



**BOARD OF DIRECTORS
OCTOBER 27, 2017**

ACTION REQUESTED: APPROVE

BOARD OF DIRECTORS DISCUSSION AND ACTIONS

SEPTEMBER 8, 2017

Chair Ron Roberts (Supervisor, County of San Diego B) called the meeting of the SANDAG Board of Directors to order at 10:10 a.m.

1. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

Clive Richard, a member of the public, spoke regarding his opposition to skateboarders on a bridge at San Diego State University.

Mayor Steve Vaus (Poway) commented that he opposes recent amendments to Assembly Bill 805 (Gonzalez Fletcher) that would require any SANDAG governance ballot ordinance or measure adopted locally be consistent with and not in conflict with state law.

2. ACTIONS FROM POLICY ADVISORY COMMITTEES (APPROVE)

This item summarized the actions taken by the Policy Advisory Committees since the last Board Business Meeting. The Board of Directors was asked to ratify these actions.

Action: Upon a motion by Mayor John Minto (Santee), and a second by Mayor Sam Abed (Escondido), the Board of Directors approved Agenda Item No. 2. Yes: Chair Roberts, Vice Chair Terry Sinnott (Del Mar), Mayor Matt Hall (Carlsbad), Mayor Mary Salas (Chula Vista), Mayor Richard Bailey (Coronado), Mayor Bill Wells (El Cajon), Mayor Catherine Blakespear (Encinitas), Mayor Abed, Councilmember Lorie Bragg (Imperial Beach), Councilmember Kristine Alessio (La Mesa), Councilmember Jerry Jones (Lemon Grove), Mayor Ron Morrison (National City), Deputy Mayor Chuck Lowery (Oceanside), Mayor Vaus, Mayor Kevin Faulconer (City of San Diego A), Council President Myrtle Cole (City of San Diego B), Mayor Jim Desmond (San Marcos), Mayor Minto, Councilmember David Zito (Solana Beach), Councilmember John Aguilera (Vista), and Supervisor Dianne Jacob (County of San Diego A) (weighted vote, 100%). No: None (weighted vote, 0%). Abstain: None (weighted vote, 0%). Absent: None.

CHAIR'S REPORT

3. SANDAG EXECUTIVE DIRECTOR (DISCUSSION/POSSIBLE ACTION)

The Board of Directors was asked to consider next steps for the recruitment of an Executive Director.

Laura Coté, Director of Administration, presented the item.

Jasmin Zafra, Quality of Life Coalition, spoke in support of this item.

Mr. Richard spoke in support of this item.

Jack Shu, Cleveland National Forest Foundation, provided feedback on this item.

Maya Rosas, Circulate San Diego, spoke in support of this item.

Action: Upon a motion by Mayor Salas, and a second by Supervisor Jacob, the Board of Directors approved hiring an Executive Search Firm to perform a nationwide search to fill the Executive Director position. Yes: Chair Roberts, Vice Chair Sinnott, Mayor Hall, Mayor Salas, Mayor Bailey, Mayor Wells, Mayor Blakespear, Mayor Abed, Councilmember Bragg, Councilmember Alessio, Councilmember Jones, Mayor Morrison, Deputy Mayor Lowery, Mayor Vaus, Mayor Faulconer, Council President Cole, Mayor Desmond, Mayor Minto, Councilmember Zito, Councilmember Aguilera, and Supervisor Jacob. (weighted vote, 100%). No: None (weighted vote, 0%). Abstain: None (weighted vote, 0%). Absent: None.

REPORTS

4. INDEPENDENT EXAMINATION OF MEASURE A REVENUE ESTIMATE COMMUNICATIONS (APPROVE)

The Board of Directors was asked to: (1) approve a recommendation from the independent examination subcommittee to discontinue efforts to evaluate the performance of the former Executive Director due to his departure from the agency; (2) direct the subcommittee to meet with senior personnel and report back to the Board in closed session with an advisory opinion regarding any recommended next steps; and (3) provide direction on next steps related to a performance auditor.

Vice Chair Sinnott presented the item.

Mr. Richard spoke in support of this item.

Action: Upon a motion by Vice Chair Sinnott, and a second by Mayor Abed, the Board of Directors approved discontinuing efforts to evaluate the performance of the former Executive Director due to his departure from the agency, and directed the subcommittee to meet with senior personnel and report back to the Board in closed session with an advisory opinion regarding any recommended next steps. The Subcommittee also was directed to return to the Board with recommendations on next steps related to a performance auditor and peer review process for SANDAG data forecasting. Yes: Chair Roberts, Vice Chair Sinnott, Mayor Hall, Mayor Salas, Mayor Bailey, Mayor Wells, Mayor Blakespear, Mayor Abed, Councilmember Bragg, Councilmember Alessio, Councilmember Jones, Mayor Morrison, Deputy Mayor Lowery, Mayor Vaus, Mayor Faulconer, Council President Cole, Mayor Desmond, Mayor Minto, Councilmember Zito, Councilmember Aguilera, and Supervisor Jacob. (weighted vote, 100%). No: None (weighted vote, 0%). Abstain: None (weighted vote, 0%). Absent: None.

5. 2018 SANDAG REFORM BALLOT MEASURE (APPROVE)

This item was pulled from the agenda.

6. STATE ROUTE 125 SOUTH BAY EXPRESSWAY 2017 BOND ISSUANCE: REVIEW OF DRAFT BOND DOCUMENTS (INFORMATION)

Mayor Desmond, Transportation Committee Chair, introduced the item.

André Douzjian, Finance Director; and Ray Traynor, Operations Director; provided an overview of the proposed bond strategy and financing schedule for the issuance of up to \$250 million in long-term, fixed-rate debt to refund the outstanding Transportation Infrastructure Finance and Innovation Act and San Diego County Regional Transportation Commission loans for State Route 125 South Bay Expressway.

Action: This item was presented for information.

Chair Roberts adjourned to closed session at 11:40 a.m.

7. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) (TWO POTENTIAL CASES)

The Board of Directors was briefed on two written claims filed by Carole Anne Quinn and Edwin Lee Quinn III alleging damages arising from personal injuries sustained in connection with construction of the Mid-Coast Corridor Transit Project in the City of San Diego.

8. 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)

The Board of Directors was briefed on the status of the referenced litigation concerning California Environmental Quality Act challenges to the Environmental Impact Report for the 2050 Regional Transportation Plan and its Sustainable Communities Strategy.

9. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) (TWO POTENTIAL CASES); INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c) (TWO POTENTIAL CASES)

The Board of Directors was briefed on potential claims from prospective plaintiffs on two contract matters. Based on existing facts and circumstances, there is a significant exposure to litigation against SANDAG; however, the prospective plaintiffs are not aware of their potential claims at this point in time. Additionally, SANDAG may have potential claims or counterclaims it could bring against the same parties.

Chair Roberts reconvened to open session at 12:10 p.m.

John Kirk, General Counsel, reported the following out of closed session: the Board of Directors met in closed session on Items No. 7, 8, and 9. On Item No. 7, the Board voted unanimously to deny both of the referenced applications for late claim relief. On Item No. 8, the Board was briefed by counsel and provided direction to counsel; there is no reportable action. On Item No. 9, the Board was briefed on the referenced potential claims; there is no reportable action.

10. CONTINUED PUBLIC COMMENTS

There were no continued public comments.

11. UPCOMING MEETINGS

The next Board Business meeting is scheduled for Friday, September 22, 2017, at 9 a.m.

12. ADJOURNMENT

Chair Roberts adjourned the meeting at 12:11 p.m.

**ATTENDANCE
 SANDAG BOARD OF DIRECTORS' MEETING
 SEPTEMBER 8, 2017**

JURISDICTION	NAME	ATTEND OPEN SESSION	ATTEND CLOSED SESSION ITEM 7	ATTEND CLOSED SESSION ITEM 8	ATTEND CLOSED SESSION ITEM 9
City of Carlsbad	Matt Hall (Primary)	Yes	Yes	Yes	Yes
City of Chula Vista	Mary Salas (Primary)	Yes	Yes	Yes	Yes
City of Coronado	Richard Bailey (Primary)	Yes	Yes	Yes	Yes
City of Del Mar	Terry Sinnott, Vice Chair (Primary)	Yes	Yes	Yes	Yes
City of El Cajon	Bill Wells (Primary)	Yes	Yes	Yes	Yes
City of Encinitas	Catherine Blakespear (Primary)	Yes	Yes	Yes	No
City of Escondido	Sam Abed (Primary)	Yes	Yes	Yes	Yes
City of Imperial Beach	Lorie Bragg (Alt.)	Yes	Yes	Yes	Yes
City of La Mesa	Kristine Alessio (Primary)	Yes	Yes	Yes	Yes
City of Lemon Grove	Jerry Jones (Primary)	Yes	Yes	Yes	Yes
City of National City	Ron Morrison (Primary)	Yes	Yes	Yes	Yes
City of Oceanside	Chuck Lowery (1st. Alt.)	Yes	Yes	Yes	Yes
City of Poway	Steve Vaus (Primary)	Yes	Yes	Yes	Yes
City of San Diego – A	Kevin Faulconer (Primary)	Yes	No	No	No
City of San Diego – A	Lorie Zapf (1st Alt.)	Yes	Yes	Yes	Yes
City of San Diego – B	Myrtle Cole (Primary)	Yes	Yes	Yes	Yes
City of San Marcos	Jim Desmond (Primary)	Yes	Yes	Yes	Yes
City of Santee	John Minto (Primary)	Yes	Yes	Yes	Yes
City of Solana Beach	David Zito (Primary)	Yes	Yes	Yes	Yes
City of Vista	John Aguilera (1st Alt.)	Yes	Yes	Yes	Yes
County of San Diego – A	Dianne Jacob (Primary, Seat A)	Yes	Yes	Yes	Yes
County of San Diego – B	Ron Roberts, Chair (Primary, Seat B)	Yes	Yes	Yes	Yes
Caltrans	Laurie Berman (1st. Alt.)	Yes			
MTS	Harry Mathis (Primary)	Yes			
NCTD	Rebecca Jones (Primary)	Yes			
Imperial County	Sup. John Renison (Primary)	No			
U.S. Dept. of Defense	Joe Stuyvesant (Primary)	Yes			
SD Unified Port District	Garry Bonelli (Primary)	Yes			
San Diego County Water Authority	Mark Muir (Primary)	Yes			
Mexico	Marcela Celorio (Primary)	Yes			
Southern California Tribal Chairmen's Association	Cody Martinez (Primary)	Yes			