EXECUTIVE COMMITTEE
AGENDA

Friday, January 9, 2004
9 a.m.
SANDAG
401 B Street
7th Floor Conference Room
San Diego, CA  92101

AGENDA HIGHLIGHTS

• LEGISLATIVE PROGRAM STATUS
• PUBLIC PARTICIPATION POLICY

PLEASE TURN OFF CELL PHONES DURING THE MEETING

MISSION STATEMENT
The 18 cities and county government are SANDAG serving as the forum for regional decision-making. SANDAG builds consensus, makes strategic plans, obtains and allocates resources, and provides information on a broad range of topics pertinent to the region’s quality of life.

San Diego Association of Governments  ·  401 B Street, Suite 800, San Diego, CA  92101-4231
(619) 595-5300  ·  Fax (619) 595-5305  ·  www.sandag.org
Welcome to SANDAG. The regularly scheduled meeting of the San Diego Association of Governments Executive Committee has been called by its Chair for Friday, January 9, 2004, starting at 9 a.m. in the SANDAG offices, 401 B Street, Suite 800, 7th Floor Conference Room, San Diego. The Executive Committee may take action on any item appearing on the agenda.

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ITEM # | RECOMMENDATION
--- | ---
+1. APPROVAL OF DECEMBER 5, 2003 MEETING MINUTES | APPROVE
2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS | 
Members of the public will have the opportunity to address the Executive Committee on any issue within the jurisdiction of the Committee. Speakers are limited to three minutes each. Committee members may provide information and announcements under this agenda item.

CONSENT ITEMS (3 and 4)

+3. LEGISLATIVE PROGRAM STATUS REPORT (Ellen Roundtree) | INFORMATION
To help monitor the Legislative Program, a monthly status report will be provided to the Executive Committee.

+4. FY 2004 OWP/BUDGET AMENDMENT (Renee Wasmund) | RECOMMEND
The Executive Committee is asked to recommend that the Board of Directors approve the following amendments to the FY 2004 OWP and Program Budget: (1) accept $125,000 from the Family Health Centers of San Diego to study a program for preventing viral hepatitis; (2) accept $3,000,000 from Caltrans to fund specialty contracts for capital facility projects; and (3) transfer the Human Resources Manager position and funds from MTDB/MTS to SANDAG.

REPORTS

+5. PROPOSED PUBLIC PARTICIPATION POLICY (Julie Wiley) | ACCEPT
Staff has determined that Board direction is needed regarding implementation of SANDAG’s Public Participation Program in the area of project development and construction. The proposed draft policy is attached for review and comment by the Committee.
PERSONNEL: CONTRACT RENEWAL FOR EXECUTIVE DIRECTOR (Leslie Campbell)

The Executive Committee is being asked to recommend that the Board approve the renewal of the employment contract for the Executive Director. Mr. Gallegos’ contract expires at the end of the fiscal year, at which time the new contract would take effect. The Chairman and Vice Chairman have reviewed the contract, which includes provisions to extend employment for five years with an option of three additional years.

REVIEW OF THE DRAFT BOARD AGENDA FOR JANUARY 23, 2004

UPCOMING MEETINGS

ADJOURNMENT

GARY L. GALLEGOS
Executive Director

+ next to an agenda item indicates an attachment.
San Diego Association of Governments

EXECUTIVE COMMITTEE

January 9, 2004

AGENDA ITEM NO.:  1

Action Requested:  APPROVE

APPROVAL OF DECEMBER 5, 2003 MEETING MINUTES

Chair Ron Morrison (South County) called the Executive Committee meeting to order at 9:18 a.m. The attendance sheet for the meeting is attached.

1.  APPROVAL OF MINUTES

   Upon a motion by Vice Chair Mickey Cafagna (North County Inland) and a second by Supervisor Ron Roberts (County of San Diego), the minutes of the November 7, 2003, Executive Committee meeting were unanimously approved.

2.  PUBLIC COMMENTS/COMMUNICATIONS/MEMBERS COMMENTS

   There were no public comments.

CONSENT ITEMS (3 and 4)

3.  CONSOLIDATION OF WEB SITE SERVICES (APPROVE)

   Consistent with the intent of Senate Bill (SB) 1703, action would recommend to the SANDAG Board of Directors approval of additional consolidation of the Metropolitan Transit System (MTS) Web site function with SANDAG Web site services.

4.  COORDINATED TRANSPORTATION SERVICE AGENCY (CTSA) AFFILIATION WITH SOURCEPOINT (APPROVE)

   SourcePoint is a wholly-owned nonprofit (501[c][3]) consulting service of SANDAG, providing research and other services to outside agencies and organizations. The CTSA is a state-required program to assist the nonprofit sector in coordinating transportation programs. The CTSA was formerly housed at the American Red Cross and was able, under that organization, to apply for grants available only to nonprofit organizations. When the CTSA program was brought into SANDAG, the CTSA lost this grant eligibility. The SourcePoint Board has approved the affiliation of the CTSA with SourcePoint so it can again be eligible for grants to fund emergency transportation and other programs to help the region’s nonprofit agencies. The Executive Committee is asked to approve this action of the SourcePoint Board, subject to concurrence by the SANDAG Board, when it approves the Executive Committee actions.

   Action:  Upon a motion by Mayor Pro Tem Ramona Finnila (North County Inland) and a second by Supervisor Roberts, the Consent Items were unanimously approved.
5. **2004 LEGISLATIVE PROGRAM (APPROVE)**

Staff reviewed the 2004 legislative program, the process followed for development of the program, and a proposed format change. Staff’s consensus was that this new direction might provide a balanced approach on all of our interests.

Staff reviewed the matrix listing each of the 20 goals for 2003, along with the recommended priority, the SANDAG Board’s position, and the funding source. Staff plans to provide periodic updates on this legislative program to the Committee.

Councilmember Jim Madaffer (City of San Diego) suggested that staff assign appropriate bill numbers to the goals. Staff agreed to do that in the next report.

Staff thought that all versions of the proposed reauthorization of the Transportation Equity Act for the 21st Century (TEA-21) are allowing tolling.

The Executive Director commented that one key to our success last year was working together with the transit boards and showing a united front with our legislative programs.

Staff indicated that the priority on goal #14 related to the Regional Energy Strategy should be changed from medium to a high priority.

Vice Chair Cafagna suggested that we expand goal #20 to include the League of California Cities (LCC) and the California State Association of Counties (CSAC) positions on constitutional protection of local agency revenues.

Councilmember Madaffer suggested that any constitutional amendment should be a separate category. He recommended that the SANDAG Board take a support position on the constitutional amendment. He also suggested that Catherine Hill with LCC give a 5-minute presentation to the SANDAG Board on this matter. He further suggested that this could be a topic for discussion at the Board’s retreat.

Supervisor Roberts suggested that the removal of the vehicle license fee (VLF) and the funding backfill be included as a separate category as well.

Vice Chair Cafagna agreed that issues that are outside of our direct purview but will have an affect on us should be followed and the SANDAG Board should take positions on them.

Councilmember Hal Ryan (East County) suggested that an update of the legislative goals should be provided at each Executive Committee meeting.

Staff stated that the information related to specific project funding needs would be forwarded to the Transportation Committee for approval.

**Action:** Upon a motion by Vice Chair Cafagna and a second by Councilmember Madaffer, the Executive Committee unanimously approved the 2004 Legislative Program with the addition of the following two goals: (1) support efforts to backfill funding to cities and counties due to the loss of Vehicle License Fees (VLF); and (2) support of the Local
Government Ballot Initiative sponsored by the League of California Cities, the California State Association of Counties, and the County Special Districts.

6. ENERGY TASK FORCE RECOMMENDATIONS (APPROVE)

Task Force Chair Ramona Finnila stated that the objectives of the Regional Energy Strategy (RES) are to look for increased opportunities for: energy development; energy efficiency; renewable resources; and large and small-scale, highly efficient electric generation facilities. This strategy will create substantial economic and environmental benefits for the region.

Public Comments:

Alan Sweedler is director of the energy program at San Diego State University (SDSU) and Vice Chairman of San Diego Regional Energy Office. He said that we have come a long way towards the possibility of San Diego having a unified voice in energy issues. The main recommendation is to allow SANDAG to represent all of San Diego before state and federal energy agencies with a consensus view of energy issues in San Diego. This action will bring more money into the region for energy programs. He asked the Committee to approve this request.

Bob Resley, with San Diego Gas & Electric (SDG&E) Company, stated that they have some plans for local generation that need to be fine-tuned and will work together with SANDAG on these plans. When these plans are approved by the California Public Utilities Commission (CPUC), reliability will be assured for the next five years. They asked for a 70 percent increase for energy efficiency programs. He said that the power of regional consensus cannot be overstated. He strongly encouraged the Committee to approve the recommended action.

Vice Chair Cafagna asked Mr. Resley if the structure of the Energy Working Group is adequate and efficient to accomplish more than what we have been able to accomplish without it. Mr. Resley replied affirmatively and said that we need to reach consensus on policy and direction for the region.

Dan Perkins, with the Sierra Club, said that they like what they hear from SDG&E and the cities. He recommended that the Working Group be made up of people who are specialists in five separate areas: air quality, distribution, generation, new technology, and pricing. He would like to see the Working Group cognizant of all of these areas.

Tom Blair, Deputy Environmental Services Director for the City of San Diego, said that they have been trying to improve the efficiency in the City’s buildings and throughout the region. The SANDAG Board will create an effective voice to the Energy Commission and the CPUC. It’s important that we be a player in the hearings on issues affecting the region.

Councilmember Jerry Jones (Lemon Grove) suggested that elected officials sit at the table and become knowledgeable about the energy process. This work will be a powerful tool for our region.
Mayor Lori Holt Pfeiler (North County Inland) said the question is: how can we best implement the Regional Energy Strategy? The strength of this organization is that we can bring everyone to the table. The primary concern is the legislative priority. She wants to spend the time to ensure that we will have an impact in this area.

Jennifer Bagley, representing the International Brotherhood of Electrical Workers (IBEW), Local 569, stated that they have been involved in the regional energy planning process, and they look forward to being included at the table in this process. They support the formation of a collective regional voice to ensure that the Regional Energy Strategy is implemented.

Mayor Pro Tem Finnila read one of the Task Force’s findings, which stated that the actual implementation of programs and projects would continue to be done by existing organizations. The existing roles and responsibilities of the jurisdictions and organizations in the region involved in energy planning and implementation will be an integral part of the RES implementation and would be coordinated and involved with SANDAG’s role for RES coordination. She added that the Energy Working Group would report to the Regional Planning Committee. The goal is to consolidate so that, when we get to the state and federal bodies, we will have more impact.

Vice Chair Cafagna expressed a concern that the Working Group might evolve into a Board Policy Advisory Committee. He questioned the size of this Working Group, indicating his preference would be to reduce it to three elected-official members: a city, a county, and a member at large. Mayor Holt Pfeiler responded that they tried to be consistent with SANDAG’s other committees. The involvement of the elected officials is key to this structure.

Supervisor Roberts expressed a concern about the money for implementing the Working Group. He did not support using energy efficiency dollars for this purpose.

Mayor Pro Tem Finnila replied that this consolidation will bring in millions of dollars to the region; however, they will be as efficient with this money as possible.

The Executive Director added that the implementation of the RES will cost money. He clarified that staff will try to obtain the necessary funding to implement the goals. This money will primarily be new dollars into the region. They have to be sustainable dollars.

Mayor Pro Tem Finnila noted that it has been suggested to us that we are in a key position to get a federal earmark because we are doing unique things.

Supervisor Roberts said he would support this action if the motion included conditions that: energy efficiency dollars will not be used; new funding will be used; and this effort would be reviewed regularly.

Mayor Pro Tem Finnila reminded the Committee that the Regional Energy Strategy is in the Regional Comprehensive Plan (RCP), and the RCP includes performance standards.

The Executive Director stated that there are no extra monies in the SANDAG budget for this effort.

Mayor Pro Tem Finnila mentioned that we will be able to apply for grants in different categories that come under various names, such as strategy planning and energy planning.
Chair Morrison complemented the Task Force for doing a fantastic job with a short time frame.

**Action:** Upon a motion by Vice Chair Cafagna and a second by Councilmember Madaffer, the Executive Committee voted unanimously to approve the recommendations of the Energy Task Force, with an annual evaluation of the program to determine its appropriateness and effectiveness and on the condition that no energy efficiency funds are used.

7. **REVIEW OF THE DRAFT BOARD AGENDA FOR DECEMBER 19, 2003 (APPROVE)**

Staff reviewed the draft agenda for the December 19, 2003, SANDAG Board meeting.

**Action:** Upon a motion by Mayor Pro Tem Finnila and a second by Councilmember Madaffer, the Executive Committee unanimously approved the draft SANDAG Board agenda for December 19, 2003.

8. **UPCOMING MEETINGS**

The next Executive Committee is scheduled for Friday, January 9, 2003.

9. **ADJOURNMENT**

Chair Morrison adjourned the meeting at 10:25 a.m.

Attachment: Attendance Sheet
## Confirmed Attendance
### SANDAG Executive Committee Meeting
### December 5, 2003

<table>
<thead>
<tr>
<th>GEOGRAPHICAL AREA</th>
<th>JURISDICTION</th>
<th>NAME</th>
<th>MEMBER/ALTERNATE</th>
<th>ATTENDING</th>
<th>COMMENTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>North County Coastal</td>
<td>City of Carlsbad</td>
<td>Ramona Finnila</td>
<td>Member</td>
<td>Yes</td>
<td></td>
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<tr>
<td></td>
<td>City of Encinitas</td>
<td>Christy Guerin</td>
<td>Alternate</td>
<td>No</td>
<td></td>
</tr>
<tr>
<td>North County Inland</td>
<td>City of Poway</td>
<td>Mickey Cafagna</td>
<td>Member</td>
<td>Yes</td>
<td></td>
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<tr>
<td></td>
<td>City of Escondido</td>
<td>Lori Holt-Pfeiler</td>
<td>Alternate</td>
<td>Yes</td>
<td></td>
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<tr>
<td>East County</td>
<td>City of Santee</td>
<td>Hal Ryan</td>
<td>Member</td>
<td>Yes</td>
<td></td>
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<td></td>
<td>Vacant</td>
<td></td>
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<tr>
<td>South County</td>
<td>City of National City</td>
<td>Ron Morrison</td>
<td>Member</td>
<td>Yes</td>
<td></td>
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<td></td>
<td>City of Chula Vista</td>
<td>Steve Padilla</td>
<td>Alternate</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>City of San Diego</td>
<td></td>
<td>Dick Murphy</td>
<td>Member</td>
<td>No</td>
<td></td>
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<td></td>
<td></td>
<td>Jim Madaffer</td>
<td>Alternate</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>County of San Diego</td>
<td></td>
<td>Greg Cox</td>
<td>Member</td>
<td>No</td>
<td></td>
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<tr>
<td></td>
<td></td>
<td>Ron Roberts</td>
<td>Alternate</td>
<td>Yes</td>
<td></td>
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</table>

01/02/2004 9:35 AM
LEGISLATIVE PROGRAM STATUS REPORT

Introduction

To help monitor the Legislative Program, the Executive Committee, at their December 2003 meeting, recommended a monthly status report that includes identifying bill numbers and associated status information. This is the first report since the Executive Committee made this recommendation. Although December has primarily been a month of recess for the Federal and State legislative bodies, the attached report provides information as known at this point in time. The legislative process is very fluid; if significant changes are identified following agenda mail-out, a report will be provided at the meeting.

The United States Senate will reconvene on January 20. Their first order of business is to resume consideration of the conference report that accompanies the Omnibus Appropriation Bill (H.R. 2623) for the Federal year 2004. The United States House of Representatives, scheduled to reconvene on January 5, 2004, approved the conference report on December 8, 2003 prior to recess.

The Transportation Equity Act of the 21st Century (TEA-21), the six-year transportation program that ended on September 30, 2003, is currently on a five-month extension which expires on February 29, 2004. In November 2003, the Senate Environment and Public Works Committee approved its TEA-21 renewal plan, a $255 billion, six-year package (S. 1072) titled Safe, Accountable, Flexible and Efficient Transportation Equity Act of 2003 (SAFETEA), which includes the highway program only. The transit section of the bill falls under the jurisdiction of the Senate Banking, Housing, and Urban Affairs Committee. Prior to recess, the House Committee on Transportation and Infrastructure Committee introduced a $375 billion highway and transit bill, (H.R. 3550) titled Transportation Equity Act: a Legacy for Users (TEA-LU). A considerable amount of work must be concluded by Congress in order to meet the February deadline.

The State legislators will reconvene on January 6, 2004. The Governor must submit a balanced state budget by January 10, 2004. The potential effects on transportation programs are being monitored very closely.

GARY L. GALLEGOS
Executive Director

Attachment

Key Staff Contact: Ellen Roundtree, (619) 595-5631; ero@sandag.org
## STATUS OF LEGISLATIVE GOALS FOR CY 2004

### Legend:
- T: Transportation
- R: Regional Planning
- P: Public Safety
- B: Borders

<table>
<thead>
<tr>
<th>General Description of Goal</th>
<th>Priority</th>
<th>Board Position</th>
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<th>R</th>
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<th>B</th>
<th>STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Reauthorization of ½% Sales Tax (TransNet) for 30 years, which is estimated to bring over $9.5 billion (2002 dollars) to San Diego.</td>
<td>1</td>
<td>Highest</td>
<td>Support</td>
<td>2003</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>Planned for November 2004 Ballot.</td>
</tr>
<tr>
<td>Lower the current 2/3voter requirement for special purpose taxes, i.e. transportation to a simple majority vote.</td>
<td>2</td>
<td>Highest</td>
<td>Support</td>
<td>2002</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>Reauthorization of a six-year transportation bill, including increased levels of funding for highway and transit programs, railroad and highway safety, goods movement and other programs such as the New Starts and Small Starts Program, Intelligent Technology Systems (ITS), Borders, Bus and Bus Related, including the eligibility of Bus Rapid Transit. Support for inclusion of Board adopted principles including increased flexibility, environmental streamlining, change to the requirement for Regional Transportation Plans 3 years to 5 years, and requests for earmarks for projects as included in list of priority projects.</td>
<td>3</td>
<td>Highest</td>
<td>Support/ Sponsor</td>
<td>2002</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>Current extension of TEA-21 expires 2/29/04. The Administration’s Bill SAFETEA includes $246 billion for highway and transit; The Senate Environmental and Public Works Committee supports $255 billion (S. 1072) for highway; the bill does not address how to pay for the program nor does it address transit, transit is the responsibility of the Senate Banking, Housing, and Urban Affairs Committee, and funding the bill is the responsibility of the Senate Finance Committee. The House Transportation and Infrastructure Committee introduced a six-year $375 billion bill (H.R. 3550) for highways ($306 B and transit ($69 B); this bill does not address how to pay for the program and does not yet include guarantee funding or firewalls.</td>
</tr>
<tr>
<td>FY 2005 Appropriation Requests as included in project priority list.</td>
<td>4</td>
<td>Highest</td>
<td>Sponsor</td>
<td>2003</td>
<td>X</td>
<td>X</td>
<td></td>
<td>FY 2004 Transportation Appropriations Bill rolled into an Omnibus Bill (H.R. 2673) was passed by the House 12/08; Senate will take up when they reconvene 1/20/04; Includes $33.8 billion for highways (up $6.1 billion from 2003); $7.309 Billion for transit (up $130 million from 2003) and $1.225 Billion for Amtrak; FY 2005 appropriation process will likely begin in February.</td>
</tr>
</tbody>
</table>
## STATUS OF LEGISLATIVE GOALS FOR CY 2004

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<tbody>
<tr>
<td>Legislation rewarding jurisdictions producing more housing, especially affordable housing, e.g. housing trust funds and other smart growth housing related programs.</td>
<td>5</td>
<td>Highest</td>
<td>Support</td>
<td>2002</td>
<td>X</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Legislation assisting in the implementation of the Regional Comprehensive Plan, especially through funding incentives for smart growth (including, but not necessarily limited to, mixed use projects, transit oriented developments, and/or walkable communities).</td>
<td>6</td>
<td>Highest</td>
<td>Support</td>
<td>2002</td>
<td>X</td>
<td></td>
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<tr>
<td>Fiscal reform initiatives enabling regions to develop their own fiscal strategies and oppose unfunded mandates on local government.</td>
<td>7</td>
<td>Highest</td>
<td>Support</td>
<td>2002</td>
<td>X</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Efforts to backfill the loss of Vehicle License Fees (VLF) to Cities and Counties.</td>
<td>8</td>
<td>Highest</td>
<td>Support</td>
<td>2003</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Efforts that would reduce transportation funding and challenges existing regional decision making authority.</td>
<td>9</td>
<td>Higher</td>
<td>Oppose</td>
<td>2002</td>
<td>X</td>
<td></td>
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It is anticipated that Senator Ducheny will be introducing a bill on fiscal reform.

On December 17, Governor Schwarzenegger exercised his executive branch power to ensure that scheduled payments will be made to cities and counties. Section 27 of the 2003 Budget Act allowed the governor to spend approximately $2.7 billion for local governments over the balance of the current budget year. In addition $150 million in current year spending was re-directed to local governments.

Transportation funding is at great risk of being reduced. There have been discussions that the Governor is considering reversing the $189 million including in the 2003/04 state budget for the TCRP (Traffic Congestion Relief Program). There has also been speculation that the entire TCRP program (141 projects) might be reversed. The legality of doing so has not yet been determined. The fund estimate for State Transportation Improvement Program funding (STIP) anticipates zero funding.
**STATUS OF LEGISLATIVE GOALS FOR CY 2004**

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</thead>
<tbody>
<tr>
<td>Efforts assisting in the implementation of key environmental efforts including habitat conservation, planning beach restoration and replenishment; and water quality issues.</td>
<td>10</td>
<td>Higher Support</td>
<td>2002</td>
<td></td>
<td></td>
<td></td>
<td>X</td>
<td>for the 2004 cycle. Transit funding in the form of State Transit Assistance is also likely to be at a reduced level. The Administration must submit a balanced budget by January 10; more information will be known at that time; even then Legislature has until June 15th approve a budget.</td>
</tr>
<tr>
<td>Mechanisms and funding to provide for the implementation of Mobility 2030 including Congestion Pricing Program, Managed Lanes, High Occupancy Toll Lanes, and the alleviation of current constraints on transponder technology; and other mechanisms that provide for more efficient use of highways and local roads.</td>
<td>11</td>
<td>High Support</td>
<td>2002/2003</td>
<td></td>
<td></td>
<td></td>
<td>X</td>
<td>AB 1279 (Horton) addressing the High Occupancy Vehicle Lane concept was introduced last year. Discussions with Senator Alpert to assist with this legislation have begun; also Assemblymember John Dutra, serving northern California, is interested in a pilot program similar to the I-15 FasTrak program in San Diego.</td>
</tr>
<tr>
<td>Extending the housing element self-certification pilot program; participating in activities related to legislative and administrative reform of the state housing element law.</td>
<td>12</td>
<td>High Sponsor/ Support</td>
<td>2002</td>
<td></td>
<td></td>
<td></td>
<td>X</td>
<td>SB 492 was introduced last year by Senator Ducheny, a state-wide approach is currently under consideration.</td>
</tr>
<tr>
<td>Transit boards’ legislative program consistent with SANDAG policy.</td>
<td>13</td>
<td>High Support</td>
<td>2002</td>
<td></td>
<td></td>
<td></td>
<td>X</td>
<td>The transit board’s programs were included in the December Board agendas. Project Specific Goals will be presented to the Transportation Committee.</td>
</tr>
<tr>
<td>In accordance with the Border Committee and COBRO recommendations, enhancing of border security and reducing wait times; pursuit of funding and legislation supporting interregional partnerships and binational trade and border projects.</td>
<td>14</td>
<td>High Support</td>
<td>2002</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>The pending FY 2004 Appropriations bill includes $3 million for SR 905.</td>
</tr>
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</table>
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</tr>
</thead>
<tbody>
<tr>
<td>Seek funds to implement the Regional Energy Strategy; respond to legislation related to energy consist with RES Principles.</td>
<td></td>
<td>High Support/Sponsor</td>
<td>2002</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>On October 20, 2003, the Local Taxpayers and Public Safety Protection Act was filed with the Attorney General’s office.</td>
</tr>
<tr>
<td>Local Government Ballot Initiative, a constitutional amendment sponsored by the California League of California Cities, the California State Association of Counties, and the California Special District Association, that would allow voters to decide whether state government may appropriate local tax funds to fund state government operations and responsibilities.</td>
<td></td>
<td>High Support</td>
<td>2003</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>In FY04, by formula, the COASTER commuter rail received $800,000 for security improvements on the railroad.</td>
</tr>
<tr>
<td>Aggressively seek Homeland Security Funding for ARJIS and Transit and freight corridors.</td>
<td></td>
<td>Medium Sponsor</td>
<td>2003</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
<td>Examples of potential new revenue sources: Northen 2003 – Federal bill introduced (HR 3611); Metropolitan Congestion Relief Act to be funded at $2 billion annually for six years each fiscal year (FY 2004-09). Federal bill introduced May 2003 (HR 2220) related to NAFTA would authorize $200 million for corridors that connect borders between the U.S. and Mexico and the U.S. and Canada each fiscal year (FY 2004-09).</td>
</tr>
<tr>
<td>Generation of new revenue sources and maximize flexibility in use of federal and state dollars and increase regional decision-making authority.</td>
<td></td>
<td>Lower Support</td>
<td>2003</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
<td>Legislation resulting in cost efficiencies and savings.</td>
</tr>
<tr>
<td>Legislation related to personnel matters, i.e. workers compensation, PERS, benefits.</td>
<td></td>
<td>Lower Monitor and Support</td>
<td>2003</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>X</td>
<td>There was a myriad of bills related to worker’s compensation Introduced in the extraordinary session.</td>
</tr>
<tr>
<td>Legislation affecting solid waste, water supply, and storm water; support funding opportunities to assist in these areas.</td>
<td></td>
<td>Lower Monitor and Respond</td>
<td>2003</td>
<td>X</td>
<td>X</td>
<td></td>
<td></td>
<td>FY04 Appropriations: $750,000 for San Diego Water Authority; water desalination program, $800,000, Olivenhain Municipal Water District.</td>
</tr>
</tbody>
</table>

**Legend:**
- **T:** Transportation
- **R:** Regional Planning
- **P:** Public Safety
- **B:** Borders
Other organization’s legislative programs where consistent with SANDAG policy, i.e., CALCOG (California Association of Councils of Governments) APTA (American Public Transportation Association), AMPO (Association of Metropolitan Planning Organization), NARC (National Association of Regional Councils), CTA (California Transit Association).

These organizations are closely monitoring federal legislation reauthorizing transportation programs as well as potential repercussions related to the state’s budget problems. Staff has been participating in these discussions.
FY 2004 OWP/BUDGET AMENDMENT

Introduction

On September 26, 2003, the SANDAG Board of Directors approved amendments to the FY 2004 Overall Work Program (OWP) and Budget to accommodate the transition of project development and support functions from the two transit agencies. On November 21, the Board approved further amendments, adding a new Criminal Justice work element and increasing the funding and tasks in three transportation work elements. We are proposing three additional amendments to the FY 2004 OWP/Budget to reflect an additional grant for Criminal Justice, to move RTIP/FTIP dollars from Caltrans to SANDAG to conduct capital project work, and to consolidate the Human Resources Manager position from MTDB to SANDAG/Administration.

It is my

RECOMMENDATION

that the Executive Committee recommend that the Board of Directors approve amendments to the FY 2004 OWP/Budget, as follows:

1. Accept approximately $3,000,000 from Caltrans to fund specialty contracts for capital transportation projects. This funding is coming from federal subvention funds through Caltrans Local Assistance monies.

2. Establish a new Criminal Justice work element to accept $125,000 from the Family Health Centers of San Diego (FHCSD) for a program called “Educating to Prevent Viral Hepatitis in San Diego.”

3. Transfer the Human Resources Manager position from MTDB/MTS to SANDAG as a continuing item of consolidation allowed under SB 1703.

Discussion

Capital Project Specialty Contracts ($3,125,000)

As Caltrans approaches staff downsizing due to the State budget crisis, they must also reduce their contracting personnel year equivalents. This downsizing will harm their ability to hire specialty services including biology, environmental, and archeology necessary to keep high-priority transportation projects on schedule such as the SR 76 Middle, the 52 extension, the I-5 Widening for HOV Lanes, the I-15 Managed Lanes, and SR 905. Specialty work like the spring Bio Surveys for endangered species is most often accomplished through consultants, and these studies are usually contracted out by Caltrans as part of their capital support workload.
Funding for these contracts would come from monies programmed for the project in the RTIP/FTIP, such as CMAQ, RSTP, or DEMO funds, which can be used by Caltrans or channeled through to SANDAG. We propose the federal funds that would have come to Caltrans be instead allocated to SANDAG as subvention funds, enabling SANDAG to contract for these necessary consultant services. These funds will include indirect costs to support a limited term position in Contracts and temporary help in Accounting to manage the additional workload.

We expect to finalize a Memorandum of Understanding between Caltrans and SANDAG by the middle of January 2004. No work will be initiated until the MOU is completed. However, there is some urgency for this amendment to be approved by the Executive Committee this month. We need sufficient time to hire contractor(s) to conduct a spring 2004 Bio Survey for the SR 76 Middle and I-5 Widening projects in order to prevent them from being delayed until 2005. Other work under this amendment is not as time-sensitive, with consultants starting work in May-June 2004.

**Educating to Prevent Viral Hepatitis in San Diego ($125,000)**

Family Health Centers of San Diego (FHCSD) has received funds from the Centers for Disease Control to increase knowledge and change attitudes and practices related to viral hepatitis among men who have sex with high risk partners in Central San Diego. To accomplish the goal of increasing knowledge and changing attitudes and practices, FHCSD will integrate the viral hepatitis content into currently ongoing outreach and case management programs. FHCSD has requested that SANDAG conduct the required process and impact evaluation for this project. The tasks performed by SANDAG staff will include creating data collection instruments; collecting research data through surveys, focus groups, interviews, and treatment records; cleaning and analyzing data; and creating bi-annual research reports.

**Continuing Consolidation with the Human Resources Manager Position**

As allowed in SB 1703, SANDAG is continuing to consolidate services where they are found to be effective and efficient. The Human Resources Manager position and funding will be transferred, effective the first pay period near February 1, 2004. Services will be provided back to MTS under an MOU between the two agencies like the Finance and Accounting consolidation that occurred in October 2003.

GARY L. GALLEGOS  
Executive Director

Key Staff Contact: Renee Wasmund, (619) 557-4531; Renee.wasmund@sdmts.com
PROPOSED PUBLIC PARTICIPATION POLICY

Introduction

Staff has determined that Board direction is needed regarding implementation of SANDAG's Public Participation Program in the area of project development and construction. A draft policy on public participation has been prepared by staff for review and comment by the Executive Committee. The policy attached to this report will be brought to the Board for final approval on January 23, 2004, and will incorporate any requested changes.

It is my

RECOMMENDATION

that the Executive Committee accept the proposed policy for review and comment.

Discussion

The proposed policy establishes a process for obtaining input from and giving information to the public concerning SANDAG Project Development and Construction projects in order to ensure the public is informed and has the opportunity to provide the Board with input. A separate public participation policy, concerning service and fare changes, is being prepared by staff and will be brought to the Transportation Committee for review at a later time. This policy is intended to be read in conjunction with SANDAG's overall Public Participation Program, which is currently under development by staff, and is needed by January 2004 in order to fulfill requirements imposed by various state and federal laws.

GARY L. GALLEGOS
Executive Director

Attachment: Board Policy No. 25

Key Staff Contact: Julie D. Wiley, (619) 595-5647, jwi@sandag.org
PUBLIC PARTICIPATION – PROJECT DEVELOPMENT AND CONSTRUCTION

Purpose

This policy establishes a process for obtaining input from and giving information to the public concerning SANDAG projects in order to ensure the public is informed and has the opportunity to provide the Board with input. Various federal and state laws and regulations require that an agency such as SANDAG conduct public participation programs to ensure that the public is involved and that community concerns are addressed. For example, planning of mass transit guideway projects and fare and service changes to public transportation require public participation. The California Environmental Quality Act (CEQA) and the National Environmental Policy Act (NEPA) also have public information components that require an agency such as SANDAG to conduct public participation programs to ensure that the public is involved and that community concerns are addressed. Board policy with regard to public participation in the event of service or fare changes is addressed in a separate policy. It is the Board’s intent that this policy be read in combination with SANDAG’s Public Participation Program document, which outlines all of SANDAG’s public participation methods.

Procedures

1. For all major capital improvement projects, SANDAG shall provide opportunities for members of the public to provide input and express concerns. SANDAG shall also implement a program designed to inform the public of progress, as well as safety and community impacts in the event of construction.

2. SANDAG shall hold publicly noticed meetings at key stages of project development and implementation in the area(s) being impacted. The location of the meetings shall depend upon the geographic location of the project. Meetings concerning projects exclusively within the San Diego North County Transit Development Board’s (NCTD) service area shall be held in North County locations. Meetings concerning all other projects shall be held at SANDAG’s offices or other locations specified in SANDAG’s agendas.

3. SANDAG shall solicit input from the representatives of interest groups of the local population, such as community groups, planning groups, and neighborhood associations. This shall include special user groups such as senior and disabled riders, who will be consulted during the design and construction of public works projects, to ensure that facilities are usable by as many people as possible.

4. SANDAG shall work to advise the public regarding actual and perceived disruption during construction of public works by distributing informational, educational, and public relations materials, and by using other traditional public relations tools.
5. SANDAG shall endeavor to meet citizen concerns as they arise and attempt to resolve those concerns.

6. For all projects requiring environmental review under CEQA and NEPA, such as major capital improvement projects, SANDAG shall provide opportunities for members of the public to provide input and comply with all related legal requirements.

   6.1 SANDAG shall solicit input from the representatives of interest groups of the local population, such as community groups, planning groups, and neighborhood associations.

   6.2 SANDAG shall incorporate public input into project planning and development where practical and feasible.

   6.3 SANDAG shall hold a public hearing to seek public comment whenever required under CEQA and/or NEPA.

      6.3.1 Published notifications for such hearings shall be published in the following newspapers: Daily Transcript, North County Times, and a Spanish language newspaper with regional circulation.

      6.3.2 Any item subject to a public hearing will be listed and described in the Board’s published agenda, which shall be posted at least 72 hours in advance of the meeting at the Board’s meeting place and on SANDAG’s Web site.

      6.3.3 Public hearings will be conducted by the Board at the date, time, and place previously noticed. The public hearing will allow for interested parties to be heard. The Board will also consider any written comments that were forwarded to the Board prior to the hearing.
PERSONNEL: CONTRACT RENEWAL FOR EXECUTIVE DIRECTOR

Attached is the contract document for renewal of the Executive Director’s continuing employment at the San Diego Association of Governments. Mr. Gallegos’ current contract expires at the end of this fiscal year at which time this document would take effect. The contract provisions have been reviewed by the Vice Chairman and me and provide for renewal of employment of the Executive Director for five years with an option of three additional years. Salary increases are provided at a flat $10,000 per year or about 5%. Benefits are the same as those provided for all SANDAG staff and management with enhanced deferred compensation and PERS retirement packages. This package is comparable to those provided to managers or directors in positions of similar stature.

Therefore, it is my

RECOMMENDATION

that the Executive Committee recommend that the Board of Directors approve this contract.

Ron Morrison
Chair, SANDAG Board of Directors

Attachment

Key Staff Contact: Leslie Campbell, (619) 595-5340; lca@sandag.org
The attachment to this Agenda Item may be obtained by contacting SANDAG’s Clerk of the Board at (619) 595-5602.
San Diego Association of Governments

EXECUTIVE COMMITTEE

January 9, 2004

AGENDA ITEM NO.: 7

Action Requested: APPROVE

REVIEW OF DRAFT BOARD AGENDA FOR JANUARY 23, 2004

<table>
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<tr>
<th>ITEM #</th>
<th>RECOMMENDATION</th>
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<tr>
<td>#1.</td>
<td>APPROVE</td>
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<td>2.</td>
<td>ADDITIONS AND DELETIONS</td>
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<td>3.</td>
<td>PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS</td>
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</table>

Members of the public shall have the opportunity to address the Board on any issue within the jurisdiction of SANDAG. Anyone desiring to speak shall reserve time by completing a “Request to Speak” form and giving it to the Clerk of the Board prior to speaking. Public speakers should notify the Clerk of the Board if they have a handout for distribution to Board members. Speakers are limited to three minutes. Board members may provide information and announcements under this agenda item.

CONSENT ITEMS (-----)

| # 4.   | ACTIONS FROM POLICY ADVISORY COMMITTEES | APPROVE |
| # 5.   | LOCAL TECHNICAL ASSISTANCE PROJECTS REQUIRING MORE THAN $1,000 OR THREE DAYS STAFF TIME (Jeff Tayman) | APPROVE |

Local Technical Assistance (LTA) policy guidelines require that projects involving more than three days staff time be reported to the Board of Directors. A transportation modeling project for the County of San Diego General Plan 2020 update and the provision of special tabulations of the Final 2030 Forecast for the County Water Authority are included in this month’s report.

| #6.   | PUBLIC PARTICIPATION POLICIES (Julie Wiley) | APPROVE |

The Executive Committee accepted a draft Public Participation Policy concerning Project Development and Construction for review and comment at its January 9, 2004 meeting. Any changes that have been requested since that time are incorporated in the attached draft. Final Board approval of the policy is sought at this time.
# 7. AMENDED CONFLICT OF INTEREST CODE (Julie Wiley) APPROVE

The Board approved the Notice and Proposed Amendment to SANDAG’s Conflict of Interest Code for distribution at its December 19, 2004 meeting. The Proposed Amendment reflects updates to the list of designated positions subject to filing annual economic disclosure statements and the financial disclosure categories applicable to such designated positions, which were needed following the consolidation of employees under SB 1703.

# 8. ANNUAL INVESTMENT POLICY UPDATE (Renee Wasmund) APPROVE

California Government Code requires that the Board, at a public meeting, annually review the agency’s investment policy.

# 9. CALTRANS MASTER FUND TRANSFER AGREEMENT (Renee Wasmund) APPROVE

Revisions to the Master Fund agreements between SANDAG and Caltrans are necessary to reflect changes in requirements for federal planning funds and to recognize SANDAG’s new role in receiving transit funding.

# 10. FY 2005 TRANSIT CAPITAL IMPROVEMENT PROGRAM (Kim York) APPROVE

The Metropolitan Transit System and the North County Transit District have developed their Capital Improvement Programs for FY 2005, which form the basis for the Federal Transit Administration Section 5307 Urbanized Area formula fund grant and the Section 5309 Rail Modernization formula fund grant. SANDAG is now responsible for programming these funds and approving these grants.

# 11. TDA GUIDELINES POLICY REVISION (Susan Brown) APPROVE

The Transportation Development Act (TDA) Statutes and the California Code of Regulations (CCR) requires SANDAG, as the Transportation Planning Agency, to adopt rules and regulations supplemental to and consistent with those of the California Department of Transportation to establish procedures for the administration of TDA funds. These procedures provide for the local implementation of the Transportation Development Act of 1971, as amended, in the San Diego Region.

# 12. TEA-21 REAUTHORIZATION AND FY 2005 APPROPRIATION FUNDING REQUESTS (Ellen Roundtree) APPROVE

To continue to pursue federal funding for transportation projects, the Transportation Committee recommends the Board approve the list of federal transportation funding requests under the multi-year TEA-21 reauthorization process, as well as the FY 2005 annual appropriations process. The process began last February; changes since from last year’s list are noted.
# 13. COUNTYWIDE INTEGRATED WASTE MANAGEMENT PLAN, SUMMARY PLAN AND SITING ELEMENT (Nan Valerio)  

The Board, acting as the Integrated Waste Management Task Force, is asked to accept the Summary Plan and Siting Element of the updated Countywide Integrated Management Plan (CWIWMP), as prepared by the County of San Diego and reviewed and commented on by the Task Force’s advisory committees. Following acceptance of the Plan and comments, SANDAG will transmit the CWIWMP to the Board of Supervisors.

# 14. PERSONNEL: RENEWAL OF EXECUTIVE DIRECTOR’S CONTRACT (Leslie Campbell)  

The Executive Committee is recommending that the Board approve the renewal of the employment contract for the Executive Director. Mr. Gallegos’ contract expires at the end of the fiscal year, at which time the new contract would take effect. The Chairman and Vice Chairman have reviewed this contract, which includes provisions to extend employment for five years with an option of three additional years.

## CHAIR’S REPORT

17. PRESENTATION OF AWARD OF RECOGNITION TO ASSEMBLY MEMBER CHRISTINE KEHOE

## REPORTS

18. EXPANDED TRANSNET PUBLIC INFORMATION PROGRAM (Gary Bonelli)  

As part of the Framework for the TransNet Extension Ordinance and Expenditure Plan approved by the Board of Directors in October 2003, the Board supported an expansion of SANDAG’s public education efforts to communicate the accomplishments of the existing TransNet program and the specific project and program costs and benefits associated with the TransNet Extension ballot proposal. The Board is being asked to approve the proposal for an expanded public information program and the necessary amendments to the FY 2004 Overall Work Program and Budget required for its implementation.
# 19.  **ANNUAL REPORT ON PROGRESS RELATED TO SENATE BILL 1703 (Ellen Roundtree)**

The Consolidated Agency Annual Report provides an annual review of progress made in implementing and carrying out provisions of Senate Bill 1703, and as amended by Assembly Bill 361. This will be the first annual report and covers the progress made during 2003 following the bill’s effective date of January 1, 2003. The report will serve as a repository of key materials related to consolidation and will be used as a model for subsequent reports.

# 20.  **SOFAR AGREEMENT ANALYSIS (Rob Rundle)**

SANDAG and SOFAR signed a settlement agreement in July 2003 in order to avoid litigation regarding the 2030 Regional Transportation Plan (RTP). The settlement agreement requires SANDAG to analyze another RTP alternative that eliminates proposed improvements on rural highways and reprograms the funds to transit service in San Diego’s urban core. The initial analysis as required by the settlement agreement is being provided for the Board’s information.

21.

22.

23.  **UPCOMING MEETINGS**

The next Board of Directors business meeting is scheduled for Friday, February 27, 2004.

24.  **ADJOURNMENT**

GARY L. GALLEGOS
Executive Director

# Items are on the agenda based upon Board policy, based on previous requests by the Board, recommendations from Policy Committees, or because of program requirements.