

**JAMUL DULZURA
COMMUNITY PLANNING GROUP
FINAL MINUTES
July 9, 2013
Approved Tuesday, August 13, 2013
Oak Grove Middle School Library
7:30 pm**

1. **Call to Order:** Jean Strouf called the meeting to order at 7:42 p.m.

2. **Roll Call:** Michael Casinelli, Jean Strouf, Janet Mulder, Judy Bohlen, Elizabeth Kelly, Randy White, Bill Herde, Joan Kouns, and Earl Katzer.
Excused: Ray Deitchman, Dan Kjonegaard, Yvonne Purdy-Luxton, Preston Brown, and Steve Wragg
Absent:
Vacant Seat #13: Dale Fuller - resigned

3. Motion to approve the Agenda July 9, 2013, as posted 72 hours before the meeting and the minutes of June 25, 2013 as written without corrections or additions. Motion carried unanimously.

4. **Open Forum: Opportunity for members of the public to speak on any item not on the agenda (time limit 3 minutes)**
 - a. **Dan Kjonegaard will not be present at the next meeting.**
 - b. **Joan Kouns will not be present at the next 3-4 meetings as she will be out of town.**
 - c. **Preston Brown will not be at the next meeting.**
 - d. **Bill Herde asked if we had issues about the new car lot at the Arco and the car wash. The question was are there regulations regarding same. Jean Strouf asked Bill Herde to contact the owner and the county regarding same and report back at the next meeting.**

5. **Notice of Intent to Adopt a Negative Declaration in Accordance with CEQA for Project: Signs & Banners in Right of Way – Jean Strouf assigned this project to Elizabeth Kelly who is reading the information and will contact the County to speak with the Planner. Public Review period is 7-2 to 8-1-13. She will review and report back at the next meeting.**

6. **Renteria Tentative Parcel Map PDS2007-21107 – Minor subdivision of 4 parcels on Skyline Truck Trail. Jean Strouf assigned the project to Elizabeth Kelly and Randy White will help. It involves CEQA and Multiple Species Act and the deadline is August 1. They will report back at the next meeting.**

7. **APPLICATIONS FOR PLANNING GROUP SEAT 13 – To replace Dale Fuller**

Jean Strouf stated that she has four applications and had turned in the request for voter verification on Friday and **the Registrar of Voters has certified all four as residents of our Jamul Dulzura Planning area.** She reminded us that **George Novinger, James Groessl, Robert Perry, and Dan Neirinckx** have submitted applications and we heard from the candidates present at the last meeting and will hear from **Jim Groessl** tonight. The final vote will be

taken at tonight's July 9 meeting. After the vote, we will send our recommendation to Supervisor Dianne Jacob's office for approval by the BOS for appointment to Seat 13. Jean announced that there may be other seats opening in the next month or so, and encouraged all of the applicants to stay "in the race".

The Planning Group reviewed the questions asked at the last meeting of all of the candidates: Where does the candidate live and so where will they represent? What is their position on private property rights? What does it mean to them to keep Jamul rural and how do they feel about it? What do you think is the next big event happening in Jamul in the next 24 months? What is your opinion of sewer vs. septic? Please state your position on gaming in our Jamul area. What is your position on expansion of utilities like electricity, phone, sewer, etc? Are you personally on imported water or ground water? How do you feel about capitalism and how the government interferes or helps regarding property rights? Do you have enough time to give to serve on the Board? Their responses follow:

George Novinger ran for the seat previously and was a management officer for the U.S. Department of State and is aware of government bureaucracy and has experience dealing with it. George will not be able to be at the next meeting so was glad for the opportunity to answer the questions of the Group. He lives near the Produce Market near Steele Canyon. His position on the question of property rights is that he has become aware of the problems involved due to his own property. He feels that there are things like the Casino, underground wiring, etc that impact the property values. Keeping Jamul rural deals with size of parcels allowed and he feels that they should be larger – keeping it the way it is. Where he grew up has changed so dramatically and makes him sad that they lost their rural feeling. Biggest event happening in Jamul this year is the final decision on the casino and he thinks that the voices he heard at the last meeting are good and that he would hope that the Indians would not be allowed to do construction without mitigation. Sewer vs. septic – he is aware that one needs to have a septic pumped periodically, but would prefer to remain on septic. Indian gaming is not only a safety issue with traffic, but lowers the quality of life and would change the character of Jamul, and he is against it. Expansion of utilities – when he looks at utilities through his eyes, they will be going solar and do have their own well so he would like for people to become more aware, and encourage our community to utilize the opportunities to save their own money on utilities by utilizing solar and underground water. He asked Earl to amplify his question regarding capitalism and property rights. Afterwards, George said he feels that our Supervisor Dianne Jacob is trying to help people protect their property rights and help them to be able not to have to jump through hoops to get something approved. Time is pretty much his own as he is retired and works on his own 9-acre property and he would have time for working on the JDCPG.

Robert Perry (Bob) has lived in Jamul 13 years in Steele Canyon Estates on Devon Drive. Question arose as to if he actually lived in the JDCPG area. The Registrar checked on it and he does live within JDCPG. He is a licensed contractor and sympathizes with capitalism. He lived in Alpine and was on the ACPG in the 1980s and took their plan to the BOS. He is also an architect and has been always working with green technology. He is now putting up a solar system at his own home and would like to design a house in Jamul. He feels Planning Group members should represent the whole community. He also sat on the Growth Management under George Bailey and on BPZA under Dianne Jacob. While serving on these committees, he learned a lot about the problems involved and did go out to see the property under question. Re property rights, he has been involved with a County rezone and has experience in helping people sub-divide their property. He feels that property rights are a fundamental right of our country. Sewer vs. septic – he feels that since Jamul is a rural community, unless there is a problem with soil types it should be on septic. Utility expansion should not impact sewers. Indian Gaming – he feels the site is inappropriate and the road makes it very difficult if not dangerous to drive. Biggest event will be

the Jamul Fest at Pope Pius Church as his wife is in charge. Time commitment – could be a problem as he is a consultant and flies in and out of the area, but Tuesdays would be okay and he would volunteer if necessary.

Dan Neirinckx was off of the JDCPG for 6 months as he was afraid he could not maintain attendance at the time, but circumstances have changed and he now feels that he could now give the time to serve. He has lived on Jamul Drive for 35 years, has Otay Water, as well as owns acreage in Dulzura and is Vice-President of the Barrett Valley Water System. Water is important to him and feels that the expansion of sewer should not occur unless a system fails. Otherwise it would kill the ruralness of the community, as it would encourage growth. Private property rights are an important part of our country and our community. He feels that the County steps in and stomps on people's property rights. He reminded us that public safety and public health should be the only reasons for stepping into the property rights of the individual and that should be exercised sparingly. In the next 24 months, the biggest thing is the casino and the biggest reason for it not going in is the safety of the community and that is the reason he has objected to it. Time to serve on JDCPG is now available, as circumstances have changed dramatically in his life. He disagrees with the Supreme Court decision regarding eminent domain feeling that the government is overstepping their role. He was on the JDCPG for 15 years taking the GP 2020 through the process.

Jim Groessl, lives on Hidden Ridge Road in the Skyline Estates. Private property rights are the cornerstone of owning a piece of property. Government agencies should not come in and downzone an area. He moved to Jamul from Santa Ynez Valley and he feels that the community there was changed by the addition of a casino and wishes to try to stop the one proposed here so those same conditions will not occur here. It is important to keep Jamul rural. Not much going on in Jamul except the next big event would be the casino. Septic vs. Sewer – If the ground can support septic, it should be used. The property owner should decide which to use and the county should not dictate same unless there are environmental issues. Public utilities should be expanded only at the behest of the property owners. He is on imported water. Minimal government is the answer. He is retired and feels he can fit it in between fishing and golf and is aware of the time commitment in a community organization.

8. **JDCPG Vote for Planning Group Member Recommendation for Appointment to Seat 13...After reviewing the answers and giving James Groessl an opportunity to answer the Planning Group's questions, Jean Strouf asked if there were any additional questions of any applicant? Michael Casinelli** told the candidates that they were all strong ones and that there may well be additional openings in the very near future. All applicants were invited to leave the room. **Judy Bohlen** pointed out that the location of two of the candidates lived right on the edge of Jamul and she would like to see someone who has lived in the community for a while and could represent both Jamul and Dulzura.

Paper ballots were passed out and Jean Strouf announced the result of the vote which was that Dan Neirinckx is the candidate we will submit to Dianne Jacob for appointment to the Jamul Dulzura Community Planning Group. The other candidates were encouraged to attend the Planning Group meetings and to apply if and when there is another opening.

9. **JAMUL INDIAN VILLAGE UPDATE – Jean Strouf asked Janet as Secretary to read the letter sent to the BIA regarding JDCPG and made part of these minutes as stated in the last meeting minutes. Letter is attached.**

In addition, a 1993 letter was read by Jean Strouf from the BIA (Carol A. Bacon, Director Office of Tribal Services) to the JIV (Chairman Raymond Hunter) in regards to their dropping from half-blood to quarter-blood quantum requirements, and how that lowering of the blood quantum would affect the very basis and the foundation of the recognition of the Jamul Indian Village and could jeopardize continued recognition. In addition, Article VIII 1(k) states in part *“Jamul as a created entity is not an inherent sovereign and can exercise only those powers of self-government delegated to it. Those powers not within the power of a community include the power to condemn land of members of the village community, the regulation of inheritance of property of community members, the levying of taxes on community members or others, and the regulation of law and order.* (Emphasis ours) This letter from the BIA to Raymond Hunter leads us to question whether the JIV qualifies as a tribe as reflected within the definition stated by the BIA in the letter.

Michael Casinelli announced that there will be a family fundraiser to “Keep Jamul Rural” on September 8 and he encouraged all to attend.

All people are encouraged as individuals to write to our elected representatives stating their opinions regarding the casino.

7. JDCPG OFFICER’S ANNOUNCEMENTS AND REPORTS

- a. Tracie Nelson, CA Fish and Game, South San Diego Reserve Manager, sent an invitation to a meeting regarding the MSCP program. Preston Brown and Dan Neirinckx will represent our JDCPG if they are able to attend.
- b. Park Lands Dedication Ordinance Project Priority List – given to Dan Neirinckx to research and report back next meeting.
- c. Next meeting presentation by Steele Canyon High School regarding Safety & Health issue. Judy Bohlen pointed out that the money we spent on their field was spent with the proviso that all of the Jamul Dulzura students would be allowed to attend Steele Canyon High School. Today they require them to register by February for the following year.

ADJOURNMENT:

Jean Strouf, Chair, adjourned the meeting at 9:15 p.m.

Respectfully submitted:

Janet Mulder, Secretary

NEXT PLANNING GROUP MEETING: TUESDAY, July 23, 2013
OAK GROVE MIDDLE SCHOOL LIBRARY

Attached to the email is the letter sent by JDCPG to BIA regarding SEIS JIV proposed casino in pdf and can be opened with a free download from Adobe.