

**SAN DIEGUITO RIVER VALLEY REGIONAL OPEN SPACE PARK
JOINT POWERS AUTHORITY
Minutes of September 20, 2013**

MEMBERS PRESENT

Don Mosier
Olga Diaz
Jim Cunningham, Chair
Dave Roberts
Dianne Jacob
Jacqueline Winterer, Alt.

REPRESENTING

City of Del Mar
City of Escondido
City of Poway
County of San Diego
County of San Diego
Citizens Advisory Committee

VISITORS/STAFF PRESENT

Wayne Brechtel
Dick Bobertz
Susan Carter
Shawna Anderson
Jan Lines
Bill Michalsky
Jeff Barnouw
Jim Tucker

JPA Counsel
San Dieguito River Park JPA
Sierra Club
Friends of San Dieguito River Valley
Lagoon Committee

Introduction and Announcements

Chair Cunningham convened the meeting at 9:45 a.m. at the San Dieguito River Park Offices at 18372 Sycamore Creek Road, Escondido, CA 92025.

Approval of Minutes of July 19, 2013-

Bill Michalsky said that he had been present at the July 19 meeting, but the minutes didn't reflect that. Board member Roberts moved approval of the minutes as corrected, Board member Diaz seconded. All approved.

Executive Director's Report- Director Bobertz reported that Solana Beach had adopted the revised JPA agreement on September 11th, and that Del Mar had adopted it earlier. Escondido and Poway are scheduling it for adoption. Board member Jacob said she and Board member Roberts would talk to County staff about scheduling it at the Board of Supervisors as soon as possible. Mr. Bobertz also reported that he and Chair Cunningham, Ranger Jason Lopez and SDRVC Board member Bill Simmons had completed the second leg of the hiking trip through the river valley, a distance of 14 miles. He had pictures taken that day showing on the monitor. Chair Cunningham provided additional details about the drama of the day.

Public Comment- None

CONSENT

1. **Amend FY 13/14 Budget to Appropriate Neighborhood Reinvestment Program Grant Funds for Sikes Adobe Creamery.**

Recommendation: *Adopt the attached amendment to the FY 13/14 Project Budget to add \$25,000 for reconstruction of the Sikes Adobe Creamery.*

Board member Roberts moved approval of the Consent Agenda, Board member Jacob seconded. All approved.

ACTION

2. **Award Contract for Architectural Services for Lagoon Ranger Activity Building.**

Recommendation: *Staff recommends that your Board authorize the Executive Director to sign the contract for Task 2, 3, and 4 to Rinehart Herbst Architects for \$24,000, and amend the FY 13/14 budget to transfer \$30,000 funding from the Reserve Fund to the Trails Fund for architectural consulting services. Staff also recommends your Board authorize the Executive Director to seek a construction loan for up to \$330,000.*

Chair Cunningham confirmed that the \$480,000 that SCE is providing to the JPA over ten years is all that they will provide toward the Ranger building expenses, including maintenance and operations costs. He said that when we work with the bank on the 10 year mortgage loan, we need keep the monthly payments low enough to ensure that we have sufficient funds to pay for those costs, in particular utility costs, each month. Executive Director Bobertz said that staff will bring the construction loan agreement back to the Board for approval, as well as an estimate of ongoing costs. All approved.

INFORMATION

3. **Status Reports (Oral)**

a. **River Park Projects**

i. Bridge Lighting: Deputy Director Carter said that we have received bids on restoring power to the bridge using solar again. She confirmed that the price is substantially lower than the bids we had previously received for installing wiring to hook up with SDGE power. She reported that a company called Sustineo has bid \$18,000 to do the work, and they will use a 3-way redundant system to prevent further thefts. The panels would be installed in a locked track, there would be custom security bolts (unique to the JPA) and the panels would be welded into place. Board member Jacob recommended that staff investigate the time the company has been in business, what their financials are, and what kind of warranty would be provided. Deputy Director Carter confirmed that she would do that.

- ii. City Billing for Engineering Services: Executive Director Bobertz explained that he had prepared the memo that was included in the agenda because of Board member Lightner's question at the last meeting. He said that there is no record of a liability for this matter in our Audit Report. He said he does not view this billing as a liability because he had written City staff long ago, when he first heard of the charges that the City was planning to invoice the JPA for, that he would not pay them because we challenge the validity of the charges and the process. He also noted that we have not received any notices or communications on this matter from the City since last February.
4. **Coordination Reports (oral) - None**
5. **Jurisdictional Status Reports-** None
6. **Communications-** Executive Director Bobertz referred to a handout which was a letter that JPA staff had sent to the City of San Diego commenting on the draft MND for the Via de la Valle road widening project. He said that staff would bring this item to a future meeting for the JPA Board to formally comment after we receive the final MND and learn how they responded to our comments.

Chair Cunningham adjourned the meeting to Closed Session for a conference with legal counsel regarding significant exposure to litigation pursuant to Government Code Section 54956.9(b)(2) and (e)(1) involving the 22nd District Agricultural Association's Coastal Development Permit Applications in Compliance with the Coastal Commission Consent Order. At 11:30 a.m. the meeting reconvened and Attorney Brechtel disclosed that the Board considered the 22nd DAA's representation that it would go to court if its Coastal Development Permit (CDP) application is not approved and determined that the matter did not rise to the level of significant exposure of litigation against the JPA. The Board directed preparation of comments to the Coastal Commission regarding the merits of 22nd DAA CDP application and its consistency with the Consent Order and Coastal Act.

These minutes approved by Board Action

Date

Executive Director