



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

December 16, 2021, 7:00 PM
Meeting Minutes
Meeting was held via Zoom

2021 RB PLANNING BOARD									
P = present			A = absent			ARC = arrived after roll call			
Sonny Googins	P	Owen Nucci	P	Benjamin Wier	P	Gary Long	P		
Thomas Lettington	A	Joni Edelman	P	Robin Kaufman	P	David Wilson	P		
Rebecca Cole	A	Steve Dow	P	Vicki Touchstone	A	Hugh Rothman	P		
								Total Seated	12
								Total in Attendance	9

ITEM #1 Call to Order/Roll Call:

Chair, Robin Kaufman called the meeting to order at 7:00pm.

ITEM #2 Chair remarks:

Chair, Robin Kaufman welcomed everyone to the meeting. She commented that the meeting is being recorded for accuracy in the meeting minutes. She also noted that it is being conducted as if it were in in-person and extend all courtesies as such.

ITEM #3 Non-agenda public comment (3 minutes per speaker):

Kathy Lippett asked the board to look into the Planning Commissions representative distribution of San Diego district supervisors as there are nine districts and only seven supervisors. Robin Kaufman recommended that she might also reach out to her city council representative for clarification.

ITEM #4 Government Staff Reports (Information Item):

None.

ITEM #5 Modification and Adoption of Agenda (Voting Item):

Motion made by Sonny Googins to adopt the agenda; seconded by Hugh Rothman; approved 9-0-0.

ITEM #6 Administrative Items (Voting Item):

Approval of November 2021 Meeting Minutes was motioned by Benjamin Wier; seconded by Robin Kaufman; approved 9-0-0.

Gary Long presented the Treasurer's Report: the Board has \$119.67 as of Dec 21. Gary Long motioned to approve the Treasurer's report; seconded by Sonny Googins; approved 9-0-0.

ITEM #7 Project # 667476 AT&T Rancho Bernardo Swim and Tennis (Voting Item)

The board discussed a Planned Development Permit/Conditional Use Permit to construct a Wireless Communication Facility (WCF) consisting of a 60-foot tall faux tree (monopine) supporting 12 panel antennas, 24 Remote Radio Units (RRUs) and a new equipment enclosure. The project location 16955 Bernardo Oaks Road, San Diego, CA 92128 in the RS-1-4 zone, Rancho Bernardo Community Plan.

Benjamin Wier noted that the Development Review Committee had reviewed the proposal and recommended the board vote against the proposed location of the cell tower.

Similar to the November Planning Board meeting, several community residents voiced their concerns regarding the proposal. Likewise, stakeholders from AT&T and Cell Tress reviewed the current plan for the cell tower.

Benjamin Wier made a motion for a vote to not move forward with that particular location for the cell tower; seconded by David Wilson. The motion passed 5-4-0; those in favor of the motion presented: Benjamin Wier, David Wilson, Gary Long, Robin Kaufman, and Owen Nucci. Those not in favor of the motion presented: Joni Edelman, Hugh Rothman, Steve Dow, and Sonny Googins.

ITEM #8 City's revisions to Council Policy 600-24 (Voting Item):

Robin Kaufman presented to the board a summary of the changes being made to Council Policy 600-24 and how Planning Groups would be affected in the near future (winter/spring 2022). All Planning Groups were requested to review the proposed changes, including the discontinued support for use of public venues for holding meetings, the plan to stop publishing planning group agendas and minutes, and the ceased use of the city's Planning Group websites, etc. A motion was made by Robin Kaufman to draft a letter to the city, CPC Council Member, and the mayor for further clarification over the proposed changes; second by Benjamin Wier; approved 9-0-0.

ITEM #9 Proposed Amendments to Cannabis Outlet Ordinance (Voting Item):

The board held a discussion on proposed amendments to local Cannabis Outlet Ordinances to make them more in-line with state ordinances. Residents Rob Brienza, Becky Rapp, and Kathy Lippett voiced the opposition to increased marijuana industry

deregulation agendas regarding sensitive use areas and urged the board to push back against the amendments.

A motion was made by Robin Kaufman to draft letter a letter strongly opposing the city’s adoption of less stringent state ordinances regarding cannabis regulation; Hugh Rothman seconded; motion approved 9-0-0

ITEM #10 Ad Hoc Elections Committee Update (Voting Item):

Gary Long provided a short update on the activities of the Election Ad Hoc Committee, including the creation and distribution of the newly created election flyer and the plan for future election activities. Additionally, he noted that members up for election will be contacted before the next board meeting. Gary Long made a motion to allow an allocation of up to \$100 to the Committee for election materials; seconded by Sonny Googins; motion approved 9-0-0.

ITEM #11 Nullification on appointment of June Smith (Voting Item):

As it was determined that June Smith had not previously attended a full board meeting prior to the November meeting in which she was appointed as a representative from District E (Seven Oaks), the board voted to nullify her appointment and recommend that she declare her candidacy for election in the coming months. Robin Kaufman motioned; Benjamin Wier seconded; approved 9-0-0.

ITEM #12 (#11 per agenda) Sub-Committee Reports:

Development ReviewBenjamin Wier
Regional Issues.....Vicki Touchstone
Traffic & TransportationRobin Kaufman
Election Ad Hoc.....Gary Long

ITEM #13 (#12 per agenda) Liaison Reports:

Community Council.....Robin Kaufman
Community Planners Committee (CPC).....Vicki Touchstone
Recreation Advisory Board.....Robin Kaufman
SANDAGSteve Dow
San Dieguito River Park.....David Wilson
San Pasqual/Lake Hodges Planning Group..... David Wilson
Commercial RepresentativeN/A

ITEM #14 (#13 per agenda) OLD BUSINESS ITEM:

N/A

ITEM #15 (#14 per agenda) NEW BUSINESS:

None

ADJOURNMENT:

Benjamin Wier made a motion to adjourn the meeting. Gary Long seconded. Motion passed 9-0-0. Meeting adjourned 9:30pm.

Meeting minutes respectfully submitted by Owen Nucci.

Standing Committee Meetings:

Regular meeting dates & times for committees are set as follows:

<u>Administrative Committee</u> The Monday 10 days prior to Regular Meeting, 6 PM Via Zoom meeting.	<u>Traffic & Transportation Committee First</u> Monday of each month, 6 PM Via Zoom meeting.
<u>Development Review Committee</u> First Tuesday of each month, 6 PM Via Zoom meeting.	<u>Regional Issues Committee</u> First Tuesday of each month, 7 PM Via Zoom meeting.

San Dieguito River Park – Joint Powers Authority
December 10, 2021

- 1) **Roll Call-** Call to Order- Chair Dwight Worden
- 2) **Approval of Resolution 21-6** Authorizing Remote Teleconference Meetings per AB361
- 3) **Executive Directors Report –**

Trail maintenance

49 Volunteers attended last trail maintenance event and cleared and weeded approximately 3/4 mile, along with SURF Cup Sports, SD Mountain Bike Assn. Huge success. Focus will be on habitat restoration over next two years for this area.

Working of joining Coast to Crest trail with expectation for 2024-5 completion. List of all gaps in trail will be emailed to everyone. County has approved capital improvement for eastern portion of trail.

Tractor

Recent purchase of new tractor due to old tractor in disrepair. Were able to salvage old tractor for scrap for \$1500, which will go into equipment fund.

- 4) **Approval or Resolution 21-7 honoring retiring San Dieguito River Valley Conservancy Director Trish Boaz.** Trish is retiring and was thanked for great service to the organization. Conservation manager Emily Kochert will be interim director until a new director is hired.
- 5) **Approval of new CAC Property Owner Representative Chris Khoury – approved.** Chris has been an active member of the community and is welcomed. There are currently 4 vacancies and this will fill one. This will be for the Lake Hodges/San Pascual area.
- 6) **Discussion of JPA Subcommittee meetings.** Further discussion in January

- 7) **Project Status Update** – Work on lagoon project to start Jan 4, 2022. Contractor has been hired.
- 8) **Coordination Reports** – Progress on River Path Del Mar (not part of Coast to Crest). Closed escrow on 3.6 acres. Will include habitat restoration. Phase 3 will extend the River Path Grand Ave to Crest Canyon Trail Reserve.
- 9) **Jurisdictional Reports** – none
- 10) **Adjourned. Next meeting January 21,2022**

Notes from the November 30, 2021 Meeting of the Committee Planners Committee

Prepared by V. Touchstone

Draft 600-24 documents presented by Councilmember La Cava are provided as pdfs.

Continue Virtual Meetings - The CPC voted to continue virtual meetings until such time as the declaration is terminated by Council.

Main Agenda Item - COUNCIL POLICY 600-24 on COMMUNITY PLANNING GROUPS, AND COUNCIL POLICY 600-9 on the COMMUNITY PLANNERS COMMITTEE

Councilmember Joe LaCava presented draft revisions to Council Policies 600- 24 and 600-9 (current draft version of the revised 600-24 is attached). This was followed by many questions from the CPC members. Here is a link to the recording of the meeting if you are interested, unfortunately, it does not capture the entire meeting.

https://us06web.zoom.us/rec/share/Oyz-Bb5KhIHFk1W3RLNluyf-CcuBKvCzGYsRjLJ9FtoOKzklzMfnGwLcYN_hw75C.tpR6Onw4tT0C1QSh

Per Councilmember La Cava the time table for this – Muni Code Changes in February – Issue to Council may be in March

Various Questions Were Raised – Some are presented below.

Will the City continue to support conducting CPG meetings in City-owned buildings (e.g., libraries)...and not charge rental fees or other charges/requirements? Looks like no.

Will the City still publish agendas and minutes for CPGs? No.

Will the City webpages for CPGs still be maintained? No. (Those pages currently hold agendas and minutes for many CPGs.)

Money to support the CPGs will not longer be provided under this changes, yet there will be requirements to maintain a bank account, a website, etc.

Demographic data for members must be collected, such as “professional background or expertise?”

There will be a “required break in service” looks like that could be two years. Comments included “Eliminating over term membership, takes away from institutional memory of the community.” Pg. 4. Para 4.4.2: Is new and has never previously been considered by either LU&H or the CPC. It effectively eliminates over-term members from most CPGs.

Another comment: “The CPG must work with the City, but the City is not required to work with the CPG.”

“Requires a bank account that could be an unreasonable burden and expense for most CPGs.”

Training would be required each year. Suggestion was that City staff videotape guidance on planning matters to train planning group members on how to review and assess projects within the context of community plans, the LDC and CEQA.

When it comes to our ethical, equitable, and inclusive standards, is what is written in our current bylaws acceptable, or alternatively will a new template be suggested?

Will there be physical indemnification for CPGs that meet in a non-city-owned location? Some CPGS have no suitable city facility in which to meet, but other venues often require liability insurance.

The CPG and the City should work collaboratively throughout the City’s planning process.

Since the City develops and administers the training, it can record who completed it, and provide that information to the CPG. Otherwise, there is no way for the CPG to maintain evidence of completion of training.

There is a requirement for “Community Participation and Representation Plan” but it is not defined.

What constitutes “robust community participation” – this needs to be defined.

Why will CPGs have to submit information to the City Clerk instead of sdplanninggroups@sandiego.gov?

Pg. 4, para 4.3: Request to add “non-profit organization” back in to clause 3, for inclusion in “local business owner”

Currently the language includes a quota for renters – response from CPC, no quota for renters should be required. Will seats go vacant if not enough renters volunteer? Will the City provide demographic data so that “pro-rata” share can be determined?

There is a restriction to “only one voting member per residential household.” This may be a violation of California election law. Discussing voter eligibility in the same section as candidate eligibility where the candidates are described as a "voting member" leads to confusion.

There are requirements to include “profession, employer, and qualifications” on the ballot, there is no reason for this to be included. The only required information should be age over 18 and residential, ownership, or business-representative status.

Will there be physical indemnification for CPGs that meet in a non-city-owned location? Many CPGS have no suitable city facility in which to meet, but other venues often require liability insurance.

There was discussion of amending the City Charter rather than addressing CPGs in Council Policy 600-24.

The appeal process would be removed – so CPGs will need to pay to appeal a decision.

Committee members asked to get an opinion from the City Attorney – last report on this was two years ago. The City Attorney does not specify how to revised the Council Policies. A better option might be a Charter Amendment.

Action - The issue will be continued until the January meeting, so CPGs can discuss.

Each CPG should discuss this and talk with their Council representative.

Highlights of Dec 2021 SANDAG Newsletter

- SANDAG 2021 Regional Plan (Transportation)
 - Proposed final plan and final EIR going to SANDAG board on December 10.
 - <https://sdforward.com/mobility-planning/2021-regional-plan>

- Mid-Coast Extension of UCSD Blue Line
 - Now operational!
 - Grand opening event: occurred Sunday 11/21/2021 11am-3pm (UCSD Central Campus Station at Warren Field).
 - <https://www.keepsandiegomoving.com/Mid-Coast/midcoast-opening.aspx>

- San Diego Region to receive large statewide investment in broadband infrastructure improvements.
 - Broadband is tied to the 2021 Regional Plan (to modernize transportation system)

- New SANDAG report finds arrests in SD Region at a seven-year low.
 - https://www.sandag.org/uploads/publicationid/publicationid_4807_31020.pdf
 - Change may relate to unprecedented 2020, due to Covid-19

Community Council Report

- The Board reviewed and approved the 2023 Maintenance Assessment District (MAD) fiscal budget. Members who live in the Bernardo Heights area abstained from the vote as they do not pay into the Rancho Bernardo MAD;
- The Board reviewed and approved two new student members. Those who are juniors in high school apply during a certain time frame, go through an interview process with the student member ad hoc committee and then the ad hoc presents a maximum of two students to be appointed. Their time period is January through December of each year. They act as liaisons between students and the Community Council. They give monthly, verbal reports and are required to participate in at least one of the activities during the time on the Board. They cannot vote on any matters, but can contribute to conversations on items;
- The Board approved the appointment of the election ad hoc committee;
- The Board approved a fun run fundraiser to take place in September, 2022. This fundraiser helps pay for the annual insurance and other costs.