

# SUMMARY MINUTES

ABAG Executive Board Meeting No. 342  
March 17, 2005 ▪ MetroCenter Auditorium  
101 Eighth Street, Oakland, CA

## 1. CALL TO ORDER

The meeting was called to order at 7:35 p.m. by President Scott Haggerty. Supervisor John Gioia led the Pledge of Allegiance.

### Representatives and Alternates Present

Supervisor Scott Haggerty  
Supervisor Gail Steele  
Supervisor John Gioia  
Supervisor Susan Adams  
Supervisor Rose Jacobs Gibson  
Supervisor Peter McHugh  
Supervisor Barbara Kondylis  
Mayor Shelia Young  
Mayor Mark Green  
Councilmember Gwen Regalia  
Mayor Pro Tem Carole Dillon-Knutson  
Mayor Ken Slavens  
Councilmember Donald Eaton  
Mayor Carol Klatt  
Mr. Mike Farrah  
Mayor Jose Esteves  
Councilmember Julia Miller  
Mayor Jim Spering  
Councilmember Pam Torliatt  
Councilmember Nancy Nadel  
Councilmember David Cortese  
Councilmember Linda LeZotte  
Councilmember Forrest Williams  
Ms. Mary Warren

### Jurisdiction

County of Alameda  
County of Alameda  
County of Contra Costa  
County of Marin  
County of San Mateo  
County of Santa Clara  
County of Solano  
Alameda County Cities  
Alameda County Cities  
Contra Costa County Cities  
Marin County Cities  
Napa County Cities  
San Mateo County Cities  
San Mateo County Cities  
City of San Francisco  
Santa Clara County Cities  
Santa Clara County Cities  
Solano County Cities  
Sonoma County Cities  
City of Oakland  
City of San José  
City of San Jose  
Regional Water Quality Control Board

### Following Representatives Absent

Supervisor Mark DeSaulnier  
Supervisor Mike Kerns  
Supervisor Mark Luce  
Supervisor Fiona Ma  
Supervisor Adrienne Tissier  
Supervisor Blanca Alvarado  
Councilmember María Alegría  
Ms. Amiee Albertson  
Councilmember Jane Brunner  
Councilmember Jean Quan

County of Contra Costa  
County of Sonoma  
County of Napa  
County of San Francisco  
County of San Mateo  
County of Santa Clara  
Contra Costa County Cities  
City of San Francisco  
City of Oakland  
City of Oakland

## 2. PUBLIC COMMENT

There was no public comment.

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

3. **ANNOUNCEMENTS**

Supervisor Susan Adams reported on the recent NACO conference in Washington, DC, where discussions included the topics of Medicaid, CDBG funding, and T21 funding.

President Haggerty informed the Board that Mayor Ken Slavens of St. Helena is leaving office, and on behalf of ABAG, presented him with a plaque recognizing his dedicated service to the L&GO Committee and the Executive Board.

4. **PRESIDENT'S REPORT**

President Haggerty reported that the Administrative Committee held its annual retreat on Feb. 17<sup>th</sup> and 18<sup>th</sup>, during which a lively discussion took place on the role and the future of ABAG, and the collective responsibility of ABAG members to spread the word within their jurisdictions about the importance of ABAG. Haggerty also reminded the Board of the Spring General Assembly entitled, "*Casinos on the Bay Area Landscape*" to be held Thursday, April 28, 2005, at the Palace Hotel in San Francisco. He stressed the importance of delegates and/or alternates attending the G.A., since it is also the annual business meeting. Board members and local staff were also encouraged to attend

5. **EXECUTIVE DIRECTOR'S REPORT**

Henry Gardner stressed the importance of spreading the word about what ABAG does, requesting all members to join in that effort. Gardner extended an invitation from Councilmember Jean Quan of Oakland to attend a roundtable discussion on Tribal Discussions to be held on Friday, April 8<sup>th</sup> from 3:00 – 5:00 p.m. He strongly encouraged the Board and their colleagues to attend the Business Meeting at the Spring General Assembly, during which the ABAG Budget and Work Program will be presented for approval. Gardner then summarized ABAG's organizational structure and its financial and human resources. He explained that the majority of ABAG's budget is restricted to specific programs, stressing that only about 7% of the budget is fungible money. Gardner also indicated that the membership at the upcoming Spring General Assembly Business Meeting will not be asked to increase membership dues for the coming year. However, he indicated that the case would be different for 2005-2006. Accordingly, it is vitally important that members continue to get the word out to their jurisdictions about ABAG.

6. **CONSENT CALENDAR**

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

No. 341 January 20, 2005

B. **Grant Applications**

The Board approved transmittal of federal grant applications to the State Clearinghouse.

C. **Committee Appointments**

The Board approved the following committee appointments to:

**CALFED Task Force**

- Napa County Supervisor Bill Dodd (Replaces Mike Rippey)
- Contra Costa County Supervisor Mary Piepho

**Bay Area Economic Forum**

- Sonoma County Supervisor Valerie Brown

**Regional Planning Committee**

- Supervisor Susan Adams, Representing Public Health
- Jose Cisneros, Representing City of San Francisco

D. **Authorization to Enter into Contract with Alta Planning + Design of San Rafael, CA for professional trail planning and cost estimating services for the study entitled "*Bay Trail Gap Analysis: Planning and Evaluation*"**

Authorization was granted for the Executive Director or designee to enter into a contract with Alta Planning + Design for an amount not to exceed \$60,000 to prepare a region-wide trail planning study. Funds for this project are provided by the Coastal Conservancy through Proposition 12.

**E. Authorization to Enter into Subcontractor Agreements with Kimley-Horn and Associates and Economic & Planning Systems, Consistent with a CalTrans Grant Award to Research Trip Generation Rates for Infill Development**

In March 2004, the Executive Board authorized submission of a grant proposal to CalTrans to conduct research on urban and infill trip generation rates, in partnership with two consulting firms. CalTrans awarded a grant of approximately \$300,000. The Board granted authorization to enter into subcontracts consistent with the original proposal, with Kimley-Horn, not to exceed \$160,000 and with Economic & Planning Systems, not to exceed \$55,000.

**F. Approval of Resolution No. 02-05 Amending CalPERS Contract to Provide 2.5% at 55**

The Board approved Resolution No. 02-05 amending CalPERS Contract to Provide 2.5% at 55. The effective date of the amendment to the CalPERS contract will be April 1, 2005. This action is in accordance with the Memorandum of Understanding between ABAG and SEIU Local 790.

**G. Authorization to Submit Proposals to Develop and Assist in the Development of a Bay Area Integrated Regional Water Management Plan (IRWMP), and to provide Technical and Financial Assistance to Local Governments for Projects that Meet State Guidelines for Plan Implementation Funding**

The Board approved the request for the Executive Director or designee to apply for funding with the California Department of Water Resources and the State Water Resources Control Board. This request represents funding of: a) up to \$200,000 for ABAG's contribution to a water-district led team proposal to develop an Integrated Regional Water Management Plan (IRWMP), b) up to \$500,000 for ABAG-initiated regional IRWMP planning and administration tasks, and c) an as yet undetermined amount for capital improvement projects administration, technical and financial assistance to ABAG's member communities. A local match is required.

**H. Authorization to Enter into a Contract With Underground Advertising for a Not-to-Exceed Amount of \$40,000 for Branding, Logo Design, and Related Tools to Market the Integrated Pest Management Training and Certification Program**

The Board authorized the Executive Director or designee to enter into contract with Underground Advertising in the not-to exceed amount of \$40,000 (including expenses) for development of project name and logo and other optional specified duties to be outlined in their Scope of Work pursuant to Agreement No. 04-077-552-0 between the SWRCB and the Association of Bay Area Governments for the Proposition 13 PRISM Grant Agreement for: Making IPM Mainstream: Tools and Market-Based Incentives for Improving Urban Water Quality.

**I. Authorization to Enter into an Interagency Agreement with the California Department of Transportation (CalTrans) to Provide Technical Support for Permit Processing**

Authorization was granted for the Executive Director or designee to enter into an interagency agreement with CalTrans to provide technical support pertaining to permits and Caltrans' water quality protection activities. The agreement will not exceed \$297,000 and the agreement period will be for three years, July 1, 2005 – June 30, 2008. No ABAG match is required. The project will assist with implementation of the CCMP for the San Francisco Estuary.

**J. Authorization to Submit Grant Proposal to US Environmental Protection Agency (EPA) for the Bay Area Wetland Project Tracker, Watershed Expansion**

The Board approved submission of a proposal and if accepted, for the Executive Director or designee to enter into a cooperative agreement with EPA to expand the Wetland Tracker, a web-based information system about Bay Area wetlands to encompass wetland project information for one pilot watershed. The agreement will not exceed \$87,750 and the project period is September 2005 – December 2006. ABAG will provide a \$2,000 in-kind service match.

**K. Authorization to Establish the Bay Area Regional GIS (Geographic Information System) Council (BARGC) as ABAG Task Force**

The Board authorized the establishment of Bay Area Regional GIS (Geographic Information System) Council (BARGC) as an ABAG Task Force to facilitate and coordinate efforts to create a regional GIS database that will support policy making at the local, regional, State, and Federal levels. ABAG and MTC are current participants in BARGC. The proposed charge to BARGC and its current composition are in the staff memorandum. There is no commitment of ABAG resources aside from professional staff time and acting as convener.

It was moved by Supervisor Kondylis/S/Adams/C/ to approve the items on the Consent Calendar. Motion was passed without objection.

**7. BAY AREA GREEN BUSINESS PROGRAM CERTIFIED PUBLIC AGENCY RECOGNITION**

ABAG Senior Planner Ceil Scandone reported on the progress of the Bay Area Green Business Program over the last 12 months, noting that this has been the program's most productive year so far. The Executive Board voted to recognize agencies that have been certified in the last 12 months as "Green Businesses." Plaques were presented to 19 public agencies, including the first elementary school, for their efforts in complying with all environmental regulations, and voluntarily implementing additional practices to prevent pollution, conserve energy and water, and reduce or divert solid waste.

**8. ADOPTION OF TAMING NATURAL DISASTERS MULTI-JURISDICTIONAL "UMBRELLA" HAZARD MITIGATION PLAN AND ABAG ANNEX**

ABAG Earthquake Program Manager Jeanne Perkins briefed the Board on recent activities relative to the federal Disaster Mitigation Act of 2000 (DMA 2000), which requires all local governments wishing to receive future FEMA mitigation funding to have a FEMA-approved Local Hazard Mitigation Plan (LHMP). ABAG has developed multi-jurisdictional LHMP to help fulfill this requirement for all of the cities, counties, and special districts in the region. A specific ABAG Annex of the plan was also presented. The Executive Board approved Resolution No. 03-05 adopting the "Umbrella" LHMP and the ABAG Annex.

**9. REGIONAL HOUSING NEEDS DETERMINATION PROCESS AND STATE COMMISSION ON MANDATES**

Ken Moy, ABAG Legal Counsel, briefed the Board on the State Commission on Mandates and the Commission staff analysis concluding that Councils of Governments are not eligible for reimbursement for performing the Regional Housing Needs Allocation (RHNA). ABAG has joined with CalCOG and other COGs around the state to fight this decision. ABAG is also challenging the procedure that the Commission staff recommends be used in deciding this matter. A Reconsideration Hearing is scheduled for March 30, 2005, 9:30 a.m. in Sacramento. Executive Board members were invited to attend. Moy encouraged the Board to contact members of the Commission in support of ABAG's position. The Board discussed concerns regarding possible outcomes should the decision not go in ABAG's favor. Staff will send an email with contact information and details. It was moved by Mayor Klatt/S/Kondylis/C/ to oppose the Commission staff recommendation on procedures for the Reconsideration and to oppose the Commission staff recommendation on the Reconsideration itself.

**10. REGIONAL HOMELESSNESS INFORMATION REPORT**

Supervisor Susan Adams reported on the work of the Regional Homelessness Committee. Recent discussions have shown the need for a more coordinated regional effort on this issue. The group hopes to continue its discussion of public policy and advocacy and sharing best practices, plans and templates; supportive housing, discharge planning from prisons, jails and foster care; coordination of how we spend Prop 63 money, support in seeking resources for a regional homelessness information system; and place the group in an advocacy position. Adams expressed the intent of the group to approach the Regional Planning Committee for formalization of the group as an ABAG Committee or task force, and promised further updates.

**11. ADMINISTRATIVE COMMITTEE REPORT**

Committee Chair, President Scott Haggerty reported on the Administrative Retreat held February 17-18. The Committee recognized that revenue generation is a structural problem for ABAG. One suggestion was a \$1 fee on VLF that could be collected as a much-needed stable source of revenue for ongoing ABAG planning and research activities. However, there is some difficulty with this approach. ABAG staff is continuing discussions with our lobbyists and regional partners, and will keep the Board informed on progress in this area. Haggerty stressed the value of engaging counties, cities and towns to gain their input on ABAG's organization. Staff is preparing a survey designed to gather information on what we can do to improve our service to our members and to ascertain what new services members would like to see offered. The Administrative Committee also is proposing a change in the start time of Executive Board meetings to 7:00 p.m. beginning with the May 19<sup>th</sup> meeting. Councilmember Miller moved to accept the report /S/McHugh/C/.

**12. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE**

Committee Chair Rose Jacobs Gibson reported on a briefing on Bay Area Water Forum by Marin County Supervisor Cynthia Murray and Sonoma County Water Agency Director Randy Poole. They discussed the importance of a regional approach to Bay Area water resource issues and full stakeholder participation in Integrated Regional Water Management Planning (IRWMP). A regional approach is considered critical to pursuing funding and assistance through water bond initiatives and other funding sources and giving the Bay Area a voice in water resource issues. The committee asked Board approval of Resolution 05-05, supporting the Bay Area Water Forum and the coalition in efforts to seek appropriate current and future water bonds and other potential funding for the Bay Area projects identified in San Francisco Bay Area IRWMP process. The motion was made by Supervisor Jacobs Gibson/S/Regalia/C/.

Randy Rentschler, MTC Manager of Legislation and Public Affairs, and Bijan Sartipi, CalTrans District 4 Director, discussed Bay Bridge issues including alternative designs and solutions to the Toll Bridge Seismic Retrofit. The committee recommended Board approval of Resolution 04-05, endorsing East Bay SAS (Self Anchored Suspension), the plan that is already in place, and encouraging the Governor and the legislature to work with Bay Area leaders to find ways to fund the project quickly. The Resolution also recommends member cities and counties use this resolution as a model for supporting this plan. The motion was made by Supervisor Jacobs Gibson/S/ Torliatt/C/. The motion carried with one objection by Mayor Green of Union City.

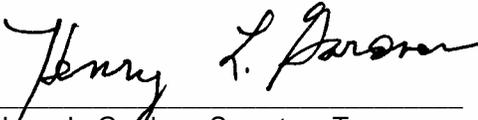
Supervisor Jacobs Gibson reported that one item under consideration for naming of Bay Trail was withdrawn by the legislator proposing the bill, and that due to time constraints, the committee moved to defer discussion of bills to the next meeting in May. For information on the L&GO Committee, contact Patricia Jones at 510-464-7933 or [PatJ@abag.ca.gov](mailto:PatJ@abag.ca.gov), or Kathleen Cha at 510-464-7922 or [KathleenC@abag.ca.gov](mailto:KathleenC@abag.ca.gov). Supervisor Jacobs Gibson moved that the Board accept the report/S/ Slavens/C/.

**13. FINANCE AND PERSONNEL COMMITTEE REPORT**

Committee Chair Supervisor Pete McHugh reported on the actions of the Committee, which included the Financial Report for January and February. Supervisor McHugh moved acceptance of the report/S/Kondylis/C/.

**14. ADJOURNMENT**

The meeting moved to Closed Session at 9:15 p.m., and was adjourned at 9:25 p.m. Members were reminded that the May meeting will begin at 7:00 p.m.

  
Henry L. Gardner, Secretary-Treasurer