

SUMMARY MINUTES

ABAG Executive Board Meeting No. 399
Thursday, March 20, 2014
Joseph P. Bort MetroCenter
101 8th Street, Oakland, California

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Julie Pierce, Councilmember, City of Clayton, called the meeting of the Executive Board of the Association of Bay Area Governments to order at about 7:01 p.m.

President Pierce led the Board and the public in the Pledge of Allegiance.

A quorum of the Board was present.

Representatives and Alternates Present Jurisdiction

Mayor Jack Batchelor	City of Dixon
Councilmember Desley Brooks	City of Oakland
Councilmember Ronit Bryant	City of Mountain View
Supervisor Cindy Chavez	County of Santa Clara
Councilmember Kansen Chu	City of San Jose
Dep Dir Tamsen Drew, Leg/Gov Affairs	City of San Francisco
Councilmember Pat Eklund	City of Novato
Mayor Leon Garcia	City of American Canyon
Supervisor John Gioia	County of Contra Costa
Councilmember Pradeep Gupta	City of South San Francisco
Supervisor Scott Haggerty	County of Alameda
Mayor Bill Harrison	City of Fremont
Vice Mayor Dave Hudson	City of San Ramon
Director William Kissinger	RWQCB
Supervisor Mark Luce	County of Napa
Councilmember Jake Mackenzie	City of Rohnert Park
Supervisor Eric Mar	County of San Francisco
Councilmember Lynette Gibson McElhaney	City of Oakland
Supervisor Karen Mitchoff	Count of Contra Costa
Councilmember Julie Pierce	City of Clayton
Supervisor Dave Pine	County of San Mateo
Councilmember Joe Pirzynski	Town of Los Gatos
Mayor Jean Quan	City of Oakland
Supervisor David Rabbitt	County of Sonoma
Supervisor Katie Rice	County of Marin
Supervisor Linda Seifert	County of Solano
Supervisor Warren Slocum	County of San Mateo
Mayor Jerry Thorne	City of Pleasanton

Representatives Absent

Supervisor David Cortese
Councilmember Ash Kalra
Supervisor Jane Kim

Jurisdiction

County of Santa Clara
City of San Jose
County of San Francisco

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Mayor Edwin Lee	City of San Francisco
Councilmember Sam Liccardo	City of San Jose
Mayor Mary Ann Nihart	City of Pacifica
Dep Dir Joaquin Torres, Econ/Workforce Dev	City of San Francisco
Supervisor Richard Valle	County of Alameda

2. PUBLIC COMMENT

There were no public comments.

3. ANNOUNCEMENTS

There were no announcements.

4. PRESIDENT'S REPORT

President Pierce presented Mark Luce, Supervisor, County of Napa, with a president's gavel in appreciation for his service as ABAG President from January 2012 through January 2014.

President Pierce reported on the following:

The ABAG Legislative Workshop and Reception was on February 26, 2014, in Sacramento. The workshop and reception was well attended. Speakers included Assemblymember Nancy Skinner, Chair, Assembly Budget Committee; Assemblymember Toni Atkins, Incoming Assembly Majority Leader; Claudia Cappio, Director, Housing and Community Development; and Bill Higgins, Executive Director, California Association of Councils of Governments.

The ABAG Administrative Committee retreat was on March 6 and March 7, 2014, in Lafayette. Discussions included PDA Implementation: Affordable Housing and Infrastructure Finance; Resilience to Disaster and Climate Readiness; Messaging: Website Redesign and Delegate Meetings; Economic Development Research and Coordination; ABAG Research Unit and MTC Modeling Unit; PCA Criteria Revision; Regional Prosperity Strategy—HUD Grant; ABAG Strategies into the Future.

Delegate meetings were held in Alameda County on February 20, 2014, hosted by Scott Haggerty, Supervisor, County of Alameda, and in Solano County on March 14, 2014, hosted by Linda Seifert, Supervisor, County of Solano. A delegate meeting is scheduled for Sonoma County on March 28, 2014, hosted by David Rabbitt, Supervisor, County of Sonoma and Jake Mackenzie, Councilmember, City of Rohnert Park.

The Spring General Assembly and Business meeting is on April 17, 2014, at the Oakland Marriott City Center. Members were asked to contact the General Assembly delegates in their respective counties to attend.

5. EXECUTIVE DIRECTOR'S REPORT

Ezra Rapport, ABAG Executive Director, announced that the deadline for members to file their Fair Political Practices Commission Statement of Economic Interests, Form 700, with the Clerk of the Board is April 1, 2014.

He reported that ABAG submitted its application for a third Strategic Growth Council grant proposal for \$1 million, and that there will be eight recipients of the Growing Smarter Together Award to be presented at the General Assembly luncheon.

6. CONSENT CALENDAR

President Pierce recognized a motion by Scott Haggerty, Supervisor, County of Alameda, which was seconded by Pat Eklund, Councilmember, City of Novato, to approve the Consent Calendar.

There was no discussion.

The aye votes were: Batchelor, Bryant, Chavez, Drew, Eklund, Garcia, Gioia, Gupta, Haggerty, Harrison, Hudson, Luce, Mackenzie, Mitchoff, Pierce, Pine, Pirzynski, Rabbitt, Rice, Seifert, Slocum, Thorne.

The nay votes were: none.

Absent were: Brooks, Chu, McElhaney, Quan, Mar.

The motion passed unanimously.

A. Approval of Executive Board Summary Minutes of Meeting No. 397 held on January 16, 2014 and Special Meeting No. 398 held on January 30, 2014

Approved the summary minutes of special meeting No. 398 held on January 30, 2014.

B. Ratification of Committee Appointments

Ratified the following committee appointments.

Regional Planning Committee

Eric Mar, Supervisor, City and County of San Francisco (County)

Tilly Chan, San Francisco Congestion Management Authority (City)

Pradeep Gupta, Councilmember, City of South San Francisco (City)

Carlos Romero, Director, Urban Ecology (Minorities/Equity)

Warren Slocum, Supervisor, County of San Mateo (County)

San Francisco Bay Restoration Authority Governing Board Chair

Deferred

C. Ratification of Application and Grant Agreement Approval for U.S. Environmental Protection Agency Grant for the Calcine Paved Roads Remediation Project under the San Francisco Bay Area Water Quality Improvement Funds

Ratified the application and grant agreement approval for U.S. Environmental Protection Agency grant for the Calcine Paved Roads Remediation Project.

D. Adoption of Resolution No. 03-14 to Establish a Labor Compliance Program for San Pablo Avenue Green Stormwater Spine Project

Adopted Resolution No. 03-14 to establish a Labor Compliance Program for San Pablo Avenue Green Stormwater Spine Project.

E. Adoption of Resolution No. 04-14 to Adopt the Integrated Regional Water Management Plan Update

Adopted Resolution No. 04-14 to adopt the Integrated Regional Water Management Plan update.

7. PRESENTATION ON PDA SHOWCASE OF MILPITAS

Miriam Chion, ABAG Planning and Research Director, introduced a presentation on a PDA Showcase of Milpitas by Steve McHarris, Planning and Neighborhood Services Director, City of Milpitas, who presented recent trends, challenges, and opportunities in the city's Transit Area PDA, including an overview of General Plan land use map; transportation network; existing Specific Plans; the Milpitas Priority Development Area; and the Transit Area/Midtown Specific Plan Areas. He reviewed TASP density; existing, entitled and proposed projects; and PDA grant opportunities.

Members discussed density trends and density transfers in developments, and storm-water requirements, and impact fees.

8. REPORT ON HUD PROSPERITY GRANT—UPDATE

Chion introduced Duane Bay, ABAG Assistant Planning Director, who gave a presentation on Preview of Framing of HUD Prosperity Grant, including an overview of housing, jobs, and equity; community partners; and Plan Bay Area implementation; the Regional Prosperity Plan organization; description of major projects and priorities; a schedule and next steps; and Administrative Committee guidance.

Members discussed federal jobs policies and impacts on local communities, low income populations and family self-sufficiency, displacement and gentrification, and progress of projects and project implementation.

9. PRESENTATION ON ROCKEFELLER FOUNDATION RESILIENT CITIES PROGRAM: CITY OF OAKLAND

Rapport introduced Renee Domingo, Director of Emergency Services, City of Oakland, who gave a presentation on Oakland's resilience challenge focused on community-partnerships and social and economic equality, including Oakland's vision as a resilient city; opportunities for enhancing Oakland's profile and international network; Oakland's Chief Strategist and Resiliency Officer; the Rockefeller Foundation's efforts to drive urban resilience. She discussed resilience as a multi-faceted concept; Oakland's selection and the types of support that will be received; Oakland's Resilience Action Plan and its guiding principles, building blocks, outcomes, key partners; and programmatic next steps.

Members discussed retrofit funding.

10. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT

Committee Chair Scott Haggerty, Supervisor, County of Alameda, reported on Committee activities and requested Executive Board approval of Committee recommendations, including committee recommendations, as follows: AB 418 (Mullin), Local Government: Special Tax, Assessment, or Property-related Fee—Support; AB 1537 (Levine), General Plan Housing Element: Regional Housing Need—Support; AB 1690 (Gordon), Local Planning Housing Elements—Support; AB 1961 (Eggman), Land Use: Planning: Sustainable Farmland Strategy—Watch; AB 1970 (Gordon), California Global Warming Solutions act of 2006: Community Investment and Innovation Program—Support; AB 2008 (Quirk), Regional Transportation Plan: Sustainable Communities Strategy—Urban Freight—Watch; AB 2170 (Mullin), Joint Powers Authorities: Common Powers—Watch; SB 391 (DeSaulnier), California Homes and Jobs Act 2013—Support, If Amended; SB 792

(DeSaulnier), Regional Entities San Francisco Bay Area—Watch, Until Delegation Recommendation; SB 848 (Wolk), Safe Drinking Water, Water Quality, and Water Supply Act of 2014—Support; SB 1014 (Jackson), Pharmaceutical Waste: Home Generated—Support; SB 1077 (DeSaulnier), Vehicles: Vehicle-Miles-Traveled Charges—Watch; SB 1122 (Pavley), Sustainable Communities: Strategic Growth Council—Support; SB 1156 (Steinberg), California Carbon Tax Law of 2014—Watch. He thanked staff for their work on the Legislative Workshop and Reception.

Members discussed cell phone kill switch legislation.

President Pierce recognized a motion by Haggerty, which was seconded by Bill Harrison, Mayor, City of Fremont, to accept the committee report.

There was no discussion.

The aye votes were: Batchelor, Bryant, Chavez, Chu, Drew, Eklund, Garcia, Gupta, Haggerty, Harrison, Hudson, Luce, Mackenzie, Mar, McElhaney, Mitchoff, Pierce, Pine, Pirzynski, Quan, Rabbitt, Rice, Seifert, Slocum, Thorne.

The nay votes were: none.

Not present were: Gioia, Brooks.

The motion passed unanimously.

11. FINANCE AND PERSONNEL COMMITTEE REPORT

Committee Chair Bill Harrison, Mayor, City of Fremont, reported on Committee activities and requested Executive Board approval of Committee recommendations, including the following: contract with independent auditor, Maze and Associates; review of financial reports for December 2013 and January 2014; year-to-date revenues and expenditures by major programs; proposed resolution fixing ABAG's contribution under the Public Employees Medical and Hospital Act for Employer; pension liabilities and prospective funding trends; and a closed session with no report.

President Pierce recognized a motion by Eklund, which was seconded by Dave Hudson, Vice Mayor, City of San Ramon, to accept the committee report.

There was no discussion.

The aye votes were: Batchelor, Bryant, Chavez, Chu, Drew, Eklund, Garcia, Gupta, Haggerty, Harrison, Hudson, Luce, Mackenzie, Mar, McElhaney, Mitchoff, Pierce, Pine, Pirzynski, Quan, Rabbitt, Rice, Seifert, Slocum, Thorne.

The nay votes were: none.

Not present were: Gioia, Brooks.

The motion passed unanimously.

President Pierce noted that a member of the public was present and video-recording the proceedings of the meeting and has been recoding the meetings of ABAG and MTC committees which are posted online.

12. CLOSED SESSION

President Pierce announced that Kenneth Moy, ABAG Legal Counsel, reported that there was no need for a closed session.

**A. Conference with Legal Counsel—Existing Litigation
Government Code Section 54956.9(a)**

Bay Area Citizens v. Association of Bay Area Governments and Metropolitan Transportation Commission, et al., Alameda County Superior Court Case No.: RG-13690631;

Building Industry Association Bay Area v. Association of Bay Area Governments and Metropolitan Transportation Commission, et al., Alameda County Superior Court Case No.: RG-13692098;

Communities for a Better Environment and The Sierra Club v. Metropolitan Transportation Commission and Association of Bay Area Governments, et al., Alameda County Superior Court Case No.: RG-13692189;

The Post Sustainability Institute; Rosa Koire; Michael Shaw v. Association of Bay Area Governments and Metropolitan Transportation Commission, et al., Alameda County Superior Court Case No.: RG-13699215.

13. REPORT OUT OF CLOSED SESSION

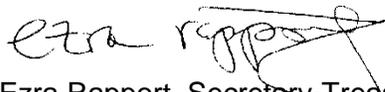
There was no closed session.

14. ADJOURNMENT

President Pierce adjourned the meeting of the Board at about 8:52 p.m.

The next meeting of the Board will be on May 15, 2014.

Submitted:



Ezra Rapport, Secretary-Treasurer

Date: April 7, 2014

Approved: May 16, 2014

For information or to review audio recordings of ABAG Executive Board meetings, contact Fred Castro, Clerk of the Board, at (510) 464 7913 or FredC@abag.ca.gov.