

JAMUL DULZURA
COMMUNITY PLANNING GROUP
FINAL Minutes
Tuesday May 27, 2014
Approved , June 10, 2014
Oak Grove Middle School Library
7:30 p.m.

1. **CALL TO ORDER - Dan Neirinckx called the meeting to order at 7:34 p.m.**

2. **ROLL CALL**

Present: Janet Mulder, Dan Neirinckx, Bill Herde, Judy Bohlen, Jean Strouf, Randy White, George Novinger, Michael Casinelli, Elizabeth Kelly, Preston Brown, and Rich Marzec (who has been seated but has not completed his training and is therefore ineligible to vote)

Excused: Joan Kouns, Steve Wragg,

Absent: Earl Katzer

Vacant Seat # 7 (Ray Deitchman resigned)

3. **APPROVAL OF AGENDA for May 27, 2014 and minutes of May 13, 2014 regular meeting. Motion carried unanimously.**

4. **OPEN FORUM: Opportunity for public comment on any item not on the agenda**

– 3 minute time limit

A. Judy Bohlen will not be present at next meeting.

B. Jean Strouf reported that there are rumors that there is a possible land swap between Rob Cameron of Otay Ranch LLC and Proctor Valley LLP who are putting pressure on State Fish & Wildlife to do a land swap for property off Proctor Valley. It is called the Baldwin's Land Swap. Local State F & G is opposed, even though the property would make it contiguous, mostly because of fears land would be developed. **Jean** asked the chair to check into this situation and invite Fish and Game to advise us. **Jay Haron** pointed out that the piece of land in question is desired by Otay Ranch LLC so that they could offer exclusive trail rights to their future residents.

C. Michael Casinelli asked Janet if she had heard back from Don Parent, Public Relations of SDG&E, regarding the survey work in Proctor Valley by SDG&E. She had not and placed an additional call to Don Parent at the meeting asking him to call as soon as possible. **Randy White stated that SDG&E had previously stated they could not build a substation within several miles of the AT&T building at Olive Vista and Jefferson. Note:** *The day after the meeting a call was received from Don Parent who stated that no one was in the field from SDG&E doing work for casino service. They are only doing paper work at this juncture. He pointed out that residents should always ask for an ID (with contact number and the name of the company for whom they are working). He will check*

into it if he can get the address near which the men and trucks were working as he would need a specific location. He assured us he would stay in touch.

D. Jay Haron, Echo Valley Road resident, reported that his area has had trail access for the 27 years he has lived there, and now there is a gate with a lock on the cul de sac of Echo Valley Road which has been used as the trail head. The sign clearly states that the hours are sunrise to sunset, yet it was not unlocked all Memorial Day weekend. The property is now owned by Federal Fish and Wildlife and **Jean Strouf** contacted **Jill Terp**, U.S. Fish and Wildlife Manager of the area. **Dan Neirinckx** appointed a sub-committee with **Jean Strouf** as the chair and appointed **Judy Bohlen, and Jay Haron** to be members. The committee will meet and the notice will appear on the Agenda for the next meeting. See officer announcements for latest time.

5. PRESENTATION ON ATT POSSIBLE PLAN TO ELIMINATE LAND LINES IN BACK COUNTY -Kevin Keane & Kim Hamilton – In the absence of Kevin Keane, Janet Mulder read his email to her and has attached the articles to which he referenced regarding the possible discontinuance of land lines in the back county (See attached websites for information.) His email is as follows:

“In very short, here is what the issue is about. There are two interrelated issues. First, the landline phone system is basically technology that was invented in the 1850s; it is even older than steam engines. This makes it expensive to operate landline phone service. Second, any type of service (phone, electricity, etc.) is really only profitable in cities. We only get electricity and phone service thanks to a New Deal law that requires phone companies to offer service everywhere - this is called "universal service" or "common carrier" rules. The Internet is not subject to the same rules - that's why we can't get DSL or similar. So the phone companies want to be allowed to shut down landline service, and at the same time be released from having to service the backcountry. As a result, rural areas may well be thrown back to the 1920s, with no viable communication service at all available. Further reading:

AT&T argues that they should not have to provide Internet under common carrier rules:

<http://arstechnica.com/tech-policy/2014/05/att-claims-common-carrier-rules-would-ruin-the-whole-internet/>

*AT&T and Verizon are *already* (illegally) pushing customers to shut down their land lines:*

<http://arstechnica.com/tech-policy/2014/05/verizon-att-forcing-customers-off-landline-phones-complaint-says/>

Verizon is accused of no longer repairing broken landline phone lines:

<http://arstechnica.com/information-technology/2014/03/verizon-accused-of-refusing-to-fix-broken-landline-phone-service/760-721-8339>”

From: Kevin Keane The NetTech

Randy White suggested we contact ATT and get someone who knows something about this to come to our next meeting.

Shelly Owens, Lawson Valley resident, reported that she started studying this in 2010 when ATT decided to go to fiber optic, and went to the FCC and said that the rural area would be left out. “Project Velocity IP” is the area that tells about this problem. They want to switch all copper lines to fiber optics by 2020. ATT is spending huge quantities of money (in 3 months in 2013 they spent \$4.3 million lobbying in favor of deregulation and cutting out copper.). They used two test locations; one was an urban location and the other rural and while the FCC appears to be onboard with “modernization”, they haven’t actually agreed to anything legally yet. **Randy White** asked if there was a project manager and **Shelly Owens** said in all of her research she did not learn of any. Solar leasing requires an “always on” Internet connection to monitor usage, be it fiber optic or DSL, but **not your cell** which could become problematic! When it was made known that our DSL future was uncertain, a solar representative admitted that we would NOT be candidates for leasing as that was a specific contractual requirement of the lease. *Received an email from Shelly Owens stating, “I needed to add a reminder that a landline is required for 911 locating, medical devices such as pacemakers, security systems, credit card readers and a dependable link to the outside world when the power goes out.”* (Addition to the minutes made, 5-30-14 and resent to list of people who receive draft minutes on a regular basis.)

6. MUP14-016 ATT Website - 1500 Mother Grundy Truck Trail – owner Victor Esparza

Dan Neirinckx recused himself from this item due to financial interests.

- **Bill Herde took over as chair and called upon Liz Kelly.** She reported that the property is on Lower Mother Grundy Road and overlooks Honey Springs. The plant growth is all low level. Cell tower is 3 sided block enclosure with chain link roof. No air conditioning unit is involved as there is no solid roof. Inside enclosure is cell tower, generator, and back-up generator. There will be three additional poles with lines following the easement which may cause problems until it is finished. It would take about 9 weeks. One neighbor is present and one sent in written communication regarding the project. The **Kent** property is landlocked by the Esparza property and their only ingress and egress is the easement road which would be blocked or torn up during construction. The placement of the cell tower itself is out of sight of the Esparza house but would impact the **Kent** property. The proposed cell tower is a monopine which is certainly out of character and there are no plans for sound deadening materials. The plans don’t show a microwave dish, but if they are planning one in the future, it should be shown on plans. They might look at alternate locations on Esparza property that would not impact the neighbors as much. **Bill Herde** pointed out that the three sided building tends to crowd the road and creates a blind turn. **Ted Marioncelli, PlanCom,** represents ATT and said that the photo sim does show it in the road, but it is not in the road and can be moved back farther if needed. The gates are corrugated metal and slide and do attenuate sound. They proposed a 35’ Monopine, and the County has suggested boulders instead. They could probably

do it with two large boulders. A water tower could also be looked at even though it would be harder to build. **Michael Casinelli** asked if it required a microwave dish, would it not have to have air conditioning? **Ted Marioncelli** said no and the cabinets have their own cooling system (self-contained climate control). **Michael Casinelli** asked about the degree of sound deadening that would be effective with corrugated metal. **Preston Brown** asked if they did some acoustic testing due to the high winds in this area and the exposure of a 3-sided roofless building. **Randy White** said that he felt they should look at a totally different design using the faux boulders as they would be far less obtrusive and put it back into the mountain and bring the plan back to us. **George Novinger** asked how long the noise would last and when and the level of noise that would take place. If they continue with corrugated metal perhaps rubber would be more sound attenuating. **Ted Marioncelli** said the cooling system would cycle and sound about like the refrigerator fan and the generator would cycle about once a week for about 15 minutes. **Judy Bohlen** asked for photo sims taken from Honey Springs and why does the enclosure need to be 42' long – seems much larger than others. **Preston Brown** suggested that they needed to make sure the area is secured so no one can take refuge inside. **Ted** stated that they are aware of the problem and working on it. **Liz Kelly** asked how they plan to make sure that the Kent and Esparza property owners would have access in an emergency. **Ronald and Judith Kent**, adjoining property owners, pointed out that SDG&E and ATT are trying hard to make us more urban, and he feels that we have an obligation to the infrastructure that is coming, however we need to make sure that the infrastructure is following common sense. The road that he has been using for the last 9 years he has been told by a land attorney and engineer that he can use that road and can stop others from using it. The entrance is one of the most scenic in the area and this would be a problem as they would cut his easement down to 11 feet and it turns out that would be problematic for fire trucks or trash trucks to traverse and turn around. Several years ago his property was considered for the cell site which would be more feasible, but more expensive, and it had concerns of his neighbors. He asked that the JDCPG hold off on this decision until he could get his attorney and engineer in to talk to us about the site. **Ted Marioncelli** said that ATT tried to work with Mr. Kent's land and were unable to work out the access problems. **Melanie Tylke, County of San Diego Project Manager**, said that the scoping letter from the County raised many of these same issues and considers us both on the same page.

Bill Herde moved that we recommend that ATT relook at the site in regards to the many questions we have raised and consider beginning the process again, returning to us when they have a better plan that addresses our concerns. 9, Yes; 0, No; 2 abstentions (Neirinckx –financial interest) and Marzec (not eligible yet).

7. MUP10-045W1 ATT Cellsite – 14615 Otay Lakes Road – Thousand Trails – Bill Herde presented a letter from Debra DePratti Gardner, representing ATT,

Bill Herde moved that we recommend approval of the MUP10-045W1 AT&T Cellsite at Thousand Trails as they have provided all of the noise mitigation measures we recommended with sound deadening materials as per our requests. Motion carried: 9, Yes; 0, No; 2 abstentions (Neirinckx –financial interest) and Marzec (not eligible yet).

Melody Tylke stated that the noise level could not by County requirements, exceed 45dVA at property line.

8. VACANCY SEAT 7 – to replace Ray Deitchman – Applications will be accepted. Dan Neirinckx took back over as chair at this time and Judy Bohlen nominated Jay Haron who joins Joe Stuyvesant as applicants. Voting will take place at next meeting. Jay Haron introduced himself having been working in the community for the last 25 years. His wife, Sharon, worked with trails council. He worked in several capacities for several years in the JDCPG as chair, member, secretary, and had to leave for different problems. However, he would now like to return to the JDCPG and be of help again. **Preston Brown** asked what was his response to **Jill Terpe**, and **Jay Haron** stated he felt it was inadequate. **Joe Stuyvesant**, stated he would be happy to answer any questions and **George Novinger** asked for a quick reprise of his background. **Joe** is a retired navy pilot and was a base commander in Sicily and Iraq during the war. He has been Chief of Staff responsible for land use questions and authority to sign-off NEPA documents. **They will both give a reprise of their qualifications at the next meeting and a vote will be taken at that time.**

9. BICYCLE SAFETY SUB-COMMITTEE – Bill Herde – continued to next meeting.

10. SEX OFFENDER PLACEMENT IN JAMUL – DULZURA – Dan Neirinckx wrote letters to both the **District Attorney and Sheriff** to find out how best the community can deal with sex offenders. He received and sent to the group, had other copies to give to the audience, which gives an overview of the sex offenders and restrictions upon them. **Dan Neirickx** sent a letter to District Attorney Bonnie Dumanis and Sheriff Bill Gore with copy of letter to Supervisor Dianne Jacob asking for briefing of our community on the sex offenders in our community and how we could best deal with them.

11. JAMUL INDIAN VILLAGE UP-DATE -

Janet Mulder stated that on Thursday morning, May 22, at 4:30 a.m. she was traveling west on SR-94 on her way to catch an early morning airplane to Sacramento, when two double tandem trucks for hauling materials were traveling east on SR94 at an excessive rate of speed crossing the center line at the curve forcing her to go onto the shoulder. She looked up the TMP and found that there were not supposed to be any trucks coming east on SR94 to haul dirt from the Jamul Indian Village and that all traffic was to occur after the hour of 6 a.m.

12. JDCPG OFFICER’S ANNOUNCEMENTS AND REPORTS

A. DPW Prioritization Project for Roadway Pavement Maintenance and Capital Improvement Projects in JJDCPG Area. Given to Randy White to review and report back.

B. Dan announced that SD County BOS voted to remove the IOD from the Heidi Lane folks after many years.

C. Caltrans Meeting June 5 – PDT – Caltrans – Old Town

D. Dan reminded the even numbered seats are up for re-election in November and will need to file in July. Call David Morton at Registrar for information.

E. Echo Valley Trail Access Sub-Committee Meeting – Monday, June 2 at Filippis 5:30 p.m. was announced by chair, Jean Strouf.

F. Dan Neirinckx welcomed Walt Bailey from Valhalla High School who was here as observer for his Government class.

Adjournment: Dan Neirinckx, Chair, adjourned the meeting at 9:37 pm.

Respectfully submitted,
Janet Mulder, Secretary

NOTICE OF NEXT REGULAR MEETING

7:30 P.M. JUNE. 10, 2014

OAK GROVE MIDDLE SCHOOL LIBRARY

Meeting minutes and agendas can be accessed at

<http://www.sdcounty.ca.gov/pds/CommunityGroups.html>