

JAMUL DULZURA
COMMUNITY PLANNING GROUP
FINAL Minutes
August 9, 2016
Jamul Primary School Multi-Use Room
7:30 p.m.

1. **Joe Stuyvesant, Chair called the meeting to order at 7:30 p.m.**
2. **ROLL CALL:** Joan Kouns, Elizabeth Kelly, Michael Cassinelli, George Novinger, Preston Brown, Judy Bohlen, Jean Stouff, Joe Stuyvesant, Janet Mulder, Richard Marzec, Eileen Poole, and Bill Herde
Absent: Earl Katzer,
Excused: Steve Wragg, Randy White
3. **APPROVAL OF AGENDA for August 9, 2016 and the Final Minutes of the JDCPG July 26, 2016 with corrections on the minutes to reflect Preston Brown was excused as noted in the Final Minutes. Approved unanimously.**
4. **OPEN FORUM** – Opportunity for persons to speak on items not on the agenda:
 - a. **Joe Stuyvesant** reminded us limit to our speech to 3 minutes.
 - b. **Richard Marzec** will be absent on August 23.
 - c. **Eileen Poole** received, as did many of us, a letter telling of the ABC Interim License granted to the JIV so they could stock and serve alcohol for their opening. **Jean Strouff** pointed out that the ABC stated that they would be having a public meeting before deciding whether or not to grant the final liquor license. **Janet Mulder** felt that the ABC is treating the JIV as a privileged class which is so different than the way they treated Sycuan and Barona Indians with their casinos as they had a lengthy delay between their opening and the granting of their licenses and they have some pretty heavy restrictions. **Jean Strouf** said the question is why are they treating JIV differently? Our SR94 is a much more dangerous than the roads leading to Barona or Sycuan casinos and has the worst fatality and accident record.
5. **OTAY RANCH 14 SUBCOMMITTEE** – **Joe Stuyvesant** sent out information received from the County of preliminary documents. **Rob Cameron** told us their application was withdrawn and will come back within a few months. The State Department of Fish & Wildlife and the US Fish and Wildlife Service sent notice they would not be interested in the land swap, so it is back to the drawing board. They will bring back the original plan that had been previously approved by the Board of Supervisors and the wildlife agencies **Preston Brown** referred to an article in the *Union -Tribune* about the Sierra Club that he believed had referenced Otay Ranch Village 14 and asked if Rob had spoken with the Sierra Club. Rob said he was pretty sure the article had actually referenced Village 13, not Village 14, because Village 14 was actually doing what the Sierra Club wanted – eliminating development on the outskirts and limiting development to the middle of the area in Village 14. He said he would check on it and get back to us.

6. JAMUL INDIAN VILLAGE UPDATE

Janet Mulder told of an email she received from Eric Lardy which had a copy of the letter sent to the JIV regarding InterGovernmental Agreement (IGA) violations as they have not turned in the required reports. The County is following through and has given them until August 9 to turn in all of the required reports. They expect to get a submittal of information on Wednesday and will be talking to their consultants as well to get the additional reports that are required in the agreement. If the information the JIV submits is not acceptable, or not submitted to the County this week, the County will work with counsel to take the appropriate actions under the agreement.

Janet Mulder listened to the **Penn National Quarterly Conference Call for Investors**, (7-28-16) which included representatives from Bank of America, Wells Fargo, and JP Morgan among others. Tim Wilmont, Penn National President, stated they are opening Hollywood Casino in August and be able to get 3rd party funding from outside source as soon as approved by NIGC. The question was asked by **B of A Barry Jonus** – “Any reason that Jamul is not proceeding on your timeline – when will refinancing be done.... after opening? – Jay Snowden stated “We always said that we would open in summer – August – took extra time for some roadway improvements...and final regulatory approval - probably cost us 4-5 weeks ...refinancing should occur shortly before or shortly after but depends on management agreement we need from NIGC to open...”

At the very end of the conference call a question was asked regarding the status as to when the “Taunton, MA casino” would open. The Penn National executives said there was a legal question as to land in trust - whether or not they are a tribe....however, no slow down in construction.... Would not speculate on what the Courts will decide whether they are an appropriately recognized tribe or not....we should know before year is out **Janet** said she found that the decision was announced by the court that day in the afternoon after the conference call..**Michael Casinelli** pointed out that the Taunton case was right on point to the Jamul Action Committee’s case as the 1st District Court held that the Indians were not a tribe under the Supreme Courts decision in the Carcieri vs Salazar case as they were not a tribe in 1934 and therefore could not take land into trust nor have a gambling establishment. The JAC case is in District 9 and the attorneys were glad to see this case!

JIV has announced the postponement of the opening with Caltrans signs to August 22-29 but it is rumored that there will be a “soft opening” beginning Friday August 12...

Steve Murray at County Code Enforcement was contacted regarding parking on private lands for the employees. There are no zones in Jamul that allow parking services without the issuance of a use permit. The use permit requires the processing of an environmental review which would certainly include a traffic study. Steve confirmed that if we identify parking on properties that he would take action against the property owner. Please have anyone that witnesses a violation to contact Steve at Steve.Murray@sdcounty.ca.gov, or (858) 694-3059 (office).

Michael Casinelli pointed out that the opening of the casino might trigger the JAC lawsuit moving forward as then the judge would have reason to take action on the judgment before her as the JIV casino would then be in existence.

Glenn P, resident, stated that the Jamul Indian Villagers were all California Mission Indians

and not a tribe...couldn't understand how they would be considered a tribe!

Frank Hoff, resident, asked who now owns Simpson Property – and what they have in mind...**Judy Bohlen** said that the new owners have not made public what they want to do...However it is important to remember any plan would have to come through the JDCPG before it could be built.

Michael Casinelli announced that a Town Hall Community Meeting will be held on September 15 at Jamul Primary School and encouraged all to attend.

7. JDCPG Officer's Announcements and Reports:

- a. **Joe Stuyvesant** reminded everyone that the final date for filing for election is this Friday, August 12. **George Novinger** said his was done within thirty minutes.
- b. **Joe Stuyvesant** reviewed the projects we have pending....
PDS 205-ER-14-19-001 Shelstrom property of 14976 Lyons Valley Road – County is giving notice that they intend to adopt findings in accordance with CEQA – More information here: [Http://www.sdcounty.ca.gov/pdsceqa_public_review.html](http://www.sdcounty.ca.gov/pdsceqa_public_review.html).
Minor residential subdivision of an 8.7 acre property into two parcels. Comments and questions on this proposal must be received no later than August 27, at 4:00 pm. For additional information, contact Michelle Chan at 858-495-5428 or by email Michelle.Chan@sdcounty.ca.gov

Joe stated that there are other projects on hold by County Planners and/or community members or Planning Group members that can come before us. Call Joe Stuyvesant and ask to be put on the agenda if a project of interest to you.

8. SCHEDULED SUBCOMMITTEE MEETINGS:

None scheduled – please see agenda for up-to-date list.

Meeting Adjourned 8:36 p.m. by Joe Stuyvesant Chair.

Respectfully submitted,
Janet Mulder, Secretary

NOTICE OF NEXT REGULAR MEETING:

7:30 P.M. TUESDAY, August 23, 2016

OAK GROVE MIDDLE SCHOOL LIBRARY

Meeting minutes and agendas can be accessed at <http://www.sdcounty.ca.gov/pds/CommunityGroups.html>

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