



**BOARD OF DIRECTORS
JANUARY 25, 2013**

**AGENDA ITEM NO. 13-01-1B
ACTION REQUESTED - APPROVE**

BOARD OF DIRECTORS DISCUSSION AND ACTIONS

DECEMBER 21, 2012

First Vice Chair Jack Dale (Santee) 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. APPROVAL OF MEETING MINUTES (APPROVE)

Action: Upon a motion by Mayor Jim Wood (Oceanside), and a second by Second Vice Chair Jim Janney (Imperial Beach), the Board of Directors approved the minutes from the November 2, 2012, Board Policy meeting, and the November 16, 2012, Board Business meeting.

2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

Mike Bullock, Sierra Club, spoke regarding various climate issues.

3. ACTIONS FROM POLICY ADVISORY COMMITTEES (APPROVE)

This item summarized the actions taken by the Borders Committee on November 16, the Executive and Regional Planning Committees on December 7, and the Transportation and Public Safety Committees on December 14, 2012.

Action: Upon a motion by Supervisor Bill Horn (County of San Diego), and a second by Mayor Art Madrid (La Mesa), the Board of Directors approved Item 3. Yes – 15 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Carlsbad, Lemon Grove, San Marcos, and Vista.

First Vice Chair Dale noted that Consent Item Nos. 5 and 6 were pulled for public comment.

CONSENT (4 THROUGH 8)

4. EXTENSION REQUEST FOR FY 2012 TRANSPORTATION DEVELOPMENT ACT AUDIT (APPROVE)

The Board of Directors was asked to approve a Transportation Development Act audit extension request for the City of San Marcos, until March 27, 2013, as permitted by the California Public Utilities Code and the California Code of Regulations.

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

In accordance with SANDAG Board Policy Nos. 003 (Investment Policy), 017 (Delegation of Authority), 024 (Procurement and Contracting-Construction), and 035 (Competitive Grant Program Procedures), this report summarized certain delegated actions taken by the Executive Director since the last Board of Directors meeting. In addition, this report included a summary of the San Diego Service Authority for Freeway Emergencies expenditures approved by the Executive Director pursuant to Board authorization.

8. 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 Supervisor Ron Roberts (Chairman, County of San Diego), the Board of Directors approved Consent Items 4 and 7 through 8. Yes – 16. No – 0. Abstain – 0. Absent – Carlsbad, Lemon Grove, and San Marcos.

5. PROPOSED PUBLIC PARTICIPATION PLAN UPDATE (APPROVE)

Federal law requires SANDAG to prepare and maintain an agency-wide Public Participation Plan that serves as an umbrella public outreach document for all planning efforts and construction projects conducted by the agency. In October, SANDAG released the draft Public Participation Plan (PPP) for public comment, and comments received have been addressed in the proposed update.

Mike Bullock, Sierra Club, spoke regarding the release of the draft PPP for public comment.

Action: Upon a motion by Mayor Sam Abed (Escondido), and a second by Supervisor Horn, the Board of Directors approved Consent Item 5. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Carlsbad and San Marcos.

6. SUPPORT FOR PUBLIC-PRIVATE PARTNERSHIPS FOR NEW BORDER INFRASTRUCTURE (APPROVE)

The Executive Committee recommends that the Board of Directors approve Resolution No. 2013-12, in substantially the same form as attached to the report, requesting that various federal agencies, specifically, the U.S. Department of Homeland Security and the U.S. General Services Administration, consider joint efforts with local governments and private industry to finance and build new border crossing infrastructure.

Mike Bullock, Sierra Club, spoke in opposition to this item.

Action: Upon a motion by Supervisor Horn, and a second by Mayor Madrid, the Board of Directors approved Consent Item 6. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – San Marcos.

CHAIR'S REPORT (9)

9. ELECTION OF 2013 SANDAG BOARD OFFICERS (APPROVE)

Mayor Ron Morrison (National City), Nominating Committee Chair, stated that the Nominating Committee recommended the attached slate of candidates for SANDAG Chair, First Vice Chair, and Second Vice Chair for calendar year 2013.

Mike Bullock, Sierra Club, spoke regarding his opposition to taking action today on the current proposed slate of candidates.

Action: Upon a motion by Mayor Morrison, and a second by Supervisor Roberts, the Board of Directors approved the proposed slate of candidates for SANDAG Chair, First Vice Chair, and Second Vice Chair for calendar year 2013. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – San Marcos.

REPORTS (10 THROUGH 13)

10. *TransNet* ENVIRONMENTAL MITIGATION PROGRAM FIVE-YEAR FUNDING STRATEGY UPDATE AND FY 2013 FUNDING ALLOCATION (APPROVE)

Second Vice Chair Jim Janney (Imperial Beach), Regional Planning Committee Chair, introduced the item.

Keith Greer, Senior Regional Planner, presented the update to the *TransNet* Environmental Mitigation Program (EMP) Five-Year Funding Strategy, including the allocation of FY 2013 funding for management and monitoring activities pursuant to the executed *TransNet* EMP Memorandum of Agreement with the federal and state agencies.

Mike Bullock, Sierra Club, spoke in opposition to this item.

Action: Upon a motion by Mayor Madrid, and a second by Councilmember Lorie Zapf (City of San Diego), the Board of Directors approved an update to the *TransNet* EMP Five-Year Funding Strategy, including the allocation of FY 2013 funding for management and monitoring activities pursuant to the executed *TransNet* EMP Memorandum of Agreement with the federal and state agencies. Yes – 18 (weighted vote, 100%). No - 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – San Marcos.

11. PROGRAM UPDATE AND PROPOSED FY 2013 PROGRAM BUDGET AMENDMENT: EXTENSION OF SANDAG ENERGY ROADMAP PROGRAM (APPROVE)

The California Public Utilities Commission recently approved program extensions for several energy efficiency programs across the state, including the SANDAG Energy Roadmap Program with San Diego Gas & Electric (SDG&E).

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

Susan Freedman, Senior Regional Planner, gave the presentation which included an update on the energy planning and engineering services provided by the program thus far.

Action: Upon a motion by Mayor Morrison, and a second by Councilmember Lesa Heebner (Solana Beach), the Board of Directors approved an amendment to the FY 2013 Program Budget and Overall Work Program to accept \$1,262,660 of grant funds from SDG&E to extend the Energy Roadmap Program for an additional two years. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – San Marcos.

12. PROPOSED FY 2013 BUDGET AMENDMENT: PALOMAR STREET GRADE SEPARATION PROJECT REPORT AND ENVIRONMENTAL DOCUMENT (APPROVE)

Mayor Don Higginson (Poway) introduced the item.

John Dorow, Senior Transportation Engineer, presented the item.

Action: Upon a motion by Mayor Cheryl Cox (Chula Vista), and a second by Mayor Madrid, the Board of Directors: (1) authorized the Executive Director to execute all documents necessary to enable SANDAG to accept \$750,000 from the City of Chula Vista to fully fund the preparation of a Project Report and Environmental Document for a proposed rail/highway grade separation project at Palomar Street and the Blue Line Trolley; and (2) amended the SANDAG FY 2013 Program Budget and Overall Work Program to increase work element 3101800 - CV Light Rail Trolley Improvement Study, in the amount of \$750,000. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – San Marcos.

13. PROPOSED 2013 LEGISLATIVE PROGRAM (APPROVE)

Consistent with past programs, the proposed legislative program for calendar year 2013, includes policies and proposals for possible federal and state legislation and local activities.

Mayor Higginson introduced the item.

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

Action: Upon a motion by Second Vice Chair Janney, and a second by Mayor Morrison, the Board of Directors approved the 2013 SANDAG Legislative Program as amended (without Goal No. 7B). Yes – 17 (weighted vote, 97%). No – El Cajon (weighted vote, 3%). Abstain – 0 (weighted vote, 0%). Absent – San Marcos.

Action: Upon a motion by Mayor Morrison, and a second by Mayor Mary Sessom (Lemon Grove), the Board of Directors approved the 2013 SANDAG Legislative Program with Revised Goal No. 7B. Yes – 14 (weighted vote, 73%). No – Carlsbad, San Diego County, El Cajon, and Escondido (weighted vote, 27%). Abstain – 0 (weighted vote, 0%). Absent – San Marcos.

14. CONTINUED PUBLIC COMMENTS

There were no continued public comments.

First Vice Chair Dale adjourned to closed session at 10:11 a.m.

15. 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)

16. CLOSED SESSION-CONFERENCE WITH LEGAL COUNSEL IN ANTICIPATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b) (3) (C) - EIGHT POTENTIAL CASES

Second Vice Chair Janney reconvened into open session at 11:05 a.m.

John Kirk, General Counsel, reported the following out of closed session:

The Board of Directors met in closed session and took the following actions: regarding Item No. 15, the Board was briefed, and there was no reportable action; and regarding Item No. 16, the Board was briefed, and the Board voted with one no vote by Chula Vista to direct the Office of General Counsel to reject all eight potential claims.

17. UPCOMING MEETINGS

The next Board Policy meeting is scheduled for Friday, January 11, 2013, at 10 a.m. The next Board Business meeting is scheduled for Friday, January 25, 2013, at 9 a.m.

18. ADJOURNMENT

Second Vice Chair Janney adjourned the meeting at 11:06 a.m.

Attachment: Attendance sheet

ATTENDANCE
SANDAG BOARD OF DIRECTORS MEETING
DECEMBER 21, 2012

JURISDICTION/ ORGANIZATION	NAME	ATTENDING
City of Carlsbad	Matt Hall (Primary)	Yes
City of Chula Vista	Cheryl Cox (Primary)	Yes
City of Coronado	Michael Woiwode (2nd Alt.)	Yes
City of Del Mar	Lee Haydu (1st. Alt.)	Yes
City of El Cajon	Mark Lewis (Primary)	Yes
City of Encinitas	Teresa Barth (1st Alt.)	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	Ron Morrison (Primary)	Yes
City of Oceanside	James Wood (Primary)	Yes
City of Poway	Don Higginson (Primary)	Yes
City of San Diego – A	Lorie Zapf (1st Alt.)	Yes
City of San Diego - B	Anthony Young (Primary, Seat B)	No
City of San Marcos	Jim Desmond (Primary)	No
City of Santee	Jack Dale, 1st Vice Chair (Primary)	Yes
City of Solana Beach	Lesla 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)	No
NCTD	Chris Orlando (Primary)	Yes
Imperial County	Sup. John Renison (Primary)	No
US Dept. of Defense	CAPT Allan Stratman (Alternate)	Yes
SD Unified Port District	Lou Smith (Primary)	Yes
SD County Water Authority	Javier Saunders (Primary)	Yes
Baja California/Mexico	Remedios Gómez-Arnau (Primary)	Yes
Southern California Tribal Chairmen's Association	Allen Lawson (Co-Primary)	Yes
	Edwin Romero (Co-Primary)	No