



**BOARD OF DIRECTORS  
JUNE 25, 2010**

**AGENDA ITEM NO. 10-06-1A  
ACTION REQUESTED - APPROVE**

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## **BOARD OF DIRECTORS DISCUSSION AND ACTIONS**

**MAY 14, 2010**

Chair Lori Holt Pfeiler (Escondido) called the meeting of the SANDAG Board of Directors to order at 9:03 a.m. The attendance sheet for the meeting is attached.

### **1. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS**

Chair Pfeiler announced that SANDAG was awarded the "Smart Growth of the Decade" award by the local chapter of the Urban Land Institute for our Regional Comprehensive Plan and Smart Growth Concept Map. She said it recognized our concerted efforts to focus the region's policies on smart growth and sustainability. She thanked the Board for its regional leadership and staff for their efforts.

### **REPORTS (2 through 5)**

Chair Pfeiler noted that the agenda would be reordered as follows: Item No. 3, Item No. 4, Item No. 2, and Item No. 5.

### **3. SENATE BILL 375 IMPLEMENTATION: GREENHOUSE GAS TARGET-SETTING - SCENARIO TESTING (DISCUSSION)**

Rob Rundle, Principal Planner, provided the Board of Directors with an update on the greenhouse gas target-setting process pursuant to Senate Bill 375 (SB 375) (Steinberg, 2008). Staff has been collaborating with the other major metropolitan planning organizations (MPOs) in the state and the California Air Resources Board.

Chair Pfeiler noted there was a request to speak on this item.

Hannah Cohen, Sustainable San Diego Collaborative, stated that the purpose of the group is to oversee the implementation of SB 375, and to work closely with elected officials and the community on the importance of sustainability. She expressed concern about the targets and hoped that the scenarios being modeled would lead to sustainability. She said that all scenarios should evaluate social equity issues in concert with SB 375. She thanked SANDAG for its work on this issue.

Board discussion ensued.

Chair Pfeiler noted an additional request to speak on this item.

Elyse Lowe, Move San Diego, said that in 2035, the scenarios tested come up short, and she thought there could be additional opportunities to reduce greenhouse gas emissions. Move San Diego feels it is important for SANDAG to mirror other MPOs in the state. She stated that the Smart Growth Concept Map is a good document, but it should be revisited to promote more smart growth. Land use strategies should be taken seriously in the scenarios.

Board discussion continued. Board members provided input on the greenhouse gas reduction measures that were analyzed, and suggested removing the proposed vehicle miles traveled (VMT) fee from the future hybrid scenarios.

Action: This report was presented for discussion only.

4. SENATE BILL 375 IMPLEMENTATION: THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (DISCUSSION)

Rob Rundle, Principal Planner, provided a report summarizing the California Environmental Quality Act (CEQA) streamlining provisions contained in SB 375. These CEQA streamlining provisions are intended to enable local agencies to avoid redundant analyses of cumulative impacts and greenhouse gas emissions. Staff, with the assistance of SANDAG CEQA legal counsel, provided the Board of Directors with a proposed approach to the preparation of the Environmental Impact Report (EIR) for the 2050 Regional Transportation Plan (2050 RTP), and how it can potentially benefit the local jurisdictions.

Julie Wiley, General Counsel, explained the legal opinions on the CEQA exemption provision in SB 375, and discussed provisions in Public Resources Code (PRC) Sections 21155 and 21155.1. She discussed the “lead agency versus responsible agency designation” issue. She noted that the League of California Cities also is looking at these issues. Staff is planning to obtain the legislative history file to shed light on the intent of the language in the bill. She introduced, Margaret Sohagi, The Sohagi Law Group, who serves as outside counsel to SANDAG on SB 375 matters.

Chair Pfeiler announced there were several requests to speak on this item.

Johanna Canlas, City Attorney, City of Solana Beach, said that the city retained two separate law firms to give opinions on SB 375 exemptions under CEQA. At issue is the language in PRC Section 21155.1. Based on the legal opinions obtained by Solana Beach, she does not believe the city can choose to exercise local discretion on whether the SB 375 Transit Priority Project CEQA exemption can be applied to a project.

Michael Hogan, another attorney hired by the City of Solana Beach, focused on the primary differences between the three legal opinions. He requested that the EIR prepared for the 2050 RTP include a comprehensive traffic analysis for all Transit Priority Projects.

Livia Borak, Coast Law Group/Coastal Environmental Rights Foundation, requested that a more detailed environmental analysis be conducted in the EIR for the 2050 RTP.

Board discussion ensued.

Action: Upon a motion by Deputy Mayor Lesa Heebner (Solana Beach) and a second by Council President Ben Hueso (City of San Diego) the Board of Directors voted to extend the Notice of Preparation (NOP) comment period on the 2050 RTP EIR for 30 days. Yes – 13 (weighted vote, 84%). No – 4 (weighted vote, 16%). Abstain – 0 (weighted vote, 0%). Absent – La Mesa and National City. The motion passed.

Motion Made: Deputy Mayor Heebner moved to direct the Executive Director to pursue amendments to SB 375 to clarify that local agencies have the discretion whether to apply the CEQA streamlining provisions made possible by the bill. Supervisor Pam Slater-Price (County of San Diego) seconded the motion. Yes – 7 (weighted vote, 73%). No – 10 (weighted vote, 27%). Abstain – 0 (weighted vote, 0%). Absent – La Mesa and National City. The motion failed.

2. 2050 REGIONAL TRANSPORTATION PLAN: DRAFT EVALUATION CRITERIA FOR HIGHWAY CORRIDOR, CONNECTORS, TRANSIT SERVICES, AND FREIGHT PROJECTS (APPROVE)

This item was postponed to the May 28, 2010, Board Business meeting.

5. 2050 REGIONAL TRANSPORTATION PLAN: DRAFT URBAN AREA TRANSIT STRATEGY NETWORK ALTERNATIVES, PROPOSED TRANSIT MODE SHARE GOALS, AND APPROACH FOR DEVELOPING THE 2050 RTP UNCONSTRAINED TRANSPORTATION NETWORK (DISCUSSION)

This item was postponed to the June 11, 2010, Board Policy meeting.

6. UPCOMING MEETINGS (INFORMATION)

The next Business meeting is scheduled for Friday, May 28, 2010, at 9 a.m. The next Policy meeting is scheduled for Friday, June 11, 2010, at 10 a.m.

7. ADJOURNMENT

The meeting was adjourned at 11:33 a.m.

DGunn/M/DGU

**ATTENDANCE**  
**SANDAG BOARD OF DIRECTORS MEETING**  
**MAY 14, 2010**

| JURISDICTION/<br>ORGANIZATION                     | NAME                                    | ATTENDING |
|---|---|-----------|
| City of Carlsbad                                  | Matt Hall (Member)                      | Yes       |
| City of Chula Vista                               | Cheryl Cox (Primary)                    | Yes       |
| City of Coronado                                  | Carrie Downey (Primary)                 | Yes       |
| City of Del Mar                                   | Crystal Crawford (Primary)              | Yes       |
| City of El Cajon                                  | Mark Lewis (Primary)                    | Yes       |
| City of Encinitas                                 | Jerome Stocks, 1st Vice Chair (Primary) | Yes       |
| City of Escondido                                 | Lori Holt Pfeiler, Chair (Primary)      | Yes       |
| City of Imperial Beach                            | Jim Janney (Primary)                    | Yes       |
| City of La Mesa                                   | Art Madrid (Member)                     | No        |
| City of Lemon Grove                               | Mary Sessom (Primary)                   | Yes       |
| City of National City                             | Ron Morrison (Member)                   | Yes       |
| City of Oceanside                                 | James Wood (Member)                     | Yes       |
| City of Poway                                     | Don Higginson (Primary)                 | Yes       |
| City of San Diego - A                             | Jerry Sanders (Primary, Seat A)         | No        |
| City of San Diego - B                             | Ben Hueso (Primary, Seat B)             | Yes       |
| City of San Marcos                                | Jim Desmond (Primary)                   | Yes       |
| City of Santee                                    | Jack Dale (2nd Vice Chair)              | Yes       |
| City of Solana Beach                              | Lesla Heebner (Primary)                 | Yes       |
| City of Vista                                     | Judy Ritter (Primary)                   | Yes       |
| County of San Diego - A                           | Pam Slater-Price (Primary, Seat B)      | Yes       |
| County of San Diego - B                           | Bill Horn (Primary, Seat A)             | Yes       |
| Caltrans  | Bill Figge (2nd. Alt.)                  | Yes       |
| MTS   | Harry Mathis (Member)                   | Yes       |
| NCTD  | Bob Campbell (Primary)                  | Yes       |
| Imperial County                                   | Wally Leimgruber (Member)               | No        |
| US Dept. of Defense                               | CAPT Keith Hamilton (Member)            | No        |
| SD Unified Port District                          | Scott Peters (Member)                   | No        |
| SD County Water Authority                         | Mark Muir (Primary)                     | Yes       |
| Baja California/Mexico                            | Remedios Gómez-Arnau (Member)           | No        |
| Southern California Tribal Chairmen's Association | Allen Lawson (Member)                   | No        |
|   | Edwin Romero (Member)                   | Yes       |