

SUMMARY MINUTES

ABAG Executive Board Meeting
No. 379, March 17, 2011
MetroCenter Auditorium
101 8th Street, Oakland, California

1. CALL TO ORDER

President Green called the meeting to order at approximately 7:05 p.m. He recognized new member Desley Brooks, Councilmember, City of Oakland, who replaced Councilmember Nancy Nadel, and Linda Seifert, Supervisor, County of Solano, who is the alternate for Supervisor Barbara Kondylis. He welcomed Tiffany Renee, Councilmember, City of Petaluma, who is a prospective alternate from the cities in Sonoma County.

Representatives and Alternates Present

Supervisor Susan L. Adams
Supervisor John Avalos
Councilmember Desley Brooks
Councilmember Jane Brunner
Councilmember Ronit Bryant
Councilmember Kansen Chu
Supervisor David Cortese
Councilmember Carole Dillon-Knutson
Vice Mayor Richard Garbarino
Mayor Jack Gingles
Mayor Mark Green
Supervisor Scott Haggerty
Supervisor Don Horsley
Supervisor Rose Jacobs Gibson
Councilmember Beverly Johnson
Councilmember Ash Kalra
Councilmember Rebecca Kaplan
Director Nancy Kirshner Rodriguez
Supervisor Mark Luce
Supervisor Ross Mirkarimi
Councilmember Julie Pierce
Mayor Joe Pirzynski
Councilmember A. Sepi Richardson
Supervisor Linda Seifert
Supervisor Gayle B. Uilkema
Councilmember Joanne Ward
Supervisor Ken Yeager

Representatives Absent

Supervisor John Gioia
Mayor Susan Gorin
Supervisor Barbara Kondylis
Mayor Edwin Lee
Councilmember Sam Liccardo
Supervisor Nadia Lockyer
Mayor Harry Price
Supervisor David Rabbitt

Jurisdiction

County of Marin
County of San Francisco
City of Oakland
City of Oakland
City of Mountain View
City of San Jose
County of Santa Clara
City of Novato
City of South San Francisco
City of Calistoga
City of Union City
County of Alameda
County of San Mateo
County of San Mateo
City of Alameda
City of San Jose
City of Oakland
City of San Francisco
County of Napa
County of San Francisco
City of Clayton
Town of Los Gatos
City of Brisbane
County of Solano
County of Contra Costa
City of Hercules
County of Santa Clara

Jurisdiction

County of Contra Costa
City of Santa Rosa
County of Solano
City of San Francisco
City of San Jose
County of Alameda
City of Fairfield
County of Sonoma

Vice Chair Terry Young

RWQCB

2. PUBLIC COMMENT

There was no public comment.

3. ANNOUNCEMENTS

Valerie Knepper, MTC, announced that MTC Parking Fundamentals Workshops are scheduled for March 24th in San Rafael and March 25th in San Jose.

There were no other announcements.

4. PRESIDENT'S REPORT

President Green reported on the following:

ABAG and MTC held a joint anniversary celebration at the Claremont Hotel. ABAG celebrated its 50th Anniversary and MTC celebrated its 40 years of service. The reception, dinner and program were enjoyed by the sold-out crowd. ABAG received Congressional acknowledgment and recognition from Representatives Barbara Lee and Mike Honda. Presenting State proclamations in person on behalf of the Bay Area were Senator Loni Hancock, Assemblymembers Nancy Skinner, Mary Hayashi, and Richard Gordon.

The Spring General Assembly and Business Meeting will be held on April 14th at the Marriott Hotel in Oakland. President Green asked members to ensure that their respective voting delegates attend. The program includes a keynote speech by former state librarian Kevin Starr and a panel discussion by San Jose Mayor Chuck Reed, Oakland Mayor Jean Quan, and San Francisco Mayor Edwin Lee, a still to be determined representative from another city, and moderated by Board Member Dave Cortese, Supervisor, County of Santa Clara.

The Administrative Committee held its annual meeting February 17th and 18th to discuss the agency's work plan and set priorities for the 2011-2012 fiscal year.

The L&GO Committee hosted its annual Legislative Reception on February 16th at Chops Steakhouse, Sacramento. The reception attendees included nine legislators—Senator Simitian, Assemblymembers Sandre Swanson, Luis Alejo, Michael Allen, Jim Beall, Mary Hayashi, Jerry Hill, Chris Norby, and Bob Wieckowski. Board members in attendance included Rose Jacobs Gibson, Supervisor, County of San Mateo; Scott Haggerty, Supervisor, County of Alameda; and Ash Kalra, Councilmember, City of San Jose.

Mark Addiego, Councilmember, City of South San Francisco, and ABAG's West Bay Representative to the San Francisco Bay Conservation and Development Commission, selected Malia Cohen, Supervisor, City and County of San Francisco, as his Alternate. Ana Apodaca, Councilmember, City of Newark, selected Kelly Fergusson, Councilmember, City of Menlo Park, as her Alternate for the South Bay seat.

5. EXECUTIVE DIRECTOR'S REPORT

Ezra Rapport, Executive Director, reported on the following:

Since the last report the Governor and the legislature continue to work on a solution to the State's budget issues, including redevelopment agencies and affordable housing subsidies. The Governor has asked the legislature to give him a budget by March 10th so that there can be an election on June 7th at which the voters will be asked to extend the tax increases put in place in 2009 (sales tax, income tax, and vehicle license fee) for an additional five years. The legislature plans to take a final vote on the budget by March 10th; however, calling a special election to extend the tax increases requires a two-thirds vote of the legislature, which has not been reached in either the Senate or Assembly. There has been discussion about a deal that would include some items desired by the Republicans in exchange for the needed votes, which include public employee retirement reform and expenditure caps. The Governor has indicated that if the tax increases are not extended, he will ask the legislature to re-address the fiscal crisis throughout an "all cuts" budget. The current budget proposal is based on approximately \$12 billion in cuts and \$12 billion in tax extensions.

ABAG staff continues to work on a variety of programs and services. Chief among them is the Initial Vision Scenario for the Sustainable Communities Strategy, which was issued on March 11th.

Senator Dianne Feinstein re-introduced the San Francisco Bay Restoration Act (S.97) which would authorize 10 years of funding for the Environmental Protection Agency to continue wetlands restoration projects and improve water quality in the San Francisco Bay and its watershed. The San Francisco Estuary Partnership is named in the bill as part of the committee that prioritizes projects for funding.

The San Francisco Bay Restoration Authority will conduct a second round of research designed to develop an overall strategy and timeline for potentially moving forward with a parcel tax ballot measure that might meet with voter approval at the two-thirds level. The study will be completed in summer 2011.

Sixty-six municipalities from around the Bay have signaled their intent to participate in the Bay Area-wide Trash Capture Demonstration Project sponsored by SFEP. More than 30 have completed the contracting process with ABAG and are now ready to order trash capture devices from the vendor list SFEP developed through a RFP process in 2010. SFEP allocated more than \$4.7 million among the participating entities for purchase of devices. Part of the funding is going to subcontractor San Francisco Estuary Institute to build a website that municipalities will use to track the efficiency, practicality, and cost of maintaining the devices they acquire through the program.

The SFEP held a Green Streets/Cleaner Stormwater workshop on February 16th, at El Cerrito City Hall with almost 100 people attending. Landscape architects and engineers discussed their perspectives on green streets, the challenges of retrofitting urban areas, design innovations, and how to move these projects forward in the Bay Area.

ABAG's Energy Upgrade California regional call center has been operational for approximately one month. Call volume has been very low, but is expected to change during March with the kickoff of statewide and regional marketing efforts.

The ABAG nonprofit Balance Foundation signed an agreement with the Reformulated Gasoline (RFG) Settlement Fund in the amount of \$615,800 to develop and deploy building codes and public works guidelines to reduce the cost of installing electric vehicle connections in residences and publicly-accessible settings under the EV Streamlining project. Also, ABAG, in collaboration with other agencies and stakeholders, received \$1.5 million for Electric Vehicle charging stations.

ABAG hosted a Census workshop on March 1st to instruct planners and demographers on the use of the Census Bureau's *New American FactFinder* website. The class of 16 students was led by two Census Bureau staff members.

President Green thanked Mr. Rapport for his report.

6. CONSENT CALENDAR

President Green recognized a motion by Susan Adams, Supervisor, County of Marin, and seconded by Linda Seifert, Supervisor, County of Solano, to approve the Consent Calendar. The motion passed unanimously.

A. Approval of Executive Board Summary Minutes**

Approved Summary Minutes of Meeting No. 378 held on January 20, 2011.

B. Grant Applications

A list of grant applications was approved for submission to the State Clearinghouse, having been circulated in ABAG's "Intergovernmental Review Newsletter" since the last Executive Board meeting.

C. Appointments to Committees

Approved appointments to the following committees:

Regional Planning Committee

Anu Natarajan, Councilmember, City of Fremont (replaces Councilmember Kasie Hildenbrand, City of Dublin);

Mark Landman, Councilmember, City of Cotati (replaces Councilmember Veronica Jacobi, Santa Rosa);

Gayle B. Uilkema, Supervisor and Chair, Board of Supervisors, County of Contra Costa;

Paul Campos, Senior Vice President, Governmental Affairs, Building Industry Association (replaces Cheryl O'Connor).

D. Authorization to Enter into Agreement with Amit Ghosh for Consultant Services Related to SCS and RHNA**

Authorized entering into consultant service agreement with Amit Ghosh in an amount not to exceed \$50,000 to provide consultant services for refinement of

the Initial Vision Scenario and RHNA. Contract is for an initial period of March 2011 through June 2011 with the ability to extend the term by monthly increments at an amount not to exceed \$12,000 per month.

E. Approval of Resolution No. 04-11 Authorizing ABAG to Enter Into \$1 million Contract with the California Coastal Conservancy to Implement the San Francisco Bay Area Water Trail

Approved Resolution No. 04-11 authorizing ABAG to enter into contract with the California Coastal Conservancy for a grant in the amount of \$1million to implement the San Francisco Bay Area Water Trail.

F. Authorization to Apply for and Accept Grant from U.S. Environmental Protection Agency (USEPA) Pesticide Registration Improvement Renewal Act (PRIA 2) for an Urban Pesticide Reduction Project

Authorized submittal of an application for up to \$250,000 to USEPA for Pesticide Registration Improvement Renewal Act (PRIA 2) funding and for the Executive Director or designee to enter into agreement if funded. The project assists with implementation of the Comprehensive Conservation and Management Plan for the San Francisco Estuary.

G. Approval of Computer Software Purchase, Installation and Maintenance**

Approved purchase of Proofpoint Spam Detection and Virus Scanning, associated Proofpoint Enterprise Privacy service, Platinum Support for Enterprise Security, and Installation and Configuration Services for Enterprise Security, in the amount of \$60,967.

7. ADOPTION OF ABAG ANNEX TO LOCAL HAZARD MITIGATION PLAN**

Danielle Hutchings, ABAG Earthquake and Hazards Program Coordinator, presented an overview of the Local Hazard Mitigation Plan (LMHP) Adoption and the ABAG Annex. She provided background on the LHMP, its benefits, the planning process, the plan organization, key functional areas, plan highlights, and its approved status and the annexes that are pending adoption. She described the ABAG Annex mitigation priorities, next steps, and developing a plan for the next update.

Members discussed cities with approvable plans; compounding disasters stemming from an earthquake; funds needed for mitigation for jurisdictions generally and ABAG specifically; ABAG's working relationship with FEMA; process and timeline for approving annexes; a regional approach for the next update.

President Green recognized a motion by Rose Jacobs Gibson, Supervisor, County of San Mateo, which was seconded by Gayle B. Uilkema, Supervisor, County of Contra Costa, to adopt the ABAG Annex to the Local Hazard Mitigation Plan. The motion passed unanimously.

President Green thanked Ms. Hutchings for her report.

8. INITIAL VISION SCENARIO**

Ken Kirkey, ABAG Planning Director, provided an overview of the Initial Vision Scenario for the Sustainable Communities Strategy. He described the SB 375 requirements and the approach to building on existing framework of sustainable

growth and protecting natural resources. He described the Initial Vision Scenario and its development, and reviewed regional totals for households, population, employed residents, and jobs. He reviewed housing distribution, growth patterns, and employment distribution.

Members discussed job growth and job loss in balancing housing numbers; adjustments to housing numbers considering realities related to the economy, redevelopment, the building industry, and funding needed for housing; and placing more housing in PDAs.

Kirkey commented on the challenges in developing the first Sustainable Communities Strategy and on the unconstrained growth allocation and housing distribution.

Rapport commented on recent Projections forecasts and the targets under the Initial Vision Scenario, the purpose of showing where growth can be accommodated, and considering economic constraints in coming up with realistic housing numbers, and projecting what the Bay Area could become if it captures its fair share of employment.

Members discussed growth in surrounding areas; impacts of 2010 census; and housing choices.

Rapport commented on housing and jobs in the Central Valley; projecting in-commuting from outside the Bay Area; housing the population and reducing greenhouse gases for those who live in the Bay Area; and rules that allow for splitting numbers for those commuting in from outside the area.

Members discussed determining what constitutes households, including senior and multi-family housing; the need for historical analysis of growth, jobs and housing; and greenhouse gas reductions targets.

Kirkey commented that earlier Projections show housing and jobs were approximate to what occurred, with disparity in employment beginning around 1990. Rapport commented on past and current job growth.

Members discussed figuring the financial need to support development, including those for infrastructure.

Kirkey commented on information that will be included in the detailed scenarios, and on the new models being used by ABAG and MTC. Rapport commented that the order of magnitude for affordable housing is in the range of \$50 to \$60 billion.

Members discussed the consistency required between the SCS and the Regional Transportation Plan and sources of funds needed to support this program.

Kirkey commented on discussions about funding for committed projects and block grants.

Members discussed particulate matter from trucks; contradictions between the IVS and the Air Board and the need for CEQA guidance; redevelopment and housing

markets; and responses to Sacramento County's action to open up new areas for growth.

Kirkey commented on the Bay Area's constrained green-fill areas and agricultural areas.

Members discussed Oakland, San Jose, and San Francisco's taking on more housing and the need for funding for infrastructure; impact of high speed rail on housing development, particularly affordable housing; housing availability in the Central Valley; and housing development along the Caltrain corridor.

Kirkey commented on the effect of high speed rail on housing and commuting from out of the region, and housing development along the Caltrain corridor.

Members discussed the state's role in development.

Rapport commented on the state's role in accommodating growth with capital investment in cities and on redevelopment tools.

Members discussed state population growth.

Rapport commented in in-commuting and Bay Area economic assets.

Members discussed deed restricted affordable housing, and the need for job growth analysis.

Kirkey continued his report on the transportation network and transportation growth capacity, greenhouse gas estimates and targets under the Initial Vision Scenario and its results, key priorities, potential strategies, and summarized conclusions. He listed next steps, including public involvement, detailed SCS scenarios definitions, additional analysis, transportation investment strategy, and the Regional Housing Need Allocation.

Members discussed community outreach.

President Green thanked Mr. Kirkey for his report.

9. APPROVAL OF NEW PRIORITY DEVELOPMENT AREA IN THE CITY OF FREMONT**

Justin Fried, ABAG Regional Planner, presented for approval the designation of Warm Springs in the City of Fremont as a potential Priority Development Area. The recommendation was endorsed by the Regional Planning Committee for consideration by the Executive Board.

President Green recognized a motion by Julie Pierce, Councilmember, City of Clayton, which was seconded by Sepi Richardson, Councilmember, City of Brisbane, to approve the designation of Warm Springs in the City of Fremont as a potential Priority Development Area. The motion passed unanimously.

President Green thanked Mr. Fried for his report.

10. APPROVAL OF RESOLUTION NO. 03-11 RECOGNIZING RHNA SUBREGIONS**

Hing Wong, ABAG Senior Regional Planner, reported on the formation of subregions for the next Regional Housing Need Allocation and requested Executive Board approval of Resolution No. 03-11 acknowledging identified subregions and authorizing entering into delegation agreements with them. He reported that the county and cities and town in the Counties of Napa, Solano and San Mateo have decided to form themselves into their respective subregions.

President Green recognized a motion by Jack Gingles, Mayor, City of Calistoga, which was seconded by Gayle B. Uilkema, Supervisor, County of Contra Costa, to adopt Resolution No. 03-11 acknowledging identified subregions and authorizing entering into delegation agreements. The motion passed unanimously.

President Green thanked Mr. Wong for his report.

11. ADMINISTRATIVE COMMITTEE REPORT

Committee Chair Mark Green reported on the Administrative Retreat held February 17th and 18th in the County of Sonoma.

The Committee discussed the policy implications of the regional agencies' Sustainable Communities Strategy work, including involving the business community, having a plan in place that provides a framework for action when funding is available, and ensuring planning dollars are available for less dense areas of the region as well as major urban areas.

The Committee heard a report on the Housing methodology Committee. The methodology is expected to be completed by July with a final report out by October. The RHNA methodology will need to be consistent with the policies of the Sustainable Communities Strategy. The Committee discussed HCD requirements for what can be counted toward affordable housing.

Regarding the Growing Smarter Together Awards, the Committee decided to retain the Leadership Award for City and County elected officials and to add two additional members to the Awards Selection Jury. The Committee discussed creating a special award to recognize others who may not fit into any of the categories.

The Committee discussed the proposed restructuring of the Joint Policy Committee, including the need to zero in on the goal and purpose the JPC before restructuring, to clarify its role and authority, and whether the JPC members should have responsibility for hiring the Program Planning staff. A meeting with the Presidents and Executive Directors of the four regional agencies was held on March 11th to discuss the future of the JPC. It will be proposed that the JPC will concentrate on regional resilience and economic development, and that the chair be elected for a two-year term rather than rotating from agency to agency annually.

Bill Higgins, CALCOG Executive Director, and former lobbyist with the League of California Cities, met with the Committee to discuss his ideas for transforming CALCOG and to receive ideas on the role of CALCOG in the area of advocacy, information exchange, education, and resources to COGS.

The Administrative Committee discussed ABAG budget issues and concerns, and adopted the Regional Hazard Mitigation Plan so that local governments would be eligible for FEMA funding should an emergency occur before the Executive Board meeting.

President Green recognized a motion by Ronit Bryant, Vice Mayor, City of Mountain View, which was seconded by Jack Gingles, Mayor, City of Calistoga, to approve the committee report. The motion passed unanimously.

12. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

President Green recognized Committee Chair Mark Luce, Supervisor, County of Napa, who reported on committee activities, including approval of minutes of November 18, 2010; election of himself as Chair, and Carole Dillon Knutson, Councilmember City of Novato, as Vice Chair; review of 2011 state legislative session, including AB 56 (Hill), Public Utilities: Intrastate Pipeline Safety, pulled from agenda; AB 57 (Beall), Metropolitan Transportation Commission, support; AB 184 (Swanson), Contractual Assessment Programs: Seismic Safety Improvements, support; AB 913 (Feuer), Certified Green Business Program, support; SB 186 (Kehoe and DeSaulnier), The Controller, oppose; SB 200 (Wolk), State Water Facilities: Sacramento-San Joaquin Delta-Delta Conveyance Facility, watch; SB 201 (DeSaulnier), Flexible Purpose Corporations: Corporate Mergers, no position; SB 209 (Corbett), Common Interest Developments: Electric Vehicle Charging Stations, watch; SB 214 (Wolk), Infrastructure Financing Districts: Voter Approval – Repeal, watch; SB 301 (DeSaulnier), Housing and Community Development: Redevelopment – Seismic Retrofits, watch; SCA 4 (DeSaulnier and Wolk), Initiative Measures: Funding Source, support; discussion on naming of Bay Trail; review of the legislative reception; review of proposed legislative priorities for the 2011 legislative cycle; and, review of legislation under open agenda, including support of AB 5116 (Corbett), Battery Stewardship.

President Green recognized a motion by Chair Luce, which was seconded by Jack Gingles, Mayor, City of Calistoga, to approve the committee report. The motion passed unanimously.

President Green thanked Chair Luce for his report.

13. FINANCE & PERSONNEL COMMITTEE REPORT**

President Green recognized Chair Rose Jacobs Gibson, Supervisor, County of San Mateo, who reported on committee activities, including directing staff to report on the development of a budget reserve plan; approval of minutes of meeting held January 20, 2011; report on the financial reports for December 2010 and January 2011; update on proposed regional facility; discussion of payment of per diem to invited board members; and review of delinquent membership dues.

President Green recognized a motion by Chair Jacobs Gibson, which was seconded by Mark Luce, Supervisor, County of Napa, to approve the committee report. The motion passed unanimously.

President Green thanked Chair Jacobs Gibson for her report.

14. ADJOURNMENT

The meeting was adjourned at approximately 8:50 p.m.



Ezra Rapport, Secretary-Treasurer

*** Indicates attachments.*

**** For information on the L&GO Committee, contact Patricia Jones at (510) 464 7933 or PatJ@abag.ca.gov, or Kathleen Cha at (510) 464 7922 or KathleenC@abag.ca.gov.*

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.