

September 24, 2021, Board of Directors Meeting Minutes

Chair Catherine Blakespear (City of Encinitas) called the meeting of the Board of Directors to order at 9 a.m.

1. Public Comments/Communications/Member Comments

Ariana Federico, member of the public, spoke in support of transit Youth Opportunity Passes.

Denisse Lopez, member of the public, spoke in support of transit Youth Opportunity Passes.

2. Chief Executive Officer's Report (Discussion)

Chief Executive Officer Hasan Ikhata presented an update on key programs, projects, and agency initiatives.

Adam Deutsch, member of the public, spoke regarding bike path safety and connectivity.

Action: This item was presented for discussion.

Consent

3. Approval of Meeting Minutes (Approve)

The Board was asked to approve the minutes from its July 23, 2021, meeting.

There were no public comments on this item.

4. Approval of Proposed Contract Award and Solicitation (Approve)

The Board was asked to authorize the Chief Executive Officer to execute agreements for On-Call Architecture and Engineering Services with the firms listed in the report.

There were no public comments on this item.

5. Senate Bill 1 State of Good Repair Program: North County Transit District FY 2021-2022 Project List and Claims (Approve)

The Board was asked to adopt:

- 1) Resolution No. 2022-03, in substantially the same form as Attachment 3, authorizing the submittal of the North County Transit District (NCTD) project listing under the FY 2021-2022 Senate Bill 1 (SB 1) State of Good Repair Program; and
- 2) Resolution No. 2022-04, in substantially the same form as shown in Attachment 4, approving the claim for the FY 2021-2022 SB 1 State of Good Repair Program for the NCTD.

There were no public comments on this item.

6. FY 2021 State Transit Assistance and State of Good Repair– Claim Amendment (Adopt)

The Board of Directors was asked to adopt Resolution Nos. 2022-05 and 2022-06, in substantially the same form as attached, approving the FY 2021 State Transit Assistance and State of Good Repair claim amendments for the North County Transit District.

There were no public comments on this item.

7. Progress Report on Major Transportation Projects – Through June 2021 (Information)

This progress report provided an update on the status of major SANDAG and Caltrans projects and programs in the San Diego region.

There were no public comments on this item.

8. Chief Executive Officer’s Delegated Actions (Information)

In accordance with various Board Policies, this report summarized delegated actions taken by the Chief Executive Officer.

There were no public comments on this item.

9. Overview of Developments in the Financial Markets, Quarterly Finance Report and Annual Interest Rate Swap Evaluation as of June 30, 2021 (Information)

An update on the latest developments in the financial markets, economy, sales tax revenues, and strategies being explored and implemented to minimize possible impacts to the *TransNet* Program was provided.

There were no public comments on this item.

Action: Upon a motion by Vice Chair Todd Gloria (City of San Diego), and a second by Councilmember John McCann (City of Chula Vista), the Board voted to approve Consent Item Nos. 3, 4, and 6 through 10.

The motion passed.

Yes: Chair Blakespear, Vice Chair Gloria, Second Vice Chair Alejandra Sotelo-Solis (City of National City), Mayor Matt Hall (City of Carlsbad), Councilmember McCann, Mayor Richard Bailey (City of Coronado), Supervisor Terra Lawson-Remer (County of San Diego), Mayor Terry Gaasterland (City of Del Mar), Councilmember Steve Goble (City of El Cajon), Mayor Paul McNamara (City of Escondido), Mayor Serge Dedina (City of Imperial Beach), Councilmember Jack Shu (City of La Mesa), Councilmember George Gastil (City of Lemon Grove), Councilmember Christopher Rodriguez (City of Oceanside), Councilmember John Mullin (City of Poway), Mayor Rebecca Jones (City of San Marcos), Councilmember Laura Koval (City of Santee), Mayor Lesa Heebner (City of Solana Beach), and Mayor Judy Ritter (City of Vista).

No: None.

Abstain: None.

Absent: None.

5. Proposed FY 2022 Program Budget Amendment: 2021 Regional Plan – Public Involvement Plan (Approve)*

**This item was pulled from the Consent agenda for discussion per the request of Mayor Hall.*

There were no public comments on this item.

Action: Upon a motion by Mayor Hall and a second by Vice Chair Gloria, the Board approved the proposed FY 2022 Program Budget amendment, adding \$2 million in FY 2021 cost-savings to public outreach activities related to the 2021 Regional Plan.

The motion passed.

Yes: Chair Blakespear, Vice Chair Gloria, Second Vice Chair Sotelo-Solis, Mayor Hall, Councilmember McCann, Mayor Bailey, Supervisor Lawson-Remer, Mayor Gaasterland, Councilmember Goble, Mayor McNamara, Mayor Dedina, Councilmember Shu, Councilmember Gastil, Councilmember Rodriguez, Councilmember Mullin, Mayor Jones, Councilmember Koval, Mayor Heebner, and Mayor Ritter.

No: None.

Abstain: None.

Absent: None.

Chair's Report

11. 2021 iCommute Diamond Awards Recipients (Information)

The Board of Directors recognized the recipients of the 2021 Diamond Awards for their commitment to sustainable transportation choices that reduce regional traffic congestion and greenhouse gas emissions.

There were no public comments on this item.

Action: This item was presented for information.

Reports

12. Office of the Independent Performance Auditor Summary Status of Corrective Action Plans and Year-End Fraud, Waste, and Abuse Report for FY 2021 (Information)

Independent Performance Auditor Mary Khoshmashrab presented the item.

There were no public comments on this item.

Action: This item was presented for information.

13. Regional Bikeway Program: Program Status, Program Future, and Potential Budget Amendments (Approve)

Senior Regional Planner Chris Kluth presented the item.

Nevo Magnesi, member of the public, spoke in support of the staff recommendation.

Stephan Vance, San Diego Bike Coalition, spoke in support of the staff recommendation.

Alex, member of the public, spoke in support of the staff recommendation.

Noah Harris, Climate Action Campaign, spoke in support of the staff recommendation.

Jesse O'Sullivan, Circulate SD, spoke in support of the staff recommendation.

Kristy Sepulveda Leon, member of the public, urged the Board to act quickly on bicycle and pedestrian safety after the loss of her brother in an accident on Pershing Drive.

Adam Deutsch spoke in support of the staff recommendation.

Nicole Burgess, member of the public, spoke in support of the staff recommendation.

Anar, member of the public, spoke in support of the staff recommendation.

Randy Torres Van Vleck, member of the public, spoke in support of the staff recommendation.

Byrne P., member of the public, spoke in support of the staff recommendation.

Action: Vice Chair Gloria made a motion to approve the staff recommendation and as part of that motion also requested that staff investigate ways that the bike program might be expedited so that safety projects can be completed more quickly. Mayor Gaasterland seconded the motion. The Board of Directors voted to:

- 1) accept \$12.057 million of Active Transportation Program (ATP) Cycle 5 grant funds for Inland Rail Trail Phase 4 (CIP No. 1223095) and authorize the Chief Executive Officer to execute a baseline agreement with the state.
- 2) accept \$4.317 million for Orange Avenue Bikeway (CIP No. 1223087) of ATP Cycle 5 grant funds.

- 3) approve an amendment to the FY 2022 Program Budget, adding \$18.6 million to Regional Bikeway projects.

The motion passed.

Yes: Chair Blakespear, Vice Chair Gloria, Mayor Hall, Councilmember McCann, Mayor Bailey, Supervisor Lawson-Remer, Mayor Gaasterland, Councilmember Goble, Mayor McNamara, Mayor Dedina, Councilmember Shu, Councilmember Gastil, Councilmember Mona Rios (City of National City), Councilmember Rodriguez, Councilmember Mullin, Mayor Jones, Councilmember Koval, Mayor Heebner, and Mayor Ritter.

No: None.

Abstain: None.

Absent: None.

Chair Blakespear adjourned to closed session at 11:26 a.m.

14. Closed Session: Conference with Legal Counsel Pursuant to Government Code 54956.9(A) and (D)(2) – Significant Exposure to Litigation (One Potential Case)

The Board of Directors was briefed on negotiations with the property owner, PS Rose Canyon, LLC, regarding a claim asserted by the owner for alleged damage to the parking lot of the property located at 4901-4907 Morena Boulevard, San Diego, CA (Assessor Parcel Number 359-630-09-00) during the construction of the Elvira to Morena Doubletrack Project and the Mid-Coast Corridor Transit Project.

15. Closed Session: Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section 54956.9(a) – San Diego Association of Governments v. 8650 Villa La Jolla, Inc., et al. (San Diego Superior Court Case No. 37-2017-00039831-CU-EI-CTL).

The Board of Directors was briefed on the status of the referenced litigation, which seeks to acquire property interests for the Mid-Coast Corridor Transit Project on the property located at 8657 Villa La Jolla Drive, San Diego, CA (Assessor Parcel Numbers 344-280-08-00, 344-280-19-00, and 344-280-20-00).

After the Board reconvened in open session at 11:59 a.m., General Counsel John Kirk reported that the Board was briefed in closed session on the referenced litigation and that there was no further reportable action.

16. Upcoming Meetings

The next Board of Directors meeting is scheduled for Friday, October 8, 2021, at 9 a.m.

17. Adjournment

Chair Blakespear adjourned the meeting at 12 p.m.

Confirmed Attendance at Board of Directors Meeting

September 24, 2021

Board of Directors	Title	Name	Attend Virtually
City of Carlsbad	Mayor	Matt Hall (Primary)	Yes
City of Chula Vista	Mayor	John McCann (2nd Alt.)	Yes
City of Coronado	Mayor	Richard Bailey (Primary)	Yes
County of San Diego	Supervisor	Terra Lawson-Remer (Primary)	Yes
County of San Diego	Supervisor	Joel Anderson (Primary)	Yes
City of Del Mar	Mayor	Terry Gaasterland (Primary)	Yes
City of El Cajon	Mayor	Steve Goble (Alternate)	Yes
City of Encinitas	Mayor	Catherine Blakespear (Primary)	Yes
City of Escondido	Mayor	Paul McNamara (Primary)	Yes
City of Imperial Beach	Mayor	Serge Dedina (Primary)	Yes
City of La Mesa	Councilmember	Jack Shu (Primary)	Yes
City of Lemon Grove	Mayor	George Gastil (2nd Alt.)	Yes
City of National City	Second Vice Chair	Alejandra Sotelo-Solis (Primary)	Yes
City of Oceanside	Councilmember	Christopher Rodriguez (Primary)	Yes
City of Poway	Mayor	John Mullin (2nd Alt.)	Yes
City of San Diego	Vice Chair	Todd Gloria (Primary)	Yes
City of San Diego	Council President	Jennifer Campbell (Primary)	Yes
City of San Marcos	Mayor	Rebecca Jones (Primary)	Yes
City of Santee	Mayor	Laura Koval (1st. Alt.)	Yes
City of Solana Beach	Councilmember	Lesa Heebner (Primary)	Yes
City of Vista	Mayor	Judy Ritter (Primary)	Yes
Caltrans		Ann Fox (2nd. Alt.)	Yes
Metropolitan Transit System	Councilmember	Paloma Aguirre (Primary)	Yes
North County Transit District	NCTD Chair	Tony Kranz (Primary)	Yes
Imperial County	Supervisor	Sup. Jesus Escobar (Primary)	No
U.S. Department of Defense	Executive Director	Dennis Keck (Primary)	Yes
Port of San Diego	Commissioner	Garry Bonelli (Primary)	Yes
San Diego County Water Authority	Councilmember	Mel Katz (Primary)	Yes
San Diego County Regional Airport Authority		Johanna Schiavonni (1st Alt)	Yes
Mexico	Consul General	Carlos González Gutiérrez (Primary)	No
SCTCA	Chairman	Cody Martinez	No