



**BOARD OF DIRECTORS
MAY 24, 2013**

**AGENDA ITEM NO. 13-05-1B
ACTION REQUESTED - APPROVE**

BOARD OF DIRECTORS DISCUSSION AND ACTIONS

APRIL 26, 2013

Chairman Jack Dale (Santee) called the meeting of the SANDAG Board of Directors to order at 9:05 a.m. The attendance sheet for the meeting is attached.

1. APPROVAL OF MEETING MINUTES

Action: Upon a motion by Supervisor Bill Horn (County of San Diego), and a second by Mayor Cheryl Cox (Chula Vista), the Board of Directors approved the minutes from the March 8, 2013, Board Policy meeting, and the March 22, 2013, Board Business meeting.

2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

Stephen Haase, Baldwin & Sons, spoke regarding the South Bay Bus Rapid Transit project and its relationship to the Otay Ranch master planned community in Chula Vista.

First Vice Chair Jim Janney (Imperial Beach) congratulated SANDAG staff on receiving an award from the Intelligent Transportation Society of America for the Interstate 15 Integrated Corridor Management Project. The project was done in partnership with the cities of San Diego and Poway, Caltrans, Metropolitan Transit System (MTS), and North County Transit District (NCTD).

Mayor Mary Sessom (Lemon Grove), Chair, Regional Planning Committee, announced the dates and times in May, June, and July for upcoming public workshops for San Diego Forward: The Regional Plan.

3. ACTIONS FROM POLICY ADVISORY COMMITTEES (APPROVE)

This item summarized the actions taken by the Borders Committee on March 22, the Transportation and Regional Planning Committees on April 5, the Executive Committee on April 12, and the Transportation and Public Safety Committees on April 19, 2013.

Action: Upon a motion by Supervisor Horn, and a second by Councilmember Lesa Heebner (Solana Beach), the Board of Directors approved Item No. 3. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – National City and Oceanside.

CONSENT (4 THROUGH 6)

4. 2012 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM: AMENDMENT NO. 5 AND FY 2013 PROPOSED BUDGET AMENDMENT (APPROVE)

On September 28, 2012, the Board of Directors adopted the 2012 Regional Transportation Improvement Program (RTIP), the multiyear program of proposed major transportation projects in the San Diego region covering the period FY 2013 to FY 2017. SANDAG is processing Amendment No. 5 to the 2012 RTIP as part of its quarterly amendment cycle in response to requests for changes by member agencies as well as a proposed update to the State Route 52 project budget. The Transportation Committee recommended that the Board of Directors: (1) adopt Resolution No. 2013-19 approving Amendment No. 5 to the 2012 RTIP; and (2) approve the FY 2013 Program Budget amendment for the State Route 52 project (CIP 1205201).

5. 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.

6. 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 Mark Lewis (El Cajon), and a second by Supervisor Horn, the Board of Directors approved Consent Items 4 through 6. Yes – 17. No – 0. Abstain – 0. Absent – National City and Oceanside.

REPORTS (7 THROUGH 11)

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

Staff evaluated the three primary construction contracting methods used in the transit industry for delivery of large projects and presented the analysis to the *TransNet* Independent Taxpayer Oversight Committee and the Transportation Committee; both recommended approval of today's actions.

Mayor Judy Ritter (Vista), Vice Chair, Transportation Committee, introduced the item.

John Haggerty, Division Director of Rail, presented the item.

Chair Dale opened the public hearing on the item.

Samuel Blick, La Jolla Village Square, spoke in support of the Mid-Coast Corridor Transit Project and the use of the Construction Manager/General Contractor (CM/GC) construction delivery method.

Chair Dale closed the public hearing on the item.

Action: Upon a motion by Supervisor Ron Roberts (County of San Diego), and a second by First Vice Chair Janney, the Board of Directors: (1) adopted Resolution No. 2013-16 authorizing the use of the CM/GC construction delivery method for the Mid-Coast Corridor Transit Project and be designated as the body to approve the award of the CM/GC contract; (2) received public testimony; and (3) adopted Resolution No. 2013-17 designating the Mid-Coast Corridor Transit Project as substantially complex. Yes – 18 (weighted vote, 80%). No – 0 (weighted vote, 0%). Abstain – Mayor Bob Filner (San Diego A) (weighted vote, 20%). Absent – None.

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

The Los Angeles-San Diego-San Luis Obispo (LOSSAN) Rail Corridor Agency seeks to increase ridership, revenue, capacity, reliability, and safety on the coastal rail line from San Diego to Los Angeles to San Luis Obispo. Senate Bill 1225 (Padilla, 2012) allows the LOSSAN Rail Corridor Agency to amend the joint powers agreement to expand the authority of the agency to permit the administration of state-funded Pacific Surfliner intercity passenger rail services and elect to become party to an Interagency Transfer Agreement with the State of California.

First Vice Chair Janney introduced the item.

Linda Culp, Principal Regional Planner, presented the item.

Action: Upon a motion by Supervisor Horn, and a second by Councilmember Chris Orlando (San Marcos), the Board of Directors: (1) adopted Resolution No. 2013-18 approving the LOSSAN amended Joint Powers Agreement; and (2) authorized the Executive Director to execute an agreement with MTS and NCTD regarding San Diego member agency voting procedures on the LOSSAN Board of Directors. Yes – 18 (weighted vote, 80%). No – 0 (weighted vote, 0%). Abstain – Mayor Bob Filner (San Diego A) (weighted vote, 20%). Absent – None.

9. *TransNet* ENVIRONMENTAL MITIGATION PROGRAM: ECONOMIC BENEFIT: AMENDMENT TO MEMORANDUM OF AGREEMENT (APPROVE)

The Regional Planning and Transportation Committees recommended that the Board of Directors: (1) approve the execution of the amended Memorandum of Agreement in substantially the same form as attached to the report; and (2) direct SANDAG staff to develop a competitive grant program for land acquisition using economic benefit funds for future consideration by the Board.

Mayor Sessom introduced the item.

Keith Greer, Senior Regional Planner, presented the item.

Michael Beck, Endangered Habitats League, spoke in support of this item.

Bill Tippetts, The Nature Conservancy, spoke in support of this item.

David Mayer, California Department of Fish & Wildlife, spoke in support of this item.

Susan Wynn, U.S. Fish & Wildlife Service, spoke in support of this item.

Jim Whalen, Building Industry Association, spoke in support of this item.

Action: Upon a motion by First Vice Chair Janney, and a second by Councilmember Mike Woiwode (Coronado), the Board of Directors: (1) approved the execution of the amended Memorandum of Agreement; and (2) directed SANDAG staff to develop a competitive grant program for land acquisition using economic benefit funds for future consideration by the Board. Yes – 19 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – None.

10. PROPOSED FY 2013 BUDGET AMENDMENT: SAN LUIS REY TRANSIT CENTER CONSTRUCTION CHANGE ORDER AND BUDGET TRANSFER (APPROVE)

SANDAG is in the process of constructing the San Luis Rey Transit Center in Oceanside on behalf of NCTD. NCTD has requested that an additional building and facilities be added to provide for security offices, monitoring and communications equipment, and a backup generator. The Transportation Committee recommended approval of this action.

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

Mr. Haggerty presented the item.

Action: Upon a motion by Supervisor Roberts, and a second by Councilmember Jack Feller (Oceanside), the Board of Directors: (1) approved a sole source construction change order to Construction Contract 5001829, San Luis Rey Transit Center (CIP 1143600), in excess of 25 percent of the contract value for extra work to complete the project at the lowest cost and with the least delay to the public, as permitted by SANDAG Board Policy No. 024: Procurement and Contracting – Construction; and (2) approved an amendment to the FY 2013 Program Budget to transfer \$240,000 from the Trestle Bridge Replacement project (CIP 1143500) to the San Luis Rey Transit Center project (CIP 1143600). Yes – 19 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (weighted vote, 0%). Absent – None.

11. SAN DIEGO FORWARD: THE REGIONAL PLAN: SURVEY RESULTS AND DRAFT VISION AND GOALS (DISCUSSION)

Solutions to our region's transportation needs require a comprehensive planning effort that coordinates land use and transportation and develops an integrated, multimodal approach. Both current regional plans, the Regional Transportation Plan (RTP) and Regional Comprehensive Plan (RCP), include a statement of vision and goals aimed at meeting the diverse mobility and quality of life needs of our growing and changing region.

Mayor Sessom introduced the item.

Charles "Muggs" Stoll, Director of Land Use and Transportation Planning, introduced the item and provided background on the planning efforts to date for combining both current regional plans.

Dr. Tim McLarney, President, True North Research, Inc., presented the results of a survey conducted in March specifically for San Diego Forward: The Regional Plan.

Mr. Stoll presented information on the potential vision, goals, and objectives for the combined regional plan and requested that the Board of Directors discuss the survey results and provide preliminary input.

Elyse Lowe, Move San Diego, spoke in support of the regional plan and provided input on what direction SANDAG should take for the planning efforts and policy changes.

Kathleen Ferrier, Walk San Diego, spoke in support of the regional plan and requested that the plan include focus on public health issues and opportunities for active transportation.

Cheryl Moder, Community Health Improvement Partners, spoke in support of the regional plan and requested that the plan include focus on public health issues and opportunities for active transportation.

Amanda Wilson, Active Living Research, spoke in support of the regional plan and requested that the plan include focus on public health issues and opportunities for active transportation.

Lynda Barbour, American Cancer Society, spoke in support of the regional plan and requested that the plan include focus on public health issues to include addressing environmental issues that potentially cause cancer.

Debra Kelley, American Lung Association, spoke in support of the regional plan and requested that the plan include focus on public health issues.

Action: This item was presented for discussion.

12. CONTINUED PUBLIC COMMENTS

There were no continued comments.

Chairman Dale adjourned to closed session at 11:35 a.m.

13. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) – ONE POTENTIAL CASE

Chairman Dale reconvened to open session at 11:53 a.m.

John Kirk, General Counsel, reported the following out of closed session: the Board of Directors met in closed session and authorized the rejection of the claim filed by the Boca Rio Homeowners Association, authorized the rejection of any substantial or similar claims, and directed staff to take all steps necessary to defend in any ensuing litigation.

14. UPCOMING MEETINGS

The next Board Policy meeting is scheduled for Friday, May 10, 2013, at 10 a.m. The next Board Business meeting is scheduled for Friday, May 24, 2013, at 9 a.m.

15. ADJOURNMENT

Chairman Dale adjourned the meeting at 11:53 a.m.

Attachment: Attendance sheet

**ATTENDANCE
SANDAG BOARD OF DIRECTORS MEETING
APRIL 26, 2013**

JURISDICTION/ ORGANIZATION	NAME	ATTENDING OPEN SESSION	ATTENDING CLOSED SESSION
City of Carlsbad	Matt Hall (Primary)	Yes	No
City of Chula Vista	Cheryl Cox (Primary)	Yes	Yes
City of Coronado	Michael Woiwode (Primary)	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)	Yes	Yes
City of Escondido	Sam Abed (Primary)	Yes	Yes
City of Imperial Beach	Jim Janney, 1st Vice Chair (Primary)	Yes	No
City of La Mesa	Ruth Sterling (1st Alt)	Yes	Yes
City of Lemon Grove	Mary Sessom (Primary)	Yes	No
City of National City	Ron Morrison (Primary)	Yes	Yes
City of Oceanside	Jack Feller (Primary)	Yes	Yes
City of Poway	Don Higginson, 2nd Vice Chair (Primary)	Yes	Yes
City of San Diego – A	Bob Filner (Primary, Seat A)	Yes	No
City of San Diego - B	Todd Gloria (Primary, Seat B)	Yes	No
	Sherri Lightner (2nd Alt.)	No	Yes
City of San Marcos	Chris Orlando (Primary)	Yes	Yes
City of Santee	Jack Dale, Chair (Primary)	Yes	Yes
City of Solana Beach	Lesia Heebner (Primary)	Yes	No
City of Vista	Judy Ritter (Primary)	Yes	Yes
County of San Diego - A	Ron Roberts (1st Alt.)	Yes	No
County of San Diego - B	Bill Horn (Primary, Seat B)	Yes	No
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 Clifford Maurer (Primary)	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	