



**Rancho Bernardo Community Planning Board**

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

**July 18, 2019, 7:00 PM**  
**Meeting Minutes**

**Bernardo Heights Community Center**  
**16150 Bernardo Heights Parkway (Off of Avenida Venusto), San Diego, CA 92128**

**2020 RB PLANNING BOARD**

<b>P = present</b>		<b>A = absent</b>		<b>ARC = arrived after roll call</b>			
Sonny Googins	A	Patrick Vincent	P	Benjamin Wier	P	Gary Long	P
Thomas Lettington	P	Dan Grobee	A	Robin Kaufman	P	Mike Lutz	P
Terry Norwood	P	Mark Huettinger	P	Vicki Touchstone	P	Jenny Yu	A
Hugh Rothman	P	David Wilson	P				
							<b>Total Seated</b>
							<b>Total in Attendance</b>
							<b>14</b>
							<b>11</b>

**ITEM #1**      **Call to Order/Roll Call:** The meeting was called to order at 7:00 pm. A quorum was reached with 11 members present.

**ITEM #2**      **Chair remarks:** Robin Kaufman announced Bernardo Heights informed us that “CABH (Community Association of Bernardo Heights) is a member organization with clear restrictions on the use of our clubhouse for meetings that are designed for the general public.” While Robin is confirming this is an across the board decision for all outside organizations and not just the Planning Board, a new location has been found. Starting in August, we will meet at the Seven Oaks Community Center. Robin Kaufman also announced that Development Review and Regional Issues subcommittees will begin meeting at the library in August with the Traffic and Transportation and Admin. Subcommittees meeting at High Country West Community Center. Robin also announced that the final NOP comments of a Draft Program Environmental Impact Report for the Transit Priority Area Housing and Infrastructure Incentive Program Citywide in Transit Priority Areas were submitted on July 5. You can find it on our website.

**ITEM #3**      **Non-agenda public comment (3 minutes per speaker):**  
Becky Rapp a resident of Rancho Bernardo shared a newspaper article regarding has oil labs throughout San Diego, several illegal dumping by these labs. She also addressed her concern that many marijuana outlets do not necessarily have ‘clean’ marijuana and they can be filled with various dangerous chemicals, etc.  
Cathlene Lippet also expressed her concerns about having a marijuana outlet in the community and so close to a church and businesses associated with minors.

**ITEM #4**      **Government Staff Reports:** **Information Item**  
Monique Tello, Councilman Kersey’s representative, informed us SDG&E will be resurfacing Camino Del Norte in August (they had been working on the road for several months).

**ITEM #5**      **Modification and Adoption of Agenda:** **Voting Item**  
Motion made Benjamin Wier/Gary Long to accept the agenda as presented. Motion passed unanimously, 11-0-0.

**ITEM #6**      **Administrative Items:** **Voting Items**  
a. **Approve June, 2019 Meeting Minutes:** Motion made Tom Lettington/Mark Huettinger to accept the minutes as presented. Motion passed 9-0-2 with Benjamin Wier and Mike Lutz abstaining as they were not present at the June meeting.  
b. **Approve Treasurer’s Report:** Motion made Gary Long/Patrick Vincent to accept the Treasurer’s

report of \$322.95 in our account with \$474.49 from City funds spent on sound equipment. We are now back up to \$500 from the City due to the beginning of the fiscal year. Motion passed unanimously, 11-0-0.

**ITEM #7**                    **California Senate Bill 592 (Was SB 50 and 330)**                    **Voting Item**

SB 50 was suspended for this year. On June 13, Senator Scott Wiener amended an existing bill SB-592 and added the text from SB 50 and SB 330. The text of the new legislation (The Housing Accountability Act) states the Act would prohibit a local agency from disapproving or conditionally approving housing projects . . . this bill would impose a state-mandated program. Motion made Vicki Touchstone/Terry Norwood to send a letter to the City Council, State Senator and State Assemblyman encouraging them to keep such decisions at the local level. Motion passed unanimously, 11-0-0.

**ITEM #8**                    **Metropolitan Transit System’s Elevate SD 2020**                    **Voting Item**

MTS is hosting community forums, where participants are engaging in interactive activities and round-table discussions about actions MTS can implement to assist in solving regional mobility challenges. The concepts developed as a result of these forums would be executed through a possible half-cent sales tax measure on the November 2020 ballot. Recommendations from the Regional Issues Committee will be considered for action by the full Board. More information about the MTS proposal is available at <https://elevatesd2020.com>. Motion made Vicki Touchstone/Hugh Rothman to send a letter to Georgette Gomez, Chair of the MTS Board of Directors cc to Councilman Kersey requesting that the following recommendations be included in the input being gathered by MST as part of the Elevate San Diego 2020 public input process.

1. Implement a pilot program that incorporates a small fleet of hydrogen-powered buses to demonstrate the value of these vehicles in terms of overall cost and contribution to clean air and overall reductions in the fleet’s GHG emissions.
2. Expand transit connections to and from the Rancho Bernardo Transit Station by adding a small bus that circulates from the transit station to the Palomar College Rancho Bernardo Education Center and on through the Rancho Bernardo Industrial Park.
3. Establish a rapid bus line from the Rancho Bernardo Transit Station to the soon to be opened UTC Trolley Line.

Motion passed unanimously, 11-0-0.

**ITEM #9**                    **Approval of San Pasqual’ Planning Board Representative**                    **Voting Item**

San Pasqual’s Planning Board has met a couple of times since March. We need to approve a member who will attend their meetings, represent us and report back to us. They meet the second Thursday of the month, 7 pm, San Diego Safari Park. Motion made Vicki Touchstone/Mark Huettinger to appoint David Wilson. Motion passed unanimously, 11-0-0.

**ITEM #10**                    **Authorize the Reimbursement for Landline Usage or Establish an Ad Hoc to Evaluate It**                    **Voting Item**

Motion made Robin Kaufman/Hugh Rothman to have Gary Long and Patrick Vincent as the Ad Hoc committee. They will reach out to the City for details on this matter. Motion passed unanimously, 11-0-0.

**ITEM #11**                    **Request Community Members to Identify Themselves if Interested in Appointment to Open Vacancies in Districts B, C, D, E, and F and Appoint Qualifying Candidates:**                    **Voting Item**

None.

**ITEM #12**                    **Sub-Committee Reports:**                    **Information Item**  
Development Review..... Vicki Touchstone:

Regional Issues..... Vicki Touchstone  
 Traffic & Transportation..... Robin Kaufman  
 Election Ad Hoc Procedure Development Ad Hoc Committee:

**ITEM #13**      **Liaison Reports:**      **Information Item**  
 Community Council.....Robin Kaufman (Report attached)\*  
 Community Planners Committee (CPC)..... Vicki Touchstone (Report attached)\*  
 Recreation Advisory Board..... Robin Kaufman (Meeting night before our meeting)\*  
 SANDAG..... (Nothing submitted)  
 San Dieguito River Park .....  
 San Pasqual/Lake Hodges Planning Group.... Appointing representative this evening.  
 Commercial Representative .....

**ITEM #14**      **OLD BUSINESS ITEM:** Due to illness, Dan Grobee has missed three (3) consecutive meetings. In accordance to City regulations, Dan will need to step down from the Board. However, once he is feeling better, he can present himself to become a member.

**ITEM #15**      **NEW BUSINESS:**

**ADJOURNMENT:** Motion made Patrick Vincent/Ben Wier to adjourn the meeting at 8:02 pm. Motion passed unanimously, 11-0-0.

**STANDING COMMITTEE MEETINGS:** Regular meeting dates & times for committees will be set.

<p><b><u>Administrative Committee</u></b>          The Monday 10 days prior to Regular Meeting, 6 PM          High Country West Community Center</p>	<p><b><u>Traffic &amp; Transportation Committee</u></b>          First Monday of each month, 6 PM          High Country West Community Center</p>
<p><b><u>Development Review Committee</u></b>          First Tuesday of each month, 6 PM          Rancho Bernardo Library</p>	<p><b><u>Regional Issues Committee</u></b>          First Tuesday of each month, 7 PM          Rancho Bernardo Library</p>

**\*RB Community Council Summary by Robin Kaufman:**

- Roberto Garcia with San Diego County U.S. Census Bureau presented information on the importance of the upcoming census.
- The Board approved expenses for the 2<sup>nd</sup> annual Mardi Gras fun run on February 23.
- The Board appointed members for the annual financial review ad hoc committee.
- The Board approved the purchase of a second RBCC table cloth.
- The Board approved the updated brochure.
- The Board approved a utility box artwork.
- the Board approved the formation of the RBoo ad hoc committee.
- The Board recognized the members stepping down.
- The Board seated two new members.
- The Board approved new officers and appointed committee chairs.
- The Board approved extra insurance for the annual safety fair on September 21.

**\*Recreation Advisory Board:**

Verbal Report to be given as the Board met the night before our Board meeting.

**\*Community Planners Committee by Vicki Touchstone:**

During non-agenda public comment, Scott Chipman of San Diegans for Safe Neighborhoods presented information on the marijuana industry and the need for background checks of potential dispensary owners. William Perno, an alcohol and drug prevention specialist, described the prevalence of billboard advertising by unlicensed, as well as licensed marijuana facilities, within 1,000 feet of elementary schools, which is in violation of state law.

Scott Deschenes, Peninsula Community Planning Board member, said he wanted to inform those present of the pending lawsuit against their planning board related to a provision in the planning board bylaws prohibiting the promotion of slates of candidates. It is another board member that is suing the group and the Board has yet to get advice or assistance from the City Attorney's office.

Information Item - James Nagelvoort (Director, Public Works and City Engineer) and Claudia Abarca (Deputy Director of the Public Works Contracts Division) discussed the City's contracting methods and procedures, covering contracting delivery methods, prime contractor prequalification requirements, contract requirements, construction management, contractor performance evaluations and the contractor debarment process. The topics of Equal Employment Opportunity standards, insurance requirements, and Resident Engineer role were also addressed. It is important to let the City know when there are problems with City contractors, as it enables the City to better determine when contractors are not performing as required or when a contractor is doing a good job and deserves recognition. Community members can either give feedback to the Resident Engineer or the Council Office. A member commented that with feedback about a certain contractor for water and sewer projects in his community, things have improved.

Information Item - Laura Black, Deputy Director, Planning Department stated that current regulations in the City's Land Development Code (LDC) related to sidewalk vending will need to be updated to reflect recent changes to state law. The changes are scheduled to go to Planning Commission on July 25, 2019. Basically because of the passage of SB 946, the Pushcart Regulations in the LDC will be repealed.

Information Item - Maya Rosas (Circulate San Diego) described her group's efforts to increase broad community involvement in community planning groups since the publication of their report, Democracy in Planning. There was some discussion of current planning group members joining a group associated with Circulate San Diego that were addressing similar issues to those discussed on recognized planning groups. Although none of the chairs were aware of which if any of their members were participating, there was concern that such actions could be a violation of the CPG bylaws and possibly the Brown Act if multiple members of one planning group were addressing issues also being addressed during CPG meetings. Some clarification/advise from the City may be required.

Action Item - SB 592 and SB 330 were discussed. The bill's author, Senator Scott Wiener, added text from SB-50 and 330 relating to density, FAR and height limits to SB 592. According to the CPC Chair, all the bills have the effect of reducing the authority of local municipalities from making decisions on land use. A number of CPC members expressed concern that decisions about density, transportation, and other issues would be made at the state level rather than by the local jurisdictions.

Councilmember Barbara Bry was present and voiced opposition to the state taking away local control over land use and said she opposed SB 50, 330 and 592. She pledged to work with the CPC to get a Council resolution opposing the bills.

The groups discussed that SB 592 is scheduled for committee on July 3, 2019, SB 50 will be

reintroduced, and SB 330 is in review. The majority of comments reflected opposition to all three bills. Short-term rentals were cited as contributing to the housing shortage and a study was requested before accepting further density.

Motion to oppose SB 50, 330 and 592, request City Council do the same, notifying the State Senate and Assembly of their opposition to these bills was approved. Ten groups, including RB, abstained because the proposal had not yet been discussed at their CPG meeting.