



UPTOWN COMMUNITY PARKING DISTRICT, INC.

Meeting Minutes

Monday, January 11, 2016 at 5:00 – 6:30 p.m.

Joyce Beers Community Center, The HUB – 3900 Vermont Street, San Diego, CA 92103

Board attendees: Tim Gahagan, Char-Lou Benedict, Roy Dahl, Bruce Reeves, Benjamin Nicholls, Chris Shaw, Michael Jacobs, Cecelia Moreno, Susan McNeil Schreyer, Selina Stockley, Ray McMakin, Jared Svendsen, Doug Scott

Board absences: Megan Garth

Staff: Elizabeth Hannon, Ben Verdugo

Others in attendance: Joe Jimenez, Adriana Martinez, Bill Keller, Nancy Moors, Ann Garwood, Jim Frost, Ben Baltic

1. **Establishment of Quorum, Call to Order, and Introductions**

- Quorum was established and everyone introduced themselves

2. **President's Report**

- C. Benedict announced that she will start timing each agenda item to keep meetings to 1-1/2 hours or under. She also announced she will be voting on all items before the board.

3. **Non-agenda Public Comment**

- A. Garwood asked about construction vehicles parked during the day at meters for multiple days in a row and noticed this on Third Avenue between University and Washington. E. Hannon said that staff will continue to monitor.

4. **Approval of Consent Agenda – Item A-C**

- A. Approval of Minutes – December 2015
- B. Approval of Financials – December 2015
- C. Access Hillcrest Marketing – HPC recommends approval of up to \$6,000 for marketing of the Lunch Loop and parking perceptions. Staff is coordinating these efforts with HPD Marketing Committee
- **Motion:** “To approve consent agenda items A-C.” (R. Dahl, C. Shaw) Motion passes 10-0-2, 2 abstentions, (D. Scott, J. Svendsen)

5. **8<sup>th</sup> and Robinson Stop Sign (Information Item)**

- B. Verdugo presented a proposal that was previously denied by Uptown Planners in 2012 that would add an all ways stop on Robinson and 8<sup>th</sup> and would add five parking spaces. HPC voted to support the proposal in December and then it would go to Uptown Planners pending board approval.
- **Motion:** “To support the all ways stop proposal and addition of five parking spaces on Robinson and Eighth”. (R. Dahl, C. Moreno) Motion passes Motion passes 12-0-0

6. **Neighborhood Association Parking Projects (NAPP) (Action Item)**

- M. Jacobs arrived.
- R. Dahl presented guidelines and procedures regarding NAPP, a pilot program that allows proposals from associations that currently manage BID contracts and operate

- within the district will be considered for inclusion in the FY17 budget process
- The requesting Association will need to develop a project proposal and submit to the UCPD neighborhood committee during its budgeting process (likely, the February meeting). The committee will make the determination and recommendation to the Board / City for approval.
  - D. Scott asked how the board would oversee the bidding process for each project and was concerned how the BID's management would operate under UCPD/City regulations. B. Nicholls said that the BID's have to follow the same competitive bidding process as the parking districts.
  - D. Scott also asked if this program would require a lot of UCPD staff time as they would be monitoring BID expenditures. E. Hannon said that some time might be expended as the pilot kicks off but since the BID's would be managing projects, staff time would be freed up to focus on other projects. D. Scott said that he would only support the pilot if each BID managed only one project so UCPD staff will not be overwhelmed once FY17 starts.
  - **Motion:** "To approve proposal as outlined in the board packet subject to attorney and staff review." (R, Dahl, C. Shaw)
  - D. Scott asked R. Dahl if he could add a friendly amendment to the motion which would cap each BID at one project for FY17, but R. Dahl was unwilling to amend the original motion.
  - Motion passes 9-0-2, 2 abstentions (R. McMakin, D. Scott) B. Nicholls and S. McNeil Schreyer were recused from voting.

#### 7. **Bylaws Ad-Hoc Committee** (Action Item)

- S. McNeil Schreyer presented the following recommended changes to the bylaws:
- ARTICLE V Board of Directors - Page 2 and 3 - Section 3. Apportionment of Directors
  - f) Directorships shall be apportioned as follows:
    - i. The Bankers Hill neighborhood shall have five (5) directors with three (3) coming from the business community with at least one (1) director shall represent an active commercial use\* business and two (2) from the residential community.
    - ii. The Five Points/International Restaurant Row neighborhood shall have one (1) director, who shall come from the business community.
    - iii. The Hillcrest neighborhood shall have seven (7) directors with five (5) coming from the business community with at least three (3) directors shall represent an active commercial use\* businesses and two (2) from the residential community.
    - iv. The Mission Hills neighborhood shall have one (1) director, who shall come from the business community.
  - \*Active commercial use is defined in ARTICLE VI Election of Directors, Section 1. Eligibility (d)
- ARTICLE V Board of Directors - Page 4 - Section 14. Removal of Directors.
  - c) fails to attend either four (4) meetings in any 12-month period or three (3) consecutive meetings of the Board of Directors, unless excused for good cause as determined by the President.
- ARTICLE VI Election of Directors - Page 5 - Formatting adjustments and Section 1. Eligibility. Those who may serve as directors shall be:

- (d) A specified number of business representatives to the board of directors from each community (detailed under APPORTIONMENT) shall have an "active commercial use business" with the description as follows:
  - Active commercial uses mean commercial uses that are accessible to the general public, that generate walk-in clientele, and that contribute to a high level of pedestrian activity. Active
  - commercial uses include retail shops, restaurants, bars, theaters and the performing arts, commercial recreation entertainment, personal and convenience services, hotel lobbies, banks, travel agencies, airline ticket agencies, child care services, libraries, museums, and galleries
- (e) Family Relationships- No individuals who are related by marriage, domestic partnership, who live together in a sibling relationship or parental relationship may serve as directors or officers of the corporation at the same time.
- ARTICLE X Miscellaneous - Page 12 - Section 2. Amendment
  - Strike: Vacancies will be counted as voting "against" the proposed changes.
- Page 12 – add red section - Section 4. Dedication of Assets. The properties and assets of this non-for-profit corporation are irrevocably dedicated to charitable purposes. No part of the net earnings, properties, or assets of Corporation, on dissolution or otherwise, shall inure to the benefit of any private person or individual, or any director or officer of this Corporation. On liquidation or dissolution, all remaining property and assets of the Corporation shall be distributed and paid over to an organization dedicated to the charitable purposes which has established its tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and in accordance with City agreement, the Corporation shall deliver to the City all books, data, records, work product, leases, and agreements prepared and/or completed directly in connection with, or related to, Corporation's performance under this Agreement, as well as any unexpended funds from the advance payment, any unsold parking meter cards and/or reload time (in dollars), any unexpended proceeds from the sale of such cards and/or reload time, any accounts receivable attributable to the use of any funds provided under this Agreement, any vehicles and/or equipment, and any other assets of the District, upon the termination date of this Agreement.
- **Motion:** "Approve the amendments to the bylaws with the following exception: To maintain a broader pool of eligible participants for the UCPD, the current bylaws under Article 6, paragraph E should not be included in the revised draft. The current bylaws in that area should be maintained and a Standard Operating Procedure should be drafted containing language that a good faith effort shall be made to elect people from separate businesses and residences who are not business or marital partners". (D. Scott, M. Jacobs)
- T. Gahagan had a question regarding point of order and asked if he was to make a different motion, would a 2/3 vote be needed in order to set the initial motion aside.
- E. Hannon suggested that the President should entertain discussion regarding the initial motion and call to vote. T. Gahagan disagreed and suggested a review of Roberts Rules because he felt that an initial motion should not take precedence as an unfair advantage would be granted. R. Dahl said that he could make an amended or substitute motion and T. Gahagan asked if that would take a vote of the board in order to do so.

- **Alternate Motion:** “Approve the amendments to the bylaws as initially proposed” (T. Gahagan, C. Moreno)
- D. Scott asked if Article VI section C could include wording that would include resident seats.
- **Amended Motion:** “Approve the amendments to the bylaws as initially proposed and include wording that would include resident seats in Article VI section C.” (T. Gahagan, C. Moreno)
- Motion passes, 7-6-0,
  - Yea votes – C. Moreno, B. Nicholls, B. Reeves, S. Stockley, S. McNeil Schreyer, T. Gahagan, C. Shaw
  - Nay votes – R. Dahl, D. Scott, J. Svendsen, M. Jacobs, R. McMakin, C. Benedict
- M. Jacobs was concerned regarding the legality of the amended bylaws and wanted more clarification from the City Attorney.
- **Motion:** “To direct staff to follow up with the City Attorney regarding the legality of the amended bylaws”. (M. Jacobs, T. Gahagan) Motion passes, 12-0-1, 1 abstention (B. Nicholls)

8. **City Report** (Information Items)

- J. Jimenez reported he is working on the parking reconfiguration on Winder in IRR and expects to have parking gains in April. He still needs to route the Chalmers reconfiguration over to City Council.
- J. Jimenez reported that he has new intersection drawings available for Essex and will present at the next HPC meeting.
- In Bankers Hill, J. Jimenez will be prioritizing parking reconfigurations in the upcoming months.

9. **Neighborhood Reports – FY16 Project Priorities** (Information Items)

- Bankers Hill – D. Scott reported that SANDAG/City have been working on a MOU for long term maintenance for long term maintenance of the bike way project.
- Hillcrest – C. Shaw reported that the weekend trolley service for Friday and Saturday night has stopped.
- International Restaurant Row – S. Stockley reported that there have been robberies in recent months and the neighborhood would benefit from enhanced lighting that was recently disallowed by the City.
- Mission Hills – B. Verdugo reported that he will be meeting with S. McNeil Schreyer to discuss smart meter revenue and how the MHPAC will like to receive the data.

10. **Budget and Action Plan Process** (Information Item)

- E. Hannon presented the budget planning process to the board as neighborhood committees will start working on drafts in late January/early February.

11. **Comprehensive Parking Management Strategies**

- E. Hannon presented of Part One to the board which analyzes parking supply, current perception of parking and initial goals.

12. **Hydrant Locations** (Information Item)

- B. Verdugo presented a map of a recently installed fire hydrant with a proposal to recoup parking. The location is at 325 W. Washington and the MHPAC is considering all options to recoup parking, including removing the fire hydrant and

reinstalling it at a different location to preserve parking. The cost to move the hydrant is \$30,000.

- Another recently installed hydrant at 123 Washington in Hillcrest removed parking and B. Verdugo presented another map that could recoup one parking space. He will be working with Jimenez to work on reducing red curbs at both locations.

**Adjournment – 6:30 p.m. -- Next Meeting Date, Time and Location:**

UCPD's next meeting is Monday, February 8, 2016 at 5:00 p.m. in the Joyce Beers Community Center at The HUB in Hillcrest (formerly the Uptown District). Transcribed and drafted by Ben Verdugo