



**BOARD OF DIRECTORS
NOVEMBER 21, 2003**

**AGENDA ITEM NO. 03-11- 1
ACTION REQUESTED - APPROVE**

MINUTES OF THE BOARD OF DIRECTORS MEETING
October 24, 2003

Chairman Morrison called the meeting of the SANDAG Board of Directors to order at 9:20 a.m. The attendance for the meeting is attached.

1. APPROVAL OF MEETING MINUTES (APPROVE)

Action: City of San Diego - A - Poway. A motion and second was made to approve the minutes of the September 26, 2003, Board of Directors meeting. Yes - 18 (weighted vote, 100%). No - 9 (weighted vote, 0%). Abstain - 0. Absent - Lemon Grove.

2. ADDITIONS AND DELETIONS

None.

PUBLIC COMMENTS/COMMUNICATIONS/MEMBERS COMMENTS

There were no public comments.

CONSENT ITEMS (3 Through 8)

Agenda report No. 3 was pulled at the request of a member of the public.

4. NEW SANDAG ADMINISTRATIVE POLICIES (APPROVE)

In September SANDAG's legal staff asked the Executive Committee to review and comment on three new Board Policies: Procurement of Services, Delegation of Authority, and Discrimination Complaint Procedures. The Executive Committee approved these three policies at its October meeting and is recommending their approval.

5. LOCAL TECHNICAL ASSISTANCE (LTA) PROJECTS REQUIRING MORE THAN \$1,000 OR THREE DAYS STAFF TIME (INFORMATION)

Local Technical Assistance (LTA) policy guidelines require that projects involving more than three days staff time be reported to the Board of Directors. The projects covered in this month's report are a public opinion survey for the City of La Mesa and a survey of Chula Vista residents regarding police service.

6. LOCAL TECHNICAL ASSISTANCE (LTA) ANNUAL REPORT—FY 2003 (INFORMATION)

The LTA program provides member agencies access to SANDAG's Regional Information System. Each year we assist local agency staffs on a variety of projects through the LTA program. In accordance with the policy guidelines approved by the SANDAG Board, this report summarizes the projects and activities conducted under the LTA program in FY 2003. The LTA program and selected projects were highlighted on the display board in the 7th floor lobby.

7. PROGRESS REPORT ON TRANSPORTATION PROJECTS (INFORMATION)

This report summarizes the current status of major highway, transit, arterial, traffic management, and Transportation Demand Management (TDM) projects in SANDAG's five-year Regional Transportation Improvement (RTIP). The *TransNet* one-half percent local sales tax and other local, state, and federal sources fund these projects.

8. 2003 YEAR-END LEGISLATIVE WRAPUP (INFORMATION)

The outcome of significant legislation the Board took a position on in 2003 is provided.

3. ACTIONS BY POLICY ADVISORY COMMITTEES (APPROVE)

Noel Neudeck, representing Wheelchair Access Now Today, asked that this item be pulled out of order for a comment. He urged the Board's support for the funding request for the North County Transit District's (NCTD's) multi-level parking structure noted in this agenda report. He expressed his pleasure regarding the smooth ride of the Coaster from San Diego to Solana Beach.

Supervisor Greg Cox (County of San Diego) asked SANDAG to continue to work with the State on funding for the State Route (SR) 905 project. He asked if there is a chance of obtaining GARVEE bonds for this project. *Staff replied that the California Transportation Commission (CTC) has decided to wait until the new gubernatorial administration has its team in place and can assess the state's capacity to bond before making a decision on additional GARVEE bonding. There will be a delay in the allocation of funds for SR 905, though there is federal money for right-of-way acquisition. Staff explained that GARVEE bonds are grant anticipation revenue bonds that the state can sell to be paid back with future federal dollars.*

Councilmember Crystal Crawford (Del Mar) expressed concern about the format for reporting policy advisory committee actions (PACs) and asked staff to consider another way of informing Board members of the actions of the PACs.

Action: Cafagna/Kellejian. A motion and second was made to approve Consent Items 3 through 8. Yes – 19 (weighted vote, 100%).

CHAIR'S REPORT

Chair Morrison introduced Captain Richard Gamble, with the Department of Defense, as the alternate to Captain Christopher Schanze.

9. AMERICAN PUBLIC TRANSPORTATION ASSOCIATION (APTA) 2003 ANNUAL MEETING (INFORMATION)

Chair Morrison provided a brief oral report regarding his experiences at this conference. He said that there was interest from other areas about the agency consolidation efforts in San Diego.

Mayor Pro Tem Phil Monroe (Coronado) provided two observations from this conference: (1) we do not market the "transit experience," and (2) contracting out is nationally accepted as saving between 30 and 40 percent in transit operating costs.

Councilmember Joe Kellejian (Solana Beach) noted that APTA has a format to build a transit coalition and suggested that staff find out about this APTA program.

Councilmember Christy Guerin (Encinitas) complemented the Executive Director on his managed lanes presentation at this conference. San Diego has really set a trend that most of the states had never seen before.

Leon Williams, Chair of the Metropolitan Transit System (MTS) Board, stated that the MTS Board will be focusing on the transit experience. He said that the MTS Board believes that making this system a pleasant experience and offering choices is its new mission.

REPORTS

10. FRAMEWORK FOR THE *TransNet* EXTENSION ORDINANCE AND EXPENDITURE PLAN (APPROVE)

Joe Kellejian, Chair of the Transportation Committee, provided an introduction to this report.

Staff reported on the key components of the *TransNet* extension including the timing, approach, sales tax rate, length of extension, process, expenditure plan focus, ten-year review, maintenance of effort, impact fees, environmental mitigation, oversight committee, Smart Growth incentives, matching funds, and public education.

Board Comments:

Mayor Art Madrid (La Mesa) supported the idea of an oversight committee but expressed a concern about having the flexibility to make changes when circumstances occur beyond our control. He also thought that those jurisdictions already implementing Smart Growth efforts should be rewarded. He asked about making the incentive concept retroactive.

Councilmember Guerin asked about SANDAG's role in the public education part. She said that councilmembers need to inform the public in their communities about

the benefits of the *TransNet* extension. *Staff replied that this plan will set the framework for that public information program. According to results from the first focus group held on October 27, 2003, the public is not very informed about TransNet.*

Mayor Bud Lewis (San Diego County Water Authority) stated that the *TransNet* measure should focus on specific projects. *Staff added that the consultants indicate agreement with that focus. The extension of the TransNet program will generate about \$9.5 million, and the idea is to use this money to leverage against state and federal dollars to be able to implement more projects.*

Councilmember Hal Ryan (Santee) asked if another voter opinion survey would be conducted. *Staff replied that another survey will be conducted in between the draft and final development of the TransNet extension measure. The draft measure will be brought to the Board in January 2004 for information.*

Councilmember Ryan suggested that the incentive program be retroactive for those jurisdictions implementing Smart Growth activities and that this be included in the next public opinion poll.

Councilmember Crawford recognized and thanked the members of the Ad Hoc Working Group on *TransNet*. She also supported the suggestion to include incentives for successful past projects.

Councilmember Crawford asked about the Impact Fees. *Staff replied that the Ad Hoc Working Group on TransNet will meet today to review some preliminary results of discussions with the Building Industry Association (BIA) about this matter. Staff will report back at a policy meeting in January 2004 regarding the entire expenditure plan.*

Councilmember Crawford said that the *TransNet* expenditure plan makes certain assumptions and wondered what will happen if those assumptions are incorrect. *Staff replied that the built in ten-year review periods will help with making changes to those assumptions. The current assumption is that the funding match would be 50/50.*

Mayor Steve Padilla (Chula Vista) stated that the oversight committee should provide oversight and not be involved in the administration of the program. While this concept has proven well in other similar initiatives, the manner in which the oversight committee is defined to the electorate is important.

Councilmember Kellejian noted that the Ad Hoc Working Group on *TransNet* will be discussing the composition of the oversight committee at its meeting today; however, the nominations for this committee will not be from SANDAG.

Mayor Pro Tem Monroe mentioned that he attended the transportation sales tax focus group last night, and that the focus group members did not mention transportation as a major concern. They expressed concern about education, sewer breaks, public safety, and the level of confidence in public officials. They did

mention freeway interchange improvements. He encouraged Board members to attend the focus group meetings.

Mayor Madrid added that focus group members indicated that impact fees should be imposed on those who create new housing.

In response to a question from Mayor Pro Tem Monroe, staff replied that the *TransNet* extension measure has to be specific about which projects are included so that voters will see the actual projects that we are proposing to build with those funds. Staff explained that there will not be a formula in the *TransNet* Extension; rather, a determination of needs for each of the six subareas will be reviewed and a program tailored around those needs.

Supervisor Cox stated that the County does not use general fund dollars for roads; it uses gas tax and *TransNet* funds. With regard to the impact fees in the criteria, he suggested that instead of requiring a minimum level, agencies “may” use these as the local match as opposed to “will.” He also thought that for environmental mitigation we should work with the jurisdictions to look at existing programs rather than a mitigation bank. He was pleased to see a set aside for bike routes, though he thought we may need more than \$1 million.

Mayor Pro Tem Ramona Finnila (Carlsbad) suggested that environmental mitigation projects be labeled for transportation mitigation and not for existing environmental plans. Under the incentive programs, a point that is missing is the safety of our pedestrians and bicycle riders.

Councilmember Madaffer said that we need to match this measure to what the people really want. People are already using Smart Growth principles by living close to their places of employment.

Councilmember Guerin asked that there be a focus group from the North County West area. Staff agreed to expand the number of focus groups to include that area.

Public Comment:

Kathy Keehan, San Diego County Bicycle Coalition, said that she was encouraged about the regional bikeway corridors incentive program though she thought it will take more money than \$1 million to fund this program. She said that we should disincentivize sprawl and get specific about Smart Growth.

Rob Mullally, a resident of Torrey Hills, located east of Torrey Pines and Del Mar, south of Carmel Valley and overlooking the I-5/I-805 Merge, expressed concern about the traffic delays and safety issues related to the closure of Sorrento Valley Road. He also did not think \$1 million would be sufficient for the bikeway program.

Chair Morrison asked Board members to notify staff if they intend to attend a focus group meeting because there is limited space and specific instructions regarding arrival. He added that tapes of the focus group meetings will be available.

Action: Carlsbad - Poway. A motion and second was made to approve the framework for the *TransNet Extension* Ordinance and Expenditure Plan. Yes – 19 (weighted vote, 100%). No – 0. Abstain – 0. Absent – 0.

A break was called at 10:54 a.m., and the meeting was reconvened at 11:03 a.m.

11. OVERVIEW OF ASSEMBLY BILL (AB) 361 (KEHOE) – CONSOLIDATED AGENCY/REGIONAL COMPREHENSIVE PLAN (INFORMATION)

The Executive Director thanked the Board for its leadership on this measure. Board members and staff made many trips to Sacramento to work with Assemblymember Christine Kehoe on this bill. The Governor signed AB 361 on September 24, 2003, and it will be effective on January 1, 2004.

Staff reviewed the various issues associated with this legislation (the SANDAG self evaluation, the Legislative Analyst's Office evaluation, the Regional Comprehensive Plan, and governance) and explained how these issues were resolved in the legislation.

Staff clarified that the \$150,000 included in the bill is for a one-time evaluation by the Legislative Analyst's Office. SANDAG will provide a self-evaluation report to the Legislature every two years.

Chair Morrison stated that this was quite a challenge and many SANDAG Board and staff members worked on this matter. The League of California Cities was also involved in the development of this measure.

Vice Chair Cafagna remarked on the tremendous role that Debra Greenfield played in this effort.

12. STATUS REPORT ON THE FINAL QUANTIFICATION SETTLEMENT AGREEMENT (QSA) – IMPERIAL WATER TRANSFER (INFORMATION)

Mayor Bud Lewis (San Diego County Water Authority) indicated that an historical document has been signed to ensure water for this region for the future. He said that when we have water, we have jobs.

Bob Campbell, from the San Diego County Water Authority, reported that 300,000 acre feet of a new water supply is now under contract with Imperial Valley, and we will be working with Imperial County to implement this agreement. Last month Governor Davis signed into law three key pieces of legislation that removed remaining hurdles to this transfer. This legislation also commits the State of California to a restoration path for the Salton Sea and provides limited relief from the Endangered Species Act. Mr. Campbell stated that 300,000 acre feet of water is nearly half of the amount of water we are importing today, and represents for the first time our own reliable water supplies under control of the County Water Authority.

Mr. Campbell said that 200,000 acre feet of water will come from water transfers and conservation from Imperial Valley farms over time. This will allow farmers to put conservation measures into place. Very late in the settlement agreement we became the

beneficiary of another water supply resulting from conservation when the All American Canals in Imperial County are lined. They are now earthen canals. The State of California will be funding the lining of those canals and this water will be assigned for the benefit of San Diego County. This will occur as the canal linings are constructed beginning in 2003 with completion expected in 2010. Mr. Campbell expressed appreciation for the efforts of SANDAG Board members in this process.

Board Comments:

Councilmember Patricia McCoy (Imperial Beach) asked if provision has been made for the people who rely on seepage from the canals. Mr. Campbell responded that the United States government is working with Mexico on that situation. He noted that there are no plans to cover the canals because there is not a substantial amount of water lost to evaporation.

Mayor Mark Lewis (El Cajon) asked if the State of California is involved in the water transfer. Mr. Campbell replied that the water being diverted from Imperial Valley farms will come directly to San Diego. We will transport the water through the Metropolitan Water District aqueduct. There is some provision that a portion of the Imperial Valley conserved water may be available to the State of California for Salton Sea restoration.

Mayor Corky Smith (San Marcos) asked if this is new water and if we have sufficient storage facilities to accommodate it. Mr. Campbell answered affirmatively on both accounts.

Supervisor Cox asked about the timing of the canal lining projects. Mr. Campbell responded that the Coachella canals will go out to bid next month and will be complete in 2006. In 2010, the lining of the All American Canal will be complete.

Supervisor Victor Carrillo (Imperial County) stated that the key elements that exist today are communication, consultation, cooperation, and compromise. These elements helped to make this agreement come to fruition.

Mayor Bud Lewis stated that soon area jurisdictions will have the opportunity to make appointments to the County Water Authority. He asked Board members to consider appointing elected officials to these openings.

13. UPCOMING MEETINGS

Councilmember Jack Feller (Oceanside) reminded Board members about the parade in Oceanside tomorrow to honor our military.

The next Policy meeting of the Board of Directors is scheduled for Friday, November 7, 2003, at 10:15 a.m. immediately following the Executive Committee meeting. (The Policy meeting for November 7, 2003, was subsequently cancelled.) The next business meeting of the Board of Directors is scheduled for Friday, November 21, 2003.

14. ADJOURNMENT

The meeting was adjourned at 11:43 a.m.

GARY L. GALLEGOS
Secretary

DGunn/M/DGU

Attachment: Attendance Sheet