



**BOARD OF DIRECTORS
APRIL 26, 2013**

**AGENDA ITEM NO. 13-04-1B
ACTION REQUESTED - APPROVE**

BOARD OF DIRECTORS DISCUSSION AND ACTIONS

MARCH 22, 2013

Chairman Jack Dale (Santee) 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

Action: Upon a motion by Supervisor Greg Cox (Chairman, County of San Diego), and a second by Mayor Mark Lewis (El Cajon), the Board of Directors approved the minutes from the February 22, 2013, Board business meeting.

2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

Jack Shu, Cleveland National Forest Foundation, spoke regarding issues involved with the litigation for the 2050 Regional Transportation Plan.

LeAnna Zevely, a member of the public, submitted written documents.

Mike Bullock, Sierra Club, spoke regarding climate changes issues in the region.

Alex Napoles, a member of the Treviana Community, submitted a petition and spoke in opposition to the South Bay Bus Rapid Transit project.

Chairman Dale noted that Agenda Item Nos. 15 and 16 would be continued to the April 26, 2013, Board of Directors meeting.

3. ACTIONS FROM POLICY ADVISORY COMMITTEES (APPROVE)

This item summarized the actions taken by the Borders Committee on February 22, the Transportation and Regional Planning Committees on March 1, the Executive Committee on March 8, and the Transportation and Public Safety Committees on March 15, 2013.

Action: Upon a motion by Supervisor Bill Horn (County of San Diego), and a second by Mayor Judy Ritter (Vista), the Board of Directors approved Item 3. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Encinitas and National City.

CONSENT (4 THROUGH 11)

4. FEDERAL TRANSIT ADMINISTRATION SECTION 5311 PROGRAM OF PROJECTS (APPROVE)

The Federal Transit Administration (FTA) provides funding for capital and operating assistance to agencies providing transportation services in the rural areas through the Section 5311 Non-Urbanized Area Formula Program. The Transportation Committee recommended that the Board of Directors approve the apportionment of FTA Section 5311 funds for Federal Fiscal Year 2013 to the Metropolitan Transit System (MTS) and North County Transit District (NCTD).

5. FY 2014 REGIONAL TRANSIT CAPITAL IMPROVEMENT PROGRAM (APPROVE)

MTS and NCTD have developed their transit Capital Improvement Programs (CIPs) for FY 2014, which are the basis for the various FTA formula funding grants, and the Regional Transportation Improvement Program (RTIP) amendment for the related projects. The Transportation Committee recommended that the Board of Directors: (1) approve the FY 2014 transit CIPs for the San Diego region (MTS and NCTD); (2) approve the submittal of FTA Sections 5307, 5337, and 5339 grant applications for the San Diego region (SANDAG, MTS, and NCTD); and (3) adopt Resolution No. 2013-14, approving Amendment No. 3 to the 2012 RTIP.

6. FY 2012 REQUESTS FOR EXCEPTION TO *TransNet* EXTENSION ORDINANCE REQUIREMENTS (APPROVE)

NCTD and MTS did not meet certain eligibility requirements as noted in their draft FY 2012 *TransNet* compliance audits. In an effort to gain compliance, both transit operators are requesting an adjustment to the eligibility calculations as permitted by the *TransNet* Extension Ordinance. The Transportation Committee recommended that the Board of Directors, acting as the San Diego County Regional Transportation Commission, approve the requests of (1) MTS to calculate the bus services and rail services requirements as an average over the previous three fiscal years; and (2) NCTD to calculate the rail services requirement as an average over the previous three fiscal years, both as permitted under Section 4(C)5 of the *TransNet* Extension Ordinance.

7. BIKE TO WORK MONTH 2013 (APPROVE)

This May, SANDAG will sponsor the Bike to Work Month 2013 campaign. This is a regionwide event that occurs annually and includes a bicycle commuting event, Bike to Work Day on Friday, May 17, 2013. The Board of Directors was asked to adopt Resolution No. 2013-15, in support of May as Bike to Work Month 2013, and to encourage member agencies to approve similar proclamations.

8. SAN DIEGO SERVICE AUTHORITY FOR FREEWAY EMERGENCIES: DISTRIBUTION OF EXCESS RESERVES (INFORMATION)

This informational report summarized the distribution of excess reserves from the San Diego Service Authority for Freeway Emergencies program to the 19 local jurisdictions as required by Assembly Bill 1572 (Fletcher, 2012).

9. FY 2012 AUDITED COMPREHENSIVE ANNUAL FINANCIAL REPORT (INFORMATION)

In accordance with SANDAG Bylaws, the FY 2012 Comprehensive Annual Financial Report audit has been completed and was presented for informational purposes. Additionally, in compliance with the Statements of Auditing Standards 114 and 115, this report included communication of certain matters from the independent auditor to the governing body. The Executive Committee reviewed this item at its March 8, 2013, meeting.

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

In accordance with various SANDAG Board Policies, this report summarized certain delegated actions taken by the Executive Director since the last Board of Directors meeting.

11. REPORT 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 Mary Sessom (Lemon Grove), and a second by Supervisor Horn, the Board of Directors approved Consent Items 4 through 11. Yes – 17. No – 0. Abstain – 0. Absent – Encinitas and National City.

CHAIR’S REPORT (12)

12. 2013 DIAMOND AWARDS: RECOGNIZING LOCAL LEADERS IN TRANSPORTATION DEMAND MANAGEMENT PROGRAMS (INFORMATION)

The SANDAG Transportation Demand Management (TDM) program iCommute manages the region's more than 700 vanpools, coordinates with more than 300 businesses to offer transportation benefits programs, and implements a variety of other ridesharing efforts. SANDAG biannually recognizes local employers for their exemplary TDM efforts. The Board of Directors recognized selected local businesses as Diamond Award recipients.

Deborah Jones, Associate Marketing Analyst, presented the item.

Mike Bullock, Sierra Club, spoke regarding the iCommute Outreach Program and made recommendations for the program.

Action: This item was presented for information.

REPORTS (13 THROUGH 16)

13. DRAFT FY 2014 PROGRAM BUDGET (APPROVE)

SANDAG Bylaws require the Board of Directors to approve a preliminary budget by April 1 of each year. The Executive Committee recommended that the Board of Directors approve the Draft FY 2014 Program Budget (including the Overall Work Program), and authorize distribution of the document to member agencies and other interested parties for review.

First Vice Chair Jim Janney (Imperial Beach) introduced the item.

André Douzdjian, Finance Director, presented the item.

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

Maria Cortez, a member of the public, spoke in favor of this item.

Action: Upon a motion by Councilmember Marti Emerald (City of San Diego), and a second by Supervisor Cox, the Board of Directors approved the Draft FY 2014 Program Budget (including the Overall Work Program), and authorized distribution of the document to member agencies and other interested parties for review. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Encinitas.

14. FUNDING RECOMMENDATIONS FOR FEDERAL FISCAL YEAR 2012 JOB ACCESS AND REVERSE COMMUTE AND NEW FREEDOM PROGRAMS AND FY 2014 AND FY 2015 *TransNet* SENIOR MINI-GRANT PROJECTS (APPROVE)

The Transportation Committee recommended that the Board of Directors approve the funding recommendations for the FTA Job Access and Reverse Commute and New Freedom programs and *TransNet* Senior Mini-Grant program.

Council President Todd Gloria (City of San Diego), Transportation Committee Chair, introduced the item.

Danielle Kochman, Associate Regional Planner, presented the item.

Action: Upon a motion by Council President Gloria, and a second by Councilmember Emerald, the Board of Directors approved the funding recommendations for the FTA Job Access and Reverse Commute and New Freedom programs and *TransNet* Senior Mini-Grant program. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – Encinitas.

15. MID-COAST CORRIDOR TRANSIT PROJECT: PROPOSED CONSTRUCTION CONTRACTING METHOD AND PUBLIC HEARING: DESIGNATION OF PROJECT AS SUBSTANTIALLY COMPLEX (APPROVE)

This item was pulled from the agenda.

16. LOS ANGELES-SAN DIEGO-SAN LUIS OBISPO RAIL CORRIDOR AGENCY AMENDED JOINT POWERS AGREEMENT (APPROVE)

This item was pulled from the agenda.

17. CONTINUED PUBLIC COMMENTS

There were no continued comments.

Chairman Dale adjourned to closed session at 9:51 a.m.

18. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(3)(B) - ONE POTENTIAL CASE
19. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - IN ANTICIPATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(3)(C) - ONE POTENTIAL CASE
20. 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)

Chairman Dale reconvened to open session at 11:37 a.m.

John Kirk, General Counsel, reported the following out of closed session: the Board of Directors met in closed session and on Item 18, voted unanimously to reject the claim from Wier Construction Company; there were no reportable actions on Items 19 or 20.

21. UPCOMING MEETINGS

The next Board Policy meeting is scheduled for Friday, April 12, 2013, at 10 a.m. The next Board Business meeting is scheduled for Friday, April 26, 2013, at 9 a.m.

22. ADJOURNMENT

Chairman Dale adjourned the meeting at 11:37 a.m.

ATTENDANCE
SANDAG BOARD OF DIRECTORS MEETING
MARCH 22, 2013

JURISDICTION/ ORGANIZATION	NAME	ATTENDING OPEN SESSION	ATTENDING CLOSED SESSION
City of Carlsbad	Lorraine Wood (2nd Alt.)	Yes	Yes
City of Chula Vista	Cheryl Cox (Primary)	Yes	Yes
City of Coronado	Al Ovrom (1st Alt.)	Yes	Yes
City of Del Mar	Terry Sinnott (Primary)	Yes	Yes
City of El Cajon	Mark Lewis (Primary)	Yes	Yes
City of Encinitas	Lisa Shaffer (Primary)	No	No
City of Escondido	Sam Abed (Primary)	Yes	Yes
City of Imperial Beach	Jim Janney, 1st Vice Chair (Primary)	Yes	Yes
City of La Mesa	Art Madrid (Primary)	Yes	Yes
City of Lemon Grove	Mary Sessom (Primary)	Yes	Yes
City of National City	Ron Morrison (Primary)	Yes	Yes
City of Oceanside	Jack Feller (1st. Alt.)	Yes	Yes
City of Poway	Don Higginson, 2nd Vice Chair (Primary)	Yes	Yes
City of San Diego - A	Bob Filner (Primary, Seat A)	No	Yes
	Marti Emerald (1st Alt.)	Yes	Item 20 only. No
City of San Diego - B	Todd Gloria (Primary, Seat B)	Yes	Yes
City of San Marcos	Chris Orlando (Primary)	Yes	Yes
City of Santee	Jack Dale, Chair (Primary)	Yes	Yes
City of Solana Beach	Lesa Heebner (Primary)	Yes	Yes
City of Vista	Judy Ritter (Primary)	Yes	Yes
County of San Diego - A	Greg Cox (Primary, Seat A)	Yes	No
County of San Diego - B	Bill Horn (Primary, Seat B)	Yes	Yes
Caltrans	Laurie Berman (1st. Alt.)	Yes	
MTS	Harry Mathis (Primary)	Yes	
NCTD	Mark Packard (Primary)	Yes	
Imperial County	Sup. John Renison (Primary)	No	
US Dept. of Defense	CAPT Allan Stratman (Alternate)	Yes	
SD Unified Port District	Bob Nelson (Alternate)	Yes	
SD County Water Authority	Tom Wornham (Primary)	Yes	
Baja California/Mexico	Remedios Gómez-Arnau (Primary)	Yes	
Southern California Tribal Chairmen's Association	Allen Lawson (Primary)	Yes	