

SUMMARY MINUTES

ABAG Executive Board Meeting No. 312
May 18, 2000 ■ MetroCenter Auditorium

1. Meeting called to order at 7:36 p.m. by President William Carroll at MetroCenter Auditorium, 101 8th Street, Oakland.

Representatives and Alternates

Supervisor William J. "Bill" Carroll
Supervisor Scott Haggerty
Supervisor Mark DeSaulnier
Supervisor John Gioia
Supervisor Mike Rippey
Supervisor Mary Griffin
Supervisor Rose Jacobs Gibson
Supervisor Joseph Simitian
Supervisor Mike Kerns
Mayor Cathie Brown
Councilmember Gwen Regalia
Mayor Ken Slavens
Mr. Paul Horcher
Councilmember Eugene Mullin
Vice Mayor Carol Klatt
Councilmember Don Burnett
Councilmember Jose Esteves
Councilmember Julia Miller
Mayor David Fleming
Councilmember Steve Rabinowitsh
Councilmember Richard Spees

Following Representatives and Alternates Absent

Supervisor Mary V. King
Supervisor Keith Carson
Supervisor Gail Steele
Supervisor Cynthia Murray
Supervisor Steve Kinsey
Supervisor Amos Brown
Supervisor Michael Yaki
Supervisor Leslie Katz
Supervisor Alicia Becerril
Supervisor Mark Leno
Supervisor Peter McHugh
Supervisor Blanca Alvarado
Mayor Mark Green
Councilmember Patricia White
Mayor Shirley Dean
Vice Mayor Terry Segerberg
Councilmember Maria Alegria
Councilmember Carole Dillon-Knutson
Councilmember George Stratigos
Mayor Willie L. Brown, Jr.
Ms. Maria Ayerdi
Ms. Naomi Weinstein
Councilmember John Russo
Councilmember Nancy Nadel
Vice Mayor Henry Chang, Jr.
Councilmember Manny Diaz

Jurisdiction

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

Alameda County
Alameda County
Alameda County
Marin County
Marin County
San Francisco County
Santa Clara County
Santa Clara County
Alameda County Cities
Alameda County Cities
Alameda County Cities
Contra Costa County Cities
Contra Costa County Cities
Marin County Cities
Marin County Cities
City of San Francisco
City of San Francisco
City of San Francisco
City of Oakland
City of Oakland
City of Oakland
City of San Jose

Councilmember George Shirakawa, Jr.
Councilmember Charlotte Powers
Councilmember Margie Matthews
Councilmember Frank Fiscalini

City of San Jose
City of San Jose
City of San Jose
City of San Jose

2. PUBLIC COMMENT

There was no public comment.

3. ANNOUNCEMENTS

There were no announcements.

4. EXECUTIVE DIRECTOR'S REPORT

Eugene Leong, ABAG Executive Director, pointed out information in the Board packet that would provide updates about ABAG programs and noted the following items would be reported on later in the meeting: 1) initiatives will be presented as an outgrowth of the recent General Assembly on Smart Growth; 2) discussion will continue on Regional Housing Needs Determination numbers; 3) good news – the State budget provides more money; and 4) we will hear about legislative bills that deal with regional issues.

5. CONSENT CALENDAR

A. Approval of Executive Board Summary Minutes

Board approved Summary Minutes of Meeting No. 311, March 16, 2000.

B. Grant Applications

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

C. Authorization to Submit a Proposal to the National Science Foundation

Board authorized proposal to the National Science Foundation for Collection and Analysis of Repair Data and Owner Characteristics to Improve Earthquake Recovery Planning for Housing and if accepted for the Executive Director or designee to enter into an agreement for funding. The project is designed to improve pre-earthquake housing recovery planning and to accelerate residential rebuilding efforts in future earthquakes. The proposed project would start in Fall or Winter of 2000 and end 18 months later with a total budget of \$202,000 including an ABAG match of \$2,000 and \$3,600 of subcontract work.

D. Authorization to Submit a Proposal for Earthquake Transportation System Recovery Planning

The Board authorized a proposal to Caltrans for State Research and Planning (SRP) funding, and if accepted, for the Executive Director or designee to enter into an agreement to improve pre-earthquake transportation recovery planning and to accelerate transportation repair and rebuilding efforts in future earthquakes. Specifically, data on the recovery of the transportation systems, including timelines for repair and replacement, will be collected on the 1999 Taiwan and Turkey earthquakes, as well as the 1995 Kobe earthquake. The proposed project would start in Fall or Winter of 2000 and end 12 months later with a total budget of \$208,800 including an ABAG match of \$34,800 and an in-kind match by Caltrans and other agency partners of one person/year.

- E. Authorization to Submit a Proposal to the U.S. Environmental Protection Agency (EPA) Pollution Incentives to States (PPIS) Grant
Board approved request to submit a proposal to the U.S. EPA for pollution prevention incentives to states (PPIS) grant and if accepted, for the Executive Director or designee to enter into an agreement to: 1) research possible pollution prevention activities that local governments may take; 2) assist local government agencies in starting demonstration projects; 3) write case studies of the demonstration projects; and 4) work with community groups and local government agencies to do public outreach on the projects' successes. The proposed project would begin in the fall of 2000 and end in the fall of 2002 with a total budget of \$392,000 including local agency matches of \$200,000 and subcontracts for technical assistance and public outreach assistance for \$135,000.
- F. Authorization to Submit a Grant Proposal to the U.S. Environmental Protection Agency (EPA) to Assist Local Government Agencies to Establish Dioxin Compound Pollution Prevention Programs
Board approved request to submit a proposal to the U.S. EPA for a persistent, bioaccumulative and toxics (PBT) grant and if accepted, for the Executive Director or designee to enter into an agreement to: 1) research possible pollution prevention activities that local governments may take; 2) assist local government agencies in starting demonstration projects; and 3) write case studies of the demonstration projects. The proposed project will begin in the fall of 2000 and end in the fall of 2002 with a total budget of \$125,000 including local agency matches of \$50,000 and subcontracts for technical assistance of \$50,000.
- G. Authorization to Submit a Grant Proposal to the Metropolitan Transportation Commission
Board approved request to submit a grant proposal to the Metropolitan Transportation Commission (MTC) totaling \$140,000 for administration of the San Francisco Bay Trail Project, and to enter into an agreement with MTC for this purpose if the grant is awarded. The source of MTC's grant funds would be the Five-Percent Bridge Toll Revenues Program. ABAG will provide \$60,000 in matching funds and in-kind services.
- H. Authorization to Submit a Grant Proposal to CALFED Bay-Delta Program
In 1997, the Board authorized the Executive Director to submit a proposal to CALFED that resulted in a grant of \$270,000. The proposal was submitted on behalf of the San Francisco Estuary Project and the Delta In-Channel Island Work Group for the design development and permitting phase of a demonstration project to restore Delta channel island habitat. The Board authorized the Executive Director or designee to submit a proposal for the construction phase of the project. If awarded, the Executive Director or designee will enter into an agreement with CALFED or its authorized funding entity in an amount not to exceed \$1,150,000 to be expended over a four-year period (July 2000 to June 2005). ABAG would provide a total match of \$28,750 in-kind services.
- I. Authorization to Amend the Cooperative Agreement with U.S. Environmental Protection Agency
In 1998 and 1999, the Board authorized a cooperative agreement with EPA that resulted in grants to ABAG totaling \$635,760 to provide technical, public involvement and administrative support for implementing the San Francisco Estuary Projects' Comprehensive Conservation and Management Plan (CCMP). The agreement ends December 31, 2000. The Board authorized the Executive Director or designee to amend the agreement by increasing the budget by \$250,000 and extending it until

December 31, 2001. ABAG would provide matching funds totaling \$18,000. The grant would provide continued support for implementing the CCMP.

- J. Authorization to Enter into a Contract with the City of Oakland's Board of Port Commissioners
The Board authorized the Executive Director or designee to enter into a contract with the Port of Oakland's Board of Commissioners for ABAG to provide technical support pertaining to the permitting and compliance monitoring of dredging projects. The contract would not exceed \$230,505 over a two-year period. No matching funds are required by ABAG. The contract would assist with implementing the Comprehensive Conservation and Management Plan (CCMP).
- K. Authorization to Enter into Sole-Source Contract for Computer Programming and Support Services
The Board authorized the Executive Director to negotiate a sole-source contract for computer programming and support services with IT Convergence on the basis of urgency. The Agency has a number of time-sensitive and contractually required Oracle database projects that must be completed by the end of the fiscal year. The unexpected resignation of ABAG's Oracle programmer leaves staff with insufficient time to find a replacement through recruitment of competitive bidding. This authorization would not exceed \$60,000.
- L. Authorization to Restructure Hazardous Waste Management Committee Operations
Request from the Chair and Vice Chair of the Hazardous Waste Management Facility Allocation Committee (Committee) and staff was approved by the Executive Board to 1) dissolve the Memorandum of Understanding (MOU) under which Committee operates; 2) re-establish the Committee as an ad hoc Committee of ABAG; 3) pay per diem for quarterly meetings to elected officials who serve as voting members; 4) reconfigure the Technical Advisory Committee into sub-committees that address hazardous waste issues and the Green Business Program; and 5) establish contracts with each County to provide ABAG with the resources to staff the Committee (each County currently pays \$6,400 per year to cover ABAG staff costs).
- M. Authorization to Enter into an Agreement with a Contractor to Provide Office Supplies for the Association of Bay Area Governments (ABAG)
Board approved ABAG and Metropolitan Transportation Committee's (MTC) joint request for proposal for office supplies and authorized Executive Director or designee to enter into an agreement with a contractor in an amount not to exceed \$25,000 to provide office supplies for ABAG operations.

It was requested by Mayor Cathie Brown, City of Livermore, that Item 5D be removed from the consent calendar and voted on separately. The remainder of the consent calendar was moved for approval by Spees/S/Burnett/C/. After discussion, it was moved by Brown/S/Griffin/C/ that Item 5D also be approved.

6. STATE BUDGET UPDATE

Ted Gibson, Chief Economist for California State Department of Finance, shared the following highlights from the Governor's May Revision to the 2000-01 Budget:

- revenues now project \$12.3 billion surplus, higher than previously estimated in January (\$5.8 billion in 99-00; \$6.5 billion in 00-01);

- education receives an additional \$4 billion;
- one-time “prosperity dividend” (tax rebate and senior credit) of \$1.9 billion;
- transportation: \$1.5 billion 00-01 plus \$1.6 billion future general fund spending plus \$2.2 billion future sales tax revenue (transit); and
- local assistance: one-time \$250 million of discretionary local funding, plus \$1.3 billion in additional program assistance.

7. BAY AREA SPORTS ORGANIZING COMMITTEE BIDS FOR 2012 OLYMPICS

George Broder, member of the Executive Committee of the Bay Area Sports Organizing Committee, and Helen Mendel, Development Director, briefed the Board on plans and the sequence of events necessary to attract the 2012 Olympics to the Bay Area. The bid must be submitted by December 2000 and after a two-year evaluation period, a designation will be made in the late fall of 2002. It was moved by Spees/S/Haggerty/C/ that a letter of support would be sent from ABAG to the Organizing Committee.

8. SPRING GENERAL ASSEMBLY FOLLOW-UP

Deputy Executive Director, Gary Binger, discussed several items that were an outgrowth of the recent General Assembly. A recommendation by the Urban Land Institute to develop a regional smart growth strategy was given highest priority by recent General Assembly participants. The Environmental Protection Agency notified ABAG that they had approved our grant request for \$180,000 to fund an alternative “smart growth” forecast. The Smart Growth Committee – comprised of members from ABAG, BAAQMD, and MTC continue meeting to discuss Smart Growth issues to develop an alternative forecast for the Bay Area. The Committee would begin to formulate a work plan to set the process in motion and in two years the Executive Board would have the opportunity to evaluate the alternative forecast that could ultimately alter long-range transportation planning and funding. Mr. Binger asked the Board to support the following actions:

- support proceeding toward an alternative smart growth forecast;
- request the Bay Conservation & Development Commission and the Regional Water Quality Control Board join in this effort;
- endorse an ABAG expenditure of \$75,000/year for two years if matched by BAAQMD and MTC, to leverage with the \$180,000 EPA grant;
- appoint Councilmember Don Burnett, City of Cupertino, to replace Supervisor Mary King, County of Alameda, on the Smart Growth Committee; and
- explore the use of a visioning process to bring communities together.

It was moved by Griffin/S/Spees/C/ that these actions be approved.

Carl Anthony, representing the Bay Area Alliance for Sustainable Development, requested a formal partnership be formed between the Alliance and the regional agencies, to coordinate and integrate the Bay Area Alliance work on the Regional Livability Footprint Project and the Board’s efforts to develop an alternative growth scenario. This request was referred to the five regional agencies for discussion and possible action by the agencies.

9. STATE REGIONAL HOUSING NEEDS DETERMINATION UPDATE

Senior Planner, Alex Amoroso presented an update on the Housing Needs Determination process. The Board approved the following actions:

- split the county unincorporated sphere of influence units 75/25 between the cities and the counties, (moved by Simitian/S/Gioia/C/ - no votes by Esteves, Klatt, Mullin, Rabinowitsh, Regalia, and Slavens)
- incorporate a 50/50 jobs/housing factor in the Needs Determination methodology; (moved by Fleming/S/Mullin/C/ - no votes by Burnett, Esteves, Haggerty, Klatt, Miller, Rabinowitsh, Regalia, Simitian, and Spees); and
- do not apply a “jobs bank” credit to the methodology, as recommended by staff (moved by Haggerty/S/Simitian/C/ - no votes by Carroll, DeSaulnier, Fleming, Gioia, Kerns, Rabinowitsh, and Rippey).

Councilmember Beverly Johnson, City of Alameda and Harry Englebright, Solano County Environmental Management, spoke to the Board about the RHN methodology.

10. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT

Chair, Scott Haggerty, Alameda County, reported on the status of legislation discussed in Committee. Haggerty noted that Councilmember Richard Spees, City of Oakland, urged ABAG members to support issues related to AB 1149 – the conversion of overhead utilities to underground facilities. Comments and letters of support should be sent to Councilmember Spees’ office. A complete list of legislation may be obtained from Kathleen Cha, ABAG Senior Communications Officer. It was moved by Haggerty/S/Spees/C/ that the Board endorse the recommended legislative positions and as requested by Supervisor Rippey, invite a representative from Napa County to discuss AB 2430 (Wiggins) at the July L&GO meeting. Simitian abstained.

11. FINANCE AND PERSONNEL COMMITTEE REPORT

A. Chair Mike Rippey, Napa County, brought a Committee recommendation to approve Resolution 03-00 authorizing the issuance of up to \$76,000,000 in additional assessment bonds secured by Windemere Ranch Assessment District 1999-1. It was moved by Fleming/S/Rippey/C/ that the resolution be approved.

B. CLOSED SESSION: Personnel Matter – Legal Counsel’s Annual Review
This item was postponed until the July meeting.

12. ADJOURNMENT

The meeting was adjourned at 10:10 p.m.

Eugene Y. Leong, Secretary-Treasurer