

Notice of Public Meeting

San Diego River Conservancy

A public meeting of the Governing Board of
The San Diego River Conservancy
will be held Thursday,

July 17, 2008
9:30 am – 11:30 am

Meeting Location

San Diego City Hall 202 "C" Street
Closed Session Committee Room, 12th Floor
San Diego, California 92101

Tele-Conference Location: 1416 Ninth Street
Resources Agency Conference Room 1305 Sacramento, CA 95814
(866) 673-2851 / Pass code 3486949

Contact: Michael Nelson
(619) 645-3183

Meeting Agenda

1. Roll Call
2. Approval of Minutes
3. **Public Comment**
Any person may address the Governing Board at this time regarding any matter within the Board's authority. Presentations will be limited to three minutes for individuals and five minutes for representatives of organizations. Submission of information in writing is encouraged.
4. Chairperson's and Governing Board Members' Report

5. Executive Officer's Report

The following topics may be included in the Executive Officers Report. The Board may take action regarding any of them:

Project Updates

- Tributary Canyon Project / Coastal Conservancy
- Bike Path
- Cactus Park
- Hydrology Study / Bureau of Reclamation

Legislative News

- SB 1428
- SB 404

6. Deputy Attorney Generals Report

7. San Diego River Trail (Riverford Road, Lakeside)

- Presentation: Robin Rierdan, Executive Director, Lakeside's River Park Conservancy
- Resolution 08-03

8. San Diego River: Integrated Water Quality and Watershed Information Project

- Presentation: Rob Hutsel, Executive Director, San Diego River Park Foundation
- Resolution 08-04

9. San Diego Natural History Museum / WATER H2O=Life Exhibit / Sponsorship Opportunity

- Janet Redding, Vice President for Institutional Advancement
- Jim Stone, Vice President for Public Programs

10. Old Town State Historic Park / Native Plant Garden

- Peter St. Clair, California Native Plant Society

11. Adjournment

Accessibility

In accordance with the Americans with Disabilities Act of 1990, if you require a disability related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call Michael Nelson at 619-645-3183

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 17, 2008

ITEM: 1

SUBJECT: **ROLL CALL AND INTRODUCTIONS**

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 17, 2008

ITEM: **2**

SUBJECT: **APPROVAL OF MINUTES**

The Board will consider adoption of the **May 15, 2008** public meeting minutes.

PURPOSE: The minutes of the **May 15, 2008** Board Meeting are attached for your review.

RECOMMENDATION: Approve minutes

SAN DIEGO RIVER CONSERVANCY (SDRC)
Minutes of May 15, 2008 Public Meeting

(Draft Minutes for Approval July 17, 2008)

Chairperson Donna Frye called the May 15, 2008 meeting of the San Diego River Conservancy to order at approximately 1:00 p.m.

1. Roll Call

Members Present:

Donna Frye, Chair	Council Member, City of San Diego
Toni Atkins	Council Member, Public at Large
Karen Scarborough	Resources Agency—via Phone
Ruth Hayward	Public at Large
Anne Haddad	Public at Large
Andrew Poat	Public at Large
Ronie Clark	Department of Parks and Recreation Alternate Designee
Ben Clay	Public at Large
David King	San Diego Regional Water Quality Control Board

Staff Members Present:

Michael Nelson,	Executive Officer
Hayley Peterson,	Deputy Attorney General
Flenell Owens,	Administrative Services Manager
Ann Van Leer,	Consultant, San Diego River Conservancy
Jim King,	Project Development Analyst

Absent:

Dianne Jacob	Supervisor, Second District
Jerry Sanders	Mayor, City of San Diego
Anne Sheehan	Department of Finance
John Donnelly	Wildlife Conservation Board

2. Approval of Minutes

Ben Clay moved approval of the minutes of the March 20, 2008 public meeting. The motion was seconded by Andrew Poat. The minutes were adopted unanimously.

3. Public Comment

Any person may address the Governing Board at this time regarding any matter within the Board's authority. Presentations will be limited to three minutes for individuals and five minutes for representatives of organizations. Submission of information in writing is encouraged.

Rob Hutsel, Executive Director of the San Diego River Park Foundation thanked the Board for being a sponsor of River Days and was glad some could attend the kickoff celebration.

Mike Nelson noted that the opening event featured two SDRC projects; the proposed multi-purpose trail under 163; and, the extension of the Ocean Beach bike path.

4. Chairperson's and Governing Board Members' Report

(No report)

6. Deputy Attorney General's Report

(No report)

Donna Frye reordered the agenda to discuss Item 7 and 8 first.

7. San Diego River Trail (Mission Valley Greenway)

Mike Nelson gave the Board background information on the Mission Valley Greenway and the proposed multi purpose trail beneath 163. He advised that the Conservancy had received an appropriation of Proposition 84 funds, which could be used for this project. He introduced representatives from the City of San Diego's Transportation and Engineering and Planning Departments, who would give project presentations.

Brad Jacobson stated that the City of San Diego had reviewed all of the different pedestrian and bicycle facilities that had been constructed or proposed in Mission Valley, as a components of the of the San Diego River Trail. He explained that 22 projects had been identified; some had been completed, some were in design, some were under construction, and that the feasibility of some were being examined. He highlighted a number of issues and projects in Mission Valley:

- Construction of the OB Bike Path extension to Sefton Field.
- Bicyclists were currently using existing Hotel Circle North and Fashion Valley Road to access the area near the Fashion Valley transit center.
- Bike paths had been dedicated along both sides of the river all the way to Interstate 805.
- No direct bicycle connector exists from Fenton Parkway on the north side to Qualcomm Stadium. Presently, bicyclists that want to get past the stadium have to use Friars Road.
- A similar situation exists at the end of Interstate 163 where you come through Fashion Valley and you encounter a dirt path that goes beneath 163 and connects to Hazard Center Road.
- He emphasized the importance of the completing the path under 163 along the river between Fashion Valley Center and Hazard Center, as well as, the existing bike and pedestrian facility, which runs parallel to the river behind the condos across from Hazard Center, and makes a connection at the Hazard Center trolley station.

Brad introduced **Nazie Mansury**, from the City of San Diego Engineering and Capital Projects Department, Design Division, as the Project Manager for this project. She presented an overview of the project, its funding and a construction timeline.

- This project will provide greater continuity along the river for bicyclists.

- This project (163) is located on the north side of the river.
- Presently, the bike path ends at Hazard Center on the east side and Fashion Valley on the west side. It is important to provide a connection between these sections.
- The proposed alignment is currently at 30% design.
- The project constitutes approximately 1000 linear feet of bike and pedestrian path.
- The budget for the Environmental Compliance and Design phase is \$300,000, Construction phase is \$1,000,000 including inspection cost for a total of \$1,300,000
- Current funding is \$180,000 in Transnet Bike funds.
- \$400,000 of Federal Funds has been appropriated for construction.
- The City of San Diego has requested an additional \$320,000 in Transnet funding.
- Replacing federal funding would expedite the project by approximately 9 months, but would require obtaining an additional \$400,000.

Ben Clay asked if the Conservancy advance funded the project, would the City be able to receive a reimbursement from the federal government.

Kathy Keehan of the Bicycle Coalition stated that she was not sure, but the federal funds did have to be allocated by FY 09.

Mike Nelson stated that one of the things that he suggested in his discussions with the City of San Diego was that the Conservancy may be willing to fully fund the project, if the City could commit these federal funds to another project within the Mission Valley Greenway.

Andrew Poat asked if this represented a Congressional earmark.

Kathy Keehan stated that it was a Congressional allocation that was in a Federal Highway Bill.

Ronie Clark asked if we received federal funds, would we have to comply with NEPA and not just CEQA.

Nazie Mansury replied that the answer was yes.

Mike Nelson stated that that is one of the reasons he was requesting consideration for authorization of the entire cost estimate was that compliance with NEPA could take nine months.

Nazie Mansury she stated that currently construction was scheduled to begin in spring 2010 and conclude in fall of 2010.

Ben Clay asked whether the City of San Diego contemplated a Negative Declaration or a full blown Environmental Impact Report.

Brad Jacobson stated that he felt the project would require a Mitigated Negative Declaration.

Ronie Clark asked if the City would be the lead agency for CEQA compliance.

Brad Jacobson Yes.

Mike Nelson stated that he had envisioned that the project could be administered much like the extension of the OB Bike Path.

Ronie Clark asked if the City will also be the contracting agency for the project.

Mike Nelson replied, yes.

Ruth Hayward asked the Executive Officer to explain the provision in the Resolution regarding "sufficient funds to operate and maintain".

Mike Nelson: stated that while negotiations with the City were not complete, this language would make certain that the City had a budget sufficient to manage and maintain the bike path once completed.

Ronie Clark asked if this project will be managed by Park and Recreation.

Rita Cunningham from the City of San Diego's Engineering and Capital Projects Department stated that this project would be under Engineering because it is a bicycle capital improvement project. Park and Recreation does not do capital improvement projects. The operation and maintenance would likely fall under the Streets Division because they are responsible for bike ways and roads.

Andrew Poat moved for the approval of Resolution 08-01 authorizing the Executive Officer in partnership with the City of San Diego to apply to the California Coastal Conservancy to obtain an amount not to exceed \$1.4 million of Prop 84 funds identified in the 07-08 Budget for the projects of the San Diego River Conservancy to construct the San Diego River Multi-Use Bicycle and Pedestrian Path. Ann Haddad seconded the motion. The Board voted 8-0-3 to approve the motion.

8. Tributary Canyon Project

Mike Nelson recalled the presentation by Andy Spurlock, the Sierra Club, and Assembly Member Saldana, which encouraged SDRC to explore projects along tributaries and canyons. He said the timing of this suggestion corresponded with Senator Kehoe's successful amendment of SDRC's statutory jurisdiction to include tributaries. He added that at an earlier meeting, the Board asked Jim King to establish a framework for tributary canyons projects. What follows are highlights of his presentation on a project framework:

- Relatively small study area, notoriously urban, located in the heart of the city.
- Freeways dominate the largest canyons.
- Tributaries meet the river in concrete.
- There are 15 community planning groups within the study area.
- Meetings with community groups all point to a positive endorsement for this type of project.
- River Park is widely recognized as the unifying thread throughout the Region.
- Three issue areas emerged during his study:
 1. Trail access
 2. Interpretation
 3. Stewardship
- Key themes expressed by the community:
 1. Undertake an open planning process.
 2. Build on work that is now underway
 3. Provide trails in the canyons and down to the river park
 4. Integrate all plans with public transportation
 5. As projects develop, incorporate the community's interest in stewardship and volunteerism into them.
- Proposed six plans that are independent , yet interconnected:
 1. Ruffin & Sandrock Canyon Trail plans
 2. Urban trail linking to the river
 3. San Diego River Footbridge and Interpretive Park
 4. Mission Valley-South Rim Trail Assessment
 5. Tributary Canyons Interpretive Program

6. Ruffin & Sandrock Canyons Habitat Enhancement

Toni Atkins appreciated the fact that we were able to look at both sides of the river. She noted that Friends of the Canyon groups have done so much in San Diego with little financial resources. She also remarked that she liked the idea of using the trolley to anchor an interpretative program.

Ruth Hayward: stated that the foot bridge in Jim's presentation was very intriguing. She said that if 8000 people work in offices nearby, and that a quarter of them used the trolley; it may require a large bridge to handle 2000 people a day.

Donna Frye: said that the cost of what people wanted and what people might actual achieve could be miles apart. Though she realized that a bridge was far in future, she felt that it was important to use these plans as an opportunity to start looking at these areas differently.

Deanna Spehn: The Board might want to initiate a dialogue with SANDAG to obtain funding.

Ben Clay: said that he liked what he heard in the presentation. He stated that he would like to focus on, where feasible, improvement for bicycles as well as walking trails. He said that as you look at this project map, you can see that there is potential for getting people not only on the trolley, but also on bikes and walking.

Rob Hutzel: provided some context this item. He stated that in 2001 when the Foundation started planning the river park, these projects were some of the very first. He noted that there is a lot of history and work that has already been accomplished. He encouraged the Conservancy to work closely with the City and its master planning process and continue its collaboration with the Foundation and the Coalition.

Ronie Clark: One of the things that was mentioned, I think will be extremely important are opportunities for public/private partnerships. We must work with the business community in Mission Valley to assist in the funding of projects like these; I think it would be a way to really build community cohesiveness.

Ronie Clark: She also mentioned that the City of Redding brought in a well known architect to design a foot bridge, which is now a community showcase.

Jim Peugh: expressed his interest in having UCSD build a composite bridge, since he didn't think that big, is necessarily, great. His idea would be to determine what is the most graceful bridge that could be built at that site, rather than the biggest.

Toni Atkins moved for the approval of Resolution 08-02 authorizing the Conservancy to request \$150,000 from the California Coastal Conservancy to develop a San Diego River Tributary Canyons Project with funding derived from Proposition 84 funds appropriated to the Coastal Conservancy for projects authorized by the San Diego River Conservancy. Ruth Hayward seconded the motion. The Board voted 7-0-4 to approve the motion.

9. 2008 Work Plan

Mike Nelson: stated that at the last meeting there was a lengthy discussion about the Conservancy's 2007 successes and challenges. He said that an attempt was made to incorporate the highlights of that conversation into the 2008 Work Plan. He continued by noting that the Board had encouraged him to solicit comments from the Coalition and its partners. Rob Hutzel was kind enough to schedule an opportunity for the Executive Officer to present this Work Plan to the Coalition at its last meeting. In addition, the Coalition's Project Committee

reviewed the Plan. Finally, he stated that the 2008 Work Plan reflects the Coalition's suggestions and comments.

Donna Frye: It looks to me from reading the letter that most of the changes that were brought forward have already been made.

Ben Clay: suggested that as he looked through the Work Plan, that there was considerable focus on the City of San Diego; that we should make certain that as we looked forward our projects also included the County of San Diego.

Mike Nelson: agreed and stated that this Work Plan reflects projects in the County, many of which are in progress. He also suggested that he would soon be recommending to the Board projects in Lakeside and Santee.

Ben Clay moved to adopt the 2008 Work Plan with the exception to removal the second bullet point under the Water Quality and Natural Flood Conveyance portion of the plan. Ann Haddad seconded the motion. The Board voted 7-0-4 to adopt the 2008 Work Plan.

5. Executive Officer's Report

Cactus Park

Mike Nelson: described a very serious incident that occurred at Cactus Park involving a little leaguer who was briefly abducted by a registered sex offender near the San Diego River. The County of San Diego at the urging of the 2nd District Supervisor ordered that public safety in this area be addressed immediately. Since this area was frequently the location of encampments of vagrants, the County would construct a fence between the River and the park. In addition, the Supervisor asked that property owners along this section of the river develop a plan that would include trail improvements and habitat enhancements that would make access to the river safe and attractive to citizens and their families.

Donna Frye: said this situation represented an opportunity to make citizens feel safe without having to fence them in and encouraged the Executive Officer to work with the County to arrive at a solution.

Brian Albright: indicated that the County is planning several regional river parks and explained that there are good examples of local parks that are designed as entry ways to regional river park systems. He expressed his hope that this planning exercise could serve as a model.

Toni Atkins: stated that as a member of the MTS board she would make sure that MTS were active participants in this effort.

Mark Weston: General Manager said the Helix Water District owned several miles of property in the river valley east of Lakeside. He stated that Helix had provided access to the equestrian community; and, that they had installed equestrian passing gates at their property lines to allow equestrians to travel across their property. He indicated that that this policy was an attempt to be good neighbors in the Lakeside community. He added that there were some very positive things occurring on their properties along the River; at one location a leased property that had envisioned the construction of a golf course, is now under active consideration as a two mile river restoration. He explained that this horrible incident occurred west of that property. Furthermore, he stated that whenever they were informed that transients were trespassing, their policy was to immediately call the sheriff and arrange for the sheriff to escort their employees into the area and completely obliterate any encampments they found.

Funding Opportunities:

Mike Nelson: said that Ben Clay and he had been discussing opportunities that may exist to secure federal funding for the restoration of the San Diego River and the development of a river park. He stated that he would like the Boards support to pursue federal funding with Ben.

Ben Clay: What he wanted to do was to make certain the Board was comfortable with his actions.

Donna Frye: indicated her support for the concept and asked if anyone disagreed.

Karen Scarborough: said she would like to express her strong support for the effort.

Ben Clay: suggested that he would need to need some help from the Board to secure the endorsement of the regions political leadership particularly the Congress woman and County Supervisor.

Project Updates

Mike Nelson reviewed several projects with the Board:

Ocean Beach Bike Path

Path is at 50% completion. The City had encountered some difficulties at CalTrans regarding an encroachment permit. Andrew Poat connected me with the District Engineer, who expressed confidence that the problems that the project had encountered would soon be solved.

Mission Valley Preserve

Phase one is completed and re-vegetation should occur in September.

SDSU & SDRC Inter Agency Agreement:

A signing ceremony was held at the Old Mission Dam. Our Chair, Donna Frye, Mayor Sanders, Senator Kehoe, and SDSU President Weber were present.

David King: said the Regional Water Quality Control Board supported this effort, could become involved in the project, and possibly provide funding.

Donna Frye: That is really good news. It's good that our projects are not just addressing our objectives, but the goals of other agencies. The Regional Board signing off on them means that it is a good collaboration.

Logo Design Contract:

We have contracted with a graphic designer for a new logo.

Karen Scarborough: Great. Will you bring the Broad several options to select from instead of just picking one?

Mike Nelson: said he would be glad to do just that.

08-09 Budget: The proposed budget would provide an additional \$18,000 for our office lease. The 08-09 budget also included Reimbursement Authority for \$1,000,000. He stated that the Coastal Conservancy's Proposition 84 Budget presently included \$3,000,000 for SDRC projects.

10. The meeting was adjourned at 3:00 PM.

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 17, 2008

ITEM: **3**

SUBJECT: **PUBLIC COMMENT**

PURPOSE: Any person may address the Governing Board at this time regarding any matter within the Board's authority which is not on the agenda. Submission of information in writing is encouraged. Presentations will be limited to three minutes for individuals and five minutes for representatives of organizations. Presentation times may be reduced depending on the number of speakers.

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 17, 2008

ITEM: **4**

SUBJECT: **CHAIRPERSON'S AND GOVERNING BOARD
MEMBER'S COMMENTS**

PURPOSE: These items are for Board discussion only and the Board
will take no formal action.

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S REPORT
Meeting of July 17, 2008

ITEM: 5

SUBJECT: **EXECUTIVE OFFICER'S REPORT**
The following topics may be included in the Executive Officers Report. The Board may take action regarding any of them:

Project Updates

- Tributary Canyon Project / Coastal Conservancy

- Bike Path

- Cactus Park

- Hydrology Study / Bureau of Reclamation

Legislative News

- SB 1428

- SB 404



United States Department of the Interior



BUREAU OF RECLAMATION
Southern California Area Office
27708 Jefferson Ave., Suite 202
Temecula CA 92590-2628

IN REPLY REFER TO:
SCAO-7100
ADMIN-13.00

MAY 20 2008

Mr. Mike Nelson
Executive Officer
San Diego River Conservancy
1350 Front St., Suite 3024
San Diego, CA 92101

Subject: Bureau of Reclamation's Technical Service Center (TSC) Workplan Proposal and Review

Dear Mr. Nelson:

During the April 10, 2008 field tour, discussions between Reclamation and the San Diego River Conservancy (Conservancy) focused on two areas: potential collaboration with and/or expanding upon the scope of the City of San Diego's (City) hydraulic analysis of the lower San Diego River; and identifying other project needs within the San Diego River watershed.

Reclamation's TSC staff has reviewed the City's workplan and Request for Proposals for a hydraulic analysis study and completed the additional review of United States Geological Survey (USGS) data and the 2005 San Diego River Watershed Management Plan (SDRWMP). Reclamation recommends continuing the collaboration with the City but does not think that the City's workplan provides the platform for advancing any of the project topics discussed during the field tour such as floodplain restoration, LIDAR imagery, wetlands creation, etc.

Our review of existing USGS and SDRWMP hydrology information for the watershed indicates that a significant data summary currently exists. Additional determination of flood magnitude and frequency could be done in support of hydraulic analyses and restoration designs. The following project ideas could be used to bring San Diego River stakeholders to the table and have achievable results over the short and long-term:

Short-term (FY08) tasks

1. Literature review of San Diego River with a focus on hydrology and historic aerial photography availability
2. Preparation of a summary of hydrology
 - a. Develop map products detailing channel history
 - i. Display historic trends in width
 - b. Develop flood series product
 - i. 2-yr.,5-yr. flood magnitude

- c. Review photo history for flooding extent
3. Assist in development of restoration goals and objectives
 - a. Stakeholders meetings
4. Develop cost estimates for LIDAR data collection

Long-term (late FY08 and out years)

1. Acquire LIDAR data (cost unknown at this time)
2. Develop hydraulics model from LIDAR data (cost unknown)
 - a. Choose model
 - b. Develop and run base conditions
3. Develop and run scenarios (number and type presently unknown)
 - a. Scenarios to address restoration goals from short-term task 3

Of primary importance is the opportunity to work with stakeholders involved in river restoration efforts. The long-term involvement plans (described above) include hydraulic analysis of restoration sites and development of restoration plans based upon the hydraulic studies. A first step is the preparation of a cost estimate for LIDAR data acquisition (if no existing data are available) for discussion with partners and stakeholders.

The importance of developing stakeholder relationships was underscored at the additional steps during the field trip where artificial wetlands developments were discussed and observed. Here again, Reclamation could assist as a technical support member of a stakeholder group, reviewing designs, collecting hydraulic data and participating in design discussions and decisions.

Reclamation is proposing that the next step involve a meeting with the Conservancy and other primary stakeholders. Reclamation will develop a draft scope of work for review by the Conservancy and stakeholders. Please contact me at (951) 695-5310 or gkrzys@lc.usbr.gov if you have any questions.

Sincerely,



Gregory A. Krzys
Water Resources Planner

cc: 86-68210, 86-68240

AMENDED IN SENATE MAY 27, 2008

AMENDED IN SENATE APRIL 7, 2008

SENATE BILL

No. 1428

Introduced by Senator Kehoe

February 21, 2008

~~An act to amend Section 32634 of, and to repeal Chapter 5 (commencing with Section 32661) of Division 22.9 of, the Public Resources Code, relating to the San Diego River Conservancy.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 1428, as amended, Kehoe. San Diego River Conservancy.

Existing law authorizes the San Diego River Conservancy to acquire and manage certain public lands in the San Diego River area. These provisions are repealed on January 1, 2010, unless a later enacted statute, that is enacted before January 1, 2010, deletes or extends that date. The governing board of the conservancy consists of 11 voting members, including the Mayor of San Diego, and 2 nonvoting members.

~~This bill would delete the repeal date, thereby extending the provisions indefinitely~~ *extend the repeal date until January 1, 2020.* The bill would provide that the Mayor of San Diego or his or her designee shall be a voting member.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 32634 of the Public Resources Code is
- 2 amended to read:

1 32634. (a) The governing board of the conservancy shall
2 consist of 11 voting members and two nonvoting members.

3 (b) The voting members of the board shall consist of the
4 following:

5 (1) The Secretary of the Resources Agency, or his or her
6 designee.

7 (2) The Director of Finance, or his or her designee.

8 (3) The Director of Parks and Recreation, or his or her designee.

9 (4) Five members of the public at large, three of whom shall be
10 appointed by the Governor, one of whom shall be appointed by
11 the Senate Committee on Rules, and one of whom shall be
12 appointed by the Speaker of the Assembly.

13 (5) The Mayor of San Diego, or his or her designee.

14 (6) One member of the City Council of San Diego, elected by
15 a majority of the membership of the council.

16 (7) One member of the Board of Supervisors of the County of
17 San Diego, whose district includes the preponderance of the San
18 Diego River watershed.

19 (c) The two nonvoting members shall consist of the following:

20 (1) The Executive Director of the Wildlife Conservation Board,
21 or his or her designee.

22 (2) A representative selected by the San Diego Regional Water
23 Quality Control Board.

24 (d) Two of the three initial appointments by the Governor
25 pursuant to paragraph (4) of subdivision (b) shall be for three-year
26 terms and the third appointment shall be for a two-year term. All
27 subsequent appointments shall be for four-year terms.

28 (e) No person shall continue as a member of the governing board
29 if that person ceases to hold the office that qualifies that person
30 for membership. Upon the occurrence of those events, the person's
31 membership on the governing board shall automatically terminate.

32 ~~SEC. 2. Chapter 5 (commencing with Section 32661) of~~
33 ~~Division 22.9 of the Public Resources Code is repealed.~~

34 *SEC. 2. Section 32661 of the Public Resources Code is*
35 *amended to read:*

36 32661. This division shall remain in effect only until January
37 1, 2010 2020, and as of that date is repealed, unless a later enacted

1 statute, that is enacted before January 1, ~~2010~~ 2020, deletes or
2 extends that date.

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AMENDED IN ASSEMBLY JUNE 17, 2008

AMENDED IN ASSEMBLY JUNE 26, 2007

AMENDED IN SENATE APRIL 10, 2007

SENATE BILL

No. 404

Introduced by Senator Kehoe
(Coauthor: Assembly Member Saldana)

February 21, 2007

An act to ~~amend Section 5093.33 of~~ *add Section 5003.20* to the Public Resources Code, relating to public resources.

LEGISLATIVE COUNSEL'S DIGEST

SB 404, as amended, Kehoe. ~~California Wilderness Act. Parks: conveyances.~~

Existing law imposes various conditions on the transfer of certain state properties, including requiring some of those properties to be used for park purposes. Existing law regulates the sale of surplus state property.

This bill would require a transfer of any interest in specified state-owned real property located in the City of San Diego to be subject to a condition requiring that property to be used for park purposes in perpetuity.

~~The California Wilderness Act establishes a California wilderness preservation system composed of state-owned areas designated by the Legislature as "wilderness areas" and units of the state park system classified as "state wildernesses" by the State Park and Recreation Commission.~~

~~This bill would prohibit the boundaries of a wilderness area from being modified or adjusted in a manner that results in a dedesignation~~

of a previously designated wilderness area, unless the commission makes a recommendation for that modification or adjustment to the Legislature, and the Legislature approves the recommendation in a statute.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 5003.20 is added to the Public Resources
2 Code, to read:
3 5003.20. Notwithstanding the provisions of Division 3
4 (commencing with Section 11000) of Title 2 of the Government
5 Code that relate to the disposition of state-owned real property,
6 a transfer of any interest in the approximately 2.5 acres located
7 at 2829 Juan Street in the City of San Diego shall be subject to
8 the condition that the property shall be operated, maintained, and
9 improved for park purposes in perpetuity, consistent with any
10 covenants, conditions, and restrictions in the deed transferring
11 the property.

12 SECTION 1. Section 5093.33 of the Public Resources Code
13 is amended to read:

14 5093.33. (a) There is hereby established a California
15 wilderness preservation system to be composed of state-owned
16 areas designated by the Legislature as “wilderness areas” and units
17 of the state park system classified as “state wildernesses” by the
18 State Park and Recreation Commission pursuant to Article 1.7
19 (commencing with Section 5019.50) of Chapter 1. These areas
20 shall be administered for the use and enjoyment of the people in
21 a manner that will leave them unimpaired for future use and
22 enjoyment as wilderness, provide for the protection of those areas,
23 preserve their wilderness character, and provide for the gathering
24 and dissemination of information regarding their use and enjoyment
25 as wilderness. State-owned areas shall not be designated as
26 “wilderness areas” except as provided for in this chapter or by
27 subsequent legislative enactment.

28 (b) Notwithstanding the inclusion of an area within the system,
29 a wilderness area shall continue to be subject to the jurisdiction of
30 the state agency or agencies having jurisdiction over the area
31 immediately prior to its inclusion in the system. The secretary shall

1 adopt guidelines for the management of wilderness areas. Each
2 state agency or agencies having jurisdiction over a wilderness area
3 shall adopt regulations for the management of the areas consistent
4 with the guidelines adopted by the secretary and the objectives of
5 this chapter. The regulations shall include provisions to protect
6 endangered or rare native plant and animal species.

7 (e) A wilderness area, in contrast to those areas where man and
8 his own works dominate the landscape, is hereby recognized as
9 an area where the earth and its community of life are untrammled
10 by man, where man himself is a visitor who does not remain. A
11 wilderness area is further defined to mean an area of relatively
12 undeveloped state-owned land that has retained its primeval
13 character and influence or has been substantially restored to a near
14 natural appearance, without permanent improvements or human
15 habitation, other than semi-improved campgrounds and primitive
16 latrines, that is protected and managed so as to preserve its natural
17 conditions, and that:

18 (1) Appears generally to have been affected primarily by the
19 forces of nature, with the imprint of man's work substantially
20 unnoticeable.

21 (2) Has outstanding opportunities for solitude or a primitive and
22 unconfined type of recreation.

23 (3) Has at least 5,000 acres of land, either by itself or in
24 combination with contiguous areas possessing wilderness
25 characteristics, or is of sufficient size as to make practicable its
26 preservation and use in an unimpaired condition.

27 (4) May also contain ecological, geological, or other features
28 of scientific, educational, scenic, or historical value.

29 (d) The boundaries of a wilderness area shall not be modified
30 or adjusted in a manner that results in a dedesignation of a
31 previously designated wilderness area, unless the State Park and
32 Recreation Commission makes a recommendation for that
33 modification or adjustment to the Legislature, and the Legislature
34 approves the recommendation in a statute.

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S REPORT
Meeting of July 17, 2008

ITEM: **6**

SUBJECT: **DEPUTY ATTORNEY GENERAL'S REPORT**
This item is for Board discussion only and the Board will
take no formal action. (*Hayley Peterson*)

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 17, 2008

- ITEM: 7
- SUBJECT: **CONSIDER ADOPTION OF RESOLUTION 08-03, AUTHORIZING A (\$878,000) PROPOSITION 40, RIVER PARKWAYS GRANT APPLICATION TO LAKESIDE'S RIVER PARK CONSERVANCY FOR THE CONSTRUCTION OF THE SAN DIEGO RIVER TRAIL (RIVERFORD ROAD SECTION).**
- PURPOSE: The Board may consider adoption of Resolution 08-03 authorizing the Lakeside River Park Conservancy, in partnership with the San Diego River Conservancy, to develop the Riverford Section of the San Diego River Trail.
- STRATEGIC PLAN CONSISTENCY This item will help to implement Program 2, Project 1, *Complete the San Diego River Park Trail*
- BACKGROUND: The Conservancy's enabling statute includes a statement directing the Conservancy: **"to provide recreation opportunities, open space,...and lands for educational uses within the area." "To provide for the public's enjoyment and to enhance the recreational and educational experience on public lands in the territory in a manner consistent with the protection of land and natural resources, as well as economic resources, in the area."**
- The Conservancy's Strategic Plan includes in Program 2: Project 1.6, Complete at least 2 miles of trail in the Lakeside Reach.
- This grant will complete a .95 mile segment of the San Diego River Trail in the unincorporated community of

Lakeside, providing new recreational opportunities including strolling, hiking, bicycling, and equestrian uses in the disadvantaged community. The project also helps achieve other recreational goals and objectives for the region and the Lakeside community. For example, the project has been included in several other planning documents. Those documents are The RiverWay Trails Plan: An Implementation Guide for Trails along the Upper San Diego River, the County Trails Program and the Community Trails Master Plan. The Lakeside Community Trails Plan also includes this trail. See appendix, *County Trails Master Plan*.

The Riverford Road segment of the San Diego River Trail will be designed to balance public access to the river with protection of the river's natural resources. Protecting the natural resources of the river is a statutory obligation of the San Diego River Conservancy and a goal shared by the 60+ member San Diego River Coalition and the Lakeside Conservancy. Compatibility is especially important because the San Diego River Trail is within a habitat corridor identified in the region's award winning multiple species conservation program.

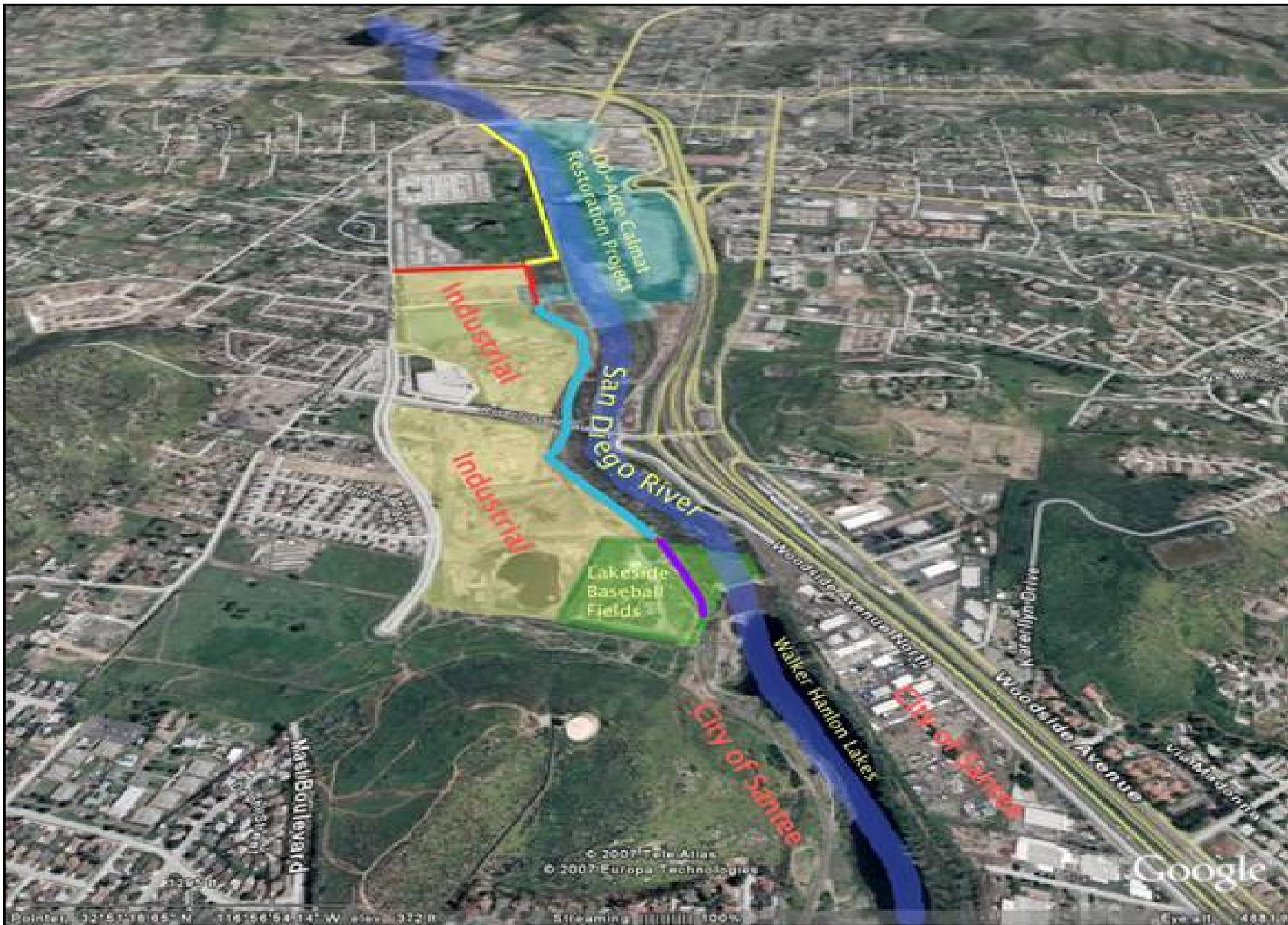
The proposed trail alignment is co-terminus with an existing haul road that was used as a part of previous sand mining. Using an existing haul road will minimize the impact to the environment while providing public access to the river. This haul road is proposed to be narrowed to 10 feet to allow for the maintenance of existing riparian habitat and to meet County trail standards. The current haul road lacks landscape plantings, lodge pole fencing and a bona fide trail surface.

THIS ACTION:

The action is for the Governing Board to approve Resolution 08-03 endorsing an application by Lakeside's River Park Conservancy to the Resources Agency for a Proposition 40 grant to construct .95 miles of trail along the San Diego River in the unincorporated community of Lakeside, implementing a portion of the 52-mile San Diego River Trail.

SUPPORTING
DOCUMENTS: Resolution 08-03

RECOMMENDATION: Adopt Resolution 08-03.



Resolution No: 08-03

RESOLUTION OF THE GOVERNING BOARD OF THE SAN DIEGO RIVER CONSERVANCY

SUPPORTING THE APPLICATION FOR **\$878,000** OF GRANT FUNDS FROM PROPOSITION 40, RIVER PARKWAYS PROGRAM UNDER THE CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002 BY THE LAKESIDE'S RIVER PARK CONSERVANCY

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the State Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the State Resources Agency require a resolution certifying the approval of application by the applicant's governing board before submission of said application to the State; and

WHEREAS, the applicant, if selected, will enter into an agreement with the State of California to carry out the project; and

WHEREAS, the Governing Board of the San Diego River Conservancy finds the application for an **\$878,000 Proposition 40, River Parkways Grant to construct the Riverford Road Segment of the San Diego River Trail**, consistent with the Conservancy's Five Year Strategic and Infrastructure Plan, especially Program 2: Project 1.6, Complete at least 2 miles of trail in the Lakeside Reach.

NOW, THEREFORE, BE IT RESOLVED that the San Diego River Conservancy Board of Directors:

1. Approves the filing of an application for the construction of the Riverford Road section of the San Diego River Trail by Lakeside's River Park Conservancy; and
2. Is informed that Lakeside's River Park Conservancy understands the assurances and certification in the application form; and
3. Is informed that Lakeside's River Park Conservancy will convey a trail easement to the County of San Diego; and,
4. Is informed that Lakeside's River Park Conservancy has reviewed and understands the Special and General Provisions contained in the Sample Project Agreement shown in the Procedural Guide; and
5. Appoints the Executive Officer as agent for San Diego River Conservancy to conduct all the negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project.

Approved and adopted the 17th day of July 2008. I, the undersigned, hereby certify that the foregoing Resolution Number 08-03 was duly adopted by the San Diego River Conservancy's Governing Board.

Following Roll Call Vote: Ayes: _____
 Nos: _____
 Absent: _____

Michael J. Nelson, Executive Officer
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 17, 2008

ITEM: 8

SUBJECT: **AUTHORIZING FUNDING FOR THE DEVELOPMENT AND DESIGN OF AN "INTEGRATED WATER QUALITY DATA AND WATERSHED INFORMATION SYSTEM" FOR THE SAN DIEGO RIVER.**

PURPOSE: The Board may consider adoption of Resolution 08-04 authorizing the Conservancy to make a grant of \$25,000 from the San Diego River Conservancy's Special Deposit Fund, which contains funds from the San Diego Regional Water Quality Board for this purpose.

STRATEGIC PLAN CONSISTENCY: This item will help to implement Program 2, Recreation & Education and Program 4, Water Quality and Natural Flood Conveyance.

BACKGROUND: Project Summary:
SDRPF shall create an Integrated Water Quality Data and Watershed Information System for the San Diego River. The system will bring together various types of information into a web-based application. It will be expandable to include additional data sets such as those that will be developed through the SDRC partnership with San Diego State University, San Diego River Park Foundation and its RiverNet program. In addition, The Project will provide the San Diego River Conservancy with the digital tool box that will allow SDRC to track and manage projects it has funded. The system will bring together various types of project information, e.g., documents, photographs, maps, historical information, etc. into a web-based application.

Project Discussion:
Objective #1
This objective is to provide a grant to SDRPF to advance a system that will integrate various data sources to provide information on the condition of the San Diego River. This objective will demonstrate the value and viability of bringing data together from different data sources including permit processes, citizens, science, and local jurisdictions. (SDRWQCB 401 project permit applications, Trash Documentation, Water Quality Monitoring Data, Non-Native Plants Documentation)

This system can be adapted in time to include additional data sources such as the proposed digital network to be installed through a partnership with SDSU, SDRC, and SDRPF. This system is currently being designed and developed by the San Diego River Park Foundation in consultation with SDRWQCB and SDRC.

Objective 2

The system will be developed in such a manner as to provide SDRC with the following information layers and capabilities:

Base Layers that will include maps showing the San Diego River Watershed, the San Diego River, its major tributaries, SDRC focus areas and designated reaches; major roads and freeways, administrative boundaries, water quality sensitive areas, MSCP areas, Master Plans from Strategic Plans from SDRC, non-profits and local jurisdictions; as well as, maps showing Sensitive Species, Vegetation, Property Ownership, Existing and Proposed Resource Management Areas.

Dynamic layers that can be routinely updated and manipulated for program and project management purposes that include existing and new project locations and status with linkages to the SDRC Strategic Plan and Annual Work Plans.

Public User Interface that will allow SDRC to share its data with the public and SDR Watershed stakeholders. Using base layers that create a composite static map of the SD River Watershed that locates SDRC projects. This site will be accessible to the public and stakeholder, who can select projects, view reports and examine simple narratives and photographs specific to the projects selected.

TOTAL GRANT AMOUNT = \$25,000

TIMELINE:

0-4 months: application development

5 months: application deployment

6-12 months: application refinements and data updates

SUPPORTING
DOCUMENTS:

Resolution 08-04

Resolution No: 08-04
RESOLUTION OF THE GOVERNING BOARD OF THE SAN DIEGO RIVER CONSERVANCY

**AUTHORIZING AND ENDORSING A \$25,000 GRANT TO
THE SAN DIEGO RIVER PARK FOUNDATION FOR THE DEVELOPMENT AND DESIGN OF
AN "INTEGRATED WATER QUALITY DATA AND WATERSHED INFORMATION SYSTEM"
FOR THE SAN DIEGO RIVER.**

WHEREAS, the San Diego Regional Water Quality Control Board has provided fines and settlement monies to assist the San Diego River Conservancy address its statutory objectives, and

WHEREAS, the State of California has provided authorization to establish a Special Deposit Fund for these objectives and purposes, and

WHEREAS, the Governing Board of the San Diego River Conservancy finds that the providing a grant for the development of an Integrated Water Quality Data and Watershed Information System for the San Diego River, is consistent with the Conservancy's Five Year Strategic and Infrastructure Plan, especially Program 2, Recreation & Education and Program 4, Water Quality and Natural Flood Conveyance.

NOW, THEREFORE, BE IT RESOLVED that the San Diego River Conservancy Board of Directors:

1. Awards a \$25,000 grant to the San Diego River Park Foundation to establish an "Integrated Water Quality Data and Watershed Information System" in consultation with the San Diego Regional Water Quality Control Board and San Diego River Conservancy; and
2. Requires the San Diego River Park Foundation to enter into a project agreement with the San Diego River Conservancy and provide assurances that the Work Program contained in this agreement will be completed; and
3. Appoints the Executive Officer as agent for San Diego River Conservancy to conduct all the negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project.

Approved and adopted the 17th day of July, 2008. I, the undersigned, hereby certify that the foregoing Resolution Number 08-04 was duly adopted by the San Diego River Conservancy's Governing Board.

Following Roll Call Vote:

Ayes: _____
Nos: _____
Absent: _____

Michael J. Nelson, Executive Officer
San Diego River Conservancy

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S REPORT
Meeting of July 17, 2008

ITEM: **9**

SUBJECT: San Diego Natural History Museum / WATER H2O=Life
Exhibit / Sponsorship Opportunity

- Janet Redding, Vice President for Institutional Advancement
- Jim Stone, Vice President for Public Programs



Your Nature Connection

June 5, 2008

Michael Nelson
Executive Director
San Diego River Conservancy
1350 Front St. Suite 3024
San Diego, CA 92101

Dear Michael:

I am glad that we were able to find room for your meeting. Jim Stone, Vice President for Public Programming will stop by and introduce himself so you can see if there are collaborative programming opportunities.

As promised, I have enclosed the sponsorship packet so you can see if the San Diego River Conservancy could become involved. Both the \$25,000 and \$10,000 sponsorships offer ample exposure and would allow the San Diego River Conservancy to sponsor either a portion of the exhibition, a lecture or a public program.

I will give you a call next week to see if you have any questions about the sponsorship opportunities.

Many thanks,

A handwritten signature in blue ink that reads "Janet".

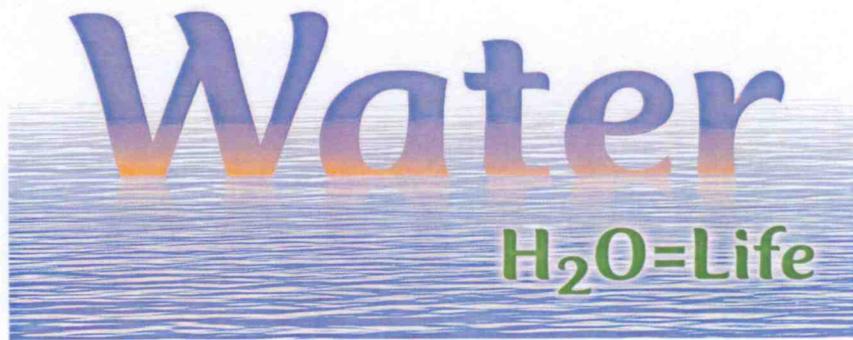
Janet C. Redding
Vice President for Institutional Advancement



Your corporate gift will entitle your company to membership in the Corporate Support Program, and to the following recognition through various Museum programs and activities.

Water: H₂O = Life Sponsor—(\$10,000)

- Company name on the Museum's award-winning website, with linkage to your website
- 5% discount off facility usage fee for your corporate event at the Museum
- VIP passes providing free admission to the San Diego Natural History Museum
- Recognition in *Natural History* magazine, a monthly magazine sent to over 9000 members
- Recognition in *Nature Connections* (20,000 printed three times a year) for duration of exhibition
- Recognition on donor wall in the Sefton Atrium
- Recognition in the Museum's Annual Report



Your corporate gift will entitle your company to membership in the Corporate Support Program, and to the following recognition through various Museum programs and activities.

***Water: H₂O = Life* Gallery Sponsor—(\$25,000)**

- Exhibition signage prominently linking donor support to the gallery of your choice:
 - *The Beauty of Water*, where visitors will be surrounded by magical sounds and images of flowing water.
 - *Life in Water, Water in Life*, explaining the dependence of all life forms on water.
 - *Blue Planet*, investigating the role of water in shaping Earth's landforms and the water cycle that drives global climate.
 - *Competing Demands*, exploring how the competition for fresh water will only intensify as human population continues to grow.
 - *Regeneration* will recount hopeful stories from around the world that will help visitors reflect on environmental policies and personal behavior choices
 - *Scarce Resource*, examining ways the world can achieve water sustainability on both a global and regional level.
- Company name on the Museum's award-winning website, with linkage to your website
- Inclusion in all *Water: H₂O = Life* press releases
- 15% discount off facility usage fee for your corporate event at the Museum
- VIP passes providing free admission to the San Diego Natural History Museum
- Slide of your company's name/logo presented five times daily in the Charmaine and Maurice Kaplan Theater, a 300-seat giant-screen theater
- Recognition in *Natural History* magazine, a monthly magazine sent to over 9000 members
- Recognition in *Nature Connections* (20,000 printed three times a year) for duration of exhibition
- Recognition on donor wall in the Sefton Atrium
- Recognition in the Museum's Annual Report

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S REPORT
Meeting of July 17, 2008

ITEM: **10**

SUBJECT: Old Town State Historic Park / Native Plant Garden

- Peter St. Clair, California Native Plant Society