



**BOARD OF DIRECTORS  
SEPTEMBER 26, 2008**

**AGENDA ITEM NO. 08-09-1A  
ACTION REQUESTED - APPROVE**

---

**BOARD OF DIRECTORS DISCUSSION AND ACTIONS  
JULY 11, 2008**

First Vice Chair Lori Holt Pfeiler (Escondido) called the meeting of the SANDAG Board of Directors to order at 9:14 a.m. The attendance sheet for the meeting is attached.

1. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

Don Stillwell, a member of the public, stated that at the July 18 Transportation Committee meeting he asked for support for the Metropolitan Transit System (MTS) Route 14 bus to stop at the same destinations as MTS Route 8 to serve Mission Valley, Grantville, and Allied Gardens. He said that good bus service and timed transfers between buses and trolleys are essential.

Deputy Mayor Jerry Rindone (Chula Vista) commented that MTS takes Mr. Stillwell's concerns seriously, and his comments have been discussed on more than one occasion. MTS staff will be providing a written point-by-point response and will share that with the SANDAG Transportation Committee. He wanted everyone to understand the MTS perspective and how these concerns are being handled.

Council President Pro Tem Jim Madaffer (City of San Diego) mentioned that he had sent a letter dated June 24, 2008, as chair of the SANDAG Transportation Committee, to Chair Harry Mathis of MTS regarding Mr. Stillwell's concerns. He appreciated that these concerns will be addressed. It seemed appropriate that we provide Mr. Stillwell with a response. The MTS response will be provided at the July 18 Transportation Committee meeting.

Mayor Art Madrid (La Mesa) said he looks forward to the response from MTS. When you have a citizen sharing his concerns numerous times on the same issue it requires a response. We need to find out if Mr. Stillwell's concerns are reasonable.

**CHAIR'S REPORT (2)**

2. PROPOSED RESPONSE TO SAN DIEGO COUNTY GRAND JURY REPORTS  
(DISCUSSION/POSSIBLE ACTION)

Kim Kawada, Policy and Legislative Affairs Program Manager, reported that the San Diego County Grand Jury recently published two reports on transportation in San Diego: "SANDAG: How Much Growth is Sustainable?" and "A Warmer World - A Challenge and An Opportunity." We are required to respond to the comments related to SANDAG no later than 90 days after the Grand Jury published its report. As to each Grand Jury finding we are

to indicate if we agree, disagree wholly or in part, and include an explanation if we disagree. There were 14 different findings in the report "SANDAG: How Much Growth is Sustainable?" including topics such as infrastructure needs and funding, the capacity of SANDAG to affect population growth, quality of life issues, and financial system and reporting requirements. The draft responses to the 14 findings described how regional infrastructure needs are determined and funded, clarified how growth occurs, discussed major infrastructure components affecting quality of life, and clarified SANDAG financial and reporting processes.

The second report, "A Warmer World – A Challenge and An Opportunity," had four different findings on topics, including local and regional Assembly Bill 32 (AB 32) responsibilities for addressing greenhouse gas emissions, and SANDAG'S role in influencing renewable energy resources. Our responses to the four findings clarified the expected roles of regional agencies like SANDAG and local governments under AB 32, and discussed SANDAG's efforts in climate change and energy planning, including the Regional Climate Action Plan, the Regional Energy Strategy update, and Energy Working Group participation.

Ms. Kawada reviewed the actions on the Grand Jury recommendations.

Recommendation #08-64, "establish an assessment scorecard by county district or city." This will not be implemented as some local jurisdictions already prepare these assessments, the required service and facility levels vary by local jurisdiction, and SANDAG prepares an annual Regional Comprehensive Plan (RCP) performance monitoring report for key regional indicators.

Recommendation #08-65, "propose a realistic budget process" that does not rely on borrowing against growth for infrastructure. This will not be implemented as SANDAG's 2030 Regional Transportation Plan (RTP) relies on new revenue sources not on borrowing against growth.

Recommendation #08-66, explore alternatives to having area mayors and supervisors make board decisions. This will not be implemented. Alternative governance structures have been previously evaluated; for example, the California Legislative Analyst's Office (LAO) conducted a review of SANDAG and its governance structure during 2005/2006. There is local support for the current SANDAG governance model, and SANDAG has taken recent actions to strengthen its governance, such as the addition of a second seat for the County of San Diego.

Recommendation #08-67, cost elements from prior contracts and neighboring counties should be compared and used in settling claims on existing contracts. This will not be implemented because construction of major transportation projects is subject to an open, competitive bidding process, and it is not feasible nor consistent with contract law to use new cost elements to settle claims on existing contracts.

Recommendation #08-68, provide a SANDAG response to the County Auditor findings to the Grand Jury. This will be implemented. We will submit a response letter to the County Auditor's report along with final SANDAG responses to the Grand Jury reports.

Recommendation #08-76, develop a climate protection action plan to comply with AB 32. This will be implemented as we are currently preparing a Regional Climate Action Plan that will be completed this fiscal year.

Recommendation #08-77, work closely with utility companies to promote quality of life and sustainability. This has been implemented. San Diego Gas & Electric (SDG&E) actively participates on the SANDAG Regional Energy Working Group, including the group's work on the Regional Climate Action Plan and Regional Energy Strategy update.

First Vice Chair Pfeiler indicated there was one request to speak on this item.

Jim Schmidt, a member of the public, expressed concern about the Grand Jury's criticism of SANDAG and the Centre City Development Corporation (CCDC). He stated that the Grand Jury did not consider the significant accomplishments of the two agencies.

Board comments followed.

Councilmember Ed Gallo (North County Transit District [NCTD]) agreed with the SANDAG responses. He mentioned Recommendation #08-66 where the Grand Jury suggested possibly eliminating SANDAG. He said it sounds like the Grand Jury doesn't understand what SANDAG does.

Mayor Dave Druker (Del Mar) agreed that SANDAG's response to the reports is excellent. Regarding the issue of growth, he stated that SANDAG should have some ability to comment and demand mitigation for major development that is outside of smart growth areas. There will be a huge demand to build outside the smart growth areas.

Mr. Gallegos said that we have gotten a lot more aggressive with our intergovernmental review (IGR) process, which reviews major developments. For example, through the IGR process we identified issues related to the proposed expansion of San Diego State University (SDSU), and San Diego County Regional Airport Authority's Airport Master Plan for Lindbergh Field. We also are working with Chula Vista on the Gaylord project. Under the Board's direction, and through the California Environmental Quality Act process, we have been making comments to ensure that developers are paying their fair share. We are trying to bring together the development and environmental communities to work on a fair share methodology for transportation projects, for this Board's future consideration.

Council President Pro Tem Madaffer noted that SANDAG's response to the Grand Jury reports given the complexities of the issues raised is very good. The Grand Jury is a wonderful group of volunteers, but it is obvious there were more facts that they didn't know or understand. This region has been served better over the last five years by this regional government. The unity of our jurisdictions working together has been very beneficial to the region.

Second Vice Chair Jerome Stocks (Encinitas) said it appears that the Grand Jury members were confused about the kind of authority that SANDAG has. He reiterated that SANDAG does not issue building permits and was not the lead agency on the SPRINTER. SANDAG also does not have land use authority and cannot approve growth. He suggested that staff

reevaluate our responses and provide the salient points first and then any additional information.

Councilmember Phil Monroe (Coronado) agreed with previous Board member comments. He was not sure how the Grand Jury works. Did we know that they were studying SANDAG and did SANDAG staff get a chance to testify to provide facts? Mr. Gallegos replied that typically when Grand Juries get formed, we are invited to provide a presentation. He and Muggs Stoll, who was Acting Communications Director at the time, did provide a presentation on SANDAG. We typically do that on an annual basis.

Ms. Kawada mentioned that two or three persons from the Grand Jury attended various SANDAG meetings and workshops.

Councilmember Monroe reiterated that we don't have land use authority and the Grand Jury missed that fact.

Mr. Gallegos said that was one of the questions that came up in the presentation to the Grand Jury, and we highlighted that we did not have land use authority.

Mayor Ron Morrison (National City) commented that there are so many things that shows a lack of understanding or naiveté from the Grand Jury. The opinion seemed to be that if we stopped projects that would reduce the carbon footprint or growth. However, he didn't hear anything about adjacent counties. It sounded as if the Grand Jury wanted another elected body to make regional decisions. The problem with that is that another elected body also would not have land use authority.

First Vice Chair Pfeiler agreed that the staff responses were great, except that they should be rearranged to put the salient points first. This report will be presented to the Board at its July 25 meeting.

Councilmember Jack Dale (Santee) stated that what we do is complex so it is not hard to see that the Grand Jury didn't comprehend the complexity of this organization. We need to provide them with the information so they understand.

First Vice Chair Pfeiler suggested that staff be slightly more pointed or direct in our responses.

Marilyn Dailey (San Diego County Water Authority) said that the problem is that the Grand Jury is made up of members of the public, and generally the public doesn't understand SANDAG's responsibilities. You have to approach it from that perspective. She suggested providing more information at the beginning of the process.

Councilmember Matt Hall (Carlsbad) agreed with providing the Grand Jury with a more direct response.

Action: This item was presented for information only.

## REPORT (3)

### 3. CONSTRUCTION AGGREGATE QUARRY TOUR (INFORMATION)

Crystal Howard, EnviroMINE, reported that we are experiencing a construction aggregate shortage within San Diego County. With the amount of road construction projects, it is an important concern. On the tour we will discuss how this shortage affects the cost of building roads, the impact of obtaining aggregate materials from outside the county, and how that impacts global warming. The Board left for the tour of the Vulcan Mission Valley Quarry at 10:00 a.m.

Action: This item was presented for information only.

### 4. UPCOMING MEETINGS

The August 8 and August 22, 2008, Board meetings have been cancelled. The next Policy meeting of the Board of Directors is scheduled for Friday, September 12, 2008, at 10 a.m. The next Business meeting of the Board of Directors is scheduled for Friday, July 25, 2008, at 9 a.m.

### 5. ADJOURNMENT

The meeting was adjourned at 11:32 a.m.

DGunn/M/DGU

## ATTENDANCE SANDAG BOARD OF DIRECTORS' MEETING JULY 11, 2008

JURISDICTION/ ORGANIZATION	NAME	ATTENDING	COMMENTS
City of Carlsbad	Matt Hall (Member)	Yes	No for tour
City of Chula Vista	Cheryl Cox (Member)	No	No for tour
City of Coronado	Phil Monroe (Member)	Yes	No for tour
City of Del Mar	David Druker (Alternate)	Yes	No for tour
City of El Cajon	Mark Lewis (Member)	Yes	No for tour
City of Encinitas	Jerome Stocks, 2nd Vice Chair (Member)	Yes	Yes for tour
City of Escondido	Lori Holt Pfeiler, 1st Vice Chair (Member)	Yes	Yes for tour
City of Imperial Beach	Patricia McCoy (1st Alternate)	No	No for tour
City of La Mesa	Art Madrid (Member)	Yes	Yes for tour
City of Lemon Grove	Jerry Jones (1st Alternate)	Yes	Yes for tour
City of National City	Ron Morrison (Member)	Yes	Yes for tour
City of Oceanside	Jerry Kern (1st Alternate)	Yes	No for tour
City of Poway	Mickey Cafagna (Member)	No	No for tour
City of San Diego - A	Jerry Sanders (Member A)	No	No for tour
City of San Diego - B	Jim Madaffer (Member B)	Yes	No for tour
City of San Marcos	Jim Desmond (Member)	No	No for tour
City of Santee	Jack Dale (Member)	Yes	No for tour
City of Solana Beach	Lesia Heebner (Member)	Yes	Yes for tour
City of Vista	Judy Ritter (Member)	Yes	Yes for tour
County of San Diego - A	Greg Cox (Member A)	No	No for tour
County of San Diego - B	Dianne Jacob (Member B)	No	No for tour
<b>ADVISORY MEMBERS LISTED BELOW (ATTENDANCE <b>NOT</b> COUNTED FOR QUORUM PURPOSES)</b>			
Caltrans	Pedro Orso-Delgado (Alternate)	Yes	Yes for tour
MTS	Jerry Rindone (1st Alternate)	Yes	Yes for tour
NCTD	Ed Gallo (Member)	Yes	Yes for tour
Imperial County	Victor Carrillo (Member)	No	No for tour
US Dept. of Defense	Chief Joe Bonaparte	No	Yes for tour
SD Unified Port District	Laurie Black (Member)	No	No for tour
SD County Water Authority	Marilyn Dailey (Member)	Yes	Yes for tour
Baja California/Mexico	Remedios Gómez-Arnau (Member)	No	No for tour
Southern California Tribal Chairmen's Association	Robert H. Smith (Member)	Yes	No for tour