

San Diego Association of Governments
INTERAGENCY TECHNICAL WORKING GROUP
ON TRIBAL TRANSPORTATION ISSUES

August 2, 2017

AGENDA ITEM NO.: **3**

Action Requested: APPROVE

APRIL 12, 2017, MEETING MINUTES

File Number 3400500

The meeting of the Interagency Technical Working Group on Tribal Transportation Issues (Working Group) was called to order by Working Group Co-Chair Erica Pinto at 10:06 a.m.

1. WELCOME BY SAN PASQUAL TRIBAL COUNCIL AND SELF INTRODUCTIONS

Chairman Allen Lawson (San Pasqual) welcomed the Working Group members and public to the San Pasqual Tribal Hall and led the opening blessing.

Co-Chair Pinto highlighted the presence of Borders Committee Chair Serge Dedina (City of Imperial Beach) and Transportation Committee Chair Jim Desmond (City of San Marcos) and thanked them for their attendance.

Meeting attendees made self-introductions.

Tribal nations represented: Barona Band of Mission Indians, Campo Kumeyaay Nation, Jamul Indian Village of California, La Jolla Band of Luiseño Indians, La Posta Band of the Kumeyaay Nation, Pala Band of Mission Indians, Rincon Band of Luiseño Indians, San Pasqual Band of Diegueño Indians, Sycuan Band of the Kumeyaay Nation, and Viejas Band of Kumeyaay Indians.

2. PUBLIC/MEMBER COMMENTS AND COMMUNICATIONS

There were no public or member comments.

3. APPROVAL OF MEETING MINUTES (APPROVED)

Action: Upon a motion by Chairman Thorpe Romero (Barona) and a second by Alfonso Kolb Sr. (Rincon), the Working Group approved the minutes from the January 25, 2107. Yes – Thorpe Romero (Barona Band of Mission Indians), Marcus Cuero (Campo Kumeyaay Nation), Erica Pinto (Jamul Indian Village of California), George Wilkins (La Jolla Band of Luiseño Indians), Heidi Kolari (La Posta Band of the Kumeyaay Nation), Shasta Gaughen (Pala Band of Mission Indians), Alfonso Kolb Sr. (Rincon Band of Luiseño Indians), Andrew Orosco Jr. (San Pasqual Band of Diegueño Indians), Ania Rzepko (Sycuan Band of the Kumeyaay Nation). No – None. Abstain – None . Absent – Ewiiapaayp Band of the Kumeyaay Nation, Iipay Nation of Santa Ysabel, Pauma Band of Luiseño Indians, Viejas Band of Kumeyaay Indians.

CONSENT

4. INFRASTRUCTURE FUNDING AVAILABLE FOR LOCAL/TRIBAL GOVERNMENTS (INFORMATION)

The Working Group was informed that California currently has millions of dollars in grants, loans, and other financing available for local governments that can be used for projects ranging from food waste prevention to water system upgrades to road repairs. The California Environmental Protection Agency's Department of Resources Recycling and Recovery (CalRecycle) and six partner agencies recently kicked off a series of free Funding Fairs to share information about financing options currently available, and how local governments can secure funds to improve lives, protect the planet, and create jobs back home. The group was directed to the attachment for the item for additional information about the six Funding Fairs scheduled throughout California this summer, two of which are planned in Southern California.

2017 Funding Fairs Schedule:

August 29, 2017 – Riverside/San Bernardino

August 30, 2017 – San Diego

5. STATE ROUTE 79 TRANSPORTATION CONCEPT REPORT (INFORMATION)

Chi Vargas (Caltrans) provided the group with a brief explanation of a Caltrans Transportation Concept Report. California's State Highway System needs long range planning documents to guide the local development of transportation systems as required by CA Gov. Code 65086 and as necessitated by the public, stakeholders, and system users. The purpose of the Transportation Concept Report (TCR) is to evaluate current and projected conditions along the route and communicate the vision for the development of each route in each California Department of Transportation (Caltrans) District during a 20-25 year planning horizon. Mr. Vargas informed the group that the State Route 79 TCR draft is currently being circulated to stakeholders for comments.

6. FIXING AMERICA'S SURFACE TRANSPORTATION ACT (INFORMATION)

Coleen Clementson (SANDAG) provided the group with background information and updates regarding Fixing America's Surface Transportation Act (FAST Act). On December 4, 2015, the FAST Act was signed into law. Freight provisions within the FAST Act included a National Highway Freight Program and a discretionary freight-focused grant program of which \$6.3 billion and \$4.5 billion were allocated over the five-year period for Fiscal Years 2016-2020. In addition to these funding programs, Caltrans has assumed the lead agency role in determining the Critical Urban and Rural Freight Corridors. Ms. Clementson directed the group's attention to an attached staff report and the draft funding guidelines summary and offered to address any questions about the item individually.

7. CO-CHAIR'S REPORT (INFORMATION)

Co-Chair Erica Pinto briefed the Working Group members on recent developments of interest to the Working Group. She provided an update regarding a recent meeting hosted by Jamul to determine the Assembly Bill 52 (AB 52) (Gatto, 2014) consultation process for the 2019 Regional Plan. She reported that representatives from Campo, Pala, Sycuan, and La Posta were also in attendance and discussed the possibility of developing a mutual process for AB 52 consultation. Co-Chair Pinto extended an invitation to the group for a secondary meeting on this topic hosted by the Jamul Indian Village of California in the beginning of May. She reminded the group that only those tribes who submitted a letter requesting AB 52 consultation need to be involved in this process, and that they can choose to engage with SANDAG individually if desired.

Co-Chair Pinto also informed the group that tribes are now eligible for the Affordable Housing and Sustainable Communities grant program. She directed the group's attention to the language on page 17 of the agenda packet, and informed the group that any comments regarding the language should be submitted by April 14, 2017.

Shasta Gaughen (Pala) informed the group that the Native American Heritage Commission will be streaming a training about AB 52 from 9 a.m. – 3 p.m., on April 20, 2017, and that she would send out the details to the group.

REPORTS

8. LAND USE INFORMATION FOR THE SERIES 14 REGIONAL GROWTH FORECAST (DISCUSSION)

Rachel Cortes (SANDAG) informed the Working Group that the SANDAG regional models and GIS staff are in the process of collecting land use information for the entire region that will be incorporated into the next regional growth forecast. She provided the Working Group with an overview of the forecast process; every four years, SANDAG prepares a new forecast. The data currently being collected will be used in a 2015-2050 forecast called Series 14 and is planned to be finished by the summer.

Each tribe received a packet with a map of their current land use as recorded by SANDAG, as well as instructions for updating the map with any current or anticipated changes that may occur. Tribes were asked to return their updated maps by the end of April 2017 for incorporation into the forecast.

Jane Clough (SANDAG) informed the group that in past cycles of the forecast, the Working Group had agreed that any published maps or data will not show the public details of land use information on reservations. The data will only be used to help generate the forecasts, and tribal lands will be designated with a polygon on any maps produced.

9. WORKSHOP ON INTRAREGIONAL TRIBAL TRANSPORTATION STRATEGY (DISCUSSION/POSSIBLE ACTION)

SANDAG and the Southern California Tribal Chairmen's Association are developing an Intraregional Tribal Transportation Strategy (ITTS) funded by a Caltrans Strategic Partnership Planning Grant. Jane Clough (SANDAG) provided the Working Group with an overview of the project's history, and an update regarding the proposed outline for the strategic document.

Dr. Clough explained that the document includes sections detailing each partner agency's planning process and suggested steps for working with the agency to incorporate a project into their plans. Coleen Clementson (SANDAG), Chi Vargas (Caltrans), Noah Alvey (County of San Diego), and Steve Wilkie (Bureau of Indian Affairs, Southern California [BIA]) spoke on their respective agency's processes to help inform the group discussion of strategic actions to include in the final ITTS document.

Claudine Montes (SCTCA) reviewed the proposed strategic actions and facilitated a group discussion regarding any changes or additions the group would want to see. Some of the major discussion points that emerged included:

- An interest in keeping the ITTS as a regular Working Group agenda item to track progress
- Need for the Working Group to collectively support projects, even if they have no direct impact on some of the tribes
- General interest in establishing corridor task forces, with potential for meeting:
 - Regularly as a section of each Working Group meeting
 - On an as-needed basis through workshops at the Working Group
 - Outside of the Working Group
- Desire to develop milestones or a Working Group planning cycle to effectively track progress
- Desire to review and provide comments on legislation and funding guidelines when possible to help establish criteria that encompass tribal projects and make them eligible for new funding sources
 - It was suggested a Working Group member be assigned to tracking these topics
- Possibility of pursuing relinquishment of Caltrans or County roads to tribes to allow for more control over details like setting speed limits
- Importance of feedback cycle between SANDAG and SCTCA leadership, and tribal participation in relevant SANDAG Policy Advisory Committees
- Maintaining conversations with state level planning bodies through securing representative spaces on the Caltrans Native American Advisory Committee and similar committees
- The importance of frequent meetings due to turn over in leadership and representation on the Working Group

Members of the Working Group expressed interest in a future presentation regarding the Series 14 forecast to help inform their plans.

Jane Clough (SANDAG) informed the group that a full draft of the strategy will be presented in the Working Group's June meeting. Before then, the list of strategic actions will be refined based on the feedback collected and sent to the working group for comment before it is included in the final document.

10. BUREAU OF INDIAN AFFAIRS – TRIBAL SAFETY SUMMIT (INFORMATION)

Steve Wilkie (BIA) informed the group that the BIA would conduct a Tribal Safety Summit immediately following the Working Group meeting. The agenda included discussion of the BIA's 2017 Initiative for supporting tribes in the Pacific Region to pursue funding from the Federal Highway Administration for tribal safety plans.

11. UPCOMING MEETINGS (INFORMATION/ACTION)

Chris Duddy (NCTD) provided a member update that NCTD has proposed several changes to its routes, including Route 389, and is currently collecting public comments. He informed the group that the comment period will be open until May.

Members of the Working Group expressed concerns about the changes to Route 389.

Action: Upon a motion by Shasta Gaughen (Pala) and a second by Alfonso Kolb Sr. (Rincon), the Working Group voted to send a collective letter of comment to NCTD. Yes – Thorpe Romero (Barona Band of Mission Indians), Marcus Cuero (Campo Kumeyaay Nation), Erica Pinto (Jamul Indian Village of California), George Wilkins (La Jolla Band of Luiseño Indians), Heidi Kolari (La Posta Band of the Kumeyaay Nation), Shasta Gaughen (Pala Band of Mission Indians), Alfonso Kolb Sr. (Rincon Band of Luiseño Indians), Andrew Orosco Jr. (San Pasqual Band of Diegueño Indians), Ania Rzepko (Sycuan Band of the Kumeyaay Nation), and Ray Teran (Viejas Band of Kumeyaay Indians). No – None. Abstain – None. Absent – Ewiiapaayp Band of the Kumeyaay Nation, lipay Nation of Santa Ysabel, and Pauma Band of Luiseño Indians.

Topic for the next meeting will include more information regarding Senate Bill 1(Beall, 2017), presentation of the Draft ITTS, a presentation on the Series 14 Forecast, and tentatively an emergency preparedness discussion.

The next meeting of the Working Group is scheduled for June 14, 2017, from 10 a.m. – 12 noon, hosted by Viejas.

12. ADJOURNMENT

Co-Chair Erica Pinto adjourned the meeting at 12:05 p.m.

**INTERAGENCY TECHNICAL WORKING GROUP ON TRIBAL TRANSPORTATION ISSUES
 MEETING ATTENDANCE FOR April 12, 2017**

| JURISDICTION/ORGANIZATION | NAME | ATTENDING | COMMENTS |
|--|-------------------------------|------------|--------------|
| Barona Band of Mission Indians | Raymond Welch | No | |
| | Edwin "Thorpe" Romero | Yes | |
| | Sheilla Alvarez, Alternate | Yes | |
| | Melissa Donayre, Alternate | No | |
| Campo Kumeyaay Nation | Harry Cuero, Jr. | No | |
| | Marcus Cuero, Alternate | Yes | |
| Ewiiapaayp Band of the Kumeyaay Nation | Roberto Pinto, Sr. | No | |
| Iipay Nation of Santa Ysabel | Virgil Perez | No | |
| Jamul Indian Village of California | Erica Pinto | Yes | |
| | Michael A. Hunter, Alternate | Yes | |
| La Jolla Band of Luiseño Indians | Thomas Rodriguez | Yes | |
| | George Wilkins, Alternate | Yes | |
| | John Beresford, Alternate | Yes | |
| | Mark Lofton, Alternate | Yes | |
| La Posta Band of the Kumeyaay Nation | Eric LaChappa | No | |
| | Javaughn Miller, Alternate | Yes | Heidi Kolari |
| Pala Band of Mission Indians | Robert Smith | No | |
| | Howard Maxcy Jr. | No | |
| | Sheila Lopez, Alternate | No | |
| | Shasta Gaughen, Alternate | Yes | |
| | Marcos Orozco, Alternate | Np | |
| Pauma Band of Luiseño Indians | Temet Aguilar | No | |
| | Dale Brush, Alternate | No | |
| Rincon Band of Luiseño Indians | Frank Mazzetti, III | No | |
| | Alfonso Kolb, Sr., Alternate | Yes | |
| San Pasqual Band of Diegueño Indians | Allen Lawson | Yes | |
| | Andrew Orosco, Jr., Alternate | Yes | |
| | Dave Toler, Alternate | No | |
| Sycuan Band of the Kumeyaay Nation | Cody Martinez | No | |
| | Sid Morris, Alternate | Yes | Ania Rzepko |

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| Viejas Band of Kumeyaay Indians | Robert "Cita" Welch, Jr. | No | |
| | Victor Woods | No | |
| | Ray Teran, Alternate | Yes | Absent at the time of voting on Item 3 |
| | Darwin Tewanger, Alternate | No | |
| | Samuel Brown, Alternate | No | |
| ADVISORY MEMBERS LISTED BELOW (ATTENDANCE NOT COUNTED FOR QUORUM PURPOSES) | | | |
| Southern California Tribal Chairman's Association (SCTCA) | Claudine Montes | Yes | |
| | Denis Turner, Alternate | No | |
| Bureau of Indian Affairs, Southern California (BIA) | Steve Wilkie | Yes | |
| | Robert "RJ" Eben, Alternate | No | |
| Caltrans, District 11 | Chi Vargas | Yes | |
| County of San Diego | Noah Alvey | Yes | |
| | Sheri McPherson, Alternate | No | |
| Metropolitan Transit System (MTS) | Janelle Carey | No | |
| | Sharon Cooney, Alternate | No | |
| North County Transit District (NCTD) | Chris Duddy | Yes | |
| OTHER ATTENDEES | | SANDAG STAFF MEMBERS LISTED BELOW | |
| Michael Worrell, Sycuan Leonard Gilmore, BIA James Hatch, BIA Brian Dickinson, Rincon Jim Desmond, City of San Marcos Serge Dedina, City of Imperial Beach Matt Horton, Kimley-Horn and Associates, Inc. | | Charles "Muggs" Stoll Jane Clough Coleen Clementson Rachel Cortes Valerie Erze | |