



Rancho Bernardo Community Planning Board
 PO Box 270831, San Diego, CA 92198
www.rbplanningboard.com

July 17, 2014 Minutes

**7:00 PM, @ RB Swim & Tennis Club Club 21 Room
 16955 Bernardo Oaks Drive**

<u>2013 RB PLANNING BOARD</u>									
P = present		A = absent				ARC = arrived after roll call			
Lou Dell'Angela	P	Donald Gragg	P	Roberta Mikles	A	Vicki Touchstone	P		
John Cochran	P	Kathy Tuttle	A	Matt Stockton	P	Mike Lutz	P		
Joe Dirks	A	Scott Hall	A	Richard House	A	Kathy Keehan	P		
Robin Kaufman	P							Total Seated	13
								Total in Attendance	8

ITEM #1 **CALL TO ORDER/ROLL CALL:** The meeting was called to order 7:03 pm. Eight out of 13 members were present. A quorum was met to conduct the meeting.

ITEM #2 **NON-AGENDA PUBLIC COMMENT:**

-Lee Freidman, Councilman Kersey's representative, announced he has been promoted to infrastructure review, but he will still be representing our community. He also informed us City Council approved a minimum wage increase and that the City has been able to raise half the required funds for various infrastructure issues.

-Rob Knudsen, Assemblyman Maienschein's representative, announced the office recognized RB Chorale as they celebrated their 40 year anniversary and recognized Z-Code magazine for best small business in the district. Two bills the Assembly is focusing on pertain to AB 1791 which has to do with human trafficking of minors and AB 1810 which has to do with animal abandonment. The Assemblyman is also assisting others in the process of renaming a portion of Ted Williams Parkway to honor Tony Gwynn.

ITEM #3 **MODIFICATIONS TO AGENDA / ADOPT DRAFT AGENDA:** A motion was made Robin Kaufman/Mike Lutz to add appointment approval of a SANDAG representative to the agenda as has been the documented tradition of this group for at least seven years. Lou Dell Angela stated it violated the bylaws by having the full board approve appointment as it is up to the Chair to appoint such positions. **Motion failed 3-5-0.** Those in favor: Robin Kaufman, Matt Stockton, Mike Lutz. Those opposed: Kathy Keehan, Vicki Touchstone, Don Gragg, John Cochran, Lou Dell Angela.

ITEM #4 **ADMINISTRATIVE ITEMS:**

-Approval of minutes: Motion made Don Gragg/Robin Kaufman to accept minutes with the caveat that any comments sent this afternoon by Vicki Touchstone pertaining to the list from the study session be added to the minutes if they are not already listed in the minutes. **Motion passed unanimously (8-0-0).**

-Review and approve June 2014 Treasurer's report: Lou Dell Angela announced Joe Dirks (treasurer) submitted an email stating there was no change from last month. Motion made Vicki Touchstone/Mike Lutz to accept report. **Motion passed unanimously (8-0-0).**

ITEM #5 **CHAIR REMARKS:** Lou Dell Angela announced he and John Cochran participated in the 4th of July parade as representatives of the board. He also announced traffic engineering department is following up on a request from the traffic and transportation committee to see if the portion of Pomerado Rd (I-15 to Rancho Bernardo Rd) is wide enough to accommodate a bike lane buffer.

ITEM #6 **APPOINTMENT OF BOARD VACANCIES:** John Kowalski, from District G (High Country

West area) presented himself to fill a vacancy in that District. **Motion passed 7-1-0.** In favor: Vicki Touchstone, Mike Lutz, Kathy Keehan, Don Gragg, Matt Stockton, John Cochran, Lou Dell Angela. Not in favor: Robin Kaufman. John will be seated at the next full board meeting.

ITEM #7 **URBAN FORESTRY MANAGEMENT PLAN PRESENTATION:** Representative Rachele Melious presented information on the importance of trees in the City which help improve the health and quality of life for all. Examples included the following: they provide shade for buildings, streets, sidewalks; they help clean the air and reduce green house gases; they stabilize soil, provide homes for wildlife and create more pleasant neighborhoods. This was an informational item.

ITEM #8 **SILVERGATE PRESENTATION:** AmeriCare President David Petree and Director of Property Development Matt Petree presented a conceptual plan of Silvergate Rancho Bernardo. This proposed senior living project is located on a 10.88 acre site along the east side of Avenida Venusto, two blocks south of Bernardo Heights Parkway. The conceptual plans include 203 underground parking spaces; 202 living units; a 40 ft linear park; and a cottage setting. It is proposed to have a minimum of 60 employees per shift. The project will be required to add \$300,000 into the community Development Impact Fee (DIF). Will Zounes is the City project manager for this proposed project. This was an informational item.

ITEM #9 **T-MOBILE HEARING:** Lou Dell Angela reported the meeting was set for August 21. This was an informational item.

ITEM #10 **MARCH 2014 ELECTION ISSUES:** Matt Stockton, Chair of the Election Committee, sent results of the committee's findings to the full board ahead of time for review. Kathy Keehan commented she did not receive the document ahead of time (she was given time to review it at the meeting). Kathy Keehan informed the board that Richard House's contact information (email address) was on the declaration of candidacy form she completed. A motion was made Don Gragg/Vicki Touchstone to accept the findings from the election committee. **Motion passed unanimously (8-0-0).** Full report is attached at the bottom of these minutes.

ITEM #11 **COMMITTEE REPORTS:**
Bylaws Ad-Hoc: Lou Dell Angela commented the committee was meeting, but has nothing to present yet.
Development Review: Kathy Tuttle reported the committee did not meet this month.
Regional Issues: Vicki Touchstone reported they did not meet this month.
Traffic & Transportation: Robin Kaufman reported they will be meeting the end of July.
Publicity/Elections/Nominating: Matt Stockton reported Lou Dell Angela agreed the website would fall under this committee.

ITEM #12 **LIAISON REPORTS (see attached meeting report(s))**
Industrial Representative: Not filled
Commercial Representative: Not filled
Development Representative: Not filled
Community Council: Robin Kaufman reported County Treasurer Dan McAllister will be the guest speaker at the upcoming meeting. A full report on other activities is attached at the bottom of these minutes.
Community Planners Committee (CPC): John Cochran reported: The Portforall.org site is up and running; that there is a park equivalency discussion taking place headed up by Robin Shiflet; updates to Council Policy 600-24 is scheduled to be on the City Council's July 30th agenda; CPC is seeking Council approval to give each planning group \$500 a year for business expenses.

SANDAG: Lou Dell Angela asked if anyone was interested in this position. No one expressed interest.

ITEM #13 **OLD BUSINESS:** None.

ITEM #14 **NEW BUSINESS:** Vicki Touchstone asked if we should approach the City to update our entire community plan instead of only adding an amendment again as our plan has not been updated in decades. This was asked as the proposed development would impact the entire community (ie: first responders, traffic, recreation, etc.), not just the specific area. Lou commented he would ask Tony.

ADJOURNMENT: Motion made Kathy Keehan/Matt Stockton to adjourn at 9:25 pm. **Motion passed unanimously (8-0-0).**

NEXT REGULAR BOARD MEETING:

Thursday August 21, 2014 @ 7:00 PM
RB Swim & Tennis Club – Club 21 Room

STANDING SUB-COMMITTEE MEETINGS

Administrative Committee

6:00 PM - Monday, 10 days prior to Board meeting
RB Swim & Tennis Club – Ceramic room

Development Review Committee

6:00 PM - First Tuesday of month
RB Swim & Tennis Club – Ceramic room

Traffic & Transportation Committee

6:00 PM – 4th Monday of month
RB Swim & Tennis Club – Ceramic room

Publicity/Election Committee

7:00 PM - 4th Tuesday of month
RB Swim & Tennis Club – Ceramic room

Regional Issues Committee

7:00 PM - First Tuesday of month. (April 29)
RB Swim & Tennis Club – Ceramic room

By laws (Ad Hoc) Update Committee

...location & time TBD

Community Council July Report:

- Colleen Windsor from SANDAG gave an informative and well received presentation on the new transit service on the I-15 during the RBCC's June 26th meeting. The audience and RBCC members were given free passes to try the new system as well as coupons to a local restaurant.
- The RBCC reviewed a 10 question survey taken at the RB Alive street fair. Results were then forwarded to each committee. The survey will help better serve the community and address issues residents brought to the attention of the RBCC.
- As is the long standing tradition, those stepping down from the RBCC were officially recognized and thanked for their individual volunteerism at the June meeting. Various certificates of recognition were given to each of them.
- The RBCC's annual elections took place in June. The RBCC holds elections on two days – at the RB Alive booth and then the following Saturday at the RB library. Both locations are staffed by volunteers to assure voters verify they are old enough to vote and are residents of the individual districts they want to vote in. Both locations were well attended by voters.
- All newly elected members were seated and welcomed at the June meeting.
- The RBCC allows for 20 elected members and up to two appointed members at large. All seats have been filled with the exception of one.
- New officers and committee chairs were elected at the June meeting.
- Orientation for new members takes place prior to the July full board meeting.
- Orientation for all new officers takes place prior to the July full board meeting.
- Eight of the RBCC members assisted in decorating the RBCC car and golf cart for the 4th of July parade.
- Seven of the RBCC members represented the group in the 4th of July parade.
- The RBCC once again made sure the parade route was 'spruced up' by having all the curbs and median nose tips repainted and all the trees in the medians along Bernardo Center Drive and RB Road freshly trimmed.
- The RBCC completed the artificial turf pilot program on a few medians along Bernardo Center Drive in time for the 4th of July parade. At this time, it has been overwhelmingly well received by the community.
- The RBCC hosted the 4th annual Patriotic Pet Contest in the morning of the day long 4th of July activities. The event was once again highly attended. News reporter Larry Himmel judged the event again and portions were televised on channel 8 news.
- One of the RBCC members was once again in charge of the entire morning/early afternoon 4th of July activities which took place at Webb Park.
- One of the RBCC members was once again in charge of the entire evening 4th of July activities, which included the entertainment and fireworks display.
- the RBCC MAD committee begins the construction of the welcome sign this fall. Delays were caused when the original contractor stepped down and a new contractor was needed for the project.

March Election Issues Results:

Complaint: Our Election Committee Chair has refused to send me (three requests) our documented our 2014/2015 Election Procedures.

Complaint: One of the current candidates, while not formally a member of our Election Committee, has attended our Election Committee meetings, sat at the table with the committee, and fully participated in these meetings, with suggestions, and recommendations. This with full knowledge that it is in direct conflict with our Bylaws/Election Procedures.

Response: Robin Kaufman attended the Elections Committee meeting as a resident. Her presence at the Elections Committee was before the deadline and it was solely related to asking questions about her prior experience. In addition, Eugenia Contratto, Joe Dirks and Teri Denlinger were also present providing answers to questions because of their experience. None of the aforementioned individuals voted.

Complaint: There are two persons who submitted their Declaration for Candidacy within the stipulated time frame to be on the ballot.. yet their names are not on the Ballot?

Response: Two persons mentioned in the complaint – Kathy Keehan and Richard House. Richard House’s Declaration for Candidacy was not necessary as his term was not completed. Lou Dell’Angelo never received Kathy Keehan’s application, from the time it was delivered o Richard House until the deadline, therefore, unaware of same. There is the possibility that the application was misplaced. The instructions on the application were to ‘deliver to any member of the RB Election Committee’ Further stated, for ...’questions contact or email Lou Dell’Angelo, the Election Chair or Richard House. Unfortunately, the application was given to the RBPB Chair instead of following procedures on the form.

Resolution: (POSSIBLY PROVIDE A CENTRAL PLACE TO SEND IN APPLICATIONS))

Complaint: Their (per original language of Richard’s.) There has not been any publication, or posting of the Elections as required to be at least 21 days prior to our Elections.

Response: The information requirement for the 21 day notice prior to our election is not clearly defined. However, the language ‘.may be used in the newspaper..’ not SHALL. Lou Dell’Angelo sent information to Elizabeth Himchak at the RB Journal and the ballot boxes were placed January 9th,2014

Resolution – Will be addressed in revising bylaws.

Complaint: Our Election (Committee(sp)—per original) Committee Chair refused to give our local newspaper (RB News Journal) information on the candidates 21 days prior to our Elections.. as required by our Bylaws, as well as stated in our Declarations for Candidacy.

Response: Elizabeth Himchak requested a copy of the candidate application, however, in the past the Election Committee only gave the applicant's email and district. Lou Dell'Angelo didn't give a copy but provided the candidate's names and email addresses. The process was in compliance with what the Election Committee has previously conducted. Lou Dell'Angelo followed procedures that were performed in the past e.g. providing the newspaper the names, emails and districts.

Complaint: Our Election Committee Chair says if anyone wants an Absentee Ballot, they can call him, and he will deliver them individually ... to be completed while (he —per original document) he's there. This is also in direct conflict with our Bylaws/Election Procedures, as well as not posted at any of our polling locations giving directions.

Response: Lou Dell'Angelo's offer to deliver an absentee ballot to someone's home is not a violation of the RBCC Bylaws. His telephone number was made available in case anyone was unavailable they could take advantage of this service. There is no requirement to fill out the ballot while he was present. Lou Dell'Angelo's statement, "My offer to delivery an absentee ballot to someone's home is not a violation of our bylaws. My telephone number was made available to take advantage of this service. There was no requirement to fill out the ballot while I was there" Per Exhibit B – Absentee Ballots – p.25, par 2, under 'Absentee Mail Ballots' Absentee mail ballots should be designed, printed and "distributed by the Election Committee" therefore, Lou Dell'Angelo was not n violation as the bylaws state. Additionally, the language is "The envelop must be signed by the absentee voted and received by the close of election date to be counted. Absentee ballots can be sent to the election committee via regular US Mail or placed in a mail box or to the designated poll place"

Complaint: The Absentee envelopes that have been prepared by our Election Committee do not have our Planning Board's return mailing address.

Response: The Election Committee did not receive any information related to the process from the prior Election Committee Chair, Richard House, in order to maintain consistency in the Election process, especially since the Bylaws are outdated. Richard House was aware that Lou Dell'Angela had never chaired or participated in the Election Committee. In fact, in Lou Dell'Angelo's absence from a board meeting,

Richard House appointed him to be chair. Therefore, providing this information would have been beneficial and produced some consistency.

Complaint: There are seven electoral districts within Rancho Bernardo, with only three ballot boxes having been placed in six of the districts that have candidates offering themselves as candidates.

Response: The Bylaws are outdated. Lou Dell'Angelo didn't have prior process information, as stated above. The committee made a decision, based on the Bylaws which state, "...ballot for residential voting by election districts shall be available on election day at designated polling places". Therefore, the committee made the decision where to place the ballot boxes.