



**BOARD OF DIRECTORS DISCUSSION AND ACTIONS
DECEMBER 17, 2004**

Chairman Mickey Cafagna (Poway) called the meeting of the SANDAG Board of Directors to order at 9:15 a.m. The attendance sheet for the meeting is attached.

1. APPROVAL OF MINUTES

Chair Cafagna recognized Councilmember Matt Hall from the City of Carlsbad and noted that he will become the primary representative from that city. He also recognized Councilmember Scott Peters as a new representative from the City of San Diego.

Mayor Corky Smith (San Marcos) commended the efforts of Supervisor Dianne Jacob (County of San Diego) on her efforts related to Megan's law.

Action: Upon a motion by Mayor Joe Kellejian (Solana Beach) and a second by Mayor Smith, the SANDAG Board of Directors approved the minutes from the November 19, 2004, meeting.

2. ADDITIONS AND DELETIONS

There were no changes to the agenda.

CHAIR'S REPORTS

8. PRESENTATION OF AWARD OF RECOGNITION TO SENATOR ALPERT AND ASSEMBLYMEMBERS KEHOE AND HORTON

Assembly Bill 2032 was co-introduced by Assemblymembers Christine Kehoe and John Dutra with Senator Dede Alpert and Assemblymember Shirley Horton as principal co-authors.

Chair Cafagna acknowledged the efforts of Assemblymember Kehoe and Senator Alpert on behalf of the 18 cities and the County on this legislation. This bill expands upon the existing FasTrak program on the Interstate 15 (I-15) corridor that allows single occupants to use the high-occupancy-vehicle (HOV) lanes for a fee. It will allow SANDAG to implement two additional value-pricing projects consistent with the MOBILITY 2030 Regional Transportation Plan. MOBILITY 2030 assumes a network of transportation solutions including flexible managed lanes. Passage of this bill required tremendous endurance and

perseverance. Chair Cafagna presented the legislators with plaques of appreciation for their efforts.

Assemblymember Kehoe greeted the Board and wished them happy holidays. She expressed her pleasure in having assisted with the passage of this bill. She noted that there are a number of issues in the next two-year legislative session that we will be working on together. She indicated that there are a couple of changes on the Senate side of the Legislature. The Senate Transportation Committee will now address housing issues, and she will be chairing the Senate's Local Government Committee. She said it is hoped that by combining housing with transportation we can develop housing density and transportation efficiency. We also will move forward with the work of the consolidation bill and the legislative plan. She said that he looked forward to continued communications with SANDAG.

Senator Alpert noted a special appreciation to John Dutra for his efforts on this bill. She said that the Legislature has struggled with this concept for years and it often was a hard sell. Information that SANDAG provided helped to obtain the support for its approval. She thanked the SANDAG Board for this recognition.

Chair Cafagna stated that Senator Alpert has been a tremendous friend of SANDAG and a tremendous public servant for the San Diego region.

3. PUBLIC COMMENTS/COMMUNICATIONS/MEMBERS COMMENTS

Jim Schmidt, a member of the public, commented that there are three transportation issues that are important to pass along: the state sales tax on gasoline, a constitutional amendment preventing the state from borrowing from the State Highway Fund, and the issue of money taken out of the Highway Fund before the north/south funding split. He also suggested that the Board monitor the situation related to the Golden Gate Bridge and its \$5 billion retrofit problem, which may take money away from other projects across the state.

Clive Richard, a member of the public, wished the Board happy holidays. He also welcomed San Diego Councilmember Scott Peters to the SANDAG Board. He commented that now that the *TransNet Extension* has been passed, the hard work of implementing it is yet to come.

Chuck Lungerhausen, a member of the public, wished the Board the very best for the holidays. He noted that we have much to be thankful for with the passage of the *TransNet Extension*. He wondered what will happen if the Governor and the Legislature take property tax funds and local funds away from transportation projects. Local governments have already increased fees for local services. For the last several years, he has advocated passage of a 1 percent sales tax to support transit. Our public transit fares are already some of the highest in the country. Raising these fares will chase tourists away.

Councilmember Jack Feller (Oceanside) said that in just the past last six weeks, there have been seven fatalities on Highway 76. He commented that the environmental agencies should not prevent progress on this project. The life of human beings should be a priority over the stalemate related to environmental issues.

CONSENT ITEMS (4 through 7)

4. ACTIONS FROM POLICY ADVISORY COMMITTEES (APPROVE)

5. 2005 LEGISLATIVE PROGRAM (APPROVE)

The Executive Committee has reviewed the proposed federal and state legislative program for the upcoming year and recommends its approval.

6. RECORDS RETENTION SCHEDULE AND PROPOSED AMENDMENTS TO BOARD POLICY NO. 015 (Resolution No. 2005-11) (APPROVE)

Pursuant to Assembly Bill (AB) 474, which goes into effect on January 1, 2005, SANDAG is required to adopt a Records Retention Schedule. Additionally, SANDAG's Board Policy on Records Management is in need of some updates due to this legislation and reassignment of staff responsibilities. The Executive Committee recommends approval of the proposed amended Board Policy No. 015 and Records Retention Schedule. The Board is asked to adopt Resolution No. 2005-11, approving the amended Policy and Schedule.

7. PROPOSED ADOPTION OF AN AGREEMENT FOR AN ALTERNATIVE RETIREMENT PLAN BETWEEN SANDAG AND THE PUBLIC AGENCY RETIREMENT SYSTEM (PARS), A 457 PLAN, AND THE PARS TRUST ADMINISTRATORS, PHASE II SYSTEMS (Resolution No. 2005-08) (APPROVE)

The Executive Committee has recommended that SANDAG provide an alternative retirement system for interns and temporary short-term employees in lieu of the Public Employees Retirement System (PERS) at a reduced cost. The Board is asked to adopt Resolution No. 2005-08, approving the agreement to establish this system.

Action: Upon a motion by Councilmember Jim Madaffer (City of San Diego) and second by Councilmember Feller, the SANDAG Board voted to approve Consent Item Nos. 4 through 7, including Resolution Nos. 2005-8 and 2005-11. Yes – 14 (weighted vote, 100%). No – 0 (0%). Abstain – 0 (0%). Absent – Chula Vista, Coronado, Imperial Beach, La Mesa, and Santee.

CHAIR'S REPORT

9. APPOINTMENT OF NOMINATING COMMITTEE FOR 2005 BOARD OFFICERS (APPOINT)

Chairman Cafagna appointed the following Board members to serve on the Nominating Committee: Councilmember Ron Morrison – Chair (National City), Supervisor Dianne Jacob (County of San Diego), Councilmember Crystal Crawford (Del Mar), Councilmember Hal Ryan (Santee), and Mayor Lori Holt Pfeiler (Escondido). The Nominating Committee will provide the Board with its recommendation for 2005 Board Officers at its meeting on January 28, 2005.

Chair Cafagna also noted that a change has been made related to the Joint Committee on Regional Transit (JCRT). A lot of the business of this Committee is duplication of the SANDAG Transportation Committee. Therefore, at its last meeting, it was decided that the JCRT would become an operational meeting between the Transit Boards with SANDAG having an ex officio representative. Mayor Kellejian will be the ex officio representative on that Committee.

Chair Cafagna announced that there are two staff members who are retiring and the Board would like to recognize them. He said that Nan Valerio is retiring after 25 years of service at SANDAG. He presented Ms. Valerio with a Resolution of Appreciation indicating her many accomplishments during her tenure. A major focus of Ms. Valerio's efforts related to improving transportation services for seniors and persons with disabilities. Ms. Valerio received a standing ovation from the Board.

Ms. Valerio thanked the Board for the resolution. She said that it has been a pleasure to be associated with the SANDAG Board and coworkers.

Chair Cafagna also recognized Tom Larwin and said that in recognition of his milestone, SANDAG would be giving him his own baseball card. He said that there was an abbreviated list of Tom's career highlights on the back of the card. On behalf of the Board and everyone at SANDAG, Chair Cafagna thanked Mr. Larwin for putting public transit in play in this region. He added that Tom Larwin is looked at very highly and with high esteem throughout the country as providing a tremendous service to this region.

Leon Williams, Chair of the Metropolitan Transit System (MTS), noted that not only has Mr. Larwin played a significant role here in San Diego, but the trolley system has played a tremendous role for areas around the world. Chair Williams said that Mr. Larwin gave everyone the incentive to make things work well.

Mr. Larwin said that it has been a privilege to have worked with a tremendous team of individuals, and we could not have accomplished what we did without this team effort. We have a foundation in place to achieve the vision. He noted that a couple of revealing things happened in the last several months. At a recent management retreat, we had to portray all of the things that had occurred since SANDAG began. There have been a number of significant accomplishments in the region, such as the Regional Comprehensive Plan (RCP) and the *TransNet Extension* that will position this Board to lead the region. Another matter was the quality of thinking that goes on in this organization. He recognized the assistance of MTS Chair Leon Williams and Deborah Gunn, his Executive Assistant, and wished everyone happy holidays.

REPORTS

10. FINAL REPORT ON CONSOLIDATED AGENCY PURSUANT TO SENATE BILL 1703, AMENDED BY ASSEMBLY BILL 361 (APPROVE)

Councilmember Ron Morrison (National City) stated that part of the consolidation process includes a progress report to the Governor and the Legislature by the end of this year. A

draft was presented to the SANDAG Board, and the NCTD and MTS Boards. The report includes a section on the transit perspective. The blue sheet includes the remarks made by the transit agencies at the request of Supervisor Ron Roberts (County of San Diego). With approval by the SANDAG Board, the modified language suggested by the Transit Boards will be included in this report. We also will be working with the Legislative Analyst's Office (LAO) to deal with the report that the LAO will be developing by the end of 2005. The most important issue is to make this consolidation work.

Action: Upon a motion by Mayor Holt Pfeiler and a second by Mayor Pro Tem Phil Monroe (City of Coronado), the SANDAG Board approved the Progress Report on Consolidation, incorporating the minor revisions to the Transit Agency Perspective section requested by the North San Diego County Transit Development Board (NSDCTDB), the Metropolitan Transit Development Board (MTDB), and the JCRT, for submission to the Governor and State Legislature. Yes – 17 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (0%). Absent – Chula Vista and Santee.

11. TRANSNET WORK PROGRAM (DISCUSSION/POSSIBLE ACTION)

Gary Gallegos, Executive Director, stated that the certified elections results on Proposition A, the *TransNet Extension*, were distributed. The percentages were separated out by city, county supervisorial district, state assembly district, state senatorial district, and congressional district.

Craig Scott, *TransNet* Project Manager, said that now the real work begins to implement the program. This item is our initial cut at a work program and schedule of tasks that need to be undertaken this year and for the next three years until 2008-2009. He asked for the Board's input and direction. He said that we may need to make adjustments to the current overall work program to help make all of this happen. The work program identified over 50 individual tasks. Four major tasks include:

- Plan of Finance Update: a detailed evaluation of the project costs, phasing, and schedules in order to identify those projects or project phases from the *TransNet Extension* that can be accelerated for early implementation.
- Establishment of the Independent Taxpayer Oversight Committee (ITOC). The Ordinance specifies that the selection process for the ITOC members is to begin by April 1, 2005. The proposed work program calls for the process to begin in January 2005. While many of the ITOC's responsibilities will not be fully phased in until the new measure actually takes effect in 2008, there are many activities that the ITOC will need to review and make recommendations on during the early implementation phases of the new measure.
- Regional Transportation Congestion Improvement Program (RTCIP). The Ordinance requires that a nexus study related to the private developer funding requirement under the RTCIP provisions be conducted within nine months of the passage of Proposition A. This effort will require consultant assistance. This study will be used as the basis for the implementation of each local jurisdiction's funding program as required by the Ordinance.

- Environmental Mitigation Program (EMP). Consistent with the Ordinance and the related implementation guidelines approved by the Board in September, the EMP is another component of the *TransNet Extension* to be implemented on an accelerated timeline. Early steps in this process include the establishment of the regional entity to administer aspects of the EMP program, the negotiation of the required implementing agreements with the resource and permitting agencies, and the development of an expenditure plan for the EMP.

Mayor Kellejian stated that this action will set the path for the future to relieve traffic congestion in San Diego County and to do it now rather than later. This is an aggressive path, but we are up to the challenge.

Councilmember Feller asked how long it will take to get Highway 76 built. *Mr. Gallegos replied that in terms of actually building a route, you're looking at two to three years for construction. However, it is not just an issue of being able to complete construction; it is making sure that the project complies with the laws, regulations, and the required permits. Highway 76 is an important project and it is a tough one environmentally. Mr. Gallegos noted that there are three projects that were not completed from the first TransNet Ordinance and they will have the highest priority. Highway 76 is already in that mix. Staff will bring back a plan for consideration of fast-tracking those projects. There is another series of projects that are ready to go but are cash starved. Every one of these routes is important but they are in various phases. He encouraged the Board to keep focused and get these projects done as quickly as possible.*

Chair Cafagna asked how the environmental documents will affect Highway 76. *Mr. Gallegos replied that we are working with the resource agencies to fast-track the process for that project.*

Chair Cafagna indicated that he and the Executive Director will be meeting with Pedro Orso-Delgado of Caltrans to work on these projects. We may need some help from Sacramento to go outside of the normal construction process to use new and innovative ways of working on multiple projects simultaneously.

Councilmember Crawford expressed her desire that we start property acquisitions as soon as possible. She was a little concerned about the dates proposed for the work tasks and would like to see them accelerated.

Chair Cafagna noted that we have already pre-negotiated some of the environmental issues.

Mayor Pro Tem Patricia McCoy (Imperial Beach) said that she was delighted with the statement that we will comply with environmental law. We should be looking at this opportunity as a partnership with the resource agencies.

Chair Cafagna stated that the fact that most of the environmental groups were on board with *TransNet* will prove to be advantageous in this process.

Mr. Gallegos commented that we will conduct more work on environmental monitoring by mid-2005.

Councilmember Peters requested that staff provide information on how each project will improve congestion relief and support the RCP. *Mr. Gallegos stated that the Board will be determining how to work through the process and will build from the criteria we already have.*

Pedro Orso-Delgado, Director, Caltrans District 11, commented that it will be a challenge to make the *TransNet* plan happen; however, with our partnership, we can accomplish much. Caltrans has learned a lot from the I-15 corridor about multiple construction projects. We determine the key part of a contract and then built several contracts around that. That is a model to pursue. One of the biggest challenges is to make sure that we have good schedules and cost estimates.

Mayor Pro Tem Monroe agreed that property acquisition is very important. *Mr. Gallegos stated that property acquisition is part of the early actions for the TransNet projects.*

Mayor Kellejian also agreed that we want to move on these projects as soon as possible. It is important to do so for congestion relief and safety. We will need the help from a number of others, including the County of San Diego, and the state and federal governments. He said that it will be important for Board members to cement their relationships at the state and federal levels.

Councilmember Madaffer commented that the key to all of this is working with our stakeholders and partnerships. The issue of public information is also very important. The people need to know the top priorities and when they will be completed. The financial bonding should be conducted as soon as possible so that we can accomplish as much as possible. He asked if the voters will be able to see some immediate results from the passage of this ballot measure in terms of project completion. *Mr. Scott responded that we could get a start on projects by late spring or early summer next year (i.e., 2005).*

Councilmember Christy Guerin (Encinitas) asked for information on the ITOC. She wanted to have an idea what that committee will look like. *Mr. Gallegos said that there will be a call for individuals with certain kinds of skills, and there is a pretty strict conflict of interest provision. We would get an independent body to screen the applications. Then a selection committee made up of the mayors of the four subregions would select one mayor to sit on this selection committee. Other members of the selection committee would be the Mayor of San Diego and two County supervisors.*

Public Comment:

Brad Barnum, representing the Associated General Contractors (AGC), congratulated the Board on the passage of the *TransNet Extension* and thanked SANDAG for its support over the past two years. He said that 130,000 jobs can be created over the next 40 years, and traffic congestion relief will be seen. They have already met with Mr. Gallegos and Mr. Scott to discuss their issues and concerns. They want to be sure that this work stays local. He noted that there is a good chance that Proposition 42 funds will be suspended again. A coalition will work with the Governor and Legislature to not suspend this funding and to work with the federal government on a long-term funding solution for transportation.

Action: Upon a motion by Mayor Kellejian and a second by Councilmember Madaffer, the SANDAG Board approved the work program for the *TransNet Extension*. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (%). Absent – Chula Vista.

12. SANDAG ANNUAL BINATIONAL CONFERENCE REPORT (SUPPORT)

Councilmember Crawford stated that SANDAG's binational conferences have been held annually since 1996 and are sponsored by the Committee on Binational Regional Opportunities (COBRO). The topic this year was an assessment of border cooperation. The assessment was very helpful. SANDAG provided on-line conference registration on its Web site for this conference, and we had the largest turnout ever, almost 200 people. The title of this year's conference was "Cooperation Across the Baja California Border, Where Do We Go From United States Consul General's office in Tijuana. Arturo Espinosa, Secretary of Infrastructure and Urban Development of the State of Baja California, and Dr. Robert Bach, Senior Fellow with the InterAmerican Dialogue, were keynote speakers. There also were speakers from other United States border regions. We talked about models of collaboration and how the following two milestone issues affected our border regions: the North American Free Trade Agreement (NAFTA) and impacts from the 9/11 terrorist attacks.

Councilmember Crawford noted some statistics related to the number of border crossings and the overall border dynamics. Discussions led to the conclusion that we need a more formal institutional relationship with Baja California. This conclusion was presented to the Borders Committee on November 19, 2004. She requested that the SANDAG Board support the COBRO recommendation to the Borders Committee that we continue our efforts to establish a more formal planning partnership with Mexico similar to that with Riverside County.

Consul General Luis Cabrera Cuarón recognized the extraordinary work of Councilmember Crawford and the Borders Committee. He highlighted one point that was made during the July conference, where the Secretary of Infrastructure and Urban Development of Baja California announced the formation of a regional inter-urban commission for the municipalities of Tijuana, Tecate, and Playas de Rosarito to advise on matters of regional cross-border planning. He is optimistic that with the new mayoral administration in Tijuana we will make important steps forward in the regional vision in a coordinated way. The Consul General of Mexico mentioned the reactivation of the Border Liaison Mechanism (BLM), which consists of a number of groups that address different binational border issues. At the next meeting of the BLM, these groups will bring together authorities from both sides of the border to discuss these different topics. The conclusions of these groups will be important for the work of the Borders Committee. The Consul General wished the Board a happy and successful 2005.

Action: Upon a motion by Mayor Pro Tem McCoy and a second by Mayor Kellejian, the SANDAG Board voted to support continued efforts to establish a planning partnership with Mexico. Yes – 18 (weighted vote, 100%). No – 0 (weighted vote, 0%). Abstain – 0 (0%). Absent – Chula Vista.

Chair Cafagna mentioned that this would be Supervisor Jacobs last SANDAG Board meeting as there will be a new County of San Diego representative as a result of the County's rotational process. He thanked her for her service to the SANDAG Board this year.

13. UPCOMING MEETINGS

The next Board of Directors Policy meeting is scheduled for Friday, January 14, 2005, at 9 a.m., and will focus on housing issues. The next Board of Directors Business meeting is scheduled for Friday, January 28, 2005, at 9 a.m.

14. ADJOURNMENT

The meeting was adjourned at 10:47 a.m.

GARY L. GALLEGOS
Secretary

DGunn/M/DGU

ATTENDANCE
SANDAG BOARD OF DIRECTORS' MEETING
DECEMBER 17, 2004

JURISDICTION/ ORGANIZATION	NAME	ATTENDING	COMMENTS
City of Carlsbad	Matt Hall (Member)	Yes	
City of Chula Vista	Steve Padilla (Member)	No	
City of Coronado	Phil Monroe (Member)	Yes	
City of Del Mar	Crystal Crawford (Member)	Yes	
City of El Cajon	Mark Lewis (Member)	Yes	
City of Encinitas	Christy Guerin (Member)	Yes	
City of Escondido	Lori Holt Pfeiler (Member)	Yes	
City of Imperial Beach	Patricia McCoy (Member)	Yes	
City of La Mesa	Dave Allan (Alternate)	Yes	
City of Lemon Grove	Mary Sessom, Vice Chair (Member)	Yes	
City of National City	Ron Morrison (Member)	Yes	
City of Oceanside	Jack Feller (Member)	Yes	
City of Poway	Mickey Cafagna, Chair (Member)	Yes	
City of San Diego – A	Jim Madaffer (Member)	Yes	
City of San Diego - B	Scott Peters (Member)	Yes	
City of San Marcos	Corky Smith (Member)	Yes	
City of Santee	Hal Ryan (Member)	Yes	
City of Solana Beach	Joe Kellejian (Member)	Yes	
City of Vista	Morris Vance (Member)	Yes	
County of San Diego	Diane Jacob (Member)	Yes	
ADVISORY MEMBERS LISTED BELOW (ATTENDANCE NOT COUNTED FOR QUORUM PURPOSES)			
Caltrans	Pedro Orso-Delgado (Alternate)	Yes	
MTDB	Leon Williams (Member)	Yes	
NCTD	Judy Ritter (Member)	Yes	
Imperial County	Victor Carrillo (Member)	Yes	
US Dept. of Defense	CAPT Daniel King (Member)	Yes	
SD Unified Port District	Jess Van Deventer (Member)	No	
SD County Water Authority	Bud Lewis (Alternate)	No	
Baja California/Mexico	Luis Cabrera Cuaron (Member)	Yes	