



Rancho Bernardo Community Planning Board
 12463 Rancho Bernardo Road #523, San Diego, CA 92198
www.rbplanningboard.com

February 17, 2022 7:00 PM

Meeting Agenda

Due to precautions related to the present concerns of COVID-19, this meeting will take place via a zoom meeting.
<https://us02web.zoom.us/j/89778146270?pwd=cHczck5DdWY0SXJtbkIwVTFRWINyZz09>

2022 RB PLANNING BOARD							
P = present		A = absent		ARC = arrived after roll call			
Robin Kaufman		Owen Nucci		Joni Edlemen	Thomas Lettington		
Benjamin Wier		Vicki Touchstone		David Wilson	Hugh Rothman		
Gary Long		Sonny Googins		Steve Dow			
						Total Seated	11
						Total in Attendance	

ITEM #1 Call to Order/Roll Call: Chair will call the meeting to order

ITEM #2 Chair remarks

ITEM #3 Non-agenda public comment (3 minutes per speaker):
 To discuss items not on the agenda, yet within the jurisdiction of the RB Planning Board. Board members should limit discussion of non-agenda items so as not to detract from the time available for agenda items.

ITEM #4 Government Staff Reports: **Information Item**
 Various government staff has an opportunity to present updates to the Board.

ITEM #5 Modification and Adoption of Agenda: **Voting Item**

ITEM #6 Administrative Items: **Voting Items**
 a. Approve January 2022 Meeting Minutes
 b. Approve Treasurer’s Report

ITEM #7 Proposed Retail Cannabis Ordinance Amendments **Information Item**
 William Perno, Senior Prevention Specialist with Say San Diego will give a presentation on the proposed retail cannabis ordinance amendments followed by a Q&A session.

ITEM #8 Proposed Changes to Council Policy 600-24 (Community Planning Groups), and Council Policy 600-9 (Community Planners Committee) **Voting Item**

Review proposed changes to these policies, as presented by Councilmember Joe La Cava, and consider the concerns and suggestions presented by community planning group members from throughout the City. The Regional Issues Committee has prepared for Board approval a draft letter to the Council's Land Use and Housing Committee, who will consider this item in March.

ITEM #9 Election Update **Information Item**

Election committee will an update as to the current status of the election

ITEM #10 RB Alive Booth **Voting Item**

Board to determine what to do at the booth and if we need to purchase any items.

ITEM #11 Sub-Committee Reports: **Information Item**

Development Review..... Benjamin Wier
Regional Issues..... Vicki Touchstone
Traffic & Transportation..... Robin Kaufman

ITEM #12 Liaison Reports: **Information Item**

Community Council..... Robin Kaufman (Report attached)*
Community Planners Committee (CPC)..... Vicki Touchstone (report Attached)*
Recreation Community Group..... Robin Kaufman (Report attached)*
SANDAG..... Steve Dow (Report attached)*
San Dieguito River Park David Wilson (Report attached)*
San Pasqual/Lake Hodges Planning Group.... David Wilson
Commercial Representative

ITEM #13 OLD BUSINESS ITEM:

ITEM #14 NEW BUSINESS:

ADJOURNMENT:

Rancho Bernardo Community Council

-Bill Powers gave a presentation from Protect Our Communities Foundation on the benefits of local clean energy;

-An RB Alive ad hoc committee was approved;

-A review of the upcoming Earth Day Fair set for April 10 was given;

-A review of the upcoming elections was given;

-Robin, SDG&E representative and Community Council's Maintenance Assessment District (MAD) staff will be walking the 4 miles of work SDG&E did on Pomerado Rd to review any damage done to MAD property (medians).

Recreation Advisory Board

- A local student presented information on a free tennis library outside of the off leash dog park pens, which was approved by the Board;
- The Board picked two movies for the summer's movies in the park events;
- AT&T representatives updated the Board on the neighborhood use permit for project 695697

San Dieguito River Park Citizen's Advisory Committee

- 25 attendees;
- Sikes Adobe Valentine's event was cancelled due to COVID;
- Chris Khoury, the new chair, introduced himself and ran his first meeting;
- SDG&E is converting electric poles to an underground system in Del Mar (project TL6973/674A/66D). This was approved back in 2017, but was delayed for various reasons. A 6 mile stretch of 34 poles between Via de la Valle and Sorrento Valley Rd near the I-15 will be removed. Also removed will be 1 mile of underground transmission line in Via de la Valle and replaced. Most of the poles are near/in the lagoon area. Most work will be conducted 9 pm through 5 am to minimize traffic issues;
- Long discussion on E-bikes with a motion that all E-bikes be prohibited at the San Dieguito River Park (Crest Trail). Final outcome was that the motion failed. 4 in favor, 5 opposed and 7 abstained as they felt they needed to bring the information back to their groups for input;
- Horse property has been leased to an equestrian company;
- The Trails Committee is planning an outing on February 8, 1 pm to review some of the Fairbanks Ranch Trails. All interested parties are to contact the Chair for more details;
- The Interpretive Committee is working on expanding membership;
- Permit application for the coastal trails has been submitted to the City.
Respectively submitted by Robin Kaufman

- **Highlights of Feb 2022 SANDAG Newsletter**

- Internal management reorganization:
 - <https://www.sandag.org/index.asp?newsid=1328&fuseaction=news.detail>
 - Moving to a "matrix-type" management structure, where staff may have multiple bosses
 - Goal is to better deliver several projects
- "SANDAG Hits the Ground Running in 2022"
 - <https://www.sandag.org/index.asp?newsid=1326&fuseaction=news.detail>

- “historic levels of state and federal infrastructure funding investments expected this year”
- Projects include:
 - Otay Mesa East Port of Entry
 - Del Mar Bluffs Stabilization/LOSSAN
 - Central Mobility Hub and Connections to San Diego International Airport
 - Transit Equity
 - Purple Line and Blue Line Express Trolley
 - Digital Equity Strategy and Action Plan
 - Active Transportation and Safe Streets
 - Housing Acceleration Program
- New programs for local housing
 - <https://www.sandag.org/index.asp?newsid=1329&fuseaction=news.detail>
 - Regional Housing Acceleration Program
 - Focus on affordable housing types in transportation hub areas
- San Diego Bikeways
 - <https://www.keepsandiegomoving.com/RegionalBikeProjects/pershingbikeway.aspx>
 - Ground-breaking for Pershing Bikeway
- SANDAG / Caltrans: Phase II of San Dieguito Lagoon Wetland Restoration Project underway
 - <https://www.sandag.org/index.asp?newsid=1323&fuseaction=news.detail>
- First Five Comprehensive Multimodal Corridor Plans
 - <https://sandag.mysocialpinpoint.com/sanvicente>

**San Dieguito River Park/JPA Board Meeting
Friday Jan 21 2022**

Call to Order - Resolution to allow us to meet remotely – approved. Minutes from last meeting – approved. No public comments

Elect Board chair and nominate elect vice chair

- Recommend Dave Grosch goes from vice chair to chair. Joe LaCava will be vice chair. Approved.

- Committee assignments filled. Subcommittees filled. All reappointed to Ad hoc committees, adding Joe LaCava.

Executive Directors report - Shawna Anderson

- Labor hour report - recap of JPA staff labor hours in each jurisdiction. City of SD, County of SD, and Escondido have largest labor hours spend in JPA member jurisdictions.
- SDRP Budget report July-Dec 2021. On track.
- Sikes Adobe Turns 150 yrs. old. Will have monthly events throughout 2022. Showcases San Pasqual valley. One of oldest fully restored adobe homes.
- San Dieguito Lagoon restoration project is underway. Three- year construction schedule. Neighbors are being notified.
- San Pasqual valley groundwater basin sustainability plan update

SDGE Del Mar Reconfiguration Project Presentation- Shawna

- Kelli Fitzgerald is here from SDGE for the presentation
- Long time coming. Transmission project that covers six miles near Villa de la Valle
- 3 phases. Phase one has started - Underground line converting circuits from overhead to underground. Benefits: Improved aesthetics, better capacity and reliability, reduced environmental impact.
- Last phase estimated to finish Feb 2023

Report on JEPA Public Agency Contribution Formula w 2020 Census Data –no change in the formula.

Project Status Updates

- Osuna Segment moving along. Permits and applications submitted. Receiving positive feedback.
- San Dieguito Lagoon Phase 2-already updated. May request construction update in summer.

Coordination Reports

No reports from: SD River Valley Conservancy, Friends of SD River Valley, Volcan Mountain and Friends of Sikes Adobe.

Jurisdictional Status Report

Dustin Fuller -Horse park RFP. West Palm events selected as new lease holder. Conditional on design and permitting of storm water permits.

Meeting Adjourned

Meeting Notes
Regular Meeting of the Community Planners Committee (CPC) of January 25, 2022
Prepared by V. Touchstone

CPC heard two issues, a very brief introduction to the Build Back Better SD initiative and a presentation by Councilmember La Cava on changes to Council Policies 600-24, which addresses Community Planning Groups (CPGs), and Council Policy 600-9, which addresses the Community Planning Committee.

1. PLANNING DEPARTMENT INFRASTRUCTURE INITIATIVES

This information item was presented by Sameera Rao, Development Project Manager III, Planning Department. She provided a very quick introduction to upcoming infrastructure initiatives. The Build Better SD proposes to amend the General Plan's Public Facilities Service and Safety Element, redistribute Development Impact Fees, update the Regional Transportation Congestion Improvement Program and amend the Land Development Code. A full presentation to the CPC will occur in March.

Note: The website for this is now available – <https://www.sandiego.gov/buildbettersd>

2. COUNCIL POLICY 600-24 (COMMUNITY PLANNING GROUPS) and COUNCIL POLICY 600-9 on the COMMUNITY PLANNERS COMMITTEE

Councilmember Joe La Cava presented revised draft revisions to Council Policies 600-24 and 600-9. This was a voting item. A link to Councilmember La Cava's January 25 presentation can be bit.ly/LaCavaCPG. His changes related to the following concerns previously raised by CPGs and members of the CPC:

Stipends, City Staff at CPC Meetings, CPG meetings at City Facilities, new templates, attendance requirements, required bank account, number of voters per household, voting requirements, CPG demographics, MAD recognition, annual training, appeals, Brown Act clarity, independent CPG websites, two-year break in service, indemnification (legal, physical).

He also presented changes to his previous proposal in response to comments provided by the CPC at the prior meeting. These included: continued stipends to CPGs which are secured for FY 23, new stipend for the CPC (secured for FY 23), staff at CPC meetings, providing City meeting spaces without charge, changes to templates for required attachments, MAD recognition, voting requirements clarified, Brown Act requirements, removal of restrictions for number of voters per household, attendance requirements for elections (pending), and bank accounts not required pending.

Land Use and Housing will hear this in March and the item will go to City Council in Spring 2022.

The Committee had a long discussion about various changes and items that were not included. The CPC votes to continue the item to the February meeting.

Some of the topics discussed included:

A request to require only a 1-year break as opposed to 2 years.

Retaining a dedicated website for planning groups so the public has access to issues addressed by the groups – as well as minutes, agendas, and contact information.

Allowing over term members if there are vacancies, current proposal is waiting until the group has just 10 members, then allowing one prior member to join. Various CPGs explain the problem with finding enough members to serve.

Allowing CPGs to appeal a project at no charge – one recommendation of limiting a CPG to two no-fee appeals per year. Statements were made that the number of appeals has been very low, so this should not be an issue.

And various other concerns - Below is a link to the recording of Councilmember La Cava's presentation at CPC – The presentation begins at about 20 minutes into the meeting – not sure if it is still available.

https://sandiego.zoomgov.com/rec/share/O7bOjXLSwa5b5bnrDjWfwqX8EMgcVfoLe8ZeXDh_JFmPDwSks_e_xs2Vxmm1RYo4.j62x8kPCUwcVHd9_

Attached: CPC Subcommittee Report on Council Policies

COMMUNITY PLANNING GROUP POLICY and PROCEDURE CHANGES DRAFT Recommendations from CPC

1/22/22

TOPIC

District 1 Draft CPC Reasons for CPC Recommendation Proposal Recommendation

Inclusion / Participation			
Demographic Survey	CPGs survey members for demographic info	Accept if “Decline to State” is a response option for each demographic question.	Some CPGs object to this requirement because of privacy issues, and the intimidation of prospective members. This would decrease accessibility of CPGs and will result in fewer candidates for membership.
Ethical / Equitable Inclusive Standards for CPGs	Not currently specified	Accept	Need template from the City, otherwise use current standards in Bylaws Shell
Community Participation and Representation Plan	City will require and approve a plan which is not currently specified.	Accept, but only if criteria for approval are provided	Need to know what’s required and what is “good enough”.

TOPIC District 1 Draft CPC Reasons for CPC Recommendation Proposal Recommendation

Operations			
Planning Dept attendance at meetings	No assigned planner	No. Planners should be accessible, and attend if requested by the chair or project applicant.	The Grand Jury found that if members of the City Planning Department attended all CPG meetings, policy, procedure, or development issues could be resolved in a timely manner. We propose that a planner should be available to attend a CPG meeting for a specific project, when requested by the chair or applicant.
Training of CPG members			
Training	City provides training for COW and other topics	Accept	<p>Meaningful training has been recommended by CPGs / CPC for years.</p> <p>Include Brown Act, Project Review, CEQA Offer these as written/PPT presentations, and on demand via Video / E-learning.</p> <p>Training should include “Where do I find it?” e.g. Municipal Code, Procedures, Required findings.</p>
Certification of Training	CPG maintains record of training	Accept	CPG will retain electronic copies of completion certificates provided by the City.

TOPIC District 1 Draft CPC Reasons for CPC Recommendation Proposal Recommendation

Financial / Clerical / IT			
Website	Terminate City webpages for CPGs	No	<p>The City can provide webpages for agendas and minutes as it presently does, while disclaiming any connection with the content. City support for webpages increases transparency and outreach for CPGs.</p> <p>Costs of a separate website are an unreasonable burden on less-affluent CPGs.</p>
Bank Account	Require CPGs to have bank account	Accept, but only for CPGs that accept City funds. Only require one signature for expenditures because multiple signatures are impractical	<p>Bank fees are an unreasonable expense which unfairly affect less affluent CPGs.</p> <p>This is an excessive restriction of CPGs' ability to manage themselves.</p>
Physical Liability Indemnification	No City support for CPG meeting venues	No	<p>Cost of insurance or payment for a meeting room is an unreasonable expense which unfairly affects less affluent CPGs. The City in the past provided a "Letter of Self-Insurance" to a CPG in lieu of individual liability insurance. Alternative is to drive until you get to a City-owned facility. Current rule states that meetings should be held in the planning area. Potential work around is for the City to get agreement from the School District to host CPG without requiring physical liability coverage.</p>

TOPIC District 1 Draft CPC Reasons for CPC Recommendation Proposal Recommendation

SDPlanninggroups email address	Planning Department will no longer maintain the SDPlanninggroup s address	Retain a standard email address, so the City can collect required documents	If the city requires submission of information, such as demographic surveys, rosters, training certification, Terms and Conditions, Representation Plan. etc. then it must retain an address to receive them.
Expense reimbursement	Eliminate expense reimbursement	Maintain expense reimbursement	This is especially important because of new requirements such as Zoom charges and elimination of city staff support, webpages, venue fees, bank account fees, etc. Elimination would reduce opportunity and equality for less affluent communities.
Appeals	Eliminate ability of CPGs to appeal process 2, 3, 4 decisions without a fee	Preserve no-fee appeals.	Appeals are necessary because of inconsistency between Planned Development Overlays, the Land Development Code, Community Plans, and staff decisions or interpretation. If fees are imposed, this will differentially affect less affluent communities.

TOPIC District 1 Draft CPC Reasons for CPC Recommendation Proposal Recommendation

CPG Membership			
Membership on CPG	Only one voting board member per household	No.	This would unfairly restrict participation by interested citizens. There is no data on whether this is even a problem.
Meeting attendance required to vote	No prior meetings required to vote	Accept. Allow CPGs to require registration to vote.	CPGs may require registration to vote, so that eligibility can be determined.
Meeting attendance required for candidacy to the planning group	No prior meetings required for candidacy	CPG should be able to choose to require one meeting or no meetings for candidacy.	<p>Most members of the Planning Commission recommended retaining a meeting requirement at the Jan. 20, 2022 hearing. Candidates for elections should declare candidacy in advance and provide or decline to provide demographic information so that demographic and ballot information can be determined.</p> <p>Many CPG members believe that some familiarity with CPG proceedings is necessary, so that candidates know what a CPG is, and how it operates. If a candidate is committing to serve for 2 to 4 years, it's reasonable to require a small display of interest. Experience has shown attrition of members who are unfamiliar with CPGs.</p>

TOPIC District 1 Draft CPC Reasons for CPC Recommendation Proposal Recommendation

Pro-rata share of seats for renters	City may require quotas for seats for various categories of members	CPGs should work toward equity and accessibility. No quota or share should be required	The emphasis should be on outreach through the required Community Participation Plan.
Required Break in Service	2-year break required	Retain current one-year break	More than one-year would reduce the level of experience on the CPG. Longer breaks discriminate against interested citizens.
Over-term members	Not permitted unless membership drops below 10	No – retain current rule.	This reduces retention of expertise on the CPG and serves no purpose except to penalize or discriminate against some members. Recommend retaining current rule: Over- term membership up to 25% is permitted only if there are insufficient new candidates, and must be elected with 2/3 plurality.
Ballot	Require candidate demographic info on the ballot	No	This would complicate elections, increase costs, and intimidate people from running. Information could include the membership status (resident, business member, property owner), but collection of other information such as occupation, employer, and other qualifications may intimidate candidates and should not be required.