

July 26, 2024, Board of Directors Minutes

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Second Vice Chair Lesa Heebner (Solana Beach) called the meeting of the Board of Directors to order at 9:04 a.m.

1. Non-Agenda Public Comments/Member Comments

Public Comments: Purita Javier, Cesar Javier, Truth, Mike, and Rita Clement.

Member Comments: Robin Maxson (Association of Planning Groups), Executive Director Everett Townsend (Caltrans), and Commissioners Clarissa Falcon and Lee Ann Eager (California Transportation Commission).

Agency Updates: Second Vice Chair Heebner and Chief Executive Officer Mario Orso.

Consent

2. Approval of Meeting Minutes

The Board of Directors was asked to approve the minutes from its July 12, 2024, meeting.

3. Chief Executive Officer Delegated Actions*

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

4. Draft 2025 Regional Transportation Improvement Program*

The Transportation Committee recommended that the Board of Directors accept the draft 2025 Regional Transportation Improvement Program, including its air quality conformity analysis and draft air quality conformity redetermination of the revenue constrained San Diego Forward: The 2021 Regional Transportation Plan, for distribution for a 30-day public review and comment period.

5. Policy Advisory Committee Actions

The Board of Directors was asked to ratify the actions taken by the Policy Advisory Committees as noted in the report.

6. Federal Transit Administration Final Federal Fiscal Years 2025-2027 Disadvantaged Business Enterprise Program Triennial Goal

The Board of Directors was asked to approve the Final Proposed Triennial Federal Transit Administration Overall Disadvantaged Business Enterprise Goal and Methodology for Federal Fiscal Years 2025-2027.

7. Conflict of Interest Code Updates

The Board of Directors was asked to approve the updated SANDAG Conflict of Interest Code.

8. Equal Employment Opportunity Program

In accordance with Board Policy No. 007: Equal Employment Opportunity (EEO) Program, this report summarized employment results for FY 2024 and reviews EEO Program goals for the upcoming year.

9. Section 5310 Grant Program: Award Amendment Request

The Transportation Committee recommended that the Board of Directors deny a scope of work change to Facilitating Access to Coordinated Transportation's RideFACT Section 5310 award.

10. 2023 Regional Transportation Improvement Program: Amendment No. 14*

The Transportation Committee recommended that the Board of Directors, acting as the Regional Transportation Commission, adopt Resolution No. RTC-2025-01, approving Amendment No. 14 to the 2023 Regional Transportation Improvement Program.

11. FY 2025 Proposed Program Budget Amendment: Imperial Avenue Bikeway Art Installations

The Board of Directors was asked to approve an amendment to the FY 2025 Program Budget to add a new project titled Imperial Avenue Bikeway Art Installations project (Work Element No. 3322800), to accept Clean California funding in the amount of \$780,000, and authorize agreements with the Urban Collaborative Project and the Logan Heights Community Development Corporation Community Based Organizations consistent with the terms of Project Implementation Order 122 and the approved project budget.

Public Comments: Truth, Nos. 2-11; Allegedly Audra, Nos. 2-11; Clifford Weiler, No. 4; Mike, Nos. 7-11; Shirli Weiss; Alan C.; Blair Beekman, No. 10; Phone #672; and Paul the Bold, No. 9.

Action: Upon a motion by Councilmember Jack Shu (La Mesa), and a second by Councilmember Melanie Burkholder (Carlsbad), the Board voted to approve the Consent Agenda.

The motion passed.

Yes: Second Vice Chair Heebner, Councilmember Burkholder, Deputy Alonso Gonzalez (Chula Vista), Councilmember John Duncan (Coronado), Mayor Dave Druker (Del Mar), Mayor Bill Wells (El Cajon), Mayor Tony Kranz (Encinitas), Mayor Dane White (Escondido), Mayor Pro Tem Mitch McKay (Imperial Beach), Councilmember Shu, Mayor Racquel Vasquez (Lemon Grove), Councilmember Luz Molina (National City), Deputy Mayor Ryan Keim (Oceanside), Deputy Mayor Caylin Frank (Poway), Councilmember Raul Campillo (City of San Diego), Councilmember Ed Musgrove (San Marcos), Mayor John Minto (Santee), and Councilmember Dan O'Donnell (Vista).

No: None.

Abstain: None.

Absent: County of San Diego.

Reports

12. State FY 2025 Proposed Program Budget Amendment: TransNet Regional Bike Early Action Program*

The Transportation Committee recommended that the Board of Directors, also acting as the Regional Transportation Commission, approve the borrowing of Commercial Paper up to \$20 million for eight projects in the Bike Early Action Program to support near-term budget needs for projects funded with TransNet Bicycle, Pedestrian, and Neighborhood Safety funds; and approve the corresponding FY 2025 Program Budget Amendment.

Public Comments: Truth, Rita Clement, Garrie Trussel, Stephan Vance, Allegedly Audra, Commander Karen McAllister, Mike, Cesar Javier, Will Moore, Mark, Blair Beekman, Phone #415 (Paul the Bold), Alan C., Chloe Lauer, SDCBC, Phone #672, Ben Nichols, Nicole Burgess, and Randy Torres Van Vleck.

Action: Upon a motion by Councilmember Campillo, and a second by Councilmember Shu, the Board, also acting as the Regional Transportation Commission, voted to approve the borrowing of Commercial Paper up to \$20 million for eight projects in the Bike Early Action Program to support near-term budget needs for projects funded with TransNet Bicycle, Pedestrian, and Neighborhood Safety funds; and approve the corresponding FY 2025 Program Budget Amendment.

The motion passed.

Yes: Second Vice Chair Heebner, Deputy Mayor Gonzalez, Councilmember Duncan, Mayor Druker, Mayor Kranz, Mayor Pro Tem McKay, Councilmember Shu, Mayor Vasquez, Councilmember Molina, Deputy Mayor Frank, Councilmember Campillo, and Councilmember O'Donnell.

No: Councilmember Burkholder, Mayor Wells, Mayor White, Deputy Mayor Keim, Mayor Rebecca Jones (San Marcos), and Mayor Minto.

Abstain: None.

Absent: County of San Diego.

13. 2024 TransNet Independent Taxpayer Oversight Committee Annual Report*

In accordance with the TransNet Extension Ordinance, Jonathan Frankel, TransNet ITOC Chair, presented the 2024 TransNet ITOC Annual Report, including the results of the FY 2023 TransNet Fiscal and Compliance Audit, FY 2024 TransNet Triennial Performance Audit, and the status of implementation of recommendations from the FY 2021 TransNet Triennial Performance Audit.

Public Comments: Truth, Allegedly Audra, Mark, Mike, Phone #415 (Paul the Bold), Phone #672, and Blair Beekman.

Action: Information.

14. FY 2024 TransNet Triennial Performance Audit*

Jonathan Frankel and Sunnie House, Chair of TransNet Triennial Performance Audit, presented the results of the FY 2024 TransNet Triennial Performance Audit, including an overview of progress toward meeting TransNet Extension Ordinance goals.

Chief Financial Officer Dawn Vettese presented the Management Response to the Audit findings.

Public Comments: Truth, Allegedly Audra, Mark, Cesar Javier, Mike, Phone #415 (Paul the Bold), Phone #672 (Consuelo), and Blair Beekman.

Action: Discussion.

Vice Chair Heebner recessed for a break at 12:08 p.m. and reconvened at 12:21 p.m.

15. FY 2023 Annual Comprehensive Financial Report and Other Financial and Compliance Matters

In accordance with SANDAG Bylaws, Finance Manager Kimberly Trammel and Jennifer Farr, Davis Farr presented the FY 2023 Annual Comprehensive Financial Report and other Financial and Compliance Matters in compliance with the Statement of Auditing Standards 114 and the Management Response.

Public Comments: Truth, Allegedly Audra, Mark, Mike, Phone #672, Phone #415 (Paul the Bold), and Blair Beekman.

Action: Information.

Continued Non-Agenda Public Comments: Allegedly Audra, Mary D., Phone #672, Phone #415 (Paul the Bold), John Stahl, Blair Beekman, Karen Lare, Michael D., Camilla Rang and Mark R.

Closed Session Public Comments: Truth, Allegedly Audra, Blair Beekman and Phone # 672.

Second Vice Chair Heebner recessed to closed session at 1:32 p.m.

Closed Session

16. Conference with Property Negotiators Pursuant to Government Code Section 54956.8

The Board of Directors was briefed on the status of purchase offers for the real property located at 5965 & 5975 Santa Fe Street, San Diego, CA (Assessor Parcel Nos. 359-010-40 and 359-010-41) and asked to provide authorization to its negotiator regarding the price and terms of payment for the related sale.

17. Conference with Legal Counsel – Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2) (One Potential Case)

The Board of Directors was briefed on a written claim filed by Veronica and Luis Barrios alleging damage to real and personal property caused by flooding in the vicinity of State Route 125 in Spring Valley, CA.

Second Vice Chair Heebner reconvened to open session at 1:43 p.m.

Deputy General Counsel Amberlynn Deaton reported the following out of closed session: The Board met in closed session on Agenda Item No.16, and provided direction to the negotiator; and on Agenda Item No. 17, the Board voted to deny the claim.

18. Adjournment

The next Board of Directors meeting is scheduled for Friday, September 13, 2024, at 10 a.m.

Second Vice Chair Heebner adjourned the meeting at 1:44 p.m.

Confirmed Attendance at SANDAG Board of Directors Meeting

Board of Directors	Title	Name	Attend
City of Carlsbad	Councilmember	Melanie Burkholder (Primary)(9:40-12:56)	Yes
City of Chula Vista	Deputy Mayor	Alonso Gonzalez (Alternate)(9:14-12:08)	Yes
City of Coronado	Councilmember	John Duncan (Primary)	Yes
County of San Diego	Chairwoman	Nora Vargas (Primary)	No
County of San Diego	Supervisor	Joel Anderson (Primary)	No
City of Del Mar	Mayor	Dave Druker (Alternate)	Yes
City of El Cajon	Mayor	Bill Wells (Primary) (9:04-11:00)	Yes
City of Encinitas	Mayor	Tony Kranz (Primary)	Yes
City of Escondido	Mayor	Dane White (Primary)	Yes
City of Imperial Beach	Mayor Pro Tem	Mitch McKay (Alternate)	Yes
City of La Mesa	Councilmember	Jack Shu (Primary)	Yes
City of Lemon Grove	Mayor	Racquel Vasquez (Primary)(left12:40)	Yes
City of National City	Councilmember	Luz Molina (Primary)	Yes
City of Oceanside	Deputy Mayor	Ryan Keim (Primary)	Yes
City of Poway	Deputy Mayor	Caylin Frank (Alternate)	Yes
City of San Diego	Councilmember	Raul Campillo (Alternate)	Yes
City of San Diego	Councilmember	Vivan Moreno (Alternate)	Yes
City of San Marcos	Mayor	Rebecca Jones (Primary) (arr 9:50)	Yes
	Councilmember	Ed Musgrove (Alternate) (9:04-9:50)	Yes
City of Santee	Mayor	John Minto (Primary)	Yes
City of Solana Beach	Second Vice Chair	Lesa Heebner (Primary)	Yes
City of Vista	Councilmember	Dan O'Donnell (Alternate)(9:20-12:04)	Yes
Caltrans	Director	Everett Townsend	Yes
Metropolitan Transit System	Councilmember	Patricia Dillard (Alternate)	Yes
North County Transit District	Deputy Mayor	Jewel Edson (Primary)	Yes
Imperial County	Supervisor	Jesus Eduardo Escobar	Yes
U.S. Department of Defense	Director	Anna Shepherd (Alternate)	Yes
Port of San Diego	Commissioner	Dan Malcolm (Primary)	Yes
San Diego County Water Authority	Director	Mel Katz (Primary)	Yes
SDCRAA	Director	Gil Cabrera (Primary)	Yes
Mexico	Consul General	Alicia Kerber (Primary)	No
SCTCA	Chairwoman	Erica Pinto (Primary)	Yes
Association of Planning Groups	Chairwoman	Robin Joy Maxson	Yes