized that the anonymity of donations this way is more significant than the tax issue. **Trustee LaCava** says LJTC Foundation a separate entity from LJTC. **Trustee Whittemore** will look into using San Diego Foundation because it may be more flexible.

Failed Motion: Pending approval by the City Attorney, to endorse the proposed arrangement and direct the President and the Treasurer to coordinate with the LJTC Foundation as well as advertise the availability of the program to the public, (LaCava/Fitzgerald, 5-8-2).

In favor: Allen, Burstein, Costello, Gabsch, LaCava.

Against: Bond, Brady, Fitzgerald, Little, Lucas, Thorsen, Weiss, Whittemore.

Abstain: Manno, Crisafi.

10. Consent Agenda – Ratify or Reconsider Committee Action

Consent Agenda allows the Trustees to ratify actions of our joint committees and boards in a single vote with no presentation or debate. The public may comment on consent items. Anyone may request that a consent item be pulled for reconsideration and full discussion. Items pulled from this Consent Agenda are automatically trailed to the next CPA meeting.

PDO – Planned District Ordinance Committee, Chair Ione Stiegler, 2nd Mon, 4pm

DPR – Development Permit Review Committee, 2nd & 3rd Tues, 4pm

PRC – LJ Shores Permit Review Committee, Chair Helen Boyden, 4th Tues, 4pm

T&T – Traffic & Transportation Board, Chair Todd Lesser, 4th Thurs, 4pm

A. Riford Center Façade – *Pulled by Trustee Bond*

PDO ACTION: 1) signage conforms to the PDO; 2) materials and colors are in keeping with the existing community character and conform to the PDO; 3) all other proposed façade changes conform to the PDO; 4) the proposed at-grade access to the building’s side entrance conforms to the PDO. 6-0-0

6811 La Jolla Boulevard - ADA access ramp, facade and paint

B. Westime Signage

PDO ACTION: motion to approve signage 7-0-0.

1227 Prospect Street – new signage

C. 9721 Blackgold Road

DPR ACTION: Motion that findings can be made for a Coastal Development Permit to demolish existing single-family residence and construct a tennis court at 9721 Blackgold Rd. 5-0-0

9721 Blackgold Rd. - Coastal Development Permit to demolish existing single family residence and construct a tennis court on a 0.95 acre site.

D. Lundberg Addition

PRC ACTION: Findings can NOT be met that the project is in Substantial Conformance with the original CDP and SDP, 3-2-1

PRC ACTION: The city should review the issue on whether the existing driveway wall conforms to the driveway visibility triangle requirements in the municipal code. 5-0-1

7820 Lookout Drive - add 537 square feet on the second floor, partially over the garage of an approximate 5,770 square foot single family residence on a 0.326 acre site

E. T-Mobile N Torrey Pines Road

PRC ACTION: Findings can be made for a CUP 5-0-1

2849 1/3 La Jolla Village Drive - Wireless Communication Facility (WCF) in the public right-of-way consisting of 3 panel antennas mounted to a replacement light standard with above-ground equipment

F. Nooren Residence (5th review by PRC) – *Pulled by LJCPA Member Janie Emerson*

PRC ACTION: Findings can be made for a SDP and a CDP 3-2-1

8001 Calle de la Plata - Demolish an existing single family residence and construct a 2,725 square foot, two-story single family residence over a 656 square foot garage on a 0.10 acre site. Eliminate subterranean garage and basement.

NEW: substituting a parapet building sides and short walls parallel to street frontages.

Approved Motion: Motion:

To accept the recommendation of the Planned District Ordinance Committee: (B) Westime Signage: Approve signage, and forward the recommendation to the City.

To accept the recommendation of the Development Permit Review Committee: (C) 9721 Blackgold Road: Findings can be made for a CDP to demolish existing single-family residence and construct a tennis court at 9721 Blackgold Rd., and forward the recommendations to the City.

To accept the recommendations of the LJ Shores Permit Review Committee: (D) Lundberg

Addition: Findings can NOT be made that the project is in Substantial Conformance with the original CDP and SDP, and the City should review the issue on whether the existing driveway wall conforms to the driveway visibility triangle requirements in the municipal code.; (E) T-Mobile N Torrey Pines Road: Findings can be made for a CUP, and forward the recommendations to the City.

(Fitzgerald/Costello, 14-0-1)

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Thorsen, Whittemore, Weiss.
Abstain: Crisafi.

11. Reports from Other Advisory Committees - Information only

A. La Jolla Community Parking District Advisory Board – Inactive

B. Coastal Access and Parking Board - Meets 1st Tues, 4pm, La Jolla Recreation Center

Trustee LaCava announced there will be a meeting September 6th.

C. Community Planners Committee – Meets 4th Tues, 7pm, 9192 Topaz Way, San Diego

Trustee LaCava reported that at the last CPC meeting they discussed the SANDAG 2050 Regional Transportation Plan. There was conflict between priority for expanded transit and priority for freeway widening and improvements. The CPC voted supporting transit, "weakly".

12. La Jolla Art & Wine Festival – Action Item

October 1 -2 from 10 am – 6pm. Street closure of upper Girard from Pearl to Genter - 4pm Friday, Sept 30th through Sunday Oct. 2nd 10pm.

LJCPA member **Sherry Ahern** and community member **Mary Goldman** presented the proposal. This event will be arranged and conducted as previously, with the exception that the La Jolla Elementary schoolyard and playground will not be utilized. There will be sidewalk access to merchants. There will be shuttle vehicles from three remote locations and valet parking service. **Trustee Gabsch** noted that this was presented to T&T and was approved at their 28 August meeting.

Approved Motion: Motion to approve the La Jolla Art & Wine Festival plan as presented, (Gabsch/Brady, 14-0-1).

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Thorsen, Whittemore, Weiss.
Abstain: Little, Crisafi.

13. Via Rialto Emergency Storm Drain Repair Project – Action item

7435 Via Rialto and west of 7435 Cto. Rialto and SW to adjacent canyon - Slope repair and storm drain improvements on environmentally sensitive lands.

PRC Action (Aug '11): To continue this item until the property owners or homeowners association have been noticed or contacted. 4-1-1

James Arnhart and **Ron Fox**, from the City of San Diego Engineering and Capital Projects Department, presented. Following a 2005 drain failure emergency repairs were made and then reworked in 2010. The issue now is approval of the revegetation plan and access ways for the revegetation. The homeowners' association has been consulted and has no concerns.

Approved Motion: Motion to approve the Via Rialto Emergency storm drain revegetation plan presented, (Thorsen/Lucas, 14-0-1).

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Thorsen, Whittemore, Weiss.
Abstain: Little, Crisafi.

At this point President Crisafi recused himself and left the room. Vice President Whittemore assumed the chairmanship of the meeting.

14. 1912 Spindrift

1912 Spindrift - Demolish existing residence and construct a 3,475 sf, two-story single family residence on a 13,511 sf parcel. La Jolla Shores PDO. *NEW: Adding garage to accommodate two cars in tandem to address reasons for LJCPA denial.*

PRC Action (Jan '11): The findings for a CDP and SDP can be made, 4-3-0.

CPA Action (Feb '11): Hearing of Feb '11 set aside, call for rehearing by the President

CPA Action (April '11) Recommend denial: Findings cannot be made for a Site Development Permit and a Coastal Development Permit, 9-5-1

CPA Action (Aug '11): To appeal the decision of the Hearing Officer regarding 1912 Spindrift to the Planning Commission, 8-4-1

PRC Action (Aug '11): Findings can be met for a SDP and CDP for the revised design with the attached garage and stepped back second story, dated 8/11/2011. 4-1-1

Vice President Whittemore read a letter from Trustee Merten. In the letter Trustee Merten explained that he met with the applicant's representative to review a proposed change to the project. The change addresses the LJCPA's objections by adding a garage with auto lift behind the front building line. This change removes the off-street parking from the "front yard". This change also provides additional articulation to the overall building. In light of these changes Trustee Merten urged the trustees to support the revised project. In response to issues raised earlier under Trustee Comments, **Vice President Whittemore** noted there was no appeal filed, although LJCPA Trustees voted last month to do so, and consequently the City has given final approval. **Trustee Burstein** stated that the matter had already been decided and no further action is in order. **Matthew Peterson**, representative of the owner and applicant, proposed that it would be useful to have a final advisory vote. **Trustee Fitzgerald** welcomed input but expressed that there is no further action to be taken. **Mr. Peterson** briefed on the changed plan. He stated that he met with Trustee Merten to discuss the change, but the matter of the appeal was not raised. The PRC was presented with the changes and decided findings could be met for a SDP and CDP for the revised design. There was additional discussion by Trustees on whether to take no action or to let the matter go with a commendation to the applicant for cooperation in the process.

Approved Motion: To close debate and proceed to vote on the pending motion, ("Call The Question"), (Weiss, 12-1-1).

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Weiss.

Against: Thorsen.

Abstain: Whittemore.

Recused - out of room: Crisafi.

Approved Motion: La Jolla Community Planning Association commends the applicant for the changes made to the project, (Weiss/Fitzgerald, 7-6-1).

In favor: Bond, Brady, Costello, Fitzgerald, Gabsch, Lucas, Weiss.

Against: Allen, Burstein, LaCava, Little, Manno, Thorsen.

Abstain: Whittemore.

Recused - out of room: Crisafi.

At this point President Crisafi returned to chair the meeting.

15. Ad Hoc Committee on Operating Procedures – Action item

Ad Hoc Action: Recommend that the LJ Community Planning Association adopt the Appeal Procedures created by the ad hoc committee.

Trustee Burstein presented the committee's four recommendations, which were provided as an attachment to the agenda. There was discussion on the status and structures of the joint committees, particularly from LJCPA member **Marengo** and **Trustee Whittemore**. The discussion then considered the first of the four recommendations, and **Trustee Whittemore** pointed out that the plan would be to eventually put all the policies into the By-Laws.

Approved Motion: The La Jolla Community Planning Association shall retain the flexibility to use operating policies, adopted by a majority vote of the Trustees, and submitted by the President to the City for review and approval, (Whittemore/Manno, 14-0-1).

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Thorsen, Whittemore, Weiss.

Abstain: Crisafi.

The discussion then considered the second of the four recommendations, and **Trustee LaCava** emphasized that some of the policies proposed to be deleted were productive. It was pointed out that the policy of March 6, 2008 was redundant.

Approved Motion: Approve The La Jolla Community Planning Association eliminates the policy of March 6, 2008, (LaCava/Costello, 14-0-1).

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Little, Lucas, Manno, Thorsen, Whittemore, Weiss.

Abstain: Crisafi.

The Trustees further considered and discussed the second and third of the four recommendations. These are to delete requirements on process coming from the LJCPA and ask the joint committees to develop their own policies.

Approved Motion: To table Ad-Hoc committee recommendations #2 and #3 for consideration at the next meeting, (Fitzgerald/ Burstein, 12-2-1).

In favor: Allen, Bond, Brady, Burstein, Fitzgerald, LaCava, Little, Lucas, Manno, Thorsen, Whittemore, Weiss.

Against: Costello, Gabsch.

Abstain: Crisafi.

Discussion moved on to the fourth proposal, which concerns appeal procedures, a draft of which was also in the agenda package. **Trustee Lucas** suggested adding that the "acting president" could also make appeals, in such case as recently when the Vice President was chairman when the Trustees considered an appeal because the President had recused himself. **Trustee Little** was critical of the report. **Trustee Costello** provided copies of a mark-up of the proposals.

Approved Motion: To close debate and proceed to vote on the pending motion, ("Call The Question"), (Weiss, 12-2-1).

In favor: Allen, Bond, Brady, Burstein, Fitzgerald, Gabsch, LaCava, Lucas, Manno, Thorsen, Weiss, Whittemore.

Against: Costello, Little.

Abstain: Crisafi.

Approved Motion: La Jolla Community Planning Association adopts the following Appeal Procedures. Any and all prior Appeal Procedures, whether or not specifically titled as such, are hereby superseded and no longer in force:

Circumstances in which the Appeal Procedures Apply

The LJCPA may appeal any adverse decision. The LJCPA Appeal Procedures apply when there has been a City of San Diego (Staff, Process 2; Hearing Officer, Process 3; Planning Commission, Process 4) decision that is in opposition to a LJCPA recommendation and/or finding (hereafter, an "adverse decision"). Examples of adverse decisions include, but are not limited to, the following:

- (1) The LJCPA recommends that a project be denied and the City approves the project.
- (2) The LJCPA determines that findings cannot be made and the City disagrees.
- (3) When a project has significantly changed after review by the LJCPA, such that the project heard by the City is materially different than the project heard by the LJCPA, then, if the City approves the project, the LJCPA may determine this to be an adverse decision.
- (4) An environmental document is certified by the City that the LJCPA determines should not have been certified.

Procedures for Appeal of Adverse Decisions

When there has been an adverse decision and the period within which to file an appeal does not expire before the next regularly scheduled LJCPA meeting, the question of whether to appeal shall be placed on the agenda for that meeting and voted on by the Trustees after voting on the matter. If a majority of the voting Trustees vote to appeal the adverse decision, the LJCPA President (or acting President) shall file the appeal and cause it to be pursued.

When there has been an adverse decision and the period within which to file an appeal expires before the next scheduled LJCPA meeting, the LJCPA President (or acting President) shall timely file an appeal of the adverse decision to ensure the appeal is not waived. Thereafter, the question of whether to ratify the appeal shall be placed on the agenda for the next regularly scheduled LJCPA meeting and voted on by the Trustees after hearing the matter. If a majority of the voting Trustees vote to ratify the appeal, it shall be pursued. If not, the LJCPA President shall inform the City that the LJCPA wishes to withdraw the appeal.

Appeal of Environmental Documents

Appeal of an environmental document, such as a CEQA exemption, negative declaration, mitigated negative declaration or an EIR, shall be considered a new appeal. The question of whether to appeal an environmental document approved by the City shall be placed on the agenda of the next regularly scheduled LJCPA meeting and voted on by the Trustees. If a majority of the voting Trustees vote to appeal the environmental document, the LJCPA President (or acting President) shall file the appeal and cause it to be pursued.

When the period within which to file an appeal of the environmental document expires before the next scheduled LJCPA meeting, the LJCPA President (or acting President) shall timely file an appeal of the environmental document to ensure the appeal is not waived. Thereafter, the question of whether to ratify the appeal shall be placed on the agenda for the next regularly scheduled LJCPA meeting and voted on by the Trustees. If a majority of the voting Trustees vote to ratify the appeal, it shall be pursued. If not, the LJCPA President shall inform the City that the LJCPA wishes to withdraw the appeal.

WHEREAS, The LJCPA Trustees wish to have the opportunity to determine, at a regularly scheduled meeting, whether to file an appeal, the LJCPA President shall urge applicants and City Project Managers to schedule City hearings only on days that will allow a regularly scheduled meeting of the LJCPA to occur before the appeal period has expired in order to prevent the automatic filing of an appeal.

Continuation of Appeals

When the LJCPA appeals an adverse decision or an environmental document, and, as a result, one body of the City sends the project back to a lower body for further review, if the project is again approved by the lower body, the LJCPA may continue with its previously filed appeal without a new meeting to reconsider the question. The applicant, however, may request to come back before the LJCPA for further discussion on whether to pursue the appeal. If such request is made, the item shall be placed on the agenda of the next regularly scheduled meeting.

LJCPA Participation in Appeals

The Trustees of the LJCPA believe it is important to participate in any appeal that the LJCPA has voted to pursue. Thus, when the LJCPA votes to appeal or ratifies an appeal, if the LJCPA President cannot or chooses not to appear at the appeal hearing, he or she shall appoint a Trustee, who voted to appeal or ratify the appeal, to appear at the hearing.

At any appeal hearing, the LJCPA President or appointed Trustee shall state that he or she is representing the LJCPA and shall advocate for the LJCPA's recommendation(s) and/or finding(s). Only the President or the appointed Trustee may appear as the official representative of the LJCPA, although other Trustees are encouraged to attend appeal hearings in their personal capacities.

Questions Not Specifically Answered.

If a question or issue regarding Appeal Procedures arises that is not specifically addressed herein, the LJCPA Trustees should decide the question or issue in accordance with the spirit of these written Appeal Procedures.

(Whittemore/Manno, 12-2-1).

In favor: Allen, Bond, Brady, Burstein, Fitzgerald, Gabsch, LaCava, Lucas, Manno, Thorsen, Weiss, Whittemore.
Against: Costello, Little.
Abstain: Crisafi.

16. Formation of Ad Hoc Committee to Review Joint Committee Policy – Action item

Whether to form an Ad Hoc Committee to evaluate current joint committee policy and make recommendations to transform policy into LJCPA bylaws.

Trustee LaCava proposed as an alternative that the joint committees bring their suggested recommendations for changes to the current committee policies to the Trustees. **Trustee Gabsch** stated concern about joint committees making significant undesirable changes to their policies and/or procedures independent of the Trustees.

Postponed Motion: To direct the joint committees to bring any suggested recommendations for changes to their current committee policies to the Trustees, (LaCava/Burstein)

Approved Motion: To postpone the pending motion for consideration at the next meeting, (Whittemore/Burstein, 13-1-1).

In favor: Allen, Bond, Brady, Burstein, Costello, Fitzgerald, Gabsch, LaCava, Lucas, Manno, Thorsen, Weiss, Whittemore.
Against: Little.
Abstain: Crisafi.

17. Adjourn at 9:35 PM. Next Regular Monthly Meeting, October 6th, 2011, 6:00 pm.