1. **Call to Order – Roll call**
Chairman Keithly called the meeting to order at 8:00 am. The following members and guests were present:
- Kelly Keithly
- Rick Falconer
- Gabe Patin
- Marc Meyer
- Ken Scarlett
- John McShane
- Ron Tingley
- Larry Hirahara
- Paul Frey
- Dennis Choate
- Umesh Kodira
- Connie Weiner
- Betsy Peterson
- Chris Zanobini
- Deborah Meyer
- Allen Van Deynze
- Mike Campbell
- Jeannette Martins
- Jim Effenberger
- Riad Baalbaki
- Mike Colvin
- John Heaton
- Sue DiTomaso

2. **Acceptance of minutes from Nov. 15, 2007 meeting**
Ken Scarlett motioned that the minutes be accepted as presented.
John McShane seconded the motion.
Motion carried.

3. **Fund Condition Reports**

**Seed Laboratory**
Heaton reported that per the Board’s prior directions, CDFA has been phasing out charges to PCA 13016. The strategy that the Board previously chose was to maintain the Seed Lab Ag Fund (PCA 13016) in order to receive revenue from service samples processed by the lab, and then to use that
revenue to make the Bond Payment for the building. He noted that the fund is growing as the Bond Payment is reduced and revenue is maintained. The handout showed adjusted cash balance of $150,812 by the end of FY2009.

Heaton reminded the Board that the bulk of the lab’s expenditures are reported in the Seed Lab’s General Fund Account or PCA 13015, which will be discussed later.

Tingley motioned for acceptance of the Seed Lab Ag Fund Condition report. Scarlett seconded the motion. Motion carried.

**Seed Services**

Heaton directed the Board’s attention to the yellow handout titled Seed Services [15551] Fund Condition. He reported that for FY 2005-06, the estimated total expenditure was $1,095,325. He noted that this amount represents 91% of the budgeted amount previously approved by the Board.

For FY 2006-2007, Heaton projected that Seed Services will close the books with approximately 95% of the budget spent. A large part of the 5% savings, comes from $19,000 not spent by the Seed Laboratory. He noted that when the opposite situation occurs, and the lab exceeds their projected expenditures, there are no savings for the Seed Services Program but the additional expenditures are entirely covered by the seed lab’s general fund budget.

The projected expenditures of the Seed Services Program for the current fiscal year (FY 2007-2008) are $1,387,161, which is 99% of the budget previously approved by the Board and recommended to the Secretary.

For FY 2008-2009, Heaton estimates that the Seed Services Program will spend $1,445,422 out of the budget amount of $1,553,629 approved by the Board in May 2007.

In terms of assessments collected, Heaton reported that there was an increase of 11% from FY 2006 to FY 2007. He explained that for future projections he is conservatively projecting a 5% increase in assessments from sales in FY 2008 compared to FY 2007, and a 3% increase from assessments on sales in FY 2009 compared to FY 2008.

He emphasized that the Fund Condition report for the Seed Services Program reflects a conservative estimate of revenue and a slightly generous estimate for expenditures. He summarized the expenditure increases between FY 2005 through FY 2009, with the following information.

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<thead>
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</thead>
<tbody>
<tr>
<td>19%</td>
<td>7%</td>
<td>4%</td>
<td>7.5% to be proposed</td>
</tr>
</tbody>
</table>

Heaton noted that the Seed Services Program remains in good financial standing with a beginning cash balance of approximately $937,000. He emphasized however, that his projections indicate for FY 2009, the expenditures will exceed the estimated revenue by about $50,000. He noted that the Program currently has ample reserves to handle this scenario if it occurs.

Board Member Ken Scarlett requested an explanation of why the interest on the cash balance is nearly 10%.

Mike Colvin explained that the beginning cash balance at a given date in the year may be considerably higher than what is shown on the present fund condition report.

Heaton explained that the Seed Services Program holds the funds for the Seed Lab, the Seed Biotechnology Center and the Seed Subvention Program, for almost the entire year before
payments are made. Consequently the Seed Services Program is able to draw interest on a considerably larger amount of money than is shown in the beginning cash balance.

Ron Tingley motioned for acceptance of the Seed Services Fund Condition Report. Rick Falconer seconded the motion. Motion carried.

4. **Seed Laboratory Level of Funding**

In recent years, the Board has agreed to pay one-half of the total expenditures incurred by the seed laboratory. This is accomplished through a memorandum of understanding (MOU) executed between the Seed Services Program and the Seed Laboratory. Heaton estimated that expenditures for FY 2007-08 will be $908,861. He then used a 3% adjustment to project expenditures for FY 2008-09. The total expenditures expected next year is $934,888. One half of that amount is $467,444, which is very close to the amount of $461,444 approved by the Board in May 2007 for lab expenditure in FY 2008-09.

Heaton proposed a 6.5% increase in expenditures for FY 2009-10, bringing the total estimated lab expenditures to $995,656. He explained that inflation during FY 2007 was 4.1% and he expects a greater inflation rate in 2008 and 2009. He believes a 6.5% increase in expenditures is realistic with economic forecasts.

Heaton explained to the Board that when they review the budget proposed for the Seed Services Program for FY 2009-10, the amount of $497,828 will be included as a line item for the Seed Lab MOU.

Patin asked about the revenue collected by the lab.

Heaton replied that is remains around $30,000 to $35,000 per year.

There was a brief discussion about the possible use of Lease Repayment Funds to settle the Bond Debt Repayment. The Board agreed that while the Bond Debt Repayment is difficult to follow, the matter seems to be getting resolved and the funds set aside in PCA 13016 for payment of the Bond Debt appear to be adequate for any future invoices.

5. **Seed Biotechnology Center Report**

Mike Campbell provided an annual report of activities at the SBC during 2006 and 2007. He reported that the SBC offered a course on Breeding with Molecular Markers, which was well attended. The Plant Breeding Academy also continues to be a success. He noted that the Academy received thirty-seven applications from Africa. Six applicants were accepted however none of them have adequate financial resources to attend. Since there is so much interest and a real critical need, the SBC has initiated discussions with AGRA, the Alliance for Green Revolution in Africa, and is currently exploring the possibility of providing a Plant Breeding Academy in Africa.

The SBC recently selected a UC Discovery Fellow to assist them in identifying issues and formulating strategies for those issues. The Discovery Fellow will also work on an industry survey that was requested by the California Seed Association.

Campbell noted that results from a previous industry survey, as well as a directive from the SBC Board, supported the concept that the Center should be more active on the international level. A recent trip to Chile was very successful, culminating in a collaborative research agreement with the SBC and Chile’s plant breeding industry.

Allen Van Deynze provided a brief overview of numerous research projects. He noted that Kent Bradford was a lead author on a recent article, *Implications of Gene Flow in the Scale-up and Commercial Use of Biotechnology-derived Crops: Economic and Policy Considerations* which
was published by the Council for Agricultural Science and Technology (CAST) in December 2007. CAST publications are used to educate legislatures.

SBC has participated in various meetings organized by CSA to discuss biotech safflower. One outcome of those meetings was the identification of a need to rewrite or update the CSA Biotechnology Policy. The SBC will work with CSA to rewrite their Biotechnology Policy, which will be presented to members at CSA’s midyear meeting in September 2008.

Another meeting attended by Van Deynze was the annual meeting of the National Alfalfa and Forage Alliance (NAFA). He participated on an Alfalfa Workgroup that developed a series of papers to address various issues involving alfalfa. He was particularly involved in drafting a paper about organic hay and seed markets. The series of five papers developed by the alfalfa workgroup reflect many of the same issues that are being considered by the safflower working group.

A different issue that Van Deynze has become involved with is a proposal to develop standards for an official “sustainable” label that would be recognized by the American National Standards Institute (ANSI). The initial proposal was essentially organic and would ban the presence of biotech crops on anything labeled “sustainable.” Presently there is a call for a national committee of interested parties to review the proposed standards. The process involves applying for the committee and being selected to be on the committee. Mike Campbell and Betsy Peterson have applied to be on the committee. It is important that the committee have input from all parties that have a stake in such a label designation.

The SBC continues to progress on various long term experiments that are in various stages of growth, observation, data collection and analysis. Van Deynze will report results once the experiments are completed. In conclusion, Van Deynze quickly listed many of the projects that the Seed Biotechnology Center has successfully conducted or been involved with during the last six years.

- Preliminary study of gene flow in alfalfa
- Coexistence policies for alfalfa
- Lygus resistance in alfalfa
- Gene flow studies for upland and pima cottons
- Developed molecular markers for cotton
- Develop molecular markers for quality and yield in tomatoes
- Assisted and organized the tomato breeding community in the utilization of genomics in breeding
- Study of high temperature germination in lettuce and development of molecular markers
- Pepper genomics development
- Feasibility of ozone treatment of rice
- Invasiveness and biology of switchgrass in various environments
- DNA extraction protocols of seeds
- Plant Breeding Academy at UCD
- National Committee for Plant Breeding
- Continuously provide scientific perspective to proposed legislation involving biotechnology including most recently:
  - AB541
  - Cartagena protocol
  - Sustainable labeling

Sue DiTomaso presented a financial summary of the SBC. She noted that the SBC budget was in the black by about $56,800 for FY 2006-07, mainly due to the savings of not having an Executive Director. Another reason the SBC had carryover is because the scientific staff have been very successful in acquiring grants, to which some of their salaries can be charged. In addition, a portion of salaries paid to various SBC staff during FY 2007-2008, is being covered by the Plant
Sciences Department. This is possible because some of the SBC staff have assumed part-time responsibilities with the Plant Sciences Department. Various partners, including the College of Agriculture, have also provided additional funds to help cover the new Director’s salary.

Board member Larry Hirahara asked if anyone felt there is a conflict of interest by having the seed industry support the Seed Biotechnology Center. He noted that the SBC often leads the arguments on so many hot topics, such as GMO labeling, sustainable labeling and various legislative proposals.

Sue DiTomaso replied that she has previously received inquiries about supporters of SBC and she has provided names in accordance with procedures for disclosure of public records. She added that the SBC has no problem with accommodating such requests because the SBC has tried to maintain a very balanced program. While the SBC does receive funding from the Seed Industry, it also receives funding from many other sources.

Board member Gabe Patin noted that even within the Seed Industry there are many divergent opinions. He added that simply representing the Seed Industry does not automatically mean that the SBC represents one point of view.

Mike Campbell explained that most people understand that in order for universities to participate at meetings of various proposed standards or legislation, they have to receive funding from numerous interested parties.

Hirahara recognized the SBC has a broad base of support and he stated that it’s appropriate to acknowledge that no strings are attached.

Board member Marc Meyer asked if the SBC has a strategy to eventually replace independent contractors with fulltime staff that can meet their communication needs. He added that he believes such a development would serve the California Seed Industry well.

Allen Van Deynze added that while the SBC can develop the content, it may be worthwhile for the industry to support enhancement of the delivery.

Board Member McShane asked how the scientists at SBC plan to conduct an economic study.

Mike Campbell explained that SBC would farm-out the work to the Agricultural Economics Department, which would conduct the study. The SBC would assist them with access to the industry.

### 6. **Recommendation for level of funding for the Seed Biotechnology Center**

Chairman Keithly noted that the Board is at the end of its second year of funding the SBC at the $200,000 level. He explained that a stipulation of the three-year contract is that the Board will provide the SBC a one-year advance notice if the Board wishes to discontinue funding.

Member Rick Falconer made a motion that the Board enter into another three year contract in the amount of $200,000 per year.

Member John McShane asked if there’s a possibility to increase the level of funding if the Board sees the need.

Heaton clarified that the present motion is to let the SBC know that the Board is committing to another three years of funding at the rate of $200,000 per year, and that the new agreement will start July 1, 2009 and run through June 30, 2012. He added that an increase is presently possible or at a later date, if the Board makes such a recommendation to the Secretary.
John McShane seconded the motion as proposed by Falconer.
Motion carried.

7. Seed Services Proposed Budget

Out of State Travel Proposals
Heaton provided a list of ten trips necessary for FY 2009-10. The trips will be used by staff in Seed Services Program and the Seed Lab, to attend meetings or training. The estimated cost for the trips was $39,344. Heaton explained that it is very unlikely that all of the trips will get used and he provided the following breakdown of travel expenditures in previous years.

<table>
<thead>
<tr>
<th>Fiscal Year</th>
<th>Approved</th>
<th>Spent</th>
<th>Percent of Approved</th>
</tr>
</thead>
<tbody>
<tr>
<td>2004-05</td>
<td>$18,555</td>
<td>$9,751</td>
<td>53% YTD</td>
</tr>
<tr>
<td>2005-06</td>
<td>$15,550</td>
<td>$9,751</td>
<td>63% YTD</td>
</tr>
<tr>
<td>2006-07</td>
<td>$18,000</td>
<td>$5,783</td>
<td>32% YTD</td>
</tr>
<tr>
<td>2007-08</td>
<td>$18,594</td>
<td>$2,341</td>
<td>In Progress</td>
</tr>
<tr>
<td>2008-09</td>
<td>$22,788</td>
<td>0</td>
<td>Approved May 2006</td>
</tr>
</tbody>
</table>

While some Board members expressed concern about the increase in cost, several Board members expressed support and emphasized how important it is for staff to participate in discussions about proposed regulations and rules, since such regulations can dramatically affect the California seed industry, as well as the responsibilities of regulators.

Heaton acknowledged the significant increase in the cost of the trips proposed, however he attributed most of the increase to the rate of inflation expected between 2008 and 2010.

Member John McShane motioned to accept the out-of-state travel proposal.
Member Dennis Choate seconded the motion.
Motion carried.

Overall Budget Proposal for FY 2009-2010
Heaton presented a proposed budget of $1,671,291 for Seed Services in FY 2009-2010. He noted that the proposed budget included an MOU with the Seed Laboratory in the amount of $497,828 as previously discussed. This amounts for the lab covers one-half of their projected expenditures. The proposed budget also includes a contract with SBC for $200,000, contracts with the counties in the amount of $120,000 for seed law enforcement, and the out-of-state travel proposal for $39,344.

For reference purposes, Heaton reported the percent expenditures of previous budgets and the corresponding percent increases for assessment collections.

<table>
<thead>
<tr>
<th>Fiscal Year</th>
<th>FY 2005-06 PPY</th>
<th>FY 2006-07 PY</th>
<th>FY 2006-07 CY</th>
<th>FY 2007-2008 NY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Approved Budget</td>
<td>$1,206,277</td>
<td>$1,367,461</td>
<td>$1,400,028</td>
<td>$1,553,629</td>
</tr>
<tr>
<td>% Spent YTD</td>
<td>94%</td>
<td>95%</td>
<td>99% projected</td>
<td>93% projected</td>
</tr>
<tr>
<td>% Inc of PY</td>
<td>-</td>
<td>13.4%</td>
<td>2.4%</td>
<td>11%</td>
</tr>
<tr>
<td>Projected % Inc of Assessments</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>11%</td>
</tr>
</tbody>
</table>
The budget proposed by Heaton for FY 2009-10 represents a 7.5% increase over the budget approved for FY 2008-09. Heaton conservatively projected a 3% increase in assessment collections.

Most of the line items of the proposed budgets included projected amounts that were 5% higher than the previous year. Some items, such as vehicle operations and out-of-state travel, had considerably higher amounts mainly due to fuel costs.

Heaton pointed out to the Board that the proposed budget is slightly greater than projected revenue. He stated this is mainly due to the fact that he conservatively estimated the revenue from assessment collections and he has generously projected expenditures. Heaton believes this is necessary because the economy appears to be getting more unstable and he wants to be safe with his projections. In conclusion, he noted that if the projections hold, the proposed budget will make it necessary to dip into the cash reserve of the Seed Services Program in FY 2009-2010.

Several Board Members predicted that Heaton will see a considerable increase in the reported value of seed sold due to increased demand and increased value. The Board felt confident that the increase in assessment collections will be much greater than the 3% Heaton conservatively estimated.

Member Gabe Patin motioned to approve the amount of $1,671,291 proposed for FY 2009-10. Member John McShane seconded the motion. Motion carried.

8. Recommendation for assessment rate
Chairman Keithly requested a motion to recommend an assessment rate for the next license renewal cycle. He noted that projections of reported sales indicate that leaving the assessment rate at thirty-two cents per one hundred dollars of seed sales, should be adequate to cover the budget for FY 2008-2009.

Member Ron Tingley motioned that the Board recommend to the Secretary, that he set the assessment rate at thirty-two cents per one-hundred dollars value of agricultural or vegetable seed sold during FY 2007-2008. This assessment rate should be adequate to cover the previously recommended budget of $1,553, 629 for FY 2008-2009.

Member Gabe Patin seconded the motion. Motion carried.

9. Follow-up Items

Contacts at APHIS
Per a previous request by member Ken Scarlett, Heaton provided a handout with the names and contact information of people work for APHIS, and are involved with clarifying instructions for import permits on seed shipped to Australia.

After a brief discussion, it was reiterated that the Board and CSA members are o.k. with import instructions that require seed to be tested according to ISTA guidelines; however they are not o.k. with instructions that require the seed to be sampled by a sampler affiliated with an ISTA accredited lab.

Status of Bond Debt repayment
Heaton explained that the bond debt topic was discussed earlier in the meeting, during the Fund Condition Report. The Board agreed to wait and see if any additional payments are necessary.
**County Ordinances**

Betsy Peterson explained that the discussion of county ordinances came about because of the GMO labeling requirements being promoted in various counties. More recently however, the Nursery Industry has also become concerned about local ordinances involving GM plants.

Heaton reported that he attended a meeting of the California Agricultural Commissioners and they were very concerned about who will be expected to enforce the patchwork of ordinances being proposed by various cities in their counties. Since these ordinances dramatically affect the nursery industry, there seems to be new efforts to determine what law occupies the field when it comes to plant labeling.

Heaton explained that the push for local ordinances is not restricted to agriculture, but is starting to spill into other industries, such as health. Consequently, more government departments and other interest groups are starting to pay attention to this matter.

Chris Zanobini stated that he does not expect this issue to go away for some time. He reported that CSA’s recommendation is to watch the progress of the Nursery Industry for the time being, and to offer assistance if or when the opportunity presents itself.

**Clarification of VNS and PVP**

Tabled until next meeting per request by Heaton.

**Status of Arbitration Regulations**

Zanobini reported that the CSA members voted not to pursue new regulations for arbitration. CSA arrived at this decision because it appears arbitration would require outside services that are considerably more expensive than what is currently in place.

Heaton added that the Board or CSA can always pursue arbitration regulations at a later date. He reported that CDFA Legal Counsel informed him that arbitration has become a term of art, which means not just anyone can do the arbitration. The department would have to use a highly trained arbitrator for disputes. In addition, since the proposed regulations had provisions for an arbitrator that advises a council on matters of law, such a stipulation would require that the arbitrator be an attorney. These requirements increase the cost of a non-binding arbitration for a typical seed complaint to about ten thousand dollars.

Heaton also referenced an article in the Wall Street Journal. It stated the U.S. Supreme Court ruled that the Federal Arbitration Act preempts State statutes that assign disputes of interstate commerce to arbitration by a government department. Heaton noted that many seed companies selling seed with biotech traits are engaging in interstate commerce and are using private contracts for arbitration. These facts, along with the Supreme Court ruling, make it impossible for the Department to administer arbitration even if the regulations were in place. Heaton was hopeful, however, that he could still administer the existing alternative dispute resolution process up to arbitration, which means just conciliation, investigation and mediation. He believes the current process is very beneficial to labelers and growers.

10. **Legislative Report**

Chris Zanobini reported that there are seven different bills dealing with Light Brown Apple Moth (LBAM). Although the bills are not directly related to seed, they are of interest because they deal with quarantine issues and attempt to limit the authority of the Department of Food and Agriculture when it seeks to implement eradication measures.

Zanobini reported that SB1404 originally involved invasive plants but has evolved into a requirement for labeling the water use of plants offered for sale. He was doubtful that it would progress.
SB1717 provides that permanently disabled workers would get a 40% increase in their workmen’s compensation payment. This bill is being opposed by the business community.

Zanobini identified the state budget as the top issue for the legislature. The sixteen billion dollar deficit makes it imperative that CSA remain vigilant for attempts by the legislature to grab any industry reserve funds. In addition, he expects there will be more pay-for-services initiatives.

Zanobini also reported that the Federal Farm Bill will provide one billion dollars for specialty crops. He hopes that passage of the Farm Bill will mean more money to researchers working with specialty crops, including the SBC.

Concurrent to the Farm Bill, are attempts at the state level to identify the future challenges in agriculture so that the state can take full advantage of the significant resources expected from the Farm Bill. Zanobini is also working with an Agricultural Subcommittee headed by the Lt. Governor, which is working on a vision-message for agriculture. Part of the goal is to promote a positive message about all of the good things the agricultural community does for the state.

Zanobini expects SB1280 and SB 856 to pass and be signed into law. SB 856 renews the seed subvention for counties and SB 1280 deals with allowing two seed dealers to serve on the Board with seven labelers and two public members.

Medical Marijuana Seeds
Betsy Peterson reported that while working on SB1280, a consumer protection advocate approached CSA and made her aware that seed is being offered for sale on E-Bay. The advocate’s concern was that consumers are not being protected because CDFA is not enforcing the seed law on internet sales of seed. He believes there’s a lot of misrepresentation involving internet seed sales, particularly on sales of medical marijuana seeds. Peterson stated that she observed over 27,000 hits on E-Bay for various types of seed being offered for sale.

Heaton explained that the consumer advocate stated “that the same standards in consumer protection concepts that are currently in effect for other crops should be supported and uniformly applied to all RX cannabis produced and sold in California.” In addition, the advocate is urging people to get involved in protecting the RX cannabis future, just like we do for corn, wheat and other seed varieties. Finally, he urged people not to purchase any seeds over the internet unless they meet or comply with California state law or practice. He stated that his company will not offer any seeds for sale that do not exceed California’s strict standards for seed sales and use.

Heaton’s initial reply was that the Seed Services Program does not regulate medical marijuana seed sales because marijuana is illegal. He was informed however, that medical marijuana use is permitted under the state’s Compassionate Use Act, which was approved by voters in 1996. The law was further enhanced by SB 420 which went into effect January 2004. SB 420 provided additional protection for patients with Medical Marijuana IDs to associate with one another, in order to collectively or cooperatively cultivate medical marijuana.

Heaton noted that an individual in Canada, named Marc Emery, has been accused of selling marijuana seeds over the internet and is currently fighting extradition to the U.S. where the DEA wants to prosecute him for conspiracy to distribute a controlled substance. Heaton was unsure if the DEA would prosecute for intrastate transport of medical marijuana seeds, however he believes they could because Federal Law would preempt the state laws.

Member Marc Meyer suggested that the agency which issues the medical marijuana identification cards would be an obvious regulatory agency.

Mike Colvin suggested that the Board seek the advice of CDFA Legal Counsel.
Heaton explained that he brought the matter to the attention of the Board because he is seeking recommendations. He noted that the California Seed Law does not regulate all seeds, particularly if they are flower seeds. It is possible therefore, to simply inform the consumer advocate that since *Cannabis sativa* is not listed as a crop on the list of crops recognized by the Secretary.

Chairman Keithly agreed with Marc Meyer’s suggestion that perhaps the agency issuing the Medical Marijuana Identification Cards should be the ones to regulate this. He suggested it might be appropriate to inform the consumer advocate that the Board does not consider medical marijuana an agricultural crop and therefore does not wish to see the resources of the Seed Services Program spent on regulating medical marijuana seeds.

Member Scarlett recommended that Heaton seek advice from CDFA Legal.

Sue DiTomaso asked what the formal mechanism is to determine which crops are regulated.

Heaton explained that the law gives the Secretary the authority to create a list of crops to be regulated. Section 3899 of the California Code of Regulations provides the list of "commonly accepted" names for the purpose of labeling agricultural seeds.

Heaton speculated that the consumer advocate may ask why the Secretary has not added medical marijuana to the list since the Compassionate Use Act and SB 420 made it legal to cultivate.

Peterson noted that not all seeds are regulated. Flower seeds, for example, are not on the list.

Heaton noted that the suggestion to regulate internet sales may be something he can pursue, if time permits.

Chairman Keithly asked Heaton to check with CDFA Legal for advice on this matter.

11. **Officer Elections**

Gabe Patin reported that the Elections Committee nominated Ken Scarlett for President and Ron Tingley for Vice Chairman.

Member Larry Hirahara motioned that the Board approve the nominations by Gabe Patin.

Member Dennis Choate seconded the motion.

Motion carried.

12. **Appointment of Nominating Committee for members approaching term expiration**

The following members have terms scheduled to expire March 31, 2009.

- Gabe Patin
- Larry Hirahara
- Ron Tingley
- Marc Meyer
- Ken Scarlett

Chairman Keithly appointed Rick Falconer to serve as Chairman of the Nominating Committee, with assistance from Dennis Choate and John McShane. The Nominating Committee is to identify and nominate individuals that wish to serve for a three year term starting April 1, 2009 and ending March 31, 2012.

13. **Closed Executive Session pursuant to Government Code 11126**

None requested
14. **Reconvene Public Meeting is Closed Executive Session occurred**  
Not necessary -

15. **Other Items – Next meeting date**

No additional public comments were made.

Chairman Keithly set the date for the next meeting on Thursday, November 6, 2008, 8:15 a.m., at the CDFA Meadowview facility.

Chairman Keithly announced that this meeting concludes his term as President and he thanked the Board for their assistance, time and cooperation.

16. **Adjournment**

Member Marc Meyer motioned that the meeting be adjourned.  
Member Gabe Patin seconded the motion.  Motion carried.

Time of adjournment was 11:35 a.m.

Respectfully Submitted

John Heaton