



BOARD OF DIRECTORS
JUNE 25, 2010

AGENDA ITEM NO. 10-06-1B
ACTION REQUESTED - APPROVE

BOARD OF DIRECTORS DISCUSSION AND ACTIONS

MAY 28, 2010

Chair Lori Holt Pfeiler (Escondido) called the meeting of the SANDAG Board of Directors to order at 9:01 a.m. The attendance sheet for the meeting is attached.

1. **APPROVAL OF MEETING MINUTES (APPROVE)**

Action: Upon a motion by Supervisor Pam Slater-Price (County of San Diego), and a second by Mayor Jim Desmond (San Marcos), the Board of Directors approved the minutes from the April 9, 2010, Board Policy/Tribal Summit meeting and the April 23, 2010, Board Business meeting.

2. **PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS**

There were no public or Board member comments at this time.

3. **ACTIONS FROM POLICY ADVISORY COMMITTEES (APPROVE)**

This item summarized the actions taken by the Borders Committee on April 23, the Transportation Committee on May 7 and 21, and the Executive Committee on May 14, 2010.

Action: Upon a motion by Supervisor Slater-Price and second by Mayor Mark Lewis (El Cajon), the Board of Directors approved the actions taken by the Policy Advisory Committees at the meetings noted above. Yes – 15 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Coronado, National City, Poway, and Vista.

CONSENT ITEMS (4 through 12)

4. **FY 2011 TRANSPORTATION DEVELOPMENT ACT PRODUCTIVITY IMPROVEMENT RECOMMENDATIONS (APPROVE)**

SANDAG is responsible for determining if the transit agencies have made a reasonable effort to implement the productivity improvement recommendations adopted by the Board of Directors for the current fiscal year. This item discussed the transit agency productivity improvements associated with the Transportation Development Act (TDA) claim for FY 2011. The Board of Directors found that the Metropolitan Transit System and North County Transit District made a reasonable effort to implement productivity improvements, and approved continuing this program in FY 2011, which fulfills the requirements outlined in Section 99244 of the TDA law.

5. FY 2011 WEIGHTED VOTING FORMULA (INFORMATION)

On an annual basis, SANDAG is required to recompute the weighted vote of the Board of Directors based on updated population figures. The population figures used for this purpose have been certified by the California Department of Finance. There are no changes from the prior fiscal year.

6. INTERSTATE 5 MULTIMODAL CORRIDOR STUDY: RECOMMENDED ALTERNATIVE (APPROVE)

SANDAG, in collaboration with the City of Chula Vista and Caltrans, is conducting the Interstate 5 South Multimodal Corridor Study to examine potential transportation improvements between State Route 54 and Main Street in the City of Chula Vista. The Board of Directors approved Alternative 2 of the Interstate 5 South Multimodal Corridor Study for consideration in the development of the 2050 Regional Transportation Plan.

7. TRANSPORTATION ENHANCEMENT PROGRAM FUNDING RECOMMENDATION (APPROVE)

The Board of Directors approved an \$834,000 increase in Transportation Enhancement funding for the Bayshore Bikeway, from \$1,611,000 to \$2,445,000, including approving Amendment No. 26 to the 2008 Regional Transportation Improvement Program and amending the FY 2010 SANDAG budget to increase the Bayshore Bikeway project CIP No. 1143700 from \$2,206,000 to \$3,040,000, in substantially the same form as shown in Attachment 4 to the agenda report.

8. REPORT SUMMARIZING DELEGATED ACTIONS TAKEN BY EXECUTIVE DIRECTOR (INFORMATION)

In accordance with SANDAG Board Policy Nos. 003 (Investment Policy), 017 (Delegation of Authority), and 024 (Procurement and Contracting-Construction), this report summarized certain delegated actions taken by the Executive Director since the last Board of Directors meeting.

9. REPORTS ON MEETINGS AND EVENTS ATTENDED ON BEHALF OF SANDAG (INFORMATION)

Board members provided brief reports orally or in writing on external meetings and events attended on behalf of SANDAG since the last Board of Directors meeting.

10. QUARTERLY INVESTMENT REPORT FOR PERIOD ENDING MARCH 31, 2010 (INFORMATION)

The SANDAG Investment Policy requires that the Board be provided a quarterly report of investments held by SANDAG. This report included all money under the direction or care of SANDAG as of March 31, 2010.

11. QUARTERLY PROGRESS REPORT ON TRANSPORTATION PROJECTS - JANUARY TO MARCH 2010 (INFORMATION)

This quarterly report summarized the current status of major highway, transit, arterial, traffic management, and transportation demand management projects in the SANDAG five-year Regional Transportation Improvement Program for the period January to March 2010.

12. UPDATE ON THE INTERSTATES 15 AND 8 INTERREGIONAL PARTNERSHIPS (INFORMATION)

This report summarized the status of these two interregional planning efforts in the Interstates 15 and 8 corridors.

Action: Upon a motion by Mayor Jim Wood (Oceanside), and a second by Mayor Cheryl Cox (Chula Vista), the Board of Directors approved Consent Items Nos. 4 through 12. Yes - 15. No - 0. Abstain - 0. Absent – Coronado, National City, Poway, and Vista.

REPORTS (13 through 26)

13. NAVY TRANSPORTATION DEMAND MANAGEMENT STUDY INITIATIVE (APPROVE)

Second Vice Chair Jack Dale (Santee), Transportation Committee Chair, introduced the item and CAPT Ricky Williams, US Navy, Commanding Officer of Naval Base San Diego. CAPT Williams provided introductory remarks.

Dan Martin, Principal Planner, stated that the United States Navy, as one of the largest employers in the San Diego region, has partnered with the Metropolitan Transit System (MTS) and SANDAG to provide an analysis of commuter travel activity between the major naval housing areas and naval bases/facilities in the San Diego metropolitan area.

Action: Upon a motion by Second Vice Chair Dale and second by Mayor Wood, the SANDAG Board of Directors approved the implementation of a proposed pilot limited express transit service from the Murphy Canyon military housing area to Naval Base San Diego for a period of one year beginning in fall 2010, which would be operated by MTS. Yes – 16 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Coronado, National City, and Vista.

14. 2050 REGIONAL TRANSPORTATION PLAN: DRAFT EVALUATION CRITERIA FOR HIGHWAY CORRIDORS, CONNECTORS, TRANSIT SERVICES, AND FREIGHT PROJECTS (APPROVE)

Proposed evaluation criteria for several categories of transportation projects have been developed for use in the preparation of the 2050 Regional Transportation Plan (RTP). The Transportation Committee recommended that the Board of Directors approve the transportation project evaluation criteria for highway corridors, transit services, connectors, and freight projects, in substantially the same form as attached to the agenda report.

Second Vice Chair Dale introduced the item. Scott Strelecki, Planner, and Tina Casgar, Goods Movement Policy Manager, provided a joint staff report.

Chair Pfeiler noted there was one request to speak on this.

Duncan McFetridge, representing Save Our Forests and Ranchlands, provided a presentation and requested that the Board table its discussions of selection criteria, and instead, focus its efforts on the performance measures and the goals of overall functionality of the 2050 transportation system.

Board member discussion ensued.

Action: Upon a motion by Supervisor Slater-Price and second by Councilmember Jim King (Imperial Beach), the Board of Directors moved to continue this item to the June 11, 2010, SANDAG Board Policy meeting. Yes – 18 (weighted vote, 97%). No – 1, San Marcos (weighted vote, 3%). Abstain – 0 (weighted vote, 0%). Absent – None.

15. PROPOSED FINAL FY 2011 BUDGET (INCLUDING THE OVERALL WORK PROGRAM) (APPROVE)

SANDAG Bylaws require the Board of Directors to adopt a final budget by June 30 of each year. The proposed FY 2011 Budget includes the Overall Work Program, Capital Improvement Program, *TransNet* Program, and Administrative and Board budgets. The Executive Committee recommended that the Board of Directors approve Resolution No. 2010-12, adopting the FY 2011 Budget (including the Overall Work Program), in substantially the same form as shown in Attachment 2 to the agenda report.

First Vice Chair Jerome Stocks (Encinitas) introduced this item.

Lauren Warrem, Director of Finance, reviewed proposed changes since the draft FY 2011 Budget was presented to the Board in March.

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

Duncan McFetridge, SOFAR, spoke in favor of revising the *TransNet* Ordinance to provide more funding for transit.

Action: Upon a motion by First Vice Chair Stocks and second by Supervisor Slater-Price, the Board of Directors approved Resolution No. 2010-12, adopting the FY 2011 Budget (including the Overall Work Program), in substantially the same form as shown in Attachment 2 to the agenda report. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent - Coronado.

16. SANDAG DRAFT PROPOSED AMENDMENT TO FEDERAL TRANSIT ADMINISTRATION OVERALL DISADVANTAGED BUSINESS ENTERPRISE GOAL-SETTING METHODOLOGY FOR FFY 2010-FFY 2012 (ACCEPT)

The Board of Directors was asked to accept the Draft Proposed Amendment to the Federal Transit Administration Overall DBE Goal-Setting Methodology for release to the public for a 45-day comment period.

First Vice Chair Stocks introduced this item. Laura Coté, Director of Administration, presented the staff report.

Action: Upon a motion by First Vice Chair Stocks and second by Supervisor Slater-Price, the Board of Directors accepted the Draft Proposed Amendment to the Federal Transit Administration Overall DBE Goal-Setting Methodology for release to the public for a 45-day comment period. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent - Santee.

17. SENATE BILL 375 IMPLEMENTATION: GREENHOUSE GAS TARGET-SETTING ANALYSIS-HYBRID SCENARIO TESTING (APPROVE)

Rob Rundle, Principal Planner, noted that at its May 14, 2010, meeting, the Board of Directors received an update on the greenhouse gas target-setting process pursuant to Senate Bill 375 (Steinberg, 2008), and provided input concerning the initial scenarios being tested. Staff was directed to develop a hybrid scenario, which Mr. Rundle presented to the Board.

Board member discussion ensued.

Action: Upon a motion by Deputy Mayor Lesa Heebner (Solana Beach) and second by Mayor Art Madrid (La Mesa), the Board of Directors directed staff to delete the more intensified land use alternative from the greenhouse gas target-setting scenarios. Yes – 16 (weighted vote, 94%). No – 1, Escondido (weighted vote, 5%). Abstain – 1, Del Mar (weighted vote, 1%). Absent – National City.

Action: Upon a motion by Deputy Mayor Heebner and second by Supervisor Slater-Price, the Board of Directors approved the submittal to the California Air Resources Board of the SANDAG report on greenhouse gas target-setting scenarios, without the more intensified land use alternative. Yes – 17 (weighted vote, 99%). No – 0 (weighted vote, 0%). Abstain - 1, Del Mar (weighted vote, 1%). Absent – National City.

18. INTERSTATE 805 CORRIDOR UPDATE AND BUDGET ADJUSTMENT (APPROVE)

Joel Haven, Caltrans Corridor Director, presented an update on the ongoing project development work in the Interstate 805 (I-805) corridor. The Transportation Committee recommended that the Board of Directors approve the allocation of \$16 million of *TransNet* funding for the design of the initial construction phase of the I-805 North Segment.

Action: Upon a motion by Second Vice Chair Dale and second by Councilmember Carrie Downey (Coronado), the Board of Directors approved the allocation of \$16 million of *TransNet* funding for the design of the initial construction phase of the I-805 North Segment. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Carlsbad.

19. RIDING TO 2050: SAN DIEGO REGIONAL BICYCLE PLAN – FINAL DRAFT (ADOPT/APPROVE)

Second Vice Chair Dale introduced the item.

Chris Kluth, Associate Planner, presented the staff report and the Transportation Committee's recommendation that the Board of Directors: (1) adopt the Final Initial Study/Mitigated Negative Declaration (Attachment 1 to the agenda report) for the San Diego Regional Bicycle Plan; and (2) approve the Final Draft San Diego Regional Bicycle Plan (Attachment 2 to the agenda report).

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

Phil Monroe, a member of the public, urged the Board to approve this plan.

Kathy Keehan, San Diego County Bicycle Coalition, asked the Board to adopt the plan, include it in the 2050 Regional Transportation Plan, and start thinking about how to pay for its implementation. She also asked that the Board support House Resolution 4722 that would authorize \$75 million in federal money to implement these types of projects.

Bill Cooper, a member of the public, complimented the Board members for coming together on this regional plan.

Action: Upon a motion by Councilmember Downey and second by Mayor Wood, the Board of Directors: (1) adopted the Final Initial Study/Mitigated Negative Declaration for the San Diego Regional Bicycle Plan; and (2) approved the Final Draft San Diego Regional Bicycle Plan. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Carlsbad.

Chair Pfeiler reorganized the agenda to hear Agenda Item Nos. 21 and 22 at this time.

21. UPDATE ON STATE ROUTE 11 AND OTAY MESA EAST PORT OF ENTRY PROJECT (DISCUSSION/POSSIBLE ACTION)

Marney Cox, Chief Economist, reported that in October 2009 the Board of Directors received an update on the progress of State Route 11 (SR 11) and Otay Mesa East Port of Entry, and directed staff to implement the proposed project approach, which included developing the financial team that would work with Caltrans and SANDAG staffs to develop and implement the financial strategy for the project. He reviewed staff's progress in moving this project forward, including receiving additional federal funding, and the procurement process to engage an investment banking firm to work with the SANDAG/Caltrans project team.

Board members expressed concern about the recommendation of Goldman Sachs in light of recent allegations from the Securities and Exchange Commission.

Action: Upon a motion by Councilmember Crystal Crawford (Del Mar) and a second by Councilmember Downey, the Board of Directors moved to concur with staff's recommendation to complete negotiations with Goldman Sachs as the potential investment banker for the SR 11/Otay Mesa East Port of Entry project.

Following discussion, Councilmember Crawford withdrew her motion. Supervisor Slater-Price agreed to make the motion.

Action: Upon a motion by Supervisor Slater-Price and second by Councilmember Downey, the Board of Directors moved to concur with staff's recommendation to complete

negotiations with Goldman Sachs as the potential investment banker for the SR 11/Otay Mesa East Port of Entry project. Yes – 10 (weighted vote, 43%). No – 8, Del Mar, La Mesa, Lemon Grove, Oceanside, San Diego, Santee, Solana Beach, Vista (weighted vote, 57%). Abstain – 0 (weighted vote, 0%). Absent – Carlsbad. The motion failed.

Staff was directed to start negotiations with the second-ranked investment banking firm.

22. OPTION FOR PROVIDING ADDITIONAL TRANSIT OPERATIONS FUNDING: *TransNet I* CARRYOVER FUNDS (APPROVE)

Second Vice Chair Dale introduced the item. David Schumacher, Principal Planner, provided the staff report.

Action: Upon a motion by Supervisor Slater-Price and second by Mayor Mary Sessom (Lemon Grove), the Board of Directors: (1) made a finding that allocating all of the remaining *TransNet I* funding to MTS for operations would assist SANDAG in its effort to maximize state and federal transportation funding for the region as permitted by Section 5C of the *TransNet* Extension Ordinance and Expenditure Plan; and (2) authorized the Executive Director to enter into an agreement with MTS to transfer the funds remaining from *TransNet I* (\$10.1 million) to MTS after withholding a sufficient amount to carry out the platform repairs on the Station Platform Retrofit project, and contingent upon MTS agreeing to use the funds solely for transit operations and to cover the costs of any outstanding liabilities associated with *TransNet I* projects. Yes – 16 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Carlsbad, Poway, and San Marcos.

20. COMPREHENSIVE FREIGHT GATEWAY STUDY: FINAL REPORT (ACCEPT)

Action: This item was postponed.

23. FINANCIAL MARKET STATUS (INFORMATION)

Action: This item was postponed.

24. COMPASS CARD STATUS UPDATE (INFORMATION)

Action: This item was postponed.

25. QUALITY OF LIFE FUNDING STRATEGY UPDATE (INFORMATION)

Action: This item was postponed.

Chair Pfeiler convened the meeting into a closed session at 11:49 a.m. to discuss the following item.

26. CLOSED SESSION-CONFERENCE WITH LEGAL COUNSEL - PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a) – EXISTING LITIGATION: SANDAG V. BOARD OF TRUSTEES OF CALIFORNIA STATE UNIVERSITY (CASE NO. 37-2007-00083768-CU-TT-CTL)

Chair Pfeiler reconvened the meeting into open session at 12:07 p.m.

John Kirk, Deputy General Counsel, reported the following out of closed session: the Board authorized an appeal of the noticed case, authorized use of contingency monies to fund that appeal, and directed staff to continue discussions to settle the case.

27. UPCOMING MEETINGS

The next Board Policy meeting is scheduled for Friday, June 11, 2010, at 10 a.m. The next Board Business meeting is scheduled for Friday, June 25, 2010, at 9 a.m.

28. ADJOURNMENT

The meeting was adjourned at 12:10 p.m.

DGunn/M/DGU

ATTENDANCE SANDAG BOARD OF DIRECTORS' MEETING MAY 28, 2010

JURISDICTION/ 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 King (2nd Alt.)	Yes
City of La Mesa	Art Madrid (Member)	Yes
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)	Yes
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	Lesa 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	Laurie Berman (1st. 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)	Yes
SD Unified Port District	Scott Peters (Member)	Yes
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)	Yes
	Edwin Romero (Member)	Yes