

# SUMMARY MINUTES

ABAG Executive Board Meeting  
No. 347, January 19, 2006  
MetroCenter Auditorium  
101 8th Street, Oakland, CA

## 1. CALL TO ORDER

The meeting was called to order by President Scott Haggerty at about 7:13 p.m. San Francisco Alternate Amiee Albertson led the Board in the Pledge of Allegiance.

After brief remarks about his tenure, President Haggerty passed the gavel to San Jose Councilmember David Cortese who assumed the office of ABAG president. Upon accepting the gavel, President Cortese thanked Immediate Past President Haggerty for his dedicated service.

### Representatives and Alternates

#### Present

Supervisor Susan Adams  
Amiee Albertson, Office of the Mayor  
Mayor Andrew Alexander  
Vice Mayor Jane Brunner  
Councilmember David D. Cortese  
Supervisor Chris Daly

Supervisor Mark DeSaulnier  
Mayor Jose Esteves  
Councilmember Dan Furtado  
Mayor Mark Green  
Supervisor Scott Haggerty  
Supervisor Rose Jacobs Gibson  
Supervisor Barbara Kondylis  
Supervisor Mark Luce  
Councilmember John Marquez  
Supervisor Peter McHugh  
Councilmember Nancy Nadel  
Councilmember Jean Quan  
Councilmember Gwen Regalia  
Mayor A. Sepi Richardson  
Mayor James P. Spering  
Mary C. Warren

#### Representatives Absent

Supervisor Blanca Alvarado  
Mayor Carole Dillon-Knutson  
Supervisor John Gioia  
Supervisor Mike Kerns  
Councilmember Linda J. LeZotte  
Supervisor Fiona Ma

### Jurisdiction

County of Marin  
City of San Francisco  
City of Calistoga  
City of Oakland  
City of San Jose  
County of San Francisco  
County of Contra Costa  
City of Milpitas  
City of Campbell  
City of Union City  
County of Alameda  
County of San Mateo  
County of Solano  
County of Napa  
City of Richmond  
County of Santa Clara  
City of Oakland  
City of Oakland  
City of Walnut Creek  
City of Brisbane  
City of Suisun City  
RWQCB

### Jurisdiction

County of Santa Clara  
City of Novato  
County of Contra Costa  
County of Sonoma  
City of San Jose  
County of San

Supervisor Ross Mirkarimi	Francisco County of San Francisco
Mayor Gavin Newsom	City of San Francisco
Councilmember Steve Rabinowitsh	City of Santa Rosa
Supervisor Gail Steele	County of Alameda
Supervisor Adrienne Tissier	County of San Mateo
Councilmember Mickie Winkler	City of Menlo Park
Councilmember Ken Yeager	City of San Jose
Mayor Shelia Young	City of San Leandro

## 2. PUBLIC COMMENT

There was no public comment.

## 3. ANNOUNCEMENTS

President Cortese announced that the agenda has been revised to include Item L under the consent calendar on Resolution No. 02-06 supporting regional homelessness management information systems, and the addition of the Metropolitan Transportation Commission annual report.

Marin County Supervisor Adams requested that an email notice be sent to members when the agenda is revised, and that Item L be withdrawn from the consent calendar for discussion. She also commented on the impact of the storms in January. She announced that Marin County produced GIS information to FEMA that resulted in quick response and FEMA suggested that the report format should be shared with others.

There were no other announcements.

## 4. PRESIDENT'S REPORT

President Cortese informed members that ABAG hosted a meeting of the Little Hoover Commission on emergency preparedness on January 18 in which he participated. He pointed out that a report will be heard on the development of a strategic plan for the organization later in the meeting. He also announced that the annual Administrative Committee retreat is scheduled for February 23 and 24 for which a report will be given at the March meeting.

## 5. EXECUTIVE DIRECTOR'S REPORT

President Cortese recognized Executive Director Henry Gardner, who reported on ABAG activities.

Executive Director Gardner provided a summary of the Little Hoover Commission meeting, hosted by ABAG, on emergency preparedness held on January 18, and announced that the California Business, Transportation, and Housing Agency funded the MTC/ABAG Blueprint Planning at \$500,000 for FY 2005/06, with an opportunity to compete for \$500,000 for FY 2006/07. He also reported that ABAG PLAN is responding

to member claims for flood damage from the recent storms; and that the Finance and Personnel Committee will report on membership dues.

## **6. CONSENT CALENDAR**

On a point of order, President Cortese inquired whether a quorum was present. Legal Counsel Ken Moy affirmed that quorum was present.

President Cortese recognized a motion by Solano County Supervisor Barbara Kondylis and seconded by Santa Clara County Supervisor McHugh to adopt the consent calendar, except Item L, Approval of Resolution No. 02-06, which was withdrawn at the request of Supervisor Adams for discussion. The motion passed unanimously.

### **A. Approval of Executive Board Summary Minutes\*\***

The minutes of Executive Board Meeting No. 346, November 16, 2005, were approved.

### **B. Grant Applications\*\***

There were no applications submitted and circulated in ABAG's "Intergovernmental Review Newsletter" since the last Executive Board meeting.

### **C. Committee Appointments**

The Board approved the appointment of Kasie Hildebrand, Councilmember, City of Dublin, to the Regional Planning Committee.

### **D. Approval of Resolution No. 01-06 Recommending Adoption of Amendment to ABAG Bylaws by General Assembly\*\***

The Board approved Resolution No. 01-06 recommending that the General Assembly approve an amendment to the ABAG Bylaws making the chief executive officer of each member eligible to be an alternate delegate to the General Assembly.

### **E. Authorization to Enter into a Contract with Lisa Owens-Viani\*\***

Authorization is approved for the Executive Director or designee to enter into a contract with the responsive consultant, Lisa Owens-Viani, under terms of the San Francisco Estuary Project/ABAG agreement with the U.S. Environmental Protection Agency which issued a request for proposals to provide writing and editing support for SFEP publications. The contract will not exceed \$33,000 over a 12-month period (January 1 – December 31, 2006). The contract assists with the implementation of the CCMP for the San Francisco Estuary.

### **F. Authorization to Extend a Contract with Darren Campeau\*\***

Authorization is approved to extend a contract with Darren Campeau from January 31, 2006 to December 31, 2006, to provide graphic design services for San Francisco Estuary Project publications. This is a time extension only; the contract amount not to exceed \$58,950 remains the same.

**G. Authorization to Extend a Contract with Joan Patton\*\***

Authorization is approved to extend a contract with Joan Patton from January 1, 2006 to December 31, 2006, to provide communication/marketing services for San Francisco Estuary Project. This is a time extension only; the contract amount not to exceed \$100,000 remains the same.

**H. Authorization to Amend Agreement with California Department of Boating and Waterways (DBW) and Enter into Agreement with Santa Monica Bay Restoration Foundation (SMBRF)\*\***

Authorization is approved to amend the agreement with the California Department of Boating and Waterways (DBW) by increasing the not to exceed amount to \$1,007,554, an increase of \$132,000, and the contract end date is extended to December 31, 2006. ABAG will provide an in-kind services match of \$15,000. Under terms of this contract, authorization is approved for the Executive Director or his designee to enter into an agreement with the SMBRF for an amount not to exceed \$72,000 to continue the Boater Education Program for Santa Monica Bay; the contract end date is December 31, 2006.

**I. Authorization to Enter into a Subcontract with Regents University of California, Santa Cruz\*\***

Authorization is approved for the Executive Director or his designee to enter into a subcontract with the Regents, U.C. Santa Cruz for an amount not to exceed \$310,000, under an agreement with the State Water Resources Control Board (SWRCB) on behalf of ABAG/San Francisco Estuary Project and its partners to develop wetland design and management options to control mercury in San Francisco Bay; the project period is 2006-2009.

**J. Authorization to Submit Proposal and if Accepted Enter into Agreement with California Coastal Conservancy to Complete and Implement California Aquatic Invasive Species Plan\*\***

Authorization is approved for the Executive Director or his designee to submit a proposal and, if accepted, enter into an agreement with the California Coastal Conservancy to complete and begin implementation of a California Aquatic Invasive Species Plan. The agreement will not exceed \$115,000 and the time period is February 1, 2006 to January 31, 2007. No ABAG match is required.

**K. Authorization to Amend FY 2005-06 OWP\*\***

Authorization is approved for the Executive Director or his designee to execute documents necessary to carry out the Regional Blueprint Planning Grant project, including amending the FY 2005-06 OWP.

**L. Approval of Resolution 02-06 Supporting 10-Year Regional Plans to End Homelessness and County Participation in Homelessness Management Information Systems\*\***

The Board considered Item L separately.

President Cortese recognized a motion by Supervisor Adams and seconded by Supervisor Kondylis to approve Resolution 02-06, supporting the 10-year regional plans to end homelessness and county participation in development and implementation of homelessness management information systems. Supervisor Adams reported on the work of the Homelessness Task Force and the Bay Area Counties Homeless Information Network, and the funding needed to complete planning. Union City Mayor Mark Green offered a friendly amendment to refer to staff to provide a per capita breakdown of costs among member jurisdictions; the amendment was accepted. San Francisco County Supervisor Chris Daly inquired about confidentiality of data and collection methods. The motion passed unanimously.

#### **7. REPORT ON AVIAN FLU AND POTENTIAL IMPACT ON REGION**

President Cortese recognized Anthony Iton, M.D., JD, MPH, Alameda County Public Health Officer, who presented an overview of the Avian Flu, and federal, state and local government responses to a possible influenza pandemic, including an assessment of the current state of technology in developing vaccines and anti-viral medications and of the response times of local governments in declaring states-of-emergency. Dr. Iton responded to questions from members.

President Cortese thanked Dr. Iton for his presentation.

#### **8. ANNUAL REPORT FROM METROPOLITAN TRANSPORTATION COMMISSION**

President Cortese recognized Steve Heminger, Executive Director, Metropolitan Transportation Commission, who presented the annual report of MTC and the Bay Area Transportation Authority. He provided an overview of the long-term regional transportation plan and a breakdown of revenues and expenditures of various projects. He informed members of MTC's new financial commitments, the work of the Joint Policy Committee, and technology solutions being implemented to enhance transit payment and information services. He reported on the status of bridge toll revenue programs and construction projects. Mr. Heminger responded to questions from members.

President Cortese thanked Mr. Heminger for his report.

#### **9. DISCUSSION OF ABAG STRATEGIC PLAN EFFORTS AND MEMBERSHIP SURVEY\*\***

President Cortese recognized Suisin City Mayor James Spering who provided an update of the work of the Strategic Planning Committee, including the preliminary draft mission statement, goals and objectives; the development of a long-range planning process to identify ABAG's role in the region, develop and strengthen ABAG's relation with cities and counties, develop regional advocacy, and develop a financial strategy that identifies reliable, predictable revenue sources; support by the ABAG Finance Authority of Non-profit Corporations for consultant services; the development of a survey instrument; and plans for conducting one-on-one interviews and focus groups. Mayor Spering stated that the Strategic Planning Committee plans to have recommendations to the Finance and Personnel Committee by late spring. Mayor Spering acknowledged Supervisor Haggerty's role in initiating the strategic planning process.

President Cortese recognized a motion by Mayor Spering and seconded by Supervisor McHugh to accept the report from the Strategic Planning Committee and direction outlined. Supervisor Adams requested regular committee updates. The motion passed unanimously.

President Cortese thanked Mayor Spering for his report and leadership on this issue. He indicated that the support of the entire Board and involvement of all members will be important to the success of this effort.

#### **10. DISCUSSION OF NEW HOMELAND SECURITY REGIONS AND FUNDING GUIDELINES\*\***

President Cortese recognized Executive Director Gardner who reported on new Homeland Security regions and funding guidelines. Executive Director Gardner began with an overview of the Little Hoover Commission meeting focus, followed by the state of readiness and coordinated activities among UASI designated cities. He continued with comments on the Homeland Security Secretary's communiqué on funding regional and designated urban areas and additional cities; the deadline for the application submissions; and the outcome of a meeting including member jurisdictions. Members discussed state and local response system; the rationale for including cities; the focus on terrorism response; the need for regional planning approach; the regional response governance structure comments requested by the Little Hoover Commission; and drafting a resolution to be sent to Homeland Security about focusing on both man-made and natural emergency preparedness.

President Cortese recognized a motion by Supervisor Kondylis and seconded by Mayor Spering to accept the report on Homeland Security Regions and Funding Guidelines. The motion passed unanimously.

President Cortese thanked Executive Director and members for the discussion.

#### **11. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE (L&GO) REPORT\*\***

President Cortese recognized San Mateo County Supervisor Rose Jacobs Gibson, Chairwoman, L&GO Committee, who reported on committee activities, including a recommendation to approve support of the bylaws change; discussion of legislative principles of emergency management; review of infrastructure legislation; and review and position recommendations on state and federal bills introduced in the 2006 legislative session; and the election of San Leandro Mayor Shelia Young as committee chair and Santa Clara County Supervisor Pete McHugh as vice-chair.

President Cortese recognized a motion by Chairwoman Jacobs Gibson and seconded by Walnut Creek Councilmember Gwen Regalia to accept the committee report. President Cortese noted that the bylaws change was approved under the consent calendar and that its inclusion in the committee report was informational. Members discussed recommended positions on a number of legislation. Mayor Green offered a friendly amendment to take AB 986 and AB 1020 separately. The amendment was accepted. The motion passed with one abstention.

President Cortese recognized a motion by Supervisor McHugh and seconded by Supervisor Adams to oppose AB 986 and to oppose AB 1020 unless amended to be an incentive rather than a mandate. Members discussed state mandates and

funding; authority to grant five percent density bonus; and staff communicating with sponsor offices. The ayes were 13; the nays were five. The motion passed by majority.

President Cortese noted that Chairwoman Jacobs Gibson is the current Vice President and was recognized by applause.

## **12. FINANCE AND PERSONNEL COMMITTEE (F&P) REPORT\*\***

President Cortese recognized Santa Clara County Supervisor McHugh, Chairman, F&P Committee, who reported on committee activities, including a review of financial reports, and review of proposed work program, budget and membership dues FY 2006/07 and recommendation for a six percent increase in dues.

Chairman McHugh moved and Supervisor Daly seconded that the Executive Board recommend submission of the proposed work program, budget and membership dues to the General Assembly. Mayor Green offered a substitute motion, seconded by Supervisor McHugh, for an eight percent increase in member dues. On the substitute motion, the ayes were eight, the nays 10. The substitute motion failed. The original motion passed unanimously.

Chairman McHugh reported on short-term investment options and agency business with banking institutions, and moved, seconded by Mayor Spering, to approve a request to update the agency's investment policy to allow investing in the Investment Trust of California (CalTRUST). The motion passed unanimously.

Chairman McHugh noted that the long-term strategic plan was presented by Mayor Spering, and that the committee had recommended approval of the bylaws amendment which was approved previously; and announced that Mayor Green was elected as committee vice-chair and that he himself was elected as chair. Chairman McHugh moved, and seconded, to accept the committee report. The motion passed unanimously.

The Board entered closed session at 9:27 p.m. to discuss personnel matters, public employee performance evaluation, and conference with legal counsel on existing litigation.

The Board returned to open session at 9:50 p.m., and announced its approval of a three-year MOU with SEIU Local 790 and an annual salary increase for the Executive Director.

## **13. ADJOURNMENT**

Meeting adjourned at 9:50 p.m.

  
Henry L. Gardner, Secretary-Treasurer

\*\* Indicates attachments.

All ABAG Executive Board meetings are recorded. To arrange for review of these tapes, please contact Fred Castro, Clerk of the Board, at (510) 464-7913 or [FredC@abag.ca.gov](mailto:FredC@abag.ca.gov).