



**BOARD OF DIRECTORS
OCTOBER 26, 2012**

**AGENDA ITEM NO. 12-10-1B
ACTION REQUESTED - APPROVE**

BOARD OF DIRECTORS DISCUSSION AND ACTIONS

SEPTEMBER 28, 2012

Chairman Jerome Stocks (Encinitas) called the meeting of the SANDAG Board of Directors to order at 9:02 a.m. The attendance sheet for the meeting is attached.

1. APPROVAL OF MEETING MINUTES (APPROVE)

Action: Upon a motion by Mayor James Wood (Oceanside), and a second by Mayor Mark Lewis (El Cajon), the Board of Directors approved the minutes from the July 27, 2012, Board meeting. Councilmember Rosalie Zarate (National City) abstained from voting.

2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

Supervisor Ron Roberts (Chairman, County of San Diego) stated that the Metropolitan Transit System (MTS) Board of Directors has sold the older MTS trolley vehicles to Mendoza, Argentina for \$5.1 million.

Supervisor Roberts also mentioned that the San Diego County Emergency Services department has launched a new emergency app for both the Android and iPhone market. The San Diego County Emergency app provides information regarding emergencies and disasters in the region and recommended actions for the public.

Mayor Jim Desmond (San Marcos) introduced the new city manager for San Marcos, Jack Griffin.

Chairman Stocks announced that SANDAG was the recipient of several Women's Transportation Seminar (WTS) International awards: Renée Wasmund, Chief Deputy Director, was named Woman of the Year; Elisa Arias, Principal Regional Planner, was honored with the Pursuit of Excellence in Transportation award; and the 2050 Regional Transportation Plan, the Grossmont Station Pedestrian Enhancements project, the Escondido BREEZE Rapid, and the guidebook *Integrating Transportation Demand Management into the Planning and Development Process – A Reference for Cities* received the Innovative Transportation Solution Awards.

Chairman Stocks announced that SANDAG was notified by the Government Finance Officers Association that the agency was awarded the Certificate of Achievement for Excellence in Financial Reporting for the fifth consecutive year. This award is the highest form of recognition in governmental accounting and financial reporting and is a testament to the dedication of SANDAG staff.

3. ACTIONS FROM POLICY ADVISORY COMMITTEES (APPROVE)

This item summarized the actions taken by the Borders Committee on July 27, the Transportation and Regional Planning Committees on September 7, the Executive Committee on September 14, and the Transportation and Public Safety Committees on September 21, 2012.

Action: Upon a motion by Second Vice Chair Jim Janney (Imperial Beach), and second by Councilmember Carrie Downey (Coronado), the Board of Directors approved the actions taken by the Policy Advisory Committees at the meetings noted above. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Chula Vista and Santee.

CONSENT ITEMS (4 through 11)

4. CITY OF VISTA REQUEST TO USE *TransNet* LOCAL SYSTEM IMPROVEMENTS FUNDS FOR DEBT SERVICE PAYMENTS (APPROVE)

The City of Vista requested to advance the Bobolink Street Improvements Project with local funds and use \$1.2 million of its *TransNet* Local Street Improvements (LSI) funding toward debt service payments for a repayment period of 20 years. The Transportation Committee recommended that the Board of Directors, acting as the San Diego County Regional Transportation Commission, approve the City of Vista's request to reimburse local funds with *TransNet* LSI funding in accordance with Rule #3 of Board Policy No. 031 to advance the Bobolink Street Improvements Project based on the findings set forth in the report.

5. PROPOSED FY 2013 PROGRAM BUDGET AMENDMENT: VETERANS TRANSPORTATION AND COMMUNITY LIVING INITIATIVE GRANT (APPROVE)

The Transportation Committee recommended that the Board of Directors approve an amendment to the FY 2013 Budget and Overall Work Program to add new work element 33211 and accept \$2,050,000 of funding from the Veterans Transportation and Community Living Initiative federal grant program as shown in the report.

6. 2010 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM: AMENDMENT NO. 22 (APPROVE)

On September 24, 2010, the Board of Directors adopted the 2010 Regional Transportation Improvement Program (RTIP). The 2010 RTIP is the multiyear program of proposed major highway, arterial, transit, and bikeway projects in the San Diego region covering the period FY 2011 to FY 2015. Amendment No. 22 is being processed as the final formal amendment to the 2010 RTIP and reflects the addition of Veterans Transportation and Community Living Initiative grant funds as well reprogramming certain federal funds for obligation. The Transportation Committee recommended that the Board of Directors adopt Resolution No. 2013-10 in substantially the same form as shown in the report, approving Amendment No. 22 to the 2010 RTIP, with the inclusion of Project SAN181 contingent on the Board's prior approval of a budget amendment incorporating \$2,050,000 of funding from the Veterans Transportation and Community Living Initiative federal grant program (Agenda Item No. 5).

7. SANDAG AGENCYWIDE PUBLIC PARTICIPATION PLAN UPDATE (INFORMATION)

Federal law requires SANDAG to prepare and maintain an agencywide Public Participation Plan (PPP) that serves as an umbrella document for all planning efforts conducted by the agency. The current PPP was adopted in 2009. One of the first steps in updating the plan is soliciting input and ideas from stakeholders for how they would like to be involved in SANDAG planning efforts. This item summarized the current and planned efforts to solicit input in the PPP update.

8. QUARTERLY INVESTMENT REPORT AND ANNUAL INTEREST RATE SWAP EVALUATION FOR PERIOD ENDING JUNE 30, 2012 (INFORMATION)

The SANDAG Investment Policy requires that the Board of Directors be provided a quarterly report of investments held by SANDAG. This report included all money under the direction or care of SANDAG as of June 30, 2012. SANDAG Board Policy No. 032: San Diego County Regional Transportation Commission Interest Rate Swap Policy also requires that an annual report and evaluation of all outstanding interest rate swaps be provided to the Board.

9. QUARTERLY PROGRESS REPORT ON TRANSPORTATION PROJECTS - APRIL TO JUNE 2012 (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 April to June 2012.

10. 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.

11. 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.

Action: Upon a motion by Mayor Wood, and a second by Mayor Art Madrid (La Mesa), the Board of Directors approved Consent Items 4 through 11. Yes – 17. No – 0. Abstain – 0. Absent – Chula Vista and Santee.

CHAIR'S REPORT (12)

12. APPOINTMENT OF NOMINATING COMMITTEE FOR SANDAG BOARD OFFICERS* (INFORMATION)

In accordance with the SANDAG Bylaws, in September the Chair appoints up to a six-person nominating committee for Board officers, made up of Board members from each of the four subregions and a member from the City of San Diego and the County of San Diego. However,

the nominating committee shall not include Board members from jurisdictions that have applicants for the Chair or a Vice Chair position on the Board of Directors. The nominating committee will submit its slate nominees, in writing, for mailing to Board members in or around November.

Action: This item was provided for information.

REPORTS (13 through 19)

13. PROPOSED FINAL 2012 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM INCLUDING THE DRAFT AIR QUALITY CONFORMITY DETERMINATION (APPROVE)

SANDAG, as the metropolitan planning organization, is required by state and federal laws to develop and adopt a Regional Transportation Improvement Program (RTIP), a multiyear program of proposed major transit, highway, arterial, and non-motorized projects, including the *TransNet* Program of Projects. The Transportation Committee recommended that the Board of Directors adopt Resolution No. 2013-07, approving the Final 2012 RTIP including its air quality conformity determination and the air quality conformity re-determination of the 2050 Revenue Constrained Regional Transportation Plan, in substantially the same form as attached to the report, and direct staff to submit the final 2012 RTIP to the state.

Mayor Matt Hall, Transportation Committee Vice Chair, introduced the item.

Action: Upon a motion by Councilmember Downey, and second by Councilmember Jim Cunningham (Poway), the Board of Directors adopted Resolution No. 2013-07, approving the Final 2012 RTIP including its air quality conformity determination and the air quality conformity re-determination of the 2050 Revenue Constrained Regional Transportation Plan, in substantially the same form as attached to the report, and directed staff to submit the final 2012 RTIP to the state. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Chula Vista and Santee.

14. FY 2011-FY 2012 ACTIVE TRANSPORTATION GRANT PROGRAM FUNDING RECOMMENDATIONS (APPROVE)

SANDAG is responsible for the allocation of Transportation Development Act (TDA) and *TransNet* funds to local agencies for active transportation grant projects. The Transportation Committee recommended that the Board of Directors: (1) approve the list of *TransNet* and TDA projects for funding as shown in Attachment 1; and (2) adopt Resolution No. 2013-09, approving the FY 2011-FY 2012 TDA Article 3 allocation in substantially the same form as attached to the report.

Mayor Hall introduced the item.

Christine Eary, Associate Regional Planner, presented the item.

Andy Hanshaw, Executive Director, San Diego County Bicycle Coalition, spoke in favor of this item.

Jim Stone, Executive Director, Walk San Diego, spoke in favor of this item.

John Holloway, member of the public, spoke in favor of this item.

Jim Baross, Chair, SANDAG Bicycle Pedestrian Working Group, spoke in favor of this item.

Randy Van Vleck, City Heights Community Development Corporation, spoke in favor of this item.

Action: Upon a motion by Councilmember Zarate, and second by Councilmember Downey, the Board of Directors: (1) approved the list of *TransNet* and TDA projects for funding as shown in Attachment 1; and (2) adopted Resolution No. 2013-09, approving the FY 2011-FY 2012 TDA Article 3 allocation in substantially the same form as attached to the report. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Chula Vista and Santee.

15. *TransNet* ENVIRONMENTAL MITIGATION PROGRAM LAND MANAGEMENT GRANTS: ELIGIBILITY, SUBMITTAL, AND EVALUATION CRITERIA (APPROVE)

The Regional Planning Committee recommended that the Board of Directors approve the eligibility, submittal, and evaluation criteria for *TransNet* Environmental Mitigation Program Land Management Grants for the next call for projects.

Second Vice Chair Janney, Regional Planning Committee Chair, introduced the item.

Keith Greer, Senior Regional Planner, presented the item.

Action: Upon a motion by Councilmember Downey, and second by Mayor Jim Desmond (San Marcos), the Board of Directors approved the eligibility, submittal, and evaluation criteria for *TransNet* Environmental Mitigation Program Land Management Grants for the next call for projects. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Chula Vista and Santee.

16. *TransNet* SMART GROWTH INCENTIVE PROGRAM: ELIGIBILITY AND SCORING CRITERIA (APPROVE)

Staff presented proposed draft scoring criteria for the *TransNet* Smart Growth Incentive Program to the Regional Planning and Transportation Committees in July and September. The Regional Planning Committee recommended that the Board of Directors approve the proposed eligibility and scoring criteria and issue the Smart Growth Incentive Program Call for Projects in substantially the same form as attached to the report.

Second Vice Chair Janney introduced the item.

Ms. Eary presented the item.

Randy Van Vleck, City Heights Community Development Corporation, spoke in favor of this item.

Action: Upon a motion by Councilmember Downey, and second by Second Vice Chair Janney, the Board of Directors approved the proposed eligibility and scoring criteria and issue the Smart Growth Incentive Program Call for Projects in substantially the same form as attached to the report. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Santee.

17. RESOLUTION OF INTENTION TO AUTHORIZE A CONTRACT AMENDMENT BETWEEN THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (CALPERS) AND SANDAG (APPROVE)

Action: Upon a motion by Councilmember Lesa Heebner (Solana Beach), and second by Councilmember Downey, the Board of Directors: (1) adopted a Resolution of Intention (Resolution No. 2013-08) to authorize an Amendment to the Contract between the Board of Administration of the CalPERS and SANDAG in order to implement the 2% at 60 years retirement formula for all applicable employees entering membership for the first time in the miscellaneous classification; and (2) authorized the Executive Director to execute required CalPERS certifications: Certification of Governing Body's Action; Certification of Compliance with Government Code Section 7507; and Certification of Compliance with Government Code Section 20475. Yes – 16 (weighted vote, 94%). No – Carlsbad and San Marcos (weighted vote, 6%). Abstain – 0 (weighted vote, 0%). Absent – Santee.

18. 2050 REGIONAL PLAN

A. DRAFT WORK PROGRAM AND SCHEDULE (DISCUSSION)

In May 2012, the Board of Directors approved integrating the next updates of the Regional Comprehensive Plan (RCP) and Regional Transportation Plan (RTP) and its Sustainable Communities Strategy (SCS). The Board of Directors was asked to review and provide input on the draft work program and schedule for the combined Regional Plan, which is scheduled for adoption in July 2015.

Second Vice Chair Janney introduced the item.

Charles "Muggs" Stoll, Director of Land Use and Transportation Planning, provided background information regarding the decision by the Board of Directors to combine the update of the RCP with the next update of the RTP/SCS to better facilitate planning efforts for the region.

Elisa Arias, Principal Regional Planner, presented the information on the draft work program and schedule for the Regional Plan.

Action: This item was provided for discussion.

B. DRAFT PUBLIC INVOLVEMENT PLAN (DISCUSSION)

SANDAG is developing a Public Involvement Plan (PIP) specifically tailored to the Regional Plan. Building upon the agencywide Public Participation Plan currently under development, SANDAG is soliciting input from various working groups, Policy Advisory Committees, and community-based organizations for the Regional Plan PIP. The Board of Directors was asked to discuss the feedback received to date and provide any additional input. A draft PIP is scheduled to be presented to the Board of Directors this fall.

Second Vice Chair Janney introduced the item.

Coleen Clementson, Principal Regional Planner, presented the information on the Regional Plan PIP efforts.

Action: This item was provided for discussion.

19. TRANSITION OF SAN DIEGO SERVICE AUTHORITY FOR FREEWAY EMERGENCIES TO SANDAG (APPROVE)

Assembly Bill 1572 (Fletcher), which was enacted into law on September 13, 2012, dissolves the San Diego Service Authority for Freeway Emergencies (SAFE) effective January 1, 2013, and makes SANDAG the successor for the authority's responsibilities. This report provided an overview of SAFE responsibilities, outlined key provisions of state statute applicable to SANDAG, and summarized transition activities and next steps. The Board of Directors was asked to authorize the Executive Director to approve SAFE expenditures between September 13, 2012, and January 1, 2013, subject to the certain conditions outlined in the report.

Kim Kawada, *TransNet* and Legislative Affairs Program Director, presented the item.

Action: Upon a motion by Councilmember Cunningham, and second by Councilmember Lorie Zapf (City of San Diego), the Board of Directors authorized the Executive Director to approve SAFE expenditures between September 13, 2012, and January 1, 2013, subject to the certain conditions outlined in the report. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Santee.

20. CONTINUED PUBLIC COMMENTS

There were no continued public comments.

Chairman Stocks adjourned to closed session at 10:31 a.m.

21. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a) – CLEVELAND NATIONAL FOREST FOUNDATION ET AL. V. SANDAG (CASE NO. 37-2011-00101593-CU-TT-CTL), AND CREED-21 ET AL. V. SANDAG (CASE NO. 37-2011-00101660-CU-TT-CTL)

22. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL WHETHER TO INTERVENE IN QUI TAM ACTIONS PURSUANT TO GOVERNMENT CODE SECTION 54956.9(C).

Chairman Stocks reconvened into open session at 11:23 a.m.

Greg Rodriguez, Senior Legal Counsel, reported the following out of closed session: the Board of Directors met in closed session and reported that the Board of Directors heard information regarding the two closed session items. There were no reportable actions regarding Item No. 21, and with regard to Item No. 22, the Board authorized staff to intervene in two qui tam actions.

23. UPCOMING MEETINGS

Chairman Stocks announced that in compliance with federal regulations, SANDAG is updating the agencywide Public Participation Plan (PPP). In order to update the Plan, SANDAG is soliciting comments from the public regarding how they prefer to provide feedback or input to the agency. Copies of the PPP survey were available during the meeting and can be accessed on the SANDAG web site.

The next Board Policy meeting is scheduled for Friday, October 12, 2012, at 10 a.m. The next Board Business meeting is scheduled for Friday, October 26, 2012, at 9 a.m.

24. ADJOURNMENT

Chairman Stocks adjourned the meeting at 11:25 a.m.

Attachment: Attendance sheet

ATTENDANCE
SANDAG BOARD OF DIRECTORS MEETING
SEPTEMBER 28, 2012

JURISDICTION/ ORGANIZATION	NAME	ATTENDING
City of Carlsbad	Matt Hall (Primary)	Yes
City of Chula Vista	Cheryl Cox (Primary)	Yes
City of Coronado	Carrie Downey (Primary)	Yes
City of Del Mar	Carl Hilliard (Primary)	Yes
City of El Cajon	Mark Lewis (Primary)	Yes
City of Encinitas	Jerome Stocks, Chair (Primary)	Yes
City of Escondido	Sam Abed (Primary)	Yes
City of Imperial Beach	Jim Janney, 2nd Vice Chair (Primary)	Yes
City of La Mesa	Art Madrid (Primary)	Yes
City of Lemon Grove	Mary Sessom (Primary)	Yes
City of National City	Rosalie Zarate (1st. Alt.)	Yes
City of Oceanside	James Wood (Primary)	Yes
City of Poway	Jim Cunningham (1st Alt.)	Yes
City of San Diego – A	Lorie Zapf (1st Alt.)	Yes
City of San Diego - B	Anthony Young (Primary, Seat B)	Yes
City of San Marcos	Jim Desmond (Primary)	Yes
City of Santee	Jack Dale, 1st Vice Chair (Primary)	No
City of Solana Beach	Lesia Heebner (Primary)	Yes
City of Vista	Judy Ritter (Primary)	Yes
County of San Diego - A	Ron Roberts (Primary, Seat A)	Yes
County of San Diego - B	Bill Horn (Primary, Seat B)	Yes
Caltrans	Laurie Berman (1st. Alt.)	Yes
MTS	Harry Mathis (Primary)	Yes
NCTD	Chris Orlando (Primary)	Yes
Imperial County	Sup. John Renison (Primary)	No
US Dept. of Defense	CAPT Clifford Maurer (Primary)	Yes
SD Unified Port District	Lou Smith (Primary)	No
SD County Water Authority	John Linden (Alt.)	Yes
Baja California/Mexico	Remedios Gómez-Arnau (Primary)	Yes
Southern California Tribal Chairmen's Association	Allen Lawson (Co-Primary)	No
	Edwin Romero (Co-Primary)	No