

# SUMMARY MINUTES

ABAG Executive Board Meeting No. 415  
Thursday, July 21, 2016  
Bay Area Metro Center  
375 Beale Street, Board Room  
San Francisco, 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 7:14 p.m.

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

A quorum of the Executive Board was present at about 7:14 p.m.

### Representatives and Alternates Present

Supervisor Candace Andersen  
Supervisor David Cortese  
Councilmember Jim Davis  
Mayor Pat Eklund  
Mayor Leon Garcia  
Councilmember Abel Guillen  
Vice Mayor Pradeep Gupta  
Supervisor Scott Haggerty  
Mayor Barbara Halliday  
Mayor Bill Harrison  
Councilmember Dave Hudson  
Supervisor Jane Kim  
Mayor Wayne Lee  
Supervisor Mark Luce  
Vice Mayor Jake Mackenzie  
Supervisor Eric Mar  
Supervisor Karen Mitchoff  
Councilmember Julie Pierce  
Vice Mayor Greg Scharff  
Supervisor Linda Seifert  
Director William Kissinger\*

### Jurisdiction

County of Contra Costa  
County of Santa Clara  
City of Sunnyvale  
City of Novato  
City of American Canyon  
City of Oakland  
City of South San Francisco  
County of Alameda  
City of Hayward  
City of Fremont  
City of San Ramon  
County of San Francisco  
City of Milbrae  
County of Napa  
City of Rohnert Park  
County of San Francisco  
County of Contra Costa  
City of Clayton  
City of Palo Alto  
County of Solano  
RWQCB

### Representatives Absent

Mayor Jack Batchelor  
Councilmember Annie Campbell Washington  
Supervisor Cindy Chavez  
Supervisor Damon Connolly  
Dir Nicole Elliott, Leg and Gov Affairs  
Councilmember Charles "Chappie" Jones  
Mayor Edwin Lee  
Councilmember Lynette Gibson McElhaney  
Supervisor Nathan Miley  
Councilmember Raul Peralez

### Jurisdiction

City of Dixon  
City of Oakland  
County of Santa Clara  
County of Marin  
City of San Francisco  
City of San Jose  
City of San Francisco  
City of Oakland  
County of Alameda  
City of San Jose

Supervisor Dave Pine  
Supervisor David Rabbitt  
Supervisor Warren Slocum

County of San Mateo  
County of Sonoma  
County of San Mateo

[\* Non-voting Advisory Member]

**2. PUBLIC COMMENT**

There was no public comment.

**3. ANNOUNCEMENTS**

There were no member announcements.

**4. PRESIDENT'S REPORT**

President Pierce announced that October 1 is designated as a special day to celebrate the San Francisco Bay. Save The Bay and others are spearheading this newly dedicated annual celebration and are hosting events around the Bay Area. Members are encouraged to recognize the first Saturday in October as Bay Day. A sample resolution was distributed.

President Pierce informed members that there will be no closed sessions on the Public Employee Performance Evaluation, Title: Executive Director, and Public Employee Performance Evaluation, Title: Legal Counsel; and that the Adjustment to Public Employee Compensation: Executive Director, and Adjustment to Public Employee Compensation: Legal Counsel will be place on the next Executive Board meeting agenda.

**5. EXECUTIVE DIRECTOR'S REPORT**

Ezra Rapport, ABAG Executive Director, reported on the ABAG MTC Merger Implementation and the Executive Board action to implement Option 7 made at the special meeting on June 16. The Metropolitan Transportation Commission also approved Option 7; approved a funding agreement for ABAG planning in the amount of \$1.9 million; approved a contract with Public Financial Management for financial due diligence in the amount of \$250,000, and approved a contract with Orrick, a law firm, for legal due diligence in the amount of \$250,000. Senior staff from both ABAG and MTC met to determine a single process for due diligence. Both ABAG and MTC have extended contracts with Management Partners for assistance in project management and facilitating conversations around issues. The Deputy Executive Directors, Legal Counsels, and Finance Directors from both agencies will work on negotiations, with the Executive Directors to be called in as needed. A Request for Qualifications is being developed for a Human Resources Consultant on a classification system and to work with the labor teams from both agencies.

**6. CONSENT CALENDAR**

President Pierce recognized a motion by Linda Seifert, Supervisor, County of Solano, which was seconded by Wayne Lee, Mayor, City of Millbrae, to approve the consent calendar.

There was no discussion.

There was no public comment.

The aye votes were: Andersen, Cortese, Davis, Eklund, Garcia, Guillen, Gupta, Haggerty, Halliday, Harrison, Hudson, Kim, W. Lee, Luce, Mackenzie, Mar, Mitchoff, Pierce, Scharff, Seifert.

The nay votes were: None.

Abstentions were: None.

Absent were: Batchelor, Campbell Washington, Chavez, Connolly, Elliott, Jones, E. Lee, McElhaney, Miley, Peralez, Pine, Rabbitt, Slocum.

The motion passed unanimously.

**A. Approval of Executive Board Summary Minutes of Meeting No. 413 held on May 19, 2016 and Special Meeting No. 414 held on June 16, 2016.**

The Executive Board approved the Summary Minutes of Meeting No. 413 held on May 19, 2016 and Special Meeting No. 414 held on June 16, 2016.

**B. Approval of Transmission of Federal Grant Applications to State Clearinghouse**

With Executive Board consent, ABAG will transmit a list of federal grant applications to the State Clearinghouse. These applications were circulated in ABAG's Intergovernmental Review Newsletter since the last Executive Board meeting.

**C. Request for Authorization to Enter into New Contract with Bay Area Clean Water Agencies for Grant Administration Duties on Prop 84 (Integrated Regional Water Management, Round 1) Bay Area Region Grant**

The Executive Board authorized the Executive Director or designee to enter into an agreement on behalf of ABAG/SFEP with Bay Area Clean Water Agencies (BACWA) to assume grant administration for Prop 84 (Integrated Regional Water Management, Round 1) Bay Area Region Grant for up to \$100,000 through December 31, 2017.

**7. 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 the following: approval of minutes for June 16, 2016 meeting; report on AB 2444 (Garcia), Park Bond: California Parks, Water, Climate, and Coastal Protection and Outdoor Access for All Act of 2016—support; report on new legislation proposed for 2016 legislative session, including AB 1550 (Gomez), Greenhouse Gases: Investment Plan: Disadvantaged Communities—oppose, unless amended; Governor 707 (Brown), Governor's Trailer Bill Proposal—oppose, unless amended; AB 2406 (Thurmond), Housing: Junior Accessory Dwelling Units; AB 2441(Thurmond), Housing: Workforce Housing in High-Cost Areas Pilot; AB 2817(Chiu), Income Taxes: Credits: Low-Income Housing: Allocation Increase; SB 879 (Beall), Affordable Housing Bond Act; SB 1030 (McGuire) Sonoma County Regional Climate Protection Authority; SB X1 1 (Beall), Transportation Financing for Road Maintenance; and report on Proposition 53, California Statewide Vote on Bond Initiative.

President Pierce recognized a motion by Haggerty, which was seconded by Karen Mitchoff, Supervisor, County of Contra Costa, to approve the committee report.

There was no discussion.

There was no public comment.

The aye votes were: Andersen, Cortese, Davis, Eklund, Garcia, Guillen, Gupta, Haggerty, Halliday, Harrison, Hudson, Kim, W. Lee, Luce, Mackenzie, Mar, Mitchoff, Pierce, Scharff, Seifert.

The nay votes were: None.

Abstentions were: None.

Absent were: Batchelor, Campbell Washington, Chavez, Connolly, Elliott, Jones, E. Lee, McElhaney, Miley, Peralez, Pine, Rabbitt, Slocum.

The motion passed unanimously.

## **8. 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: approval of minutes of June 16, 2016; presentation and review of Financial Report for May 2016; report on payment of membership dues for Fiscal Year 2016-17; report on line of credit renewal with Bank of the West.

The committee met in closed session for Public Employee Performance Evaluation, Title: Executive Director, and Public Employee Performance Evaluation, Title: Legal Counsel. There was no reportable action out of closed session.

President Pierce recognized a motion by Harrison, which was seconded by Greg Scharff, Vice Mayor, City of Palo Alto, to approve the committee report.

There was no discussion.

There was no public comment.

The aye votes were: Andersen, Cortese, Davis, Eklund, Garcia, Guillen, Gupta, Haggerty, Halliday, Harrison, Hudson, Kim, W. Lee, Luce, Mackenzie, Mar, Mitchoff, Pierce, Scharff, Seifert.

The nay votes were: None.

Abstentions were: None.

Absent were: Batchelor, Campbell Washington, Chavez, Connolly, Elliott, Jones, E. Lee, McElhaney, Miley, Peralez, Pine, Rabbitt, Slocum.

The motion passed unanimously.

## **9. CLOSED SESSION**

Public Employee Performance Evaluation

Title: Executive Director

There was no closed session.

## **10. CLOSED SESSION**

Public Employee Performance Evaluation

Title: Legal Counsel

There was no closed session.

## **11. OPEN SESSION**

### **ADJUSTMENT TO PUBLIC EMPLOYEE COMPENSATION: EXECUTIVE DIRECTOR**

There was no report.

## **12. OPEN SESSION**

**ADJUSTMENT TO PUBLIC EMPLOYEE COMPENSATION: LEGAL COUNSEL**

There was no report.

**13. UPDATE PLAN BAY AREA 2040—DRAFT PREFERRED SCENARIO**

Miriam Chion, Planning and Research Director, reported on discussion on scenarios; outreach efforts; jurisdiction inputs; schedule changes, including delays in the schedule; release of the draft preferred scenario in August; approval of final preferred scenario in October or November by both ABAG and the Metropolitan Transportation Commission; and next steps related to Plan Bay Area 2040—Draft Preferred Scenario.

Members discussed the open house and public workshop in Marin County; the letter from MTC regarding the distribution of household and jobs numbers in May; the preferred option adopted in 2013; local jurisdiction inputs; adjusting or substituting current plan based on the new scenario with a new plan.

**14. PRESENTATION ON ABAG'S ECONOMIC DEVELOPMENT STRATEGY**

Chion reported on job growth and employment in the region; economic challenges in the region; the strategy committee under the Regional Planning Committee; establishing a Bay Area Economic Development District (EDD) as part of a public-private collaboration to improve economic resilience and prosperity; and requested Board adoption of Resolution No. 09-16.

Members discussed the Hayward fiber-optics project and regional benefits.

President Pierce recognized a motion by Barbara Halliday, Mayor, City of Hayward, which was seconded by Haggerty, to adopted Resolution No. 09-16.

Members discussed industrial economic development; elements and sectors of economic development; sub-regional job growth; micro-business areas and housing and health impacts; local economic strategies; engaging cities and counties; distribution of presentation slides; access to grants and federal funds; staff effort and time to produce report; economic development and education; responsibilities and benefits of membership in district; federal interest in establishing district; stakeholder involvement; defining strengths, weaknesses, opportunities strategies; local community applications for federal grants; local application and control with regards to the designation.

The following individual gave public comment: Kirsten Snow Spalding, San Mateo County Union Community Alliance.

The aye votes were: Andersen, Cortese, Davis, Eklund, Garcia, Guillen, Gupta, Haggerty, Halliday, Harrison, Hudson, Kim, W. Lee, Luce, Mackenzie, Mar, Mitchoff, Pierce, Scharff, Seifert.

The nay votes were: None.

Abstentions were: None.

Absent were: Batchelor, Campbell Washington, Chavez, Connolly, Elliott, Jones, E. Lee, McElhaney, Miley, Peralez, Pine, Rabbitt, Slocum.

The motion passed unanimously.

**15. ADJOURNMENT**

President Pierce adjourned the meeting of the Executive Board at about 8:17 p.m.

The next meeting of the Executive Board will be on September 15, 2016.

Submitted:

/s/ Ezra Rapport, Secretary-Treasurer

Date Submitted: August 9, 2016

Approved: September 15, 2016

*For information or to review audio recordings of ABAG Executive Board meetings, contact Fred Castro, Clerk of the Board, at (415) 820 7913 or FredC@abag.ca.gov.*