

**College Area Community Council (CACC) and
College Area Community Planning Board (CACPB)**

APPROVED Minutes

From the Regular Meeting held on: Wednesday, May 10, 2017, 7:00PM
Held in: Faith Presbyterian Church, 5075 Campanile Dr.
 San Diego, CA 92115

Rhea Kuhlman	Chair	P	Saul Amerling	P	B.J. Nystrom	P
Gary Campbell	Vice-Chair	P	David Cook	P	Jerry Pollack	P
Thamir Hilanto	Secretary	P	Michael D'Ambrosia	A (1)	John Putman	P
Terry Shirley	Treasurer	P	Jean Hoeger	P	Maurize Rios	P
VACANT	SDSU Rep		Susan Hopps-Tatum	P	Patricia Toth	P
VACANT	AS Rep		Jim Jennings	P	Jason Wills	P
VACANT	BID Rep		Troy Murphree	P		

P =Present L=Late A=Absent; (1), (2), (3), (4)= 1st, 2nd, 3rd, 4th absence TOTALS 20
 CP600-24, Art. IV, Sec. 1: "a vacancy exists upon the 3rd consecutive absence or the 4th absence in 12 months (April through March)
M/S/C = Moved/Seconded/Carried

The College Area Community Council (CACC) and the College Area Community Planning Board (CACPB) are two separate entities with a common board and officers and joint meetings. The items highlighted below with asterisks are CACPB business items, subject to City Council Policy 600-24 governing community planning groups. Items are reported in agenda outline order, although some items may have been considered in a different sequence.

- I. Call to Order/Pledge of Allegiance/Roll Call
 - 1. Rhea Kuhlman called the meeting to order at 7 pm - Terry led the Pledge of Allegiance.

- II. *Approval of Agenda
 - 1. Moved by Campbell
 - 2. Second by Rios
 - 3. Yays: 15 Nays: 0 Abstentions: Reasons:
 - 4. Motion Passes

- III. Approval of Minutes of Wednesday, March 8, 2017

1. **Moved by Nystrom**
 2. **Second by Rios**
 3. **Yays: 12 Nays: 0 Abstentions: 3 - Kuhlman & Murphree & Pollack**
Reasons: All abstainers were not present at last meeting
 4. **Motion Passes**
- IV. Approval of Minutes of Wednesday April 12, 2017
1. **Moved by Shirley**
 2. **Second by Cook**
 3. **Yays: 12 Nays: Abstentions: 3 - Kuhlman & Murphree & Pollack**
Reasons: All abstainers were not present at last meeting
 4. **Motion Passes**
- V. Treasurer's Report
1. Provided by Treasurer Terry Shirley - see following documents
Fiscal 2018 budget meeting will be announced
 - a. CACC YTD Monthly Financial - April 2017 -
 - i. Thanks to all for membership dues and supporting the community
 - b. [April 2017 Budget Summary Report](#)
- VI. Public Comments on Non-Agenda Items (3 minutes per speaker)
1. No public comments
- VII. Governmental and AS Liaison Reports (3 minutes per speaker)
2. Corporal Mark Peterson - SDSU Police Department
 - a. 1 SDSU criminal warning - campus robbery - e-alert available online
 - i. <https://phonebook.sdsu.edu/ealert/>
 - b. Commencement beginning on Friday - lots of traffic - prepare for it
 - c. There will be a break from traffic beginning this week through mid July when orientation begins for fall 2017 students.
 - d. South Campus parking lot is open with parking permit meters for the public for the retail shops
 3. C- Squad officer John Newland in place of John Steffan -SDPD San Diego
Community Relations Officer - Eastern Division
 - a. Provided numbers for arrests and violations
 - b. CARPUS meeting on May 16
 - i. College Avenue Baptist Church - 4747 College Ave. San Diego 92115
 - ii. Hosted by John Steffan - Community Relations Officer - SDPD
Eastern Division
 - c. Boba with a Cop
 - i. Tuesday, May 30 - 10 am - 12 pm
 - ii. Zion Marketplace, 7655 Clairemont Mesa Blvd.
 - d. Question about capped houses - Response: last month, 1 location was

cited

3. Roberto Torres for Georgette Gomez - City Council Member District 9
 - a. Torres reported on issues relevant to the College Area and general budget proposal items.
 - b. Follow the link below for more information on the 2018 budget proposal.
 - i. https://www.sandiego.gov/sites/default/files/fy18pb_full.pdf
4. Field Rep. Lee Steuer for Rep. Susan Davis - 53rd Congressional District
 - a. Reported on various issues and legislation including Combatting Sex Trafficking, Repeal of the Affordable Care Act, Earth Day, and Environmental Protections. A current newsletter was also distributed.
5. Field Rep. Ryan Trabuco for CA Senator Tony Atkins - 39th State Senate District
 - a. Reported on various Senate Bills and legislation supported by Senator Atkins
 - i. Conviction of Sex Traffickers
 - ii. Protecting San Diego River
 - b. Also noted that there is 8 billion dollars of unclaimed property in California which may be recovered by going to the following website.
 - i. www.claimit.ca.gov
 - c. Jerry Pollack requested that they look into solutions for reducing traffic on the I-8 into Fairmount

VIII. Old Business

1. Presentation on Code Volunteer Program and Neighborhood Enforcement Assistance Committee (NEAC) (Information item -10 minutes)
 - a. Jean Hoeger and Ann Cottrell presented on the Code Volunteer Program and how it differs from the NEAC.

IX. New Business

1. * SDSU Presentation on Draft EIR for 2,566 bed student dormitory complex at 55th and Remington; and approval of CACPB Comments on Draft EIR (Action Item, 20 minutes)
 - SDSU representatives presented the Draft EIR and also provided information on how to contribute to the decision-making process. Website and presentation are listed below:
 - [SDSU Dorm Project](#)
 - [Draft EIR Public Meeting Presentation](#)
 - Following presentation, a public hearing was held.
 - Susan Hopps-Tatum requested that the board's DEIR comments note that the traffic and parking analysis should reflect the fact that Freshmen are encouraged not to bring cars, while no such requests are made for sophomores. SDSU needs to adjust projections unless it plans to ask sophomores not to bring cars.
 - Robert Montana requested that the board's DEIR comments note that

the project goals were formulated in such fashion as to eliminate any alternatives other than the selected site.

- Motion to approve letter to SDSU incorporating DEIR comments from May 3 and May 10 hearings.

1. Moved by Nystrom

2. Second by Jennings

3. Yays: 12 Nays: 0 Abstentions: 3 (Amerling, Shirley, & Toth)

a. Shirley - Not sufficiently informed

b. Amerling - Not sufficiently informed

c. Toth - Need more time to think about it

4. Motion Passes

2. *Discussion of Bylaws Violations regarding March Board Election and possible remedial action (Possible Action Item, 10 minutes) - [Vote Tally](#) , [Request for Investigation - Page 1](#) [Request for Investigation - Page 2](#) [Bylaws Violations Response](#) [Recommendations for Remedial Actions](#) There was extended discussion regarding the findings and recommendations on the Bylaws. Violation.

A. Findings:

1. There were a number of CACPB Bylaws violations, the most significant of which were:
 - a. No list of nominees with statements of qualifications was distributed at the meeting.
 - b. Community members in attendance to vote in the election were given no indication that winners would be determined on any basis other than by the highest number of votes.
 - c. The bylaws do not have a requirement for a non-resident property owner to serve on the board, but a person who received the lowest number of votes was incorrectly named as having been elected, solely because he was a non-resident property owner.
 - d. A person who received a higher number of votes was incorrectly omitted from the slate of elected board members, because of the above violation.
 - e. A person who should have been named to a 3-year term, based on the number of votes, was incorrectly named to a 2-year term.
 - f. The person who received the lowest number of votes was incorrectly named to a 3-year term.
2. The CACPB Bylaws, which conform to the City's required "bylaw shell", state that election results are final unless challenged within 24 hours.
3. The election results were not challenged within 24 hours (because the violations were not known at that time.) Therefore, the City Attorney's Office has advised that the election results are final and cannot be

changed.

B. Recommendations:

1. The person who should have been elected during the March election be appointed by the Board to fill the unexpired term (ending March 2018) of the board member who resigned in April.
2. An ad hoc committee be appointed to prepare an Election Handbook, to be reviewed and approved by the CACPB Board, which lays out in specific detail all steps to be taken by the Nominations and Elections Committee and by the chair prior to, during, and after elections, and which clarifies the fact that there is at present no requirement for a non-resident property owner, or any category other than resident property owner, to serve on the board.
3. The ad hoc committee make recommendations as to whether revisions to the CACPB Bylaws are required to remove any possible ambiguities with regard to the question of election categories and/or any other election ambiguities it may find, and if so make recommendations to the board as to the revisions needed.

C. Nystrom Requested that the 3 recommendations be acted on separately.

D. Motion: Approve Recommendation 1, and appoint John Putman to fill the unexpired term ending in March 2018 of the person who resigned in April.

1. **Moved by Shirley**
2. **Second by Amerling**
3. **Yays: 14 Nays: 1 (Toth) Abstentions: 0 Reasons:**
4. **Motion Passes - John Putman joined the Board as a voting member as reflected in the minutes.**

E. Motion: Approve Recommendation 2 and form an Ad Hoc Committee to create an Elections Handbook.

1. **Moved by Nystrom**
2. **Second by Amerling**
3. **Yays: 15 Nays: 0 Abstentions: 0**
4. **Motion Passes**

Kuhlman asked for volunteers for the Ad Hoc Election Handbook Committee.

The following volunteered for the Committee:

Gary Campbell, Chair
Doug Case (non-board member)
David Cook
Susan Hopps-Tatum
B.J. Nystrom

F. Motion: Approve Recommendation 3 and ask Ad Hoc Elections Handbook Committee to make recommendations as to whether changes to Bylaws are needed to eliminate ambiguities, and if so, what changes are needed.

1. **Moved by NystrOm**
2. **Second by Amerling**
3. **Yays: 15 Nays: 0 Abstentions: 0**
4. **Motion Passes**

3. *Election of new board member to fill uncompleted term of retiring board member, to serve through March, 2018 (Action item - 5 minutes)
 1. This item was moot, since the board vacancy was filled by appointment, as remedial action #1, shown in Item IX.2. above. (Note: John Putman had been the only candidate for this board seat.)
 4. *Approval of CACC/CACPB FY 2017-18 Budget (Action item, 10 minutes)
 1. **Moved by Jennings**
 2. **Second by Amerling**
 3. **Yays: 15 Nays: 0 Abstentions: 1 - Putnam Reasons: new to the board - was not present at budget meeting discussions**
 4. **Motion Passes**
 5. Note: **At this time Patricia Toth left the meeting and was not available for voting on this and further action items.**
 5. *Approval of CACC/CACPB FY 2017-18 Committee Assignments (Action Item, 10 minutes)
 1. **Moved by Campbell**
 2. **Second by Amerling**
 3. **Yays: 14 Nays: 0 Abstentions: 1 - Putnam Reasons: Was not present at the time of committee assignment discussions.**
 4. **Motion Passes**
 5. Note: Committee assignments included volunteers for Ad Hoc Election Handbook Committee.
 6. *Discussion of Capital Improvement Program Prioritization Process (Information Item – 5 minutes)
 - a. Kuhlman will send out information to the board on needed update to College Area priorities in Capital Improvements Program. There will be public hearings in June and July, and then board will vote on priorities.
- X. Motion to extend the meeting until 9:40 pm
1. **Moved by Shirley**
 2. **Second by Hopps-Tatum**

3. Yays: 14 Nays: 1 - Hoeger Abstentions: 0 Reasons:

4. Motion Passes

XI. Committee Annual Reports (10 minutes) In interest of time, Annual Reports were dispensed with and are available on website, www.collegearea.org

1. *Project Review Committee - Rhea Kuhlman
 - a. Nothing new to report
2. Dollar per Ticket Ad Hoc Committee - Saul Amerling
 - a. Will meet at 5 pm on May 17 at the College Rolando Library to hear an SDSU presentation on traffic improvement projects which could be completed with Dollar per Ticket funds.
3. NEAC Committee - Jean Hoeger
 - a. Did not meet because no chairman until tonight.
4. Long Range Planning and Beautification Committee - Michael D'Ambrosia
 - a. D'Ambrosia absent, nothing new to report.
5. Community Outreach Committee - Saul Amerling
 - a. Nothing new to report

XII. Delegate Reports (10 minutes)

1. Community Planners Committee - Rhea Kuhlman
 - a. The CPC approved the College Area recommendations for the Companion Unit (Accessory Dwelling Unit) Ordinance, except for setback recommendations, which were found to conflict with state law.
 - b. Councilmember Sherman has proposed that projects which are rated as "affordable housing", "sustainable", or "infill development" be changed from Process 4 to Process 2, to be approved ministerially without community input. Kuhlman reported that the CPC had voted to recommend that these projects be Process 3, which would at least allow appeal of the administrative ruling. She noted that all projects in the College Area would be considered "infill development".
2. College Area Public Safety - Terry Shirley
 - a. Super-shred event for free shredding held on June 24 from 7 am - 4 pm at Qualcomm Stadium
3. East Boulevard Alliance - Troy Murphree
 - a. Meeting coming up to discuss City's reallocation of funds from College Area to Talmadge. Meeting date and place to be announced.

XIII. Adjournment - 9:40 pm