

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 12, 2012
2:00 pm – 4:00 pm

Meeting Location

County of San Diego Administration Center (CAC)
1600 Pacific Highway, Room 302
San Diego, California 92101

Tele-Conference Locations

Natural Resources Agency	Department of Finance
1416 Ninth Street, Room 1311	State Capitol, Room 1145
Sacramento, CA 95814	Sacramento, CA 95814

(877) 287-0283 / Pass code 606349

Contact: Michael Nelson
(619) 645-3183

Meeting Agenda

The Board may take agenda items out of order to accommodate speakers and to maintain a quorum, unless noted as time specific.

1. Roll Call
2. Approval of Minutes (*ACTION*)
Approve minutes of April 20, 2012 SDRC/SDRPF Board of Directors Workshop and the May 3, 2012 regularly scheduled bi-monthly meeting.
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. The

Board is prohibited by law from taking any action on matters that are discussed that are not on the agenda; no adverse conclusions should be drawn by the Board's not responding to such matters or public comments.

4. Chairperson's and Governing Board Members' Report (*INFORMATIONAL*)

5. Deputy Attorney's General Report (*INFORMATIONAL*)

6. San Diego Regional Water Quality Control Board (*INFORMATIONAL*)

Status Report of Kinder Morgan Energy Partners- Mission Valley Terminal Cleanup Project and Associated Dewatering Discharge

Presentation:

Michael Nelson, Executive Officer

Craig Carlisle, Senior Engineering Geologist (SDRWQCB)

7. San Diego River Trail: 2012 Work Plan Projects (*INFORMATIONAL/ACTION*)

Proposition 84 - Preliminary Planning Grant - SANDAG

The Executive Officer will explain proposal to provide \$499,000 grant to SANDAG for preliminary planning of two SDRC approved gaps: 1. Carlton Oaks Golf Course (Gaps Analysis 045 - 1.043 miles) 2. Fenton Parkway to I-15 (Gaps Analysis 19 - .866 miles)

Presentation and Report:

Michael Nelson, Executive Officer

Recommendation: Adopt Resolution 12-01

8. SDRC: Strategic Plan Update / 2012-17 (*INFORMATIONAL/ACTION*)

Ann Miller Haddad will introduce Peter MacCracken and will review the status and summarize the latest draft of the 2012-2017 Strategic Plan Update in anticipation of formal adoption by the Governing Board.

Presentation and Report

Ann Miller Haddad, San Diego River Conservancy

Michael Nelson, Executive Officer

Peter MacCracken, APR, Strategic Communications

Recommendation: Adopt Resolution 12-02

9. Resolution 04-06: Delegation of Authority to Executive Officer

(INFORMATIONAL/ACTION)

The Board approved Resolution 04-06, Administrative and Operational Responsibilities: Delegation of Authority to Executive Officer on September 4, 2004. The Executive Officer will review the resolution, discuss its utilization and value, and respond to any questions or concerns raised by the Governing Board

Presentation:

Michael Nelson, Executive Officer

Hayley Petersen, Deputy Attorney General

10. Executive Officer's Report *(INFORMATIONAL / ACTION)*

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

- **El Capitan Golf Club, LLC v. Helix Water District**
Executive Officer will discuss possible ramifications of a settlement of this lawsuit, which involves a 500+- acre riparian leasehold traversing 3.5 miles of San Diego River northeast of Lakeside. This discussion would include SDRC's Right of First Refusal.
- **City of San Diego/ Carlton Oaks Golf Course: Proposed Sale / 68 acres**
Status Report
- **Department of Transportation: Auction / Former Old Town Office**
Status Report
- **SDRC/ SCC/DGS: Transfer of Administrative Services**
Status Report
- **SDRC / SDRPF: Board of Director's Workshop**
Status Report
- **DGS - Leased Space - Request**
Status Report

11. Next Meeting

The next regularly scheduled board meeting will be held September 6, 2012, 2:00 to 4:00 p.m.

12. Adjournment

Accessibility

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 12, 2012

ITEM: 1

SUBJECT: ROLL CALL AND INTRODUCTIONS

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 2

SUBJECT: **APPROVAL OF MINUTES (ACTION)**
The Board will consider adoption of the **April 20, 2012**
Board Workshop and **May 3, 2012** public meeting
minutes.

PURPOSE: The minutes of the **April 20, 2012** and **May 3, 2012**
Board Meetings are attached for your review.

RECOMMENDATION: Approve minutes

SD RIVER CONSERVANCY & SD RIVER PARK FOUNDATION
JOINT BOARD WORKSHOP – APRIL 20, 2012

Attending

SDRC

Ben Clay, Chair
Michael Nelson, Executive Officer

Bryan Cash
Brent Eidson
Ann Miller Haddad
Ruth Hayward
Hayley Peterson
Clay Phillips
Andrew Poat
Gary Strawn
Ann Van Leer
Lorie Zapf

SDRPF

Michael Beck, Chair
Rob Hutsel, Executive Director

Janie DeCelles
Sam Duran
Cary Lowe
Jim Peugh
Phil Pryde
M. Lea Rudee
Tom Sudberry

Public

State Senator Christine Kehoe
Van Collingsworth
Alan Grant
Mallory Piazzola,
Deanna Spehn
Jack Straw

Introductory Comments

Ben Clay – public meeting of SDRC, but no actions will be taken – this is a first workshop of both Boards, and a great first step toward even better collaboration

State Senator Christine Kehoe – she carried legislation to form SDRC – thanked those present for their help back to when then-Governor Gray Davis handed over \$12 million check – she commented on the relationship between the two organizations, along with the financial challenges to meeting their goals – noted that those present are consensus builders – in response to questions about the water bond status, Sen. Kehoe emphasized the uncertainty and the fact that all state activities are underfunded – she expressed hope that the “capacity for innovation” here would lead to one voice to protect the river at state and federal levels – she promised that the river would remain a priority for her into the future

Ben Clay – thanked Sen. Kehoe for advising SDRC on the Caltrans building

Michael Beck – noted opportunities for funding in I-5 expansion mitigation

Emily Young (The SD Foundation) – welcomed attendees for a productive meeting – noted that TSDF environmental program was the same age as the two organizations, and some initial TSDF grants went to those – through coordinated vision (30 conservation organizations in the county), we can acquire and connect natural areas (134,000 acres in the past decade) – she expressed great hope, noting that Our Greater SD Vision demonstrated that we value the outdoors and natural lands

Michael Beck – noted that TSDF environmental program is critical and effective

Public Comment

Van Collingsworth from Preserve Wild Santee – noted threat to SD River from proposed Santee Power Plant Quail Brush Power Plant near Mission Trails Park, and asked for opposition from both organizations based on their development principles – Michael Beck said he would send background to SDRPF Board – Ben Clay cautioned that SDRC might have this come before the Board and therefore members might not want to take a position now

Organizational Accomplishments

SDRC (see PowerPoint presentation)

- Conceptualized watershed into reaches, with primary focus on three
- Four program areas of the 2006-2011 strategic and infrastructure plan
- Given investments to date, most funds have been allocated
- Successes: Walker property, Volcan area, Hanson Ponds, Eagle Peak



- \$6 million in trails projects to date – Pacific now linked to Mission Valley
- Our success has been about the strength of our partnerships
 - Regional Water Quality Control Board funded water quality program
- A funding opportunity is SANDAG's regional bikeway plan

Tom Sudberry – commented that he had no idea SDRC had done so much!

SDRPF (see PowerPoint presentation)

- Four core programs
 - Healthy River, Healthy Communities
 - Save the Source
 - Creating the River Park
 - Community Connections
- It's all about connecting people to the river
- 1.4 million tons of trash have been removed; have 3,000 volunteers a year
- The homeless are a big issue along the river
- Have four priority acquisition areas, all tying back to Conceptual Plan
- There are 250,000 people represented in the SD River Coalition
- Discussed Discovery Center at Grant Park, transforming a fence into art

Ben Clay – said that's why we're talking; because missions are complementary!

Strategic Planning Workshop

a. Strategic Plan Coordination

Michael Beck and **Rob Hutsel** – noted attendance of Mallory from Studio 606, which developed the Conceptual Plan

Mike Nelson – noted that SDRC just finished five-year strategic plan and is developing next five-year strategic plan – Conceptual Plan provides overall guidance; strat plan focuses on what we do best (building the river park and focusing on habitat) – SDRPF has obvious strengths in community relations – integration happens around the organizations' work plans

Ben Clay – reinforced that both groups have clear strengths

Andrew Poat – discussed a dream component, e.g., water bond funding – are there other major initiative possibilities? – stated that we need to consider development and other plans dovetailing with our goals – all organizations to work together

Lea Rudee – initiated discussion about interaction with other conservancies – there are quarterly conversations, discussion of project practices given funding capacities – how could we unite in Sacramento? – most conservancies are not same size as SDRC,



with exception of San Joaquin River Conservancy

Deanna Spehn – noted attempt to make SDRC permanent, and difficulty in doing so, given competing interests at state level

Gary Strawn – noted that minimal water quality funding demonstrates potential for leverage – organizations don’t need to reinvent the wheel when, e.g., smaller grants could be combined for greater impacts

Ann Haddad – said water quality component was smaller as SDRC found its way

Jim Peugh – noted that trash monitoring is great, but *prevention* is better, e.g., deploying trash traps

Ruth Hayward – called for more focus on habitat linked to MSCP – need to work with en. Kehoe’s successor as part of Sacramento strategy

Tom Sudberry – said to focus on getting more people onto the river *so it is meaningful* – will generate support – connect the trail – Discovery Center also key

Phil Pryde – emphasized need to get activities facing the water, not away from it

Michael Beck – noted our high-powered people who can help with properties

Tom Sudberry – suggested early engagement with properties that are not necessarily going to be developed for a long time

Ben Clay – commented on conflicting uses, e.g., a fence around a golf driving range

Rob Hutsel – said long development timelines are challenge and opportunity – how do we ask an owner to work with us early on?

Brent Eidson – said we need to consider, e.g., how Grantville will impact our plans

Ben Clay – said we need to help make it easy for landowners to work with us

Lorie Zapf – asked if we had an inventory of all gaps in the trail/park – Michael Nelson replied in the affirmative – discussed the potential for a deep dive, including understanding possible incentives

Tom Sudberry – noted that there are three “missing links” in Mission Valley

Andrew Poat – opined that Lorie Zapf wants a sense of priorities



Rob Hutsel – asked what role do we want to play?

Deanna Spehn – noted opportunity in SANDAG’s sustainable community plan, e.g., accelerating bike and pedestrian components – might be looking for “shovel-ready” projects – **Michael Nelson** noted this could link with related City efforts

Deanna Spehn – said SANDAG has \$8.8 million for bike and pedestrian projects

Cary Lowe – said people may not feel a personal link or have a stake in it – inquired about role of eminent domain, especially the City – Ben Clay and Deanna Spehn said eminent domain is very negative compared to working collaboratively with owners

Ben Clay – wondered how we get landowners to start with an easement and “grow” access over time, including what mechanisms to use

Alan Grant – noted that cities don’t have money, and therefore, owners worry about management and maintenance over time

Phil Pryde – emphasized that there are lots of *plans*, but an issue is who or what manages things – need money to pay for staff

Andrew Poat – suggested looking at outcome(s) rather than just funding – develop a mile-by-mile understanding of what’s needed – Michael Nelson noted the gaps analysis and working group activity related to just that

Rob Hutsel – noted that a staff-driven organization can’t do it all, especially advocate – need a specific strategy for each segment of the river

Tom Sudberry – said SDRC involvement can make Discovery Center happen sooner

Janie DeCelles – asked what the two Boards are doing, noting public confusion about two organizations with the same goals, but not the same priorities – Ben Clay said we need to integrate both organizations’ plans, *then* explain to the public

b. SD River Restoration and Financing Presentation

Michael Beck – noted key agenda items – need to develop a presentation to clarify two organizations’ roles for coordinating in Sacramento – need a game plan and agreement on how to proceed

Cary Lowe – suggested organizations’ representatives meet on a regular basis – form a regular group? – Ben Clay – suggested one or two Board members from each, as well as the two directors



Ben Clay – emphasized need for one voice from the region (in Sacramento) –
Andrew Poat – said we have to get practical

Actions for follow-up:

- 1. Form an Ad Hoc Group of SDRC and SDRPF Board and staff members**
- 2. Develop a joint presentation – include vision, roles, areas of agreement**
- 3. Craft a finance/legislative targeting plan**
- 4. Communicate activities above to the public**

Deanna Spehn – tell the story in Sacramento, especially to staffers, like Michael Nelson does now

Cary Lowe – noted that Senator Kehoe’s successor needs to be on board with us

Ben Clay – noted that we have Toni Atkins’ ear, which is helpful to get Speaker’s ear

Michael Beck – noted that SD City leadership changes (Mayor, Council) will be big

c. Trails: Policy, Planning and Process

Michael Beck – with two organizations with two strategies, how can we coordinate all agencies and entities? – i.e., how do we create a new relationship with the regulatory and wildlife agencies?

Ben Clay – suggested we need to strike a balance between wildlife and human users – need to have a conversation and determine how we interact with agencies

Michael Beck – noted wildlife agencies simply think we threaten golden eagles

Jim Peugh – given agencies and wildlife, wondered who we are fighting

Phil Pryde – suggested focus on viable, sustainable ecosystem – not just the Least Bell’s Vireo, per se, but the Least Bell’s Vireo as an indicator of ecosystem health

Ben Clay – noted need to engage early

Gary Strawn – said agencies want data – ask agencies to help fund efforts to get it

Andrew Poat – suggested our two boards should suggest what policy should be in order to fill a vacuum – **Michael Beck** – noted that negotiating with an agency is not like negotiating with an individual

Jim Peugh – reminded us that agencies’ budgets are very strained right now



Actions for follow-up:

- 1. Form a small group of SDRC and SDRPF chairs, directors, others**
- 2. Develop a target list (of agencies)**
- 3. Hold joint meetings with agencies – ideally at river sites**

d. Discovery Center

Ben Clay – noted need for Discovery Center strategy – we need to develop a plan – determine how we can help

Jim Peugh – asked about 319 funding – Rob Hutsel – noted we are not eligible

Tom Sudberry – raised possibility of SANDAG quality of life initiative funding

Janie DeCelles – asked how much we need -- \$6 million capital funds and \$2 million operating funds – is there \$4 million in state funding?

Michael Nelson – suggested putting some SDRC funds into defining the project – Rob Hutsel – said we need \$500,000 to start construction

Actions for follow-up:

- 1. Form a working group of SDRC and SDRPF members**
- 2. Develop a funding/fundraising plan**
- 3. Assign SDRC and SDRPF roles and responsibilities**

e. Coordination with Academic Institutions

Ben Clay – said he would like the local universities to “own” the river, studying it, applying new technologies and so on – he envisioned going to funding sources with a consortium on academic institutions using the river as a test bed – Gary Strawn noted that all institutions are participating in some way

Janie DeCelles – noted that The SD Foundation has close ties to all local universities – and that an approach might include colleges

Rob Hutsel – said there had been a working group of three institutions working with SDRPF – what they need is (1) access, (2) permit conditions and (3) storage for equipment

Deanna Spehn – suggested including high schools as part of STEM education

Ben Clay – added that we should not limit it to local institutions



Action for follow-up:

- 1. Form an ad hoc group to assess feasibility and approach**

f. Opportunities

Michael Beck – raised the idea of something that could cover everything discussed today, i.e., a regional source of funds in TransNet 2 – he cited the SD County Taxpayers Association and habitat organizations’ efforts that led to \$1 billion for habitat (MSCP) in TransNet extension – now, SANDAG is preparing TransNet 2, a follow-up measure with \$3 billion for habitat and \$4 billion for water quality, although there are no funds allocated for management – SANDAG is looking at a 2016 ballot measure – water quality polls high, habitat polls low, but there is a huge opportunity – he also cited a possibility, based on dissolution of redevelopment agencies, for lowering the vote threshold for a tax to 55%

Deanna Spehn – noted that this follow-up measure, and environmental aspects, comprise a contractual obligation to voters from the last TransNet measure

Michael Beck – raised an action item for the collective group: going after I-5 mitigation funds – need a plan

Jim Peugh – noted a mitigation opportunity right underneath I-5

Lorie Zapf – introduced Jack Straw as her staffer with a focus on Mission Valley

Actions for follow-up:

- 1. Form a working group of SDRC and SDRPF members**
- 2. Develop a targeted plan**
- 3. Assign roles and responsibilities for pursuing funding**

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State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: **3**

SUBJECT: **PUBLIC COMMENT**

PURPOSE: 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. The Board is prohibited by law from taking any action on matters that are discussed that are not on the agenda; no adverse conclusions should be drawn by the Board's not responding to such matters or public comments.

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: **4**

SUBJECT: **CHAIRPERSON'S AND GOVERNING BOARD
MEMBERS' REPORTS (*INFORMATIONAL*)**

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 SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 5

SUBJECT: **DEPUTY ATTORNEY'S GENERAL REPORT
(INFORMATIONAL)**

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 6

SUBJECT: **SAN DIEGO REGIONAL WATER QUALITY CONTROL
BOARD (*INFORMATIONAL*)**

*Status Report of Kinder Morgan Energy Partners- Mission Valley
Terminal Cleanup Project and Associated Dewatering Discharge*

Presentation:

Michael Nelson, Executive Officer

Craig Carlisle, Senior Engineering Geologist (SDRWQCB)

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 7

SUBJECT: **SAN DIEGO RIVER TRAIL
PRELIMINARY PLANNING GRANT - SANDAG**

The Executive Officer will explain a proposal to provide a \$502,000 preliminary planning grant to SANDAG for two segments of the San Diego River Trail:

- Carlton Oaks Golf Course (Gaps Analysis 045)
- Fenton Parkway to I-15 (Gaps Analysis 19)

Presentation:

Michael Nelson, Executive Officer

**Consistency with San Diego River Conservancy Act,
Strategic Plan and Annual Work Plans:**

San Diego River Park Conceptual Plan (2002)

San Diego River Conservancy Act (Pub. Resources Code, §§ 32630-32661)

Five Year Strategic Plan (2006-2011)
Program 2 Recreation and Education

Addendum to the SDRC Five-Year Strategic and Infrastructure Plan
(November 2011)

SDRC and San Diego Coalition Annual Work Plans
2010, 2011, 2012

Partner:

San Diego Association of Governments (*SANDAG*)
State Coastal Conservancy

Recommendation: Adopt Resolution 12-01

Exhibits and Documents

Staff Report
Draft Scope of Works, Cost Estimates, Maps

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 7

SUBJECT: **AUTHORIZING FUNDING FOR DEVELOPMENT OF
PRELIMINARY PLANS FOR "FENTON PARKWAY – I-15" AND
"CARLTON OAKS GOLF COURSE" SEGMENTS OF THE SAN
DIEGO RIVER TRAIL IN THE CITY OF SAN DIEGO.**

PURPOSE: The Board may consider adoption of Resolution 12-01 authorizing the San Diego River Conservancy (SDRC) to request that a \$502,000 grant from the State Coastal Conservancy (SCC) be provided to SANDAG to conduct preliminary planning for two segments of the San Diego River Trail (SDRT) with funding derived from Proposition 84 funds allocated to the SCC for projects authorized by SDRC.

STRATEGIC PLAN
CONSISTENCY: This item will help to implement Program 2: Recreation & Education, as well as, SDRC and San Diego River Coalition Annual Work Plans.

BACKGROUND: Project Summary: At the July 9, 2009 meeting of the Governing Board, they unanimously approved a motion to establish an Intergovernmental Working Group (IWG) comprised of key officials from jurisdictions and stakeholders along the River to prepare a work plan that would acknowledge each jurisdiction's commitment to the trail, guide the construction, management and prioritization of new segments, and to serve as a marketing prospectus to secure funding. In addition the ***San Diego River Trail –Gaps Analysis 2010*** was prepared for the State Coastal Conservancy(SCC) and San Diego River Conservancy (SDRC) by KTU+A, which provided a comprehensive identification and mapping for major gaps, as well as, projects planned, proposed or constructed. The IWG in May 2011 ranked and presented priority projects and the Board endorsed them as capital priorities in July 2011. Moreover, SANDAG included the San Diego River Trail in its Regional Bicycle Plan. SDRC at its September meeting following a presentation from SANDAG encouraged the Executive Officer to work with SANDAG to develop a capital strategy and planning approach to implement it.

Project Discussion: This preliminary planning grant proposal addresses two projects identified in the 2010 Gaps Analysis, which were approved as capital priorities by SDRC and its Intergovernmental Working Group. In

addition, these projects were listed as priorities in the Annual Work Plans for SDRC and the San Diego River Coalition:

1. Carlton Oaks Golf Course (Gaps Analysis 045 - 1.043 miles)

The goal is to have a set of 30% plans, environmental clearances and stakeholder buy-in to be able to proceed with the PS&E phase of the Carlton Oak Golf Course segment of the San Diego River Trail (described in detail below). In order to accomplish this goal, consultant(s) would assist SDRC staff with identifying a final trail alignment through preferred trail alignment alternatives analysis, stakeholder outreach, development of 30% plans, and California Environmental Quality Act (CEQA) and National Environmental Protection Act (NEPA) environmental clearances. This phase of the project is funded by State funding, however future construction funding could include Federal Transportation Enhancement (TE) funds, and as a result, environmental clearance pursuant to NEPA is required.

The project limits established for the project are from the intersection of West Hills Parkway and Carlton Oaks Drive on the west through the Carlton Oaks Golf Course to the existing multi-use trail within the City of Santee's Mast Park West (segments 043, 044, 044A, 045, 046 and 047 from the 2010 SDRT Gaps Analysis).

Expected Results: Conduct the necessary alternatives analysis to establish an alignment for a multi use trail, obtain stakeholder consensus regarding the project and perform engineering studies to the extent necessary to inform the permitting and environmental analysis, finalize the environmental documents, and obtain necessary permits for the specified Carlton Oaks Golf Course segment of the San Diego River Trail. Produce 30% plans for the determined best and most feasible alignment.

By September 26, 2014, have:

- 30% plans finalized with draft specifications and rough cost estimates
- Environmental Documents filed and approved as final
- Regulatory permits or conditional permits issued

2. Fenton Parkway to I-15 (Gaps Analysis 19 - .866 miles)

The goal is to have a set of 30% plans, environmental clearances and stakeholder buy-in to be able to proceed with the PS&E phase of the Fenton Parkway / Qualcomm segment of the San Diego River Trail (described in detail below). In order to accomplish this goal, consultant would assist San Diego River Conservancy (SDRC) staff with identifying a final trail alignment through preferred trail alignment alternatives analysis, stakeholder outreach, and development of 30% plans, California Environmental Quality Act (CEQA) and National Environmental Protection Act (NEPA) environmental clearances, and permit approvals. This phase of the project is funded by State funding, however future construction funding could include Federal Transportation Enhancement (TE) funds, and as a result compliance with NEPA is required.

The project limits established for the project are from the cul-de-sac on Fenton Parkway east through the Qualcomm Stadium parking lot to the existing bicycle route under Interstate 15 along Rancho Mission Road (segment 019 from the 2010 SDRT Gaps Analysis).

Expected Results: Conduct the necessary alternatives analysis to establish an alignment for a multi use path, obtain stakeholder consensus regarding the project and perform engineering studies necessary for permitting and environmental analysis, prepare the environmental documents, and obtain permits for the specified Fenton Parkway / Qualcomm segment of the San Diego River Trail. Produce 30% plans for the determined best and most feasible alignment.

By March 28, 2014, have:

- 30% plans finalized with draft specifications and rough cost estimates
- Environmental Documents filed and approved as final
- Regulatory permits or conditional permits issued

SUPPORTING
DOCUMENTS:

Executive Officer's Summary Report
Draft Scope of Works, Cost Estimates, Maps
Resolution 12-01

SCOPE OF WORK

Project Manager _____	Extension _____
Project Description Perform preliminary engineering, environmental clearances and stakeholder outreach in order to develop a final trail alignment and shovel-ready basis for proceeding with the Carlton Oaks Golf Course segment of the San Diego River Trail.	Contract No.: _____ Task Order No.: _____ Project No.: _____

PROJECT INFORMATION

Project Description

The goal is to have a set of 30% plans, environmental clearances and stakeholder buy-in to be able to proceed with the PS&E phase of the Carlton Oak Golf Course segment of the San Diego River Trail (described in detail below). In order to accomplish this goal, consultant would assist San Diego River Conservancy (SDRC) staff with identifying a final trail alignment through preferred trail alignment alternatives analysis, stakeholder outreach, development of 30% plans, and California Environmental Quality Act (CEQA) and National Environmental Protection Act (NEPA) environmental clearances. This phase of the project is funded by State funding, however future construction funding could include Federal Transportation Enhancement (TE) funds, and as a result, environmental clearance pursuant to NEPA is required.

The project limits established for the project are from the intersection of West Hills Parkway and Carlton Oaks Drive on the west through the Carlton Oaks Golf Course to the existing multi-use trail within the City of Santee's Mast Park West (segments 043, 044, 044A, 045, 046 and 047 from the 2010 SDRT Gaps Analysis). The project is intended to result in a Class 1 bicycle path suitable for users of all ages and skill levels.

Expected Results: Conduct the necessary alternatives analysis to establish an alignment for the bicycle path, obtain stakeholder consensus regarding the project and perform engineering studies to the extent necessary to inform the permitting and environmental analysis, finalize the environmental documents, and obtain necessary permits for the specified Carlton Oaks Golf Course segment of the San Diego River Trail. Produce 30% plans for the determined best and most feasible alignment. As stated above, the project is intended to result in a set of 30% plans, preliminary specifications and preliminary cost estimates to develop a Class 1 bicycle path suitable for users of all ages and skill levels.

By September 26, 2014, have:

- 30% plans finalized with draft specifications and rough cost estimates
- Environmental Documents filed and approved as final
- Regulatory permits or conditional permits issued

Scope of Work – Tasks, Deliverables and Schedule

1. Project Kick-off

- 1.1. Meet with SDRC staff to acquire necessary background documentation and other information, confirm project area, and to develop and refine initial project goals

- 1.2. Review project program requirements and existing documentation, plans, reports, studies, environmental documents, AutoCAD files and other available and relevant information as available
- 1.3. Prepare project schedule
- 1.4. Identify stakeholders and confirm outreach requirements
- 1.5. Identify additional information needed to proceed
- 1.6. Prepare Project Area Base Map - Combine project area information from various sources to form comprehensive database of constraints and opportunities to inform subsequent trail alignments analysis. Gathered project area information should be organized into GIS for mapping and graphical purposes
- 1.7. Site Visit – team walking tour to review and photograph existing conditions and initiate project area opportunities and constraints
- 1.8. Meet with SDRC staff to define project goals, objectives, and refine project area opportunities and constraints

Deliverables:

- Project Area Base Map: GIS database files of all collected data, original and shared, pertaining to project area and associated graphical information
- Stakeholder List and outreach strategy
- Summary of project goals, opportunities and constraints
- Final project schedule
- Meeting (2) notes and summaries

Start by October 1, 2012

Complete by October 26, 2012

2. Initial Research and Existing Infrastructure Analysis

- 2.1. Perform necessary screening level environmental studies to fill in gaps in knowledge of project area to guide the trail alignment alternatives analysis
- 2.2. Conduct general biological survey and vegetation mapping for the entire study area
- 2.3. Conduct protocol least Bell's vireo and rare plant surveys (note: must occur during appropriate survey seasons and may be outside window identified below for this task)
- 2.4. Conduct archaeological records search and field survey of the study area.
- 2.5. Research and map existing public and private utility infrastructure locations and property/right of way boundaries in relation to project including but not limited to:
 - Water
 - Sewer,
 - Storm Water - Flood Control
 - Electrical
 - Telecommunication
 - Internet facilities
 - Street and other road improvements
- 2.6. Concurrently with Tasks 2.1 through 2.5, further develop and refine goals for trail with SDRC staff to guide alternatives analysis and establish evaluation criteria requirements
- 2.7. Survey existing conditions for areas of specific concern to add to base map
- 2.8. Prepare opportunities and constraints map of project area
- 2.9. Meeting with Stakeholders and review project objectives and identify areas of concerns and priorities
- 2.10. Refine evaluation criteria based on Stakeholders meeting

Deliverables:

- Environmental, Cultural, Utilities and Property Boundary information studies, mapping, and reports

- Opportunities and Constraints Map
- Initial evaluation criteria
- Refinement of project goals and objectives
- Meeting (2) notes and summaries

Start by October 29, 2012

Complete by December 28, 2012

3. Stakeholder Workshop 1 - Development of Alternative Bike Path Alignments

- 3.1. Co-lead stakeholder workshop to develop consensus regarding bike path alignment
- 3.2. Prepare for stakeholder workshop
 - 3.2.1. Coordinate adequate advance notice with SDRC staff
 - 3.2.2. Prepare project area graphics, background information, project goals and objectives, initial evaluation criteria, and examples of similar successfully implemented projects.
 - 3.2.3. Determine best location for workshop
 - 3.2.4. Pre-workshop meeting with SDRC staff to review workshop material and process
- 3.3. Hold stakeholder workshop 1
 - 3.3.1. Engage workshop participants in preparing Alternate Bike Path Alignments
 - 3.3.2. Prior to end of meeting, synthesize and evaluate feasible preferred alternative bike path alignments
 - 3.3.3. Select two (2) bike path alignments to be further refined by project team and to bring back to Stakeholder Workshop 2
- 3.4. Post-workshop debrief and round up meeting with SDRC staff to initiate preparation of two (2) alternate bike path alignments for Stakeholder Workshop 2

Deliverables:

- Stakeholder workshop design and strategy
- Stakeholder workshop notice
- Stakeholder workshop handouts, graphics, slide presentation, evaluation matrix, workshop table exercise (and other stakeholder input gathering methods as appropriate) materials
- Stakeholder workshop report summarizing the two (2) preferred alternative bike path alignments and including narrative of input received, documentary photographs and maps/graphics depicting synthesized design result
- Meeting (2) notes and summaries

Start by December 31, 2012

Complete by March 8, 2013

4. Stakeholder Workshop 2 - Selection of Preferred Bike Path Alignment

- 4.1. Based on Workshop 1, refine and prepare the two (2) conceptual preferred bike path alignments graphic with supporting sections and images for presentation at Workshop 2.
- 4.2. Meeting with SDRC staff to review the preferred bike path alignment and discuss workshop requirements.
- 4.3. Prepare for stakeholder workshop 2
 - 4.3.1. Coordinate adequate advance notice with SDRC staff
 - 4.3.2. Prepare final project area graphics and presentation material for workshop.
- 4.4. Hold stakeholder workshop 2
 - 4.4.1. Present the two alternative bike path alignments and review evaluation criteria
 - 4.4.2. Select one of the bike path alignments to move forward with the 30% PE package.

- 4.5. Post-workshop debrief and summary meeting with SDRC staff to confirm bike path alignment and to initiate 30% PE effort.

Deliverables:

- Stakeholder workshop design and strategy
- Stakeholder workshop notice
- Stakeholder workshop handouts, graphics, slide presentation, evaluation matrix, and other materials as needed
- Stakeholder workshop report summarizing the two (2) preferred alternative bike path alignments and including narrative of input received, documentary photographs and maps/graphics depicting synthesized design result and selection of a preferred alternative.

Start by March 11, 2013

Complete by May 3, 2013

5. Develop 30% Preliminary Engineering plans for environmental documentation

- 5.1. Based on the initial environmental documentation and the conceptual plans developed as a result of the public workshops prepare 30% planning and engineering plans including the following plans
 - 5.1.1.Cover / Index Sheet
 - 5.1.2.Demolition
 - 5.1.3.Layout and Paving
 - 5.1.4.Structural Plans (walls and bridges)
 - 5.1.5.Grading and Drainage
 - 5.1.6.Erosion Control, Planting and Irrigation
 - 5.1.7.Construction Details, including location of all potential staging and access areas
- 5.2. Prepare preliminary design specifications
- 5.3. Prepare initial cost estimate
- 5.4. Review meetings (3) with SDRC staff during preparation of 30% plan development
- 5.5. Revisions to plans and specification base on meetings
- 5.6. Present 30% plans, preliminary design specifications, and cost estimate to SDRC staff for review

Deliverables:

- Draft set of 30% plans for review
- Revised 30% plans
- Preliminary design specifications
- Preliminary cost estimate
- Meeting (3) notes and summaries

Start May 6, 2013

Complete by July 19, 2013

6. Prepare Draft Environmental Documents and Determine Permitting Requirements

- 6.1. This scope assumes that CEQA process requirements will be met with a Mitigated Negative Declaration and NEPA requirements through a documented Categorical Exemption that is supported by the analysis completed to prepare the Mitigated Negative Declaration.
- 6.2. Prepare an Initial Study and supporting documentation, including:
 - Natural Environment Study (Biological Technical Report)
 - Initial Study Checklist,
 - Jurisdictional Delineation,

- Least Bell's vireo Protocol Survey Report,
 - Conceptual Wetland Mitigation Plan,
 - Cultural Resource Study (Section 106 Compliance Study), and
 - Floodplain Impact Study
- 6.3. Provide draft Mitigated Negative Declaration
 - 6.4. Support SDRC consultation with trustee and responsible agencies
 - 6.5. Attend agencies meetings (4)
 - 6.6. Receive feedback on draft Mitigated Negative Declaration and Initial Study from agencies, address comments, and revise per SDRC direction
 - 6.7. Prepare draft NEPA Categorical Exemption documentation
 - 6.8. Prepare draft Notice of Intent to Adopt a Mitigated Negative Declaration and State Clearinghouse Notice of Completion/Environmental Document Transmittal form, and support SDRC in public distribution of draft document for 30-day review period
 - 6.9. Determine required regulatory agency permits for ACOE, CDFG, RWQCB, USFWS, City, Caltrans, etc.

Deliverables:

- Administrative draft CEQA environmental document
- Administrative draft NEPA environmental document
- Public draft CEQA environmental document ready for filing
- Public draft NEPA environmental document ready for filing
- Agencies meetings (4) notes and summaries
- Documentation of regulatory permit filings and associated correspondence*
- Team meetings (4) notes and summaries

Start by July 22, 2013

Complete by October 18, 2013

7. Prepare Final Environmental Documents and Permits

- 7.1. Prepare responses to public review comments and assemble final MND for adoption by SDRC Board
- 7.2. Based on public feedback and adoption by SDRC Board, work in coordination with SDRC staff to file Mitigated Negative Declaration with County Clerk and State Clearinghouse
- 7.3. Prepare Final Categorical Exemption Documentation
- 7.4. Prepare regulatory permits for SDRC submission. Anticipated permits include a Section 404 Permit (Nationwide Permit is assumed), Section 401 Certification, Section 1600 Streambed Alteration Agreement, Section 7 consultation, and possibly a Section 2080.1 Consistency Determination.
- 7.5. Provide assistance with permit processing.
- 7.6. Attend hearings (2) and document associated permit special conditions for incorporation into revised 30% plans

Deliverables:

- Final Mitigated Negative Declaration
- Final NEPA Categorical Exemption Documentation
- Attend public hearings (2)
- Documentation of regulatory permit filings and associated correspondence
- Regulatory permits – final and conditional depending on circumstances
- Team meetings (3) notes and summaries

Start by October 21, 2013

Complete by June 20, 2014

8. Refine 30% Preliminary Engineering plans, preliminary specifications and cost estimates

- 8.1. Confirm with SDRC staff that final product is suitable for Caltrans acceptance in terms of Transportation Enhancement funding requirements
- 8.2. Refine and deliver 30% plans,
- 8.3. Refine and deliver preliminary specifications and cost estimate

Deliverables:

- 30% Plans, preliminary specifications and preliminary cost estimates*
- Team meetings (2) notes and summaries

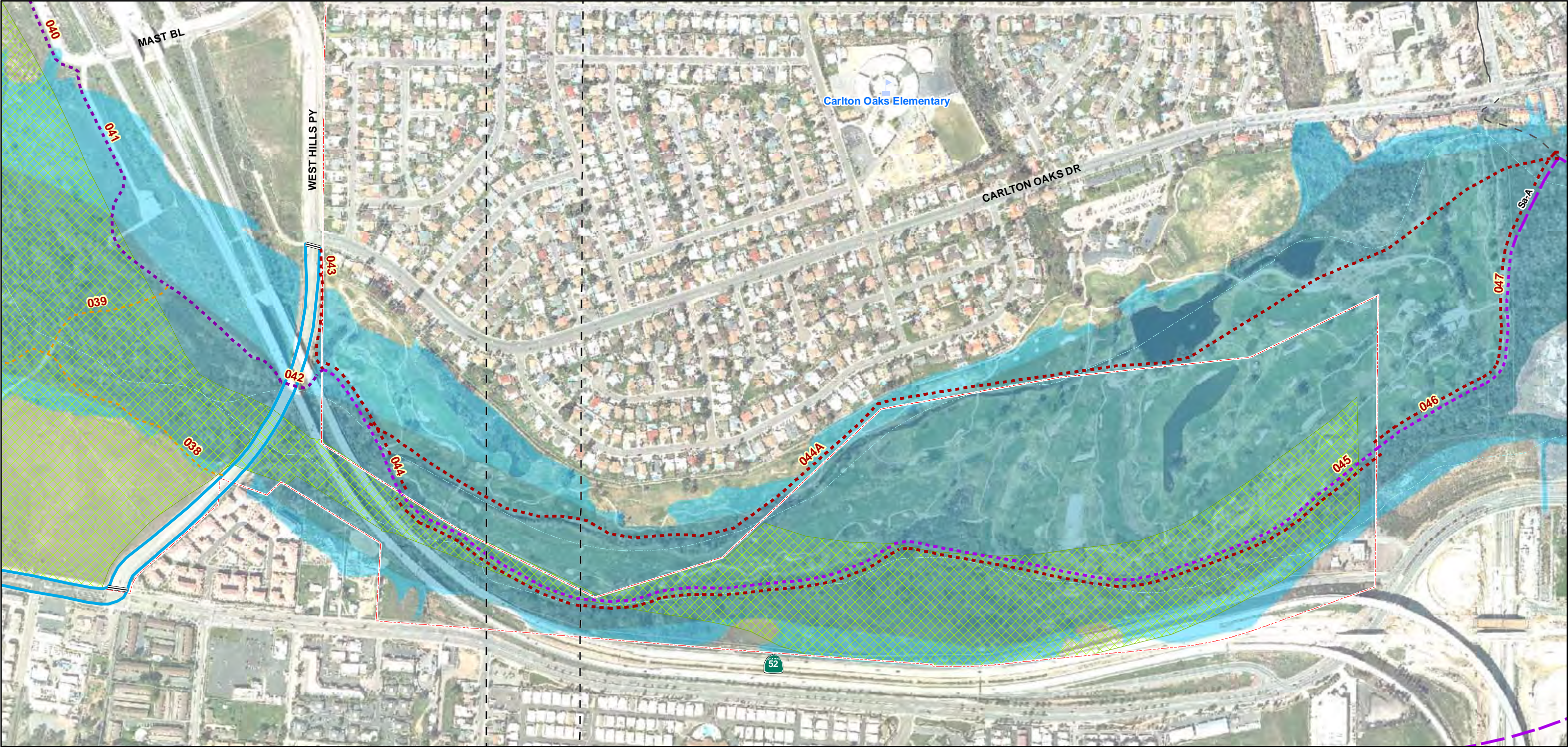
*Documents, maps and plans shall be delivered in hard copy and digital format (pdf and native format)

Start by June 27, 2014

Complete by September 26, 2014

SDRT Proposed Trails : Ocean to the El Capitan Reservoir

Figure 7/8 (Blow Up)



SCOPE OF WORK

Project Manager _____	Extension _____
Project Description Perform preliminary engineering, environmental clearances and stakeholder outreach in order to develop a final trail alignment and shovel-ready basis for proceeding with the Fenton Parkway /Qualcomm segment of the San Diego River Trail.	Contract No.: _____ Task Order No.: _____ Project No.: _____

PROJECT INFORMATION

Project Description

The goal is to have a set of 30% plans, environmental clearances and stakeholder buy-in to be able to proceed with the PS&E phase of the Fenton Parkway / Qualcomm segment of the San Diego River Trail (described in detail below). In order to accomplish this goal, consultant would assist San Diego River Conservancy (SDRC) staff with identifying a final trail alignment through preferred trail alignment alternatives analysis, stakeholder outreach, development of 30% plans, California Environmental Quality Act (CEQA) and National Environmental Protection Act (NEPA) environmental clearances, and permit approvals. This phase of the project is funded by State funding, however future construction funding could include Federal Transportation Enhancement (TE) funds, and as a result compliance with NEPA is required.

The project limits established for the project are from the cul-de-sac on Fenton Parkway east through the Qualcomm Stadium parking lot to the existing bicycle route under Interstate 15 along Rancho Mission Road (segment 019 from the 2010 SDRT Gaps Analysis). The project is intended to result in a Class 1 bicycle path suitable for users of all ages and skill levels.

Expected Results: Conduct the necessary alternatives analysis to establish an alignment for the bicycle path, obtain stakeholder consensus regarding the project and perform engineering studies necessary for permitting and environmental analysis, prepare the environmental documents, and obtain permits for the specified Fenton Parkway / Qualcomm segment of the San Diego River Trail. Produce 30% plans for the determined best and most feasible alignment. As stated above, the project is intended to result in a set of 30% plans, preliminary specifications and preliminary cost estimates to develop a Class 1 bicycle path suitable for users of all ages and skill levels.

By March 28, 2014, have:

- 30% plans finalized with draft specifications and rough cost estimates
- Environmental Documents filed and approved as final
- Regulatory permits or conditional permits issued

Scope of Work – Tasks, Deliverables and Schedule

1. Project Kick-off

- 1.1. Meet with SDRC staff to acquire necessary background documentation and other information, confirm project area, and to develop and refine initial project goals

- 1.2. Review project program requirements and existing documentation, plans, reports, studies, environmental documents, AutoCAD files and other available and relevant information as available
- 1.3. Prepare project schedule
- 1.4. Identify stakeholders and confirm outreach requirements
- 1.5. Identify additional information needed to proceed
- 1.6. Prepare Project Area Base Map - Combine project area information from various sources to form comprehensive database of constraints and opportunities to inform subsequent trail alignments analysis. Gathered project area information should be organized into GIS for mapping and graphical purposes
- 1.7. Site Visit – team walking tour to review and photograph existing conditions and initiate project area opportunities and constraints
- 1.8. Meet with SDRC staff to define project goals, objectives, and refine project area opportunities and constraints

Deliverables:

- Project Area Base Map: GIS database files of all collected data, original and shared, pertaining to project area and associated graphical information
- Stakeholder List and outreach strategy
- Summary of project goals, opportunities and constraints
- Final project schedule
- Meeting (2) notes and summaries

Start by October 1, 2012

Complete by October 26, 2012

2. Initial Research and Existing Infrastructure Analysis

- 2.1. Perform necessary screening level environmental studies to fill in gaps in knowledge of project area to guide the trail alignment alternatives analysis
- 2.2. Conduct general biology survey and vegetation mapping
- 2.3. Obtain records search and conduct archaeological survey
- 2.4. Research and map existing public and private utility infrastructure locations and property/right of way boundaries in relation to project including but not limited to:
 - Water
 - Sewer,
 - Storm Water - Flood Control
 - Electrical
 - Telecommunication
 - Internet facilities
 - Street and other road improvements
- 2.5. Concurrently with Tasks 2.1 through 2.4, further develop and refine goals for trail with SDRC staff to guide alternatives analysis and establish evaluation criteria requirements
- 2.6. Survey existing conditions for areas of specific concern to add to base map
- 2.7. Prepare opportunities and constraints map of project area
- 2.8. Meeting with Stakeholders and review project objectives and identify areas of concerns and priorities
- 2.9. Refine evaluation criteria based on Stakeholders meeting

Deliverables:

- Environmental, Cultural, Utilities and Property Boundary information studies, mapping, and reports
- Opportunities and Constraints Map
- Initial evaluation criteria

- Refinement of project goals and objectives
- Meeting (2) notes and summaries

Start by October 29, 2012

Complete by December 21, 2012

3. Stakeholder Workshop 1 - Development of Alternative Bike Path Alignments

- 3.1. Co-lead stakeholder workshop to develop consensus regarding bike path alignment
- 3.2. Prepare for stakeholder workshop
 - 3.2.1. Coordinate adequate advance notice with SDRC staff
 - 3.2.2. Prepare project area graphics, background information, project goals and objectives, initial evaluation criteria, and examples of similar successfully implemented projects.
 - 3.2.3. Determine best location for workshop
 - 3.2.4. Pre-workshop meeting with SDRC staff to review workshop material and process
- 3.3. Hold stakeholder workshop 1
 - 3.3.1. Engage workshop participants in preparing Alternate Bike Path Alignments
 - 3.3.2. Prior to end of meeting, synthesize and evaluate feasible preferred alternative bike path alignments
 - 3.3.3. Select two (2) bike path alignments to be further refined by project team and to bring back to Stakeholder Workshop 2
- 3.4. Post-workshop debrief and round up meeting with SDRC staff to initiate preparation of two (2) alternate bike path alignments for Stakeholder Workshop 2

Deliverables:

- Stakeholder workshop design and strategy
- Stakeholder workshop notice
- Stakeholder workshop handouts, graphics, slide presentation, evaluation matrix, workshop table exercise (and other stakeholder input gathering methods as appropriate) materials
- Stakeholder workshop report summarizing the two (2) preferred alternative bike path alignments and including narrative of input received, documentary photographs and maps/graphics depicting synthesized design result
- Meeting (2) notes and summaries

Start by December 24, 2012

Complete by February 1, 2013

4. Stakeholder Workshop 2 - Selection of Preferred Bike Path Alignment

- 4.1. Based on Workshop 1, refine and prepare the two (2) conceptual preferred bike path alignments graphic with supporting sections and images for presentation at Workshop 2.
- 4.2. Meeting with SDRC staff to review the preferred bike path alignment and discuss workshop requirements.
- 4.3. Prepare for stakeholder workshop 2
 - 4.3.1. Coordinate adequate advance notice with SDRC staff
 - 4.3.2. Prepare final project area graphics and presentation material for workshop.
- 4.4. Hold stakeholder workshop 2
 - 4.4.1. Present the two alternative bike path alignments and review evaluation criteria
 - 4.4.2. Select one of the bike path alignments to move forward with the 30% PE package.
- 4.5. Post-workshop debrief and summary meeting with SDRC staff to confirm bike path alignment and to initiate 30% PE effort.

Deliverables:

- Stakeholder workshop design and strategy
- Stakeholder workshop notice
- Stakeholder workshop handouts, graphics, slide presentation, evaluation matrix, and other materials as needed
- Stakeholder workshop report summarizing the two (2) preferred alternative bike path alignments and including narrative of input received, documentary photographs and maps/graphics depicting synthesized design result and selection of a preferred alternative.

Start by February 4, 2013

Complete by March 15, 2013

5. Develop 30% Preliminary Engineering plans for Environmental Documentation

- 5.1. Based on the initial environmental documentation and the conceptual plans developed as a result of the public workshops prepare 30% planning and engineering plans including the following plans
 - 5.1.1. Cover / Index Sheet
 - 5.1.2. Demolition
 - 5.1.3. Layout and Paving
 - 5.1.4. Structural Plans (walls and bridges)
 - 5.1.5. Grading and Drainage
 - 5.1.6. Erosion Control, Planting and Irrigation
 - 5.1.7. Construction Details
- 5.2. Prepare preliminary design specifications
- 5.3. Prepare initial cost estimate
- 5.4. Review meetings (3) with SDRC staff during preparation of 30% plan development
- 5.5. Revisions to plans and specification base on meetings
- 5.6. Present 30% plans, preliminary design specifications, and cost estimate to SDRC staff for review

Deliverables:

- Draft set of 30% plans for review
- Revised 30% plans
- Preliminary design specifications
- Preliminary cost estimate
- Meeting (3) notes and summaries

Start March 18, 2013

Complete by May 10, 2013

6. Prepare Draft Environmental Documents and Determine Permitting Requirements

- 6.1. This scope assumes that CEQA process requirements will be met with a Mitigated Negative Declaration and NEPA requirements through a documented Categorical Exemption that is supported by the analysis completed to prepare the Mitigated Negative Declaration. It is assumed that no direct impacts will occur to riparian vegetation along the San Diego River.
- 6.2. Prepare an Initial Study and supporting documentation, including:
 - Natural Environment Study (Biological Technical Report),
 - Cultural Resource Study, and
 - Floodplain Impact Study
- 6.3. Provide draft Mitigated Negative Declaration

- 6.4. Support SDRC consultation with trustee and responsible agencies
- 6.5. Attend agencies meetings (4)
- 6.6. Receive feedback on draft Mitigated Negative Declaration and Initial Study from agencies, address comments, and revise per SDRC direction
- 6.7. Prepare draft NEPA Categorical Exemption documentation
- 6.8. Prepare draft Notice of Intent to Adopt a Mitigated Negative Declaration and State Clearinghouse Notice of Completion/Environmental Document Transmittal form, and support SDRC in public distribution of draft document for 30-day review period
- 6.9. Determine required regulatory agency permits for City, Caltrans, etc.

Deliverables:

- Administrative draft CEQA environmental document
- Administrative draft NEPA environmental document
- Public draft CEQA environmental document ready for filing
- Public draft NEPA environmental document ready for filing
- Agencies meetings (4) notes and summaries
- Documentation of regulatory permit filings and associated correspondence*
- Team meetings (4) notes and summaries

Start by March 18, 2013

Complete by June 14, 2013

7. Prepare Final Environmental Documents and Permits

- 7.1. Prepare responses to public review comments and assemble final MND for adoption by SDRC Board
- 7.2. Based on public feedback and adoption by SDRC Board, work in coordination with SDRC staff to file Mitigated Negative Declaration with County Clerk and State Clearing House
- 7.3. Prepare Final Categorical Exemption Documentation
- 7.4. Prepare regulatory permits for SDRC submission
- 7.5. Attend hearings (2) and document associated permit special conditions for incorporation into revised 30% plans

Deliverables:

- Final Mitigated Negative Declaration
- Final NEPA Categorical Exemption Documentation
- Attend public hearings (2)
- Documentation of regulatory permit filings and associated correspondence
- Regulatory permits – final and conditional depending on circumstances
- Team meetings (3) notes and summaries

Start by June 17, 2013

Complete by December 20, 2013

8. Refine 30% Preliminary Engineering plans, preliminary specifications and cost estimates

- 8.1. Confirm with SDRC staff that final product is suitable for Caltrans acceptance in terms of Transportation Enhancement funding requirements
- 8.2. Refine and deliver 30% plans,
- 8.3. Refine and deliver preliminary specifications and cost estimate

Deliverables:

- 30% Plans, preliminary specifications and preliminary cost estimates*
- Team meetings (2) notes and summaries

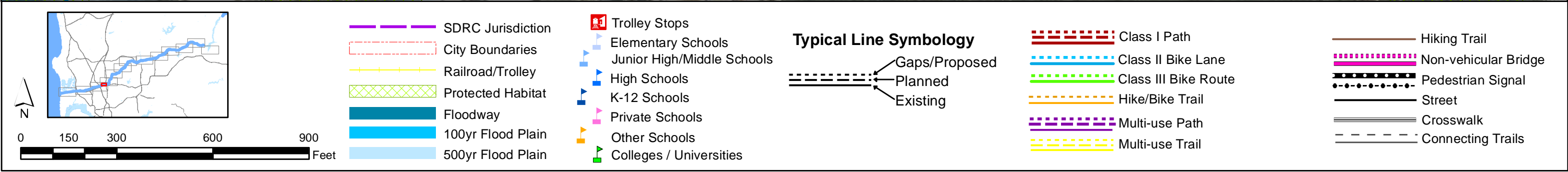
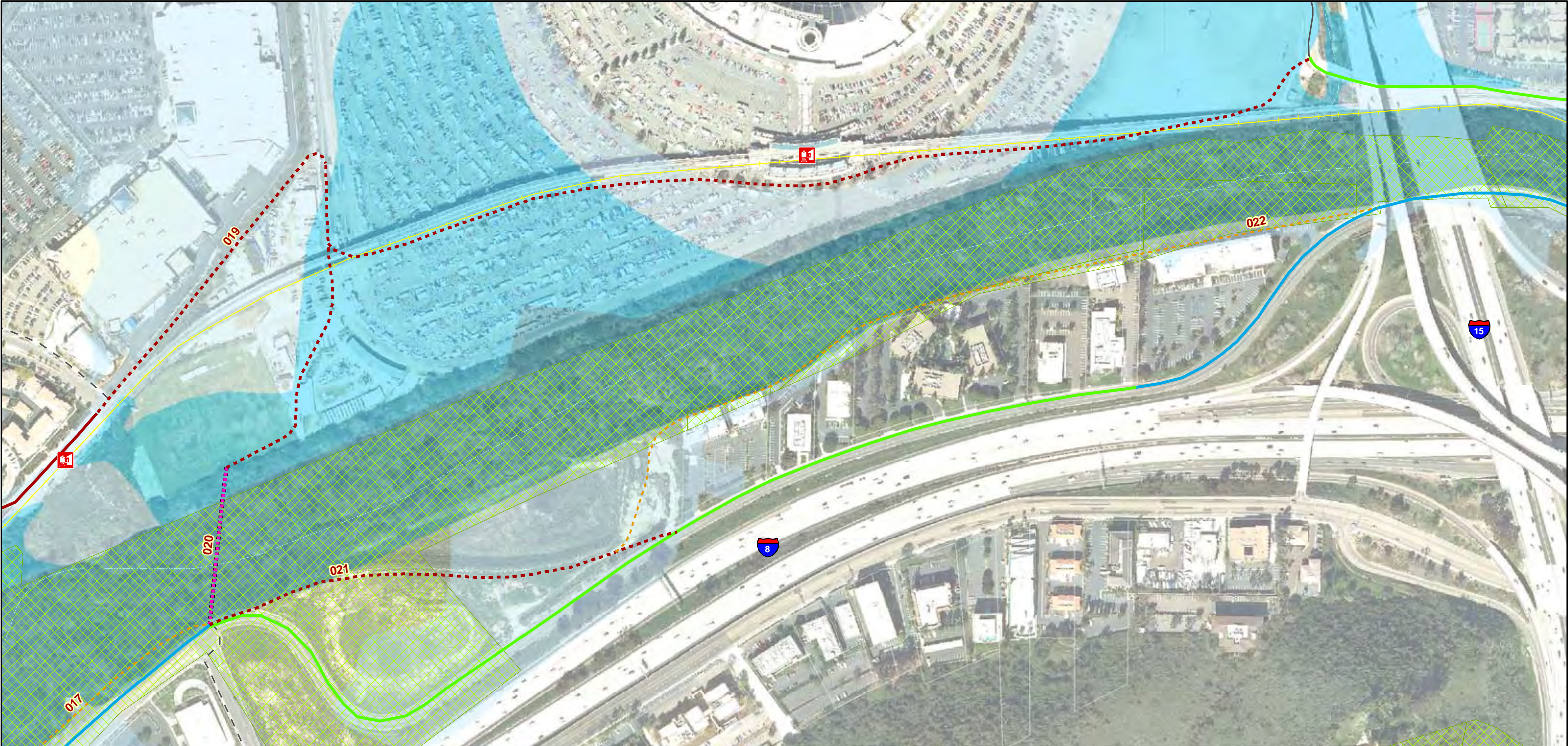
*Documents, maps and plans shall be delivered in hard copy and digital format (pdf and native format)

Start by December 23, 2013

Complete by March 28, 2014

SDRT Proposed Trails : Ocean to the El Capitan Reservoir

Figure 4 (Blow Up)



[illegible]

Resolution No: 12-01

RESOLUTION OF THE GOVERNING BOARD OF THE SAN DIEGO RIVER CONSERVANCY

**Approval of Use of Funds from
The Safe Drinking Water, Water Quality and Supply, Flood
Control, River and Coastal Protection Bond Act of 2006
(Proposition 84)**

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above to the California State Coastal Conservancy for projects approved by the San Diego River Conservancy; and

WHEREAS, the Governing Board of the San Diego River Conservancy finds the expenditure of funds for developing the San Diego River Trail consistent with its enabling statute, which directs the Conservancy: "to provide recreation opportunities, open space,...and lands for educational uses within the area"; and

WHEREAS, the Governing Board of the San Diego River Conservancy has endorsed as funding priorities two segments of the San Diego River Trail described as "Fenton Parkway to Interstate 15" in the City of San Diego and "Carlton Oaks Golf Course" in the City of Santee of the San Diego River Trail; and

WHEREAS, the San Diego Association of Governments (SANDAG) has agreed to undertake the planning and environmental review of these trail segments and is seeking the San Diego River Conservancy's support of its request for a \$500,000 planning grant from the State Coastal Conservancy for its analysis;

WHEREAS, these trail segments are consistent with Program 2: Recreation & Education and Program of the Conservancy's Strategic Plan, the San Diego River Park Conceptual Plan, the City of San Diego's Draft San Diego River Park Master Plan, and the annual work plans of the San Diego River Conservancy and the San Diego River Coalition; and

WHEREAS, the Governing Board of the San Diego River Conservancy has reviewed the San Diego River Trail Gaps Analysis and approved as funding priorities trail segments and gaps recommended by the jurisdictions to further the completion of the San Diego River Trail; and

WHEREAS, SANDAG has approved the San Diego Regional Bicycle Plan, which includes the San Diego River Trail and the identified trail segments.

NOW, THEREFORE, BE IT RESOLVED that the San Diego River Conservancy's Governing Board:

1. Authorizes the Executive Officer to request that the State Coastal Conservancy use Proposition 84 funds appropriated for projects approved by the San Diego River Conservancy to provide a \$500,000 planning grant to the San Diego Association of Governments for two segments of the San Diego River Trail, identified as "Fenton Parkway to Interstate 15" and "Carlton Oaks Golf Course";
2. Supports SANDAG's use the funds to conduct the necessary alternatives analysis to establish an alignment for the two segments of the San Diego River Trail, obtain stakeholder consensus regarding the project and perform engineering studies to the extent necessary to inform the permitting and environmental analysis, finalize the environmental documents, and obtain necessary permits for the specified segments of the San Diego River Trail; and
3. Appoints the Executive Officer, or his designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, and payment requests and so on, which may be necessary for the completion of the aforementioned project(s).

Approved and adopted the 12th day of July, 2012. I, the undersigned, hereby certify that the foregoing Resolution Number 12-01 was duly adopted by the San Diego River Conservancy's Governing Board.

Roll Call Vote:

Ayes: _____

Nos: _____

Absent _____

Michael J. Nelson
Executive Officer

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: **8**

SUBJECT: **SDRC: STRATEGIC PLAN UPDATE / 2012-17**

Ann Miller Haddad will introduce Peter MacCracken, who will review the status and summarize the latest draft of the 2012-2017 Strategic Plan Update in anticipation of formal adoption by the Governing Board.

Presentation and Report

Ann Miller Haddad, San Diego River Conservancy

Michael Nelson, Executive Officer

Peter MacCracken, APR, Strategic Communications

**Consistency with San Diego River Conservancy Act,
Strategic Plan and Annual Work Plans:**

San Diego River Park Conceptual Plan (2002)

San Diego River Conservancy Act (Pub. Resources Code, §§ 32630-32661)

Five Year Strategic Plan (2006-2011)
Program 2 Recreation and Education

Addendum to the SDRC Five-Year Strategic and Infrastructure Plan
(November 2011)

SDRC Annual Work Plans: 2010, 2011, 2012

SDRC Resolution 06-03
SDRC Resolution 11-04

Recommendation: Adopt Resolution 12-02

Exhibits and Documents

Working Draft- Final Strategic Plan Update
Resolution 12-02

SAN DIEGO RIVER CONSERVANCY

STRATEGIC PLAN UPDATE (2012-2017)

(WORKING DRAFT-FINAL)

This update to the San Diego River Conservancy (SDRC) Five-Year Strategic and Infrastructure Plan 2006-2011 is a high-level overview for the period 2012-2017, continuing the original four program areas – but splitting one into two sub-programs – and adding a fifth program area.

This document builds on several foundation documents that incorporate the principles and recommendations of the San Diego River Park Conceptual Plan (2002) including, but not limited to:

- San Diego River Conservancy Act (Pub. Resources Code, §§ 32630-32661)
- SDRC Five-Year Strategic and Infrastructure Plan 2006-2011 (March 2006)
- Strategic and Infrastructure Plan Analysis (September 2011)
- Addendum to the SDRC Five-Year Strategic and Infrastructure Plan (November 2011)
- SDRC Annual Work Plans (2012 Work Plan dated March 2012)

PROGRAM 1: CONSERVE LAND ALONG THE SAN DIEGO RIVER

Secure Key River Properties

- **Develop estimated range of costs by reach/area/parcel category**
- **Develop scenarios with and without \$20 million from state water bond**
- **Conserve 739 additional acres (to meet original goal) with partners**
 - Outline general protection strategies and potential funding sources (MSCP, development mitigation, land-use regulation, SANDAG, SDCWA, cities, county and state)
 - Identify lead partners for each reach/area/parcel, as appropriate (e.g., based on pre-existing relationships)
 - Support opportunities as they are created and/or presented to SDRC and/or its partners

Develop and Implement Land Management Protocols

- **Redefine as partner priority (e.g., Local governments, San Diego River Coalition)**

PROGRAM 2: EMPHASIZE RECREATION AND EDUCATION

Complete the Trail

- **Based on San Diego River Trail Gaps Analysis (2010) and jurisdictional priorities**
- **Develop a comprehensive, collaborative approach to obtain permits**
 - Coordinate to resolve regulatory and resource agency issues
 - Focus on habitat, as well as completing the trail
 - Accommodate multiple users (pedestrian, bicyclist and equestrian)

Develop Recreation and Education Programs

- **Collaborate with partners to make *completed trail* real, safe, visible**
- **Link to existing, adopted plans (e.g., San Diego River Conceptual Plan, San Diego Regional Bicycle Plan, San Diego River Park Master Plan (City of San Diego), San Diego River Park Plan)**

PROGRAM 3A: PRESERVE AND RESTORE NATURAL RESOURCES

Remove Invasive Non-Native Plants and Restore the Land

- **Complete restoration of 350 acres already permitted**
- **Form additional partnerships to use SDRC permits**
- **Link to MSCP by making habitat a programmatic emphasis**
 - Help facilitate preservation of species
- **Address ongoing maintenance and funding for investments (e.g., Prop 40, Supplemental Environmental Projects, local governments, other sources)**

PROGRAM 3B: PROTECT AND PRESERVE CULTURAL AND HISTORICAL RESOURCES

Establish a programmatic emphasis on cultural resources through development of a more robust connection between Old Town and the river

- ***Pursue National Heritage Site designation* (form intergovernmental working group to develop and implement plan)**
- **Pursue Caltrans building opportunity**
- **Develop a physical path between Old Town and the river**

Expand partnerships to preserve and provide access to cultural and historical resources, and build on education efforts

- **Link to SDSU Center (also see Program 4)**
- **Complete SD Natural History Center at Junipero Serra Museum**
- **Link to other regional museums (e.g., Old Town, Heritage of Americas Museum at Cuyamaca College) for education**
- **Form intergovernmental working group, including tribal governments**



PROGRAM 4: ENHANCE WATER QUALITY AND NATURAL FLOOD CONVEYANCE

Continue collaboration with San Diego Regional Water Quality Control Board (SDRWQCB) on projects or programs consistent with the strategic plans of both agencies, and federal, state and local water quality plans and goals , particularly:

- Municipal Storm Water Permit and resulting improvement plans
- Southern California Wetlands Recovery Project
- San Diego River Watershed Management Plan
- Community Cleanup and Trash Collection Project Initiatives
- SDRWQCB San Diego River Watershed Monitoring Project

Help establish the San Diego River Research Center at SDSU

- Grow the San Diego RiverNet Data Collection and Restoration Program
- Continue collaboration with partners

PROGRAM 5: EXPAND THE ORGANIZATION’S CAPACITY AND REACH

Develop and implement a funding strategy

- Develop and execute a Sacramento (education) strategy
- Link to MSCP implementation for land acquisition and conservation
- Develop a strategy for additional (non-state) funding
- Develop a collaboration with partners to seek additional funding
- Engage consultant(s) who are expert in capital planning

Develop and implement a partnering strategy

- Conduct priorities-setting workshop with SDRC, SDRPF Boards (4/20)
- Assign roles and responsibilities according to capacity and authority
- Coordinate with relevant master plans and master plan updates
- Develop a collaboration with partners to overcome regulatory and resource agency issues

June 30, 2012



Resolution No: 12-02

**RESOLUTION OF THE GOVERNING BOARD OF THE SAN DIEGO RIVER
CONSERVANCY**

**Approving 2012-2017 Strategic Plan Update and Authorizing Preparation of a Five-
Year Capital Outlay and Infrastructure Plan**

WHEREAS, the Governing Board of the San Diego River Conservancy (SDRC) adopted Resolution Number 11-04 on September 1, 2011, which authorized the preparation of an updated Strategic and Infrastructure Plan for 2012-2017; and

WHEREAS, Resolution Number 11-04 required a review of SDRC's Strategic and Infrastructure Plan to evaluate the effectiveness and viability of the projects and four programs, including an internal and external assessment and a performance review, which would lead to the development of a Strategic Plan Update that promoted innovation and linked strategic objectives to capital allocation and execution; and

WHEREAS, SDRC at its January 5, 2012 meeting approved a two-step approach to prepare the Strategic Plan Update, which envisioned a first step that would confirm and revise objectives and a second step that would involve a capital budgeting exercise to establish a Five-Year Capital Outlay and Infrastructure Plan; and

WHEREAS, on May 3, 2012 SDRC devoted an entire meeting to a review and discussion of a Draft Strategic Plan Update 2012-2017, which provided an overview for 2012-2017 and recommended a continuation of the original four programs, splitting one program into two sub-programs, and adding a fifth program; and,

WHEREAS, the Governing Board requested that the Executive Officer present the Draft Strategic Plan Update 2012-2017 to the San Diego River Coalition and discuss water quality objectives with the San Diego Regional Water Quality Control Board (SDRWQCB); and

WHEREAS, the Governing Board of the San Diego River Conservancy discussed a final Draft Strategic Plan Update 2012-2017 at its July 12, 2012 public meeting.

NOW, THEREFORE, BE IT RESOLVED that the San Diego River Conservancy's Governing Board:

1. Approves the Strategic Plan Update 2012 -2017, as reviewed with the San Diego River Coalition and discussed with SDRWQCB.
2. Authorizes the Executive Officer to initiate expenditures from a modification of the State Coastal Conservancy's grant for Conservation Visioning for the purpose of drafting a Five-Year Capital Outlay and Infrastructure Plan.
3. Requires the Executive Officer to provide the Governing Board at its September 2012 meeting with a budget and a scope of work for this task.
4. Appoints the Executive Officer, or his designee, as agent to conduct all negotiations, execute and submit all documents which may be necessary for the completion of the aforementioned project.

Approved and adopted the 12th day of July 2012. I, the undersigned, hereby certify that the foregoing Resolution Number 12-02 was duly adopted by the SDRC Governing Board.

Roll Call Vote:

Ayes: _____

Nos: _____

Absent _____

Michael J. Nelson
Executive Officer

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 9

SUBJECT: **RESOLUTION 04-06: DELEGATION OF AUTHORITY
TO EXECUTIVE OFFICER (*INFORMATIONAL/ACTION*)**

The Board approved Resolution 04-06, Administrative and Operational Responsibilities: Delegation of Authority to Executive Officer on September 4, 2004. The Executive Officer will review the resolution, discuss its utilization and value, and respond to any questions or concerns raised by the Governing Board

Presentation:

Michael Nelson, Executive Officer
Hayley Petersen, Deputy Attorney General

SAN DIEGO RIVER CONSERVANCY

RESOLUTION 04-06

ADMINISTRATIVE AND OPERATIONAL RESPONSIBILITIES: DELEGATION OF AUTHORITY TO EXECUTIVE OFFICER

WHEREAS pursuant to Public Resources Code section 32641, the San Diego River Conservancy may delegate certain authorities and administrative responsibilities to the Executive Officer;

Facilitate Conservancy Operations

WHEREAS, this delegation serves, in part, to provide the Executive Officer the authority to carry out the regular and day-to-day administrative responsibilities needed to conduct / facilitate Conservancy operations;

Clarify Roles of Executive Officer and Governing Board

WHEREAS, this delegation serves, in part, to clarify and document the role of the Executive Officer and the role of the Conservancy Governing Board by (1) providing guidance to the Executive Officer regarding the extent of her authority so that it is well understood what matters should be brought before the Board; and (2) clarifying for the Governing Board the scope of Agency duties and responsibilities which will be carried out by the Executive Officer and staff;

Provide Mechanism for Prompt Action

WHEREAS, this delegation serves, in part, to provide the Conservancy with a mechanism for prompt action by authorizing the Executive Officer to take certain actions and execute certain transactions on behalf of the Conservancy in situations where prompt action is needed, especially in between regularly scheduled Board meetings;

Authorize the Executive Officer to Comment on Non-Regulatory and Regulatory Issues within stated Limitations

WHEREAS, this delegation serves, in part, to grant the Executive Officer authority to comment on relevant non-regulatory and regulatory issues on behalf of the Conservancy and to impose certain limitations on that authority;

Streamline Agency Operations / Preserve Governing Board's Authority

WHEREAS, this delegation also streamlines the operations of the Agency, by generally allowing the Executive Officer to provide a rapid response to all administrative and operational needs which may arise, without further specific Conservancy authorization, while reserving to the Governing Board all determinations on matters of overall Conservancy policy;

NOW, THEREFORE BE IT RESOLVED that pursuant to Public Resources Code section 32641, the San Diego River Conservancy Governing Board does hereby delegate to the Executive Officer the authority to carry out the regular and day-to-day

administrative responsibilities of the Conservancy, without further specific Conservancy authorization, as generally described herein.

The Executive Officer may delegate to other staff any part of her functions, powers, or authority, but such further delegation shall not affect her responsibility to assure that the affairs of the Conservancy are carried out fully and faithfully, in a manner consistent with applicable law, Conservancy policies, and State procedures.

This delegation of authority may be amended or rescinded by further resolution of the Conservancy.

DELEGATED AUTHORITIES

The following general administrative authorities and responsibilities are delegated to the Executive Officer of the San Diego River Conservancy:

1. **Personnel Issues**

Personnel administration is one of the most important duties normally delegated to an agency's Executive Officer. Pursuant to this Resolution, the Executive Officer would be expected to supervise and manage all Agency personnel matters, including such matters as the hiring of staff, promotions and demotions, probation determinations, merit salary adjustments, approving requests for time off, certifying time and attendance sheets, and signing whatever personnel documents are required under State or internal procedures. As appropriate, personnel matters may be further delegated by the Executive Officer to administrative staff. The Executive Officer would also be authorized to employ consultants and contractors where appropriate, subject to any other limitations imposed herein or by law on agency contracting procedures.

2. **Fiscal Affairs**

The general practice in State government is for the governing body of an agency to approve the overall budget which is submitted each year to the Governor through the Department of Finance. It is also customary for the governing body to review major expenditure proposals, and proposals to receive and use outside funds.

Pursuant to this Resolution, the Executive Officer of the San Diego River Conservancy would be expected to prepare the Agency's annual budget and, following Governing Board review and approval, to submit it to the Resources Agency and the Department of Finance; to address budgetary issues raised in the Legislature; to sign fiscal status reports and certify the condition of the Conservancy's finances to the Department of Finance, the State Controller, and other control agencies; and to execute, subject to the Board's overall approval of the receipt and use of funds, all necessary budget revisions, Budget Change Proposals (BCPs), and other documents necessary in order to obtain authority for the receipt and expenditure of funds.

Although the receipt and use of funds are normally subject to Board review, for ease and effective operation, the Executive Officer is authorized to apply for funds for Agency support and project work on behalf of the Conservancy.

The numerous fiscal reports which must be prepared in the course of the year, and the other more technical budgetary and fiscal matters, are also customarily handled at staff level.

Finally, the Executive Officer would be expected to exercise responsibility, either directly or by delegating the responsibility to staff where appropriate, to certify for payment all bills and claims for reimbursement; to endorse in the Conservancy's name all checks and warrants received; and to execute all expenditure documents, such as claim schedules, purchase orders, supply orders, requests for funds, authorizations for payment, revolving fund checks, and all other documents necessary for the encumbrance, disbursement, expenditure, receipt, deposit, and transfer of funds, consistent with legal requirements, State procedures, and the Conservancy's resolutions and policies.

3. **Contracts**

The Conservancy's enabling legislation, at Section 32643 provides that "The Conservancy may do both of the following to provide necessary services: (a) Select and hire private consultants or contractors. (b) Enter into memorandums of understanding with state and local public agencies." The operations of the Conservancy will undoubtedly require it to enter into a broad range of contracts and agreements. The Governing Board would normally approve all major contractual commitments to expend funds in connection with the projects, programs, grants, and other activities which are presented for its consideration. The Board would also review and approve all non-monetary contracts or quasi-contractual arrangements which raise questions of overall Conservancy policy.

Pursuant to this Resolution, the Executive Officer would be expected to prepare, process, and sign on behalf of the San Diego River Conservancy, all contracts, Interagency Agreements, grants-in-aid, covenants, memorandums of understanding, escrow instructions, and any other such instruments or arrangements, where necessary to carry out any resolution, plan, policy, or course of action adopted or approved by the Conservancy.

Pursuant to this Resolution, the Executive Officer would also be directly responsible for procuring, executing, and amending contracts or agreements related to the administration of the Agency, such as the procurement of administrative services, business services, staff training, printing materials; the leasing or purchase of equipment; and the leasing of office space, in accordance with State regulations and procedures.

Also, the Executive Officer would have the limited authority to procure and execute consultant or service contracts in an amount of \$175,000 or less, or contracts with

public agencies in an amount of \$200,000 or less, if such contracts or agreements are needed to develop projects or programs for review and approval by the Governing Board. For example, contracts to conduct hydrologic, engineering, or appraisal studies may be needed to develop programs or to assess the feasibility of projects. This authority will be helpful in avoiding delays in developing programs or assessing the feasibility of projects during intervals between Board meetings.

4. **Real Estate Transactions**

Pursuant to Public Resources Code sections 32645-32650, the Conservancy Governing Board is responsible for the approval of the acquisition or conveyance of interest in real property. Consequently, all acquisitions of interests in real property through purchase, donation, or dedication, and all leases of real property in which the Conservancy is lessor (except for the leasing of office space) are subject to Governing Board review and approval. The same would apply to conveyances and leases of interests in Conservancy-owned real property.

Pursuant to this Resolution, the Executive Officer would be expected to sign all real estate transactional documents subject to such Governing Board approval, including agreements, deeds, option agreements, escrow instructions, Certificates of Acceptance, etc. Quitclaim Deeds and boundary agreements which do not raise policy questions may be executed by the Executive Officer without the need for Governing Board review and approval, but only for the purpose of removing clouds on title and not to effectuate any outright conveyance. (Note: boundary settlement agreements would still be subject to the approval of the Director of General Services under Government Code Section 14663.)

5. **Legislation**

Formal positions on, or sponsorship of legislation, in most cases are matters to be brought before the governing body of an agency. However, for ease and effective operation, the Executive Officer is normally given the authority to respond to third-party legislative proposals within the short response times which are common in the legislative process. The Executive Officer shall notify and provide copies to all Board Members of any such responses.

Thus under this Resolution, the Executive Officer would be expected to advise the Governing Board regularly regarding all pending legislation affecting the Conservancy, and would represent the Conservancy's adopted position on such legislation in legislative hearings, enrolled bill reports, and other channels of communication with the Legislature, the Governor's office, other public agencies, and the public.

In all situations where the Conservancy has not yet adopted a position regarding pending legislation, the Executive Officer would be expected to represent the staff's position, provided that the position is announced as being the position of staff and not the officially adopted position of the Conservancy.

6. **Comments on Non-Regulatory Issues**

Subject to the limits in 5 (*Legislation*), the Executive Officer may, at her discretion, comment (orally or writing) on non-regulatory issues within or related to the jurisdiction and authority of San Diego River Conservancy.

7. **Comments on Regulatory Issues**

Subject to the limits in 5 (*Legislation*), the Executive Officer may, at her discretion, comment (orally or in writing) on regulatory issues of a general or regional nature. The Executive Officer may not exercise this discretion with respect to specific properties located within the jurisdiction and authority of San Diego River Conservancy that are under, or may be under, consideration for acquisition.

8. **Litigation**

The normal practice of State agencies is for staff to defend all lawsuits filed against an agency in coordination with the Attorney General's office. The practice varies with regard to prosecuting suits in which the agency is plaintiff.

Under this Resolution, the Executive Officer would be expected, in coordination with the Attorney General's office, to defend any lawsuits filed against the Conservancy, to verify pleadings, to institute and respond to discovery proceedings, and, in her reasonable judgment, to execute "hold harmless" agreements, releases, etc., without prior Board action (subject to applicable provisions of law and State rules and guidelines). Complaints and suits to be filed in the name of the Conservancy would require Governing Board action, except where necessary to protect or preserve State property in the face of some imminent threat. Claims by or against the Conservancy, except where overall policy questions are brought up, would be handled by the Executive Officer.

9. **CEQA**

Pursuant to the State guidelines for implementation of the California Environmental Quality Act (Public Resources Code section 21000 et seq.), certain types of determinations and non-final actions in the process of reviewing the environmental impact of proposed governmental decisions, may be delegated to agency staffs. (Code of Regulations, title 14, section 15025). Delegation of such preliminary determinations and actions to Conservancy staff will be helpful for the purpose of complying with CEQA requirements in an expeditious manner. The Governing Board retains final authority to review, approve, and certify environmental impact reports and negative declarations, and to adopt official findings in connection with EIRs and negative declarations.

Pursuant to this Resolution, the Executive Officer would be expected to take all actions under CEQA, other than affirmative, final actions required under CEQA to be taken by the policy-making body of an agency. The Executive Officer's authority, shall include, but shall not necessarily be limited to, determining whether proposed projects fall within allowed exemptions from CEQA; conducting "initial studies" of environmental impact and deciding whether to prepare a draft Environmental Impact Report (EIR) or a Negative Declaration; preparing and filing, or causing to be

prepared and filed, all EIRs, negative declarations, and other CEQA documents and notices; and preparing responses to public comments received on environmental documents.

10. **Office Space, Equipment, and Materials**

As a day-to-day administrative matter which is customarily delegated to agency staffs, the Executive Officer will have full authority under this Resolution (subject to applicable State requirements) to arrange and contract for the lease of office space, for the purchase or lease of equipment, and for the purchase of supplies, materials, and publications.

11. **Consent Calendar**

This Resolution authorizes the Executive Officer to place on the Conservancy's "Consent Calendar" matters falling generally within the following parameters, provided that the Conservancy reserves the right to remove any item from the Consent Calendar:

- a) Project amendments, augmentations, changes of grantee for a previously authorized project, or proposed redirections of funds.
- b) Acceptance of funds in amounts \$100,000 or less from another entity.
- c) Subsequent phases of a previously authorized project.
- d) Projects falling within a program or series of actions for which the Conservancy has already granted formal or informal approval.
- e) Items that require a minimum of discretion or judgment, including any items of this nature specified in detail in budget acts and other legislation.
- f) Grants or other items involving the expenditure of no more than \$100,000, and about which no controversy is evident.
- g) Contracts for services in amounts \$200,000 or less.

12. **Previously Authorized Projects**

With respect to projects previously authorized by the Conservancy, to accomplish the purposes of the authorization, and consistent with applicable law, this Resolution authorizes the Executive Officer to:

- a) Substitute grantees.
- b) Redirect incoming or outgoing grants, grant applications and related instruments.
- c) Modify or assign grant agreements and contracts.
- d) Authorize Conservancy grantees to accept from or convey to other appropriate entities on appropriate terms leases, licenses, options, offers to dedicate, and similar instruments and interests, and interests in land such as conservation easements.

13. **Administrative Procedures**

The Executive Officer, in her discretion, is permitted to establish all necessary internal administrative procedures, consistent with the adopted policies and procedures of the Governing Board, to ensure that the day-to-day affairs of the Conservancy are carried out in a sound and efficient manner.

14. Acting Executive Officer

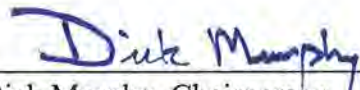
Pursuant to this Resolution, the Executive Officer shall be able to designate (1) a member of her staff to serve as Acting Executive Officer, and/or (2) members of her staff to perform various of her functions, when she, the Executive Officer, is absent or unable to perform her regular duties. However, if the Executive Officer's absence or inability occurs without her having designated an Acting Executive Officer, the Chairman of the Conservancy would designate an Acting Executive Officer, or designate a number of staff persons to perform various functions.

15. Rulemaking


The Conservancy Governing Board has authority to adopt rules and procedures necessary to conduct its business (Public Resources Code section 32638). Consistent with general practice, all final determinations on adoption of regulations (rulemaking) are reserved to the Governing Board, but the Executive Officer would be expected to prepare, certify, and file all rulemaking documents (i.e., pertaining to the adoption, amendment, or repeal of regulations) pursuant to the actions and resolutions of the Conservancy.

Passed and Adopted by the Board of the
SAN DIEGO RIVER CONSERVANCY

on July 9, 2004.



Dick Murphy, Chairperson
San Diego River Conservancy

ATTEST: 

Hayley Peterson
Deputy Attorney General

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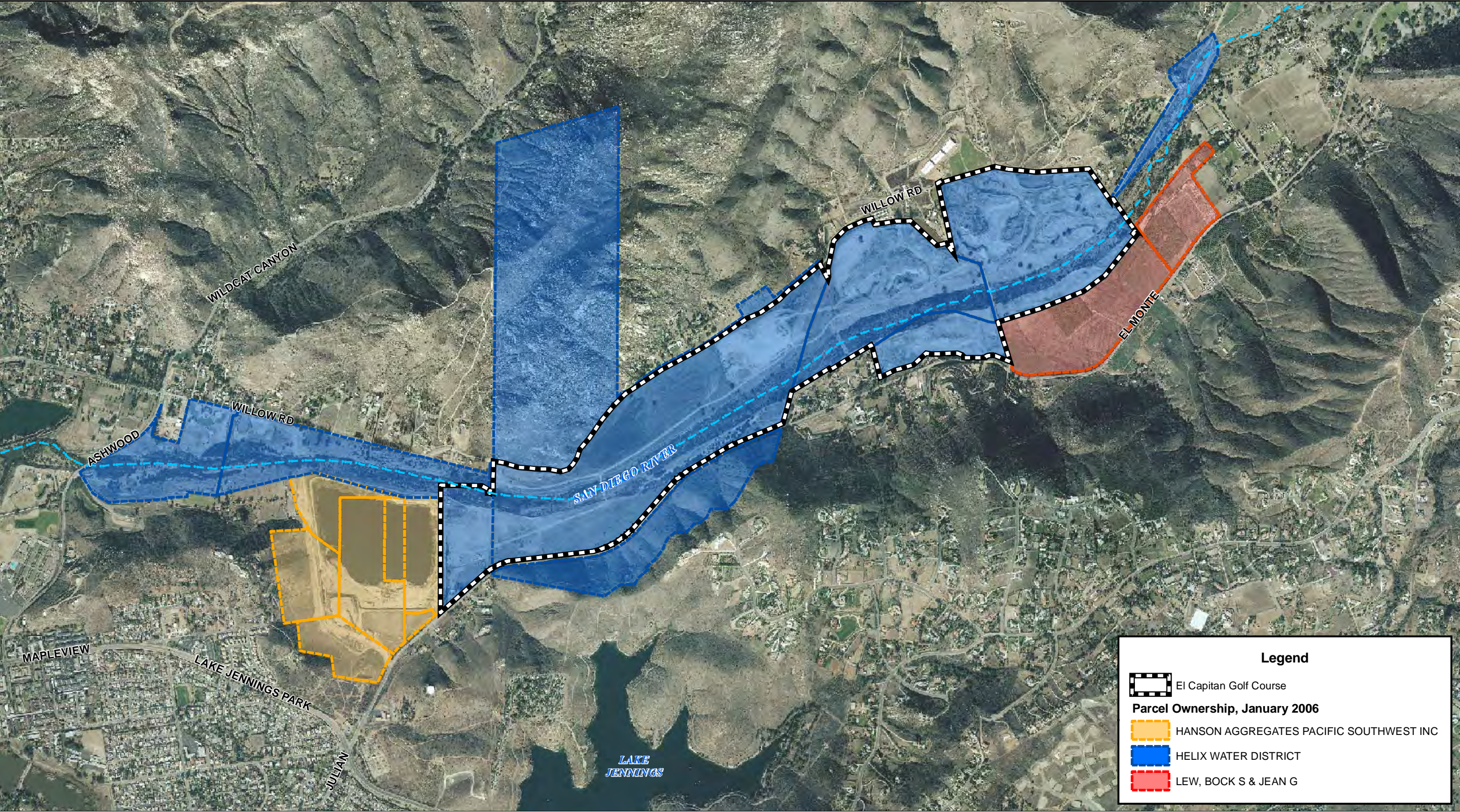
EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: **10**

SUBJECT: **EXECUTIVE OFFICER'S REPORT (*INFORMATIONAL / ACTION*)**

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

- **El Capitan Golf Club, LLC v. Helix Water District**
Executive Officer will discuss possible ramifications of a settlement of this lawsuit, which involves a 500+- acre riparian leasehold traversing 3.5 miles of San Diego River northeast of Lakeside. This discussion would include SDRC's Right of First Refusal.
- **City of San Diego/ Carlton Oaks Golf Course: Proposed Sale / 68 acres**
Status Report
- **Department of Transportation: Auction / Former Old Town Office**
Status Report
- **SDRC/ SCC/DGS: Transfer of Administrative Services**
Status Report
- **SDRC / SDRPF: Board of Director's Workshop**
Status Report
- **DGS - Leased Space - Request**
Status Report



Source: AirPhotoUSA 2006; SanGIS 2006

1,400 700 0 1,400 Feet

Scale: 1:18,000; 1 inch = 1,500 feet

El Capitan Golf Course

RESOLUTION NUMBER R- 307498DATE OF FINAL PASSAGE JUN 26 2012

A RESOLUTION AUTHORIZING THE CITY OF SAN DIEGO TO ENTER INTO A 40-YEAR GROUND LEASE WITH TY INVESTMENT, INC, FOR THE LEASE OF APPROXIMATELY 64.3 ACRES OF CITY OWNED WATER FUND PROPERTY; AUTHORIZING THE ACCEPTANCE OF FEE TITLE TO 2.6 ACRES OF ADJACENT PROPERTY; AUTHORIZING THE ACCEPTANCE OF AN ACCESS EASEMENT OVER ADJACENT PROPERTY; AUTHORIZING THE GRANT OF A MAINTENANCE EASEMENT OVER CITY OWNED PROPERTY; AND AUTHORIZING THE ACCEPTANCE AND DEPOSIT OF LEASE REVENUES.

WHEREAS, the City of San Diego (City) owns approximately 106 acres of Water Fund property (City Property) in and around the Carlton Oaks Golf Course in the City of Santee; the City Property was originally acquired in 1933 for the then-planned Mission Reservoir and to allow for the dredging of the San Diego River; and

WHEREAS, the northern portion of the City Property has been leased for golf course purposes since 1959; the lease is currently on hold-over, on a month-to-month status, generating annual revenues of \$237,869.76; and

WHEREAS, TY Investment, Inc., a California corporation (TY), owns 105 acres of property on the north and east sides of the City Property, and operates the Carlton Oaks Golf Course over both its privately-owned property and the portion of the City Property it leases from the City; and

WHEREAS, City staff has negotiated a proposed market rate ground lease with TY which would lease approximately 64.3 acres of the City Property to TY for golf course purposes; and

WHEREAS, the balance of the City Property, including the portion of the City Property which runs along and includes the San Diego River, will not be leased; however, as a condition of the proposed ground lease with TY, the City would grant to TY a non-exclusive maintenance easement on, over, across and through said non-leased City Property (referred to in the ground lease as the "Berm Property"); and

WHEREAS, in order to provide connectivity between the City Property along the southerly boundary of the golf course and West Hills Parkway, TY will convey fee title for 2.6 acres of its property to the City. As compensation for this conveyance, the ground lease rent for the first ten (10) years of the proposed lease term will be offset by the appraised value of the 2.6 acre property, which has been determined to be \$104,400 (\$40,000 per acres), amortized at six percent (6%) over ten (10) years, which equates to approximately \$14,185 per year of rent credits; and

WHEREAS, TY has also agreed to grant the City a 15-foot wide, non-exclusive, access easement over TY's property, which will give the City ingress and egress to City Property to and from Inwood Drive. As compensation for these easement rights, the ground lease rent will be offset by the appraised value of the property, which has been determined to be \$26,461, amortized at six percent (6%) over ten (10) years, which equates to approximately \$3,595 per year of rent credits; and

WHEREAS, the proposed ground lease includes further possible rent credit(s) which could be applied to the lease rental rate if, during the first twenty (20) years of the lease term, a public trail is developed by City through any portion of TY's privately-owned property or through the subject leasehold property; and

WHEREAS, City reserves the right to use, at no charge, an approximately 0.762 acre area of the proposed leasehold estate, located adjacent to the existing ACOE Mitigation Area, for staging materials and equipment to develop a possible future public trail and to maintain the unleased portions of the City Property; and

WHEREAS, the rent for the first twenty (20) years of the proposed ground lease, before deductions for the above-described rent credits, will start at \$150,000 per year and will increase annually by 2.5%. For the 21st year, an appraisal of the property will be conducted to determine the then fair market rent, which thereafter will again be increased annually by 2.5%; NOW, THEREFORE,

BE IT RESOLVED, that the Mayor, or his designee, is hereby authorized to enter into and execute a 40-year Ground Lease with TY Investment, Inc., a California corporation, for the purposes of operating a golf course, subject to the terms and conditions therein, which are more fully set forth in Document No. RR- 307498 on file with the City Clerk.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is hereby authorized to accept a grant deed conveying 2.6 acres of real property, located on portions of APN 383-060-26 and APN 383-071-07, from TY Investment, Inc., a California corporation, to the City of San Diego.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is hereby authorized to accept an easement deed, conveying easement rights, over and upon TY Investment, Inc.'s property, for ingress and egress purposes to City Property, to and from Inwood Drive, from TY Investment, Inc., a California corporation, to the City of San Diego.

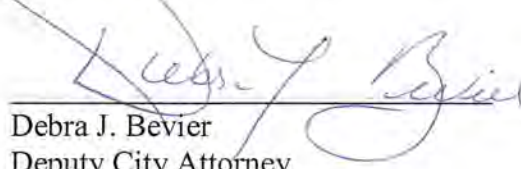
BE IT FURTHER RESOLVED, that the Mayor, or his designee, is hereby authorized to grant to TY Investment, Inc., a California corporation, a non-exclusive maintenance easement

on, over, across and through a portion of the 106 acres of Water Fund property in and around the Carlton Oaks Golf Course in the City of Santee, referred to as the "Berm Property" and further described in the 40 Year Ground Lease.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept and deposit the lease revenues from the leased property into Water Operating Fund 700011.

APPROVED: JAN I. GOLDSMITH, City Attorney

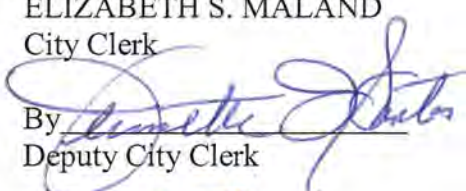
By


Debra J. Bevier
Deputy City Attorney

DJB:mm
04/20/2012
Or.Dept:READ
PL#2010-03135
Doc. No. 356706

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 12 2012

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6.26.12

(date)


JERRY SANDERS, Mayor

Vetoed: _____

(date)

JERRY SANDERS, Mayor

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 11

SUBJECT: **NEXT MEETING**

The next regularly scheduled board meeting is scheduled for September 6, 2012 from 2:00 to 4:00 p.m.

State of California
San Diego River Conservancy

EXECUTIVE OFFICER'S SUMMARY REPORT
Meeting of July 12, 2012

ITEM: 12

SUBJECT: **ADJOURNMENT**