



THE CITY OF SAN DIEGO

PARKING ADVISORY BOARD MEETING MINUTES

May 20, 2010

**Civic Center Plaza
1200 Third Avenue, 14th Floor
San Diego, CA 92101**

Board Members PRESENT	Board Members NOT PRESENT
Cindy Lehman Michael McNeill Richard Stegner John Pilch Tom Brady John Cunningham Ernestine Bonn Jay Riordan Linda Stanley Jennifer Finnegan Roger Lewis	Frank Alessi Paul Robinson

CITY STAFF
Meredith Dibden Brown, CPCI - OSB - Community Parking District Program Mark Rogers – E&CP - Transportation Engineering Operations

OTHERS
Shalissa Olmeda, Golden Hill CDC Pedro Anaya, Golden Hill CDC Carol Schultz, Uptown Partnership

1. Roll Call and Introductions

Vice Chair John Pilch called the meeting to order at 3:02 p.m. and attendees introduced themselves.

2. Approval of Minutes

Minutes from March 18, 2010 were approved.

Motion: John Cunningham / Second: Ernestine Bonn. Passed with two (2) Abstentions – Jennifer Finnegan and Cindy Lehman.

3. Public Comment (non-agenda)

Ernestine Bonn mentioned the Bicycle Master Plan Workshop to be held May 20, 2010 from 6:00 p.m. to 8:00 p.m. in Balboa Park. Michael McNeill noted that Friday May 21, 2010 is Bike to Work Day in San Diego and the Discover Pacific Beach (BID) office is giving away free t/shirts to bike riders. Tom Brady commented that the San Diego Reader has an article on the AutoVu system for parking enforcement and that he would forward that to staff for distribution to the Board.

4. Administrative Items

- a. None.
- b. None
- c. See agenda items for information from City staff.
- d. None.

5. Information- Updates

- a. Downtown CPD – John Cunningham as DPMG Chair commented that the Pedicab ordinance will be at Council the following Tuesday pertaining to designating pedicab loading and rest areas (based on locations submitted by key stakeholders downtown, especially Gaslamp). Mark Rogers noted that AB2294 would provide for the inclusion of a definition of “pedicab” in the California Vehicle Code and allow regulation by areas such as San Diego including requiring operators to obtain a driver’s license.
- b. Uptown CPD – Carol Schultz indicated that the FY2011 Implementation Plans and Budgets for the CPDs have been submitted for the annual Committee/Council review process.
- c. Mid-City CPD – Roger Lewis spoke about the recently completed study undertaken by Walker Consulting for North Park and the local parking structure. He also indicated that local businesses are proposing a bike corral program (based on a Portland program). John Cunningham advised that Downtown is already in the process of piloting such a program.
- d. Pacific Beach CPD – Michael McNeill spoke about the CPD Conflict of Interest Code issues as they pertain to him and Pacific Beach and the dialogue with the FPPC. He noted that Statements of Economic Interest filed with the City Clerk are a public record. He also commented that introducing paid parking in Pacific Beach could help deal with parking related issues including cleaning the community.
- e. La Jolla CPD – Tom Brady, as a member of the La Jolla Traffic and Transportation Committee, commented that the committee is considering changes in local parking time limits from one hour or two hour limits to 90 minutes. He also noted that Coastal Access and Parking funds of around \$60,000 held in the community and around \$300,000 held by the City for use on local traffic issues are on hold while City deals with claims filed on Promote La Jolla.

- f. Old Town - None
- g. Council Districts 1 through 8 – Tom Brady (CD1) had no additional comments. John Cunningham (CD2) commented that the public is welcome to attend DPMG meetings which will now be held on the second Thursday of each month at 11:30 a.m. Ernestine Bonn (CD3) noted that an Affordable Housing Workshop had been held the previous evening. CD4 – vacant. Jay Riordan (CD5) had no report. Linda Stanley (CD6) advised that the possibility of charging for parking in Mission bay Park has been raised as a way of providing revenue to maintain amenities instead of closing restrooms in winter, for example. Jennifer Finnegan (CD7) reported that some mysterious curb painting had occurred; there is some interest in time limits but no new meters. CD8 – vacant.
- h. Community Planning Committee - None
- i. BIDC - Vacant
- j. At-large Representative - None

6. Consider a Conflict of Interest Code for the Parking Advisory Board

Deputy City Attorney Sharon Spivak spoke about the factors considered when reviewing the need for a COI for a City Board such as the PAB. Members of a board that performs a solely advisory function are not required to be designated in a COI code. Boards considered to be decision-making pursuant to Section 82019 of the Political Reform Act are those that possess decision-making authority to:

- Make a final governmental decision
- Compel a government decision
- Prevent a government decision by reason of exclusive power to initiate the decision, or by reason of a veto that may not be overridden OR
- Make substantive recommendations that are, and over an extended period of time have been, regularly approved without significant amendment or modification by another public official or government agency

Sharon noted that staff had provided a summary of board decisions for review.

She also spoke about other FPPC advice letters regarding decision-making Boards as those with the authority to:

- Adopt rules, rates and regulations for the administration and management of a parking district
- Hire and fire personnel, appoint executive director, purchase supplies, enter into contracts
- Enter into contracts for services
- Hire outside consultants

Boards do not have decision-making authority if they:

- Cannot hire consultant without going through Council
- Cannot hire consultant unless selected by city staff
- Provide mere assistance to staff
- Have no authority to implement their own recommendations

In summary, the PAB should consider these factors:

- Can it disburse public funds?
- Does it get a budget from the City?
- Does it enter into contracts?
- Does it hire or fire personnel?

Sharon concluded by saying that if the PAB members have a strong feeling and want to file Form 700s then they could recommend that City Council consider a code for the PAB since the Council is the code-reviewing body under the California Government Code or the members could create a policy of providing voluntary disclosures.

The board members then responded individually on the perceived need for a COI Code for the PAB and in general noted that a code was not needed at this time but the concern is understood. Tom Brady commented that the public has a right to know if there is a possible conflict of interest (and that he and Paul Robinson had recommended a COI Code for the PAB at the previous meeting). Sharon indicated that as board members are voting on individual agenda items that any member with a material financial interest in the matter should declare their interest and recuse themselves from the vote.

For those boards that do have a COI Code, it is tailored to the activities and decisions of the particular board and therefore may be different from another board's code.

Motion: A Conflict of Interest Code should not be adopted for the Parking Advisory Board based on the information provided at this meeting. Michael McNeill / Second: Jennifer Finnegan. Unanimous.

7. Affordable Housing Parking Study Stakeholders Group

John Pilch, as the Parking Advisory Board representative to the Affordable Housing Parking Study Stakeholders Group, provided a handout regarding Affordable Housing from the Redevelopment Agency and advised that he had attended a workshop on a previous evening along with 40 – 50 other people. It seemed that the focus at the workshop shifted to addressing parking for all housing rather than just affordable housing and that SANDAG should be more involved. There was some discussion about surveying existing affordable housing properties (and possibly mixed use properties) to develop more accurate data as to transportation modes used by affordable housing residents. Enforcement by property managers was also a potential concern. Another meeting is scheduled for September 2010. Information on the study is available on the City's website at: <http://www.sandiego.gov/planning/programs/transportation/mobility/affordpark.shtml>

8. Mayor's Five Year Parking Meter Utilization Improvement Plan Update

Meredith Dibden Brown explained that the purpose of the Plan is to provide for additional parking management tools such as varying rates, times, and hours of operation. As previously reported Meredith indicated that she had been working with the City Attorney's office on the appropriate uses of parking meter funds and finalizing the related research. City staff will be recommending the designation of Parking Meter Impact Zones to define areas deemed appropriate for the use of parking meter funds for traffic control and management purposes in accordance with San Diego

municipal code section 82.08 and 82.09. Parking Meter funds could still be used for parking related expenses in the broader Community Parking Districts. Also, staff has been reviewing the Fiscal Impact section of the report to update the numbers to reflect more recent information such as the use of credit cards and associated banking/transaction fees. These costs significantly impact the projected net revenue. There was general discussion about the uses of funds and an interest by Board members in telling the City how the communities would like the revenue spent.

9. Multi-Space Parking Pay Station Update

Meredith Dibden Brown reviewed the deal and reported that City staff had been able to negotiate better pricing on the purchase of the new and pilot meters based on a Co-operative Purchasing Agreement between Cale and Baltimore City Parking Authority and the revised proposal is in process.

10. Single Space New Technology Parking Meter Pilot Update

Meredith Dibden Brown advised that City staff is trying to negotiate on the single space meters using the same cooperative purchasing agreement approach as was used with Cale.

11. Prioritize Items for Future Consideration/Action by the Board

Meredith Dibden Brown passed out the priority list worksheet and asked for those to be turned in or e-mailed to her for the next meeting. Items can be added to the list; paid parking and varying rates/times had been mentioned as possible items.

12. Next Meeting Date and Tentative Agenda Items

The next meeting date is June 17, 2010.

Agenda items to include Board Priorities.

12. Adjournment

The meeting was adjourned at 4:48 p.m.

Final Approved: June 17, 2010
Motion by: John Cunningham / Second Cindy Lehman
Approved 10-yes 0-no 1-abstention Paul Robinson
Revisions to Draft: See Item 1 *Text Double Underlined and Italicized*