

PALA - PAUMA COMMUNITY SPONSOR GROUP
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REGULAR MEETING, MARCH 4, 2014,
APPROVED MINUTES

Page 1 of 4

Date: March 4, 2014

Scheduled start time: 7:00 PM

Place: Pauma Valley Community Center
16650 Hwy. 76
Pauma Valley, Ca. 92061

1. CALL TO ORDER: 7:00 PM.

- a. Roll Call and quorum established: All 7 members were present, including our newest appointed member. Present were Andy Mathews, Chairman; Fritz Stumpges, Secretary; Ron Barbanell; Brad Smith; Ben Brooks; Stephanie Spencer and Chairman (Pala Tribe) Robert Smith who was just approved and appointed to our group by Bill Horn and the Board Of Supervisors. Andy welcomed Chairman Smith and acknowledged that he had also met all of the other requirements necessary before officially taking his seat. We now have a full 7 member board.

2. APPROVAL OF PREVIOUS MINUTES:

- a. Andy advised that the minutes of February 4, 2014 had been circulated for review prior to this meeting and asked if there were any comments and if not if we could get a motion to approve. Brad moved to approve the February minutes. Andy then asked why we only had the old Warner Ranch Issues list and why not the new. Fritz responded that it had happened after the meeting, but Andy reminded him that we had approved that he write the new list. Fritz said he would add that as Amendment 5. Then Andy questioned why there was an Amendment #4 about the 1851 Treaty of Temecula and other ICAP issues. Fritz responded that he had felt that Ron's talk last meeting about our relationship with the Native Tribes was of such importance that he included his entire speech in the minutes. Fritz stated that Ron had mentioned this important letter that he had written just that day so he also felt that everyone should be aware of these issues in order to better understand the depth of issues here. Brad and others agreed to this and then Ben gave a second. They were approved 7-0.

3. PUBLIC COMMUNICATION, OPEN FORUM:

- a. We had present Sandy Clark, Assistant Director of the County Department of Agriculture, Weights and Measures. She came with a crew who were prepared to present the new Honey Bee plan. With her was Dr. Tracy Ellis an Entomologist and she began by telling us of San Diego County's new changes to the bee plan and introducing Kathy Dawson, a student of entomology at the Department of Agriculture. Tracy stated that the Department is responsible for enforcing the California State laws regarding honey bee keeping. Bee hives must be registered and are inspected for contagion and undesirable foreign species. There is also a notification component designed to protect bees from exposure to pesticides. They worked with keepers and specialists to ensure best practices for all were considered and included in the law. The primary concern is with trying to increase required setbacks of hives from property lines, roadways, structures, and sensitive sites etc. in the larger county areas for safety reasons. A 2012 ordinance used in urban San Diego is now at only 25 feet. But up to 80% of wild bees are Africanized and are more aggressive than European Honey Bees (EHB). Africanized bees

(AHB) are bees that interbred with EHB. For safety reasons it has been proposed to have a new 600 foot setback from structures; effectively eliminating neighborhood beekeeping. This is why they are now proposing a two level graded setback system. The first basic, general rules would be 100, 300 and 600 feet from roadway, structure, and sensitive sites. The comprehensive would be 100, 200, and 200. Both systems would have permit specific appeals for shorter distances for those demonstrating a high competency in safe bee keeping. This proposal would satisfy the needs of bee keepers and public safety. Ben asked about Colony Collapse Disorder to which they said that we were more affected here by Varroa Mites. Andy brought up the idea of our local Native American representatives seeking assistance from these representatives to which they indicated they were available. Andy indicated that he would see that copies of their Bee Fact pamphlet got to all country club members if they could be made available to which the agreed once it is checked for accuracy.

4. ACTION ITEMS:28:39

- a. Next on the agenda we were to hear from the Department of Public Works of San Diego County. They are responsible for over 1,900 miles of county roads and are here to ask us to prioritize our small portion of the money available for our pavement resurfacing. Nyael Arago, Project Manager with Public Works, spoke to the capital projects side. Frank Repulo is a Senior Civil Engineer with Tom Herzberger the Manager of the P.W. field operations section. Frank presented a map of our district with the county roads colored green, yellow and red for good, fair, and poor conditions. The two roads the county are proposing to maintain this year are Cole Grade from the dip through the river up to HWY 76 and South Grade road up Palomar Mountain. The Cole Grade portion is red or poor and suggested resurfacing while the Palomar road is green or good condition currently requiring only sealing for preservation. We reviewed the prioritization program which is called the PCI and of which we had copies.

Andy asked how the overall road funds were divided up to our districts. They replied that there were only about 6 million dollars in the fund for the entire county, enough for only 25 to 30 miles of resurfacing and resealing for the entire county! The money comes from the state gasoline tax. They try to evenly divide up the funds verses district road miles. This is another impossible challenge for the county; with 1900 miles needing resurfacing every 20 years they need to do about 90 miles a year but have finances for only 30! Andy and Ron mentioned ACAP's goals of working with the Native American Tribes to ensure that more of their contributions to roads remains in our area and not used elsewhere. Nyael responded that that is how it is usually done anyway, with the money being spent in the area of the casino which generated it. Brad reminded us that the concern was that the Tribal funds were put into the pool but the county does not have their required share so the projects and money languish too long going nowhere. Nyael and Stephanie refined this by saying that the funds are only obligated from the Tribes at the time but are not actually contributed until the county comes up with its share.

Andy then mentioned that we have a very high proportion of failing roads possibly because of higher local traffic conditions so how do these get prioritized? Nyael responded by saying that they will not let any of the roads fail, but he meant only in fixing the potholes not the congestion!

We have about 60 days in which to determine our suggested priorities. Andy then brought up another problem we have and that is that we and the county BOS passed measures to limit the vehicle weight / length on Cole Grade road and 6 months later there is still no signage or enforcement. Nyael said he would find out what happened.

Brad then brought up the question of Capital Improvement projects. Their submittal to us said we have only one, a proposed bridge on Cole Grade Road over the San Luis Rey River. Brad asked about its status. Nyael said he would check with Michael Long the project manager

for us. They are also asking us if we have additional capital projects to suggest. Andy mentioned that some share joint state and county responsibility. Andy then asked specifically about the new signalization proposed at Cole Grade Road and Hwy 76; in particular, what is the county doing to address the limited right of way on 76? Nyael said he would have to check with the Caltrans project engineer. Brad mentioned the perception that it is nearly impossible for the county to have any meaningful input into Caltrans projects to which Nayel agreed. Brad emphatically stated that what we want is for the county to be more emphatic with the state on projects which impact County Highways and our area significantly. Ron, made a motion that we have Andy summarize our concerns here stated and that it be formally responded to at some future meeting. It was seconded by Stephanie. Fritz suggested that this be added to our listed priorities requested from us. The motion passed 7-0.

- b. Next Andy began discussion of the Rincon / Harrah's Casino Environmental Assessment (EA) which was prepared for the National Indian Gaming Commission (NIGC). He was very disappointed to not see any representatives of the Tribe who could give responsible answers; to which Stephanie and Nikki both shared their concern and to which Stephanie emphasized her inability to speak for the tribe on this issue.

We began with the fact that the new entrance intersection was proposed as a 4 lane entrance and exit and still remains as such in this new EA yet in fact was built with only 3 lanes. The tribe claims that the land is not theirs until the FTT is complete; but Andy states and shows their map which shows that the land **is** part of the project, including a large parking and storage area to the north of this intersection and also that the land at the second questioned entrance at the gas station is also shown as part of the project. After some discussion as to the possibly purposeful lack of tribal representation at this meeting we were forced to proceed on our own. Andy made a motion that he draft the requested response to the county and Indian Gaming Commission which states that we object to the EA, that it is faulty, defective, and includes misrepresentation of fact. Brad gave a second so that we could proceed with discussion. Ron suggested that we schedule a meeting with the tribe next week to iron this out. Fritz stated that he felt that the tribe did speak already by not being here, it didn't just slip their minds. Stephanie and Nikki said that wasn't true. Brad questioned the required response timing to which Andy said it was due from us and through the county by March 10. Nikki suggested that we be specific in our objections and not fault the whole document. Andy also questioned why the EA does not mention Pala-Temecula road which is one of the biggest problem traffic areas. Ron was pushing for a new changed motion and Brad, having heard the discussions, withdrew his second to the motion on the floor.

Ron tried to place a second motion on the floor for a special meeting to which it was shown could not be fit in time wise. Fritz then requested clarification as to what would be enumerated as incomplete and faulty. Andy responded that we had the information 6 months ago and then asked if he had any issues with the EA. Fritz responded that his question was of the overall purpose of this response. He stated that what was requested was approval of the use of a specific management firm and that this had nothing to do with the approval of the EA. All that could be done now was not approve the new management team and then the tribe would continue on as is with their own internal management. Andy stated that approval of the EA was required in order to approve the management agreement. Nikki stated that there was a tentative mitigation agreement with the county over the EA. After lengthy discussions we returned to the problems which all revolve around the previous stated official 5 issues. Andy restated them and we added two new concerns; the congestion on Pala Temecula Road and lack of a statement on control of noise from outdoor events to justify a non-response to "Noise". We returned to the purpose of this approval and talk of getting along and Tribal Sovereignty. Ron then summed up his new motion to be that the amended 5 issues with two new additions be sent

to the Rincon Tribe for clarifications. If there is a response within 48 hours it will be considered by Andy in his written response to the county and BIA. Ben gave a second and it was approved 5 to one with Stephanie abstaining and Fritz voting no. Ron then made a second motion that he, as Tribal Liaison chairman, meet independently with Rincon Tribe and report back as to the Tribe's feelings as to unfinished business here. Why don't they think that they have to respond and are just responding as a courtesy. Brad gave the second and it was approved 7-0. We then reaffirmed the existence of the Tribal Liaison Subcommittee, Ron is chairperson.

5. ADMINISTRATION:

- a. There were no communications.
- b. There were no operating expenses.
- c. Date of next meeting is April 8, 2014.
- d. Andy moved that we appoint Brad as our new Vice Chairperson. Fritz gave the second and he was approved 7-0.

6. ADJOURNMENT:

- a. Brad moved to adjourn, Ben gave a second and with no further discussion we voted 7-0 to adjourn at 9:00.

Fritz Stumpges, Secretary PPCSG

These minutes were approved at the July 1, 2014 meeting. Ben moved, Brad 2nd and approved 6-0.