

SUMMARY MINUTES

ABAG Executive Board Meeting No. 328
January 16, 2003 ■ MetroCenter Auditorium

1. CALL TO ORDER

Meeting called to order at 7:30 p.m. by President Gwen Regalia, MetroCenter, 101 Eighth Street, Oakland.

Representatives and Alternates Present

Mayor Gwen Regalia
Supervisor Scott Haggerty
Supervisor Mark DeSaulnier
Supervisor Susan Adams
Supervisor Gerardo Sandoval
Supervisor Rose Jacobs Gibson
Supervisor Peter McHugh
Supervisor Barbara Kondylis
Supervisor Mike Kerns
Vice Mayor Ruth Atkin
Mayor Mark Green
Council Member Kris Valstad
Council Member Carole Dillon-Knutson
Mayor Mary Lou Holt
Mayor Ken Slavens
Mr. Paul Horcher
Ms. Jennifer Kass
Council Member Donald Eaton
Mayor Pro Tem Jim Vreeland
Council Member Hedy Chang
Mayor Julia Miller
Mayor James Sperring
Council Member Pam Torliatt
Council Member Henry Chang, Jr.
Council Member Forrest Williams

Jurisdiction

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

Following Representatives and Alternates Absent

Supervisor Nate Miley
Supervisor Alice Lai-Bitker
Supervisor Gail Steele
Supervisor John Gioia
Supervisor Gayle Uikema
Supervisor Federal Glover
Supervisor Cynthia Murray
Supervisor Mike Rippey
Supervisor Bill Dodd
Supervisor Chris Daly
Supervisor Jake McGoldrick
Supervisor Mark Church
Supervisor Richard Gordon
Supervisor Michael Nevin
Supervisor Blanca Alvarado
Supervisor Don Gage
Supervisor Liz Kniss
Mayor Shelia Young
Mayor Janet Lockhart
Mayor Willie L. Brown, Jr.
Ms. Maria Ayerdi
Ms. Alicia Bert

Alameda County
Alameda County
Alameda County
Contra Costa County
Contra Costa County
Contra Costa county
Marin County
Napa County
Napa County
San Francisco County
San Francisco County
San Mateo County
San Mateo County
San Mateo County
Santa Clara County
Santa Clara County
Santa Clara County
Alameda County Cities
Alameda County Cities
City of San Francisco
City of San Francisco
City of San Francisco

Ms. Karin Carlson	City of San Francisco
Council Member Carol Klatt	San Mateo County Cities
Mayor Jose Esteves	Santa Clara County Cities
Mayor Dan Furtado	Santa Clara County Cities
Council Member Steve Rabinowitsh	Sonoma County Cities
Council Member Jane Brunner	City of Oakland
Council Member Nancy Nadel	City of Oakland
Council Member Ken Yeager	City of San Jose
Council Member David D. Cortese	City of San Jose
Council Member Linda J. LeZotte	City of San Jose
Council Member Cindy Chavez	City of San Jose
Council Member Nora Campos	City of San Jose

2. PUBLIC COMMENT

There was no public comment.

3. ANNOUNCEMENTS

President Gwen Regalia welcomed first-time attendees, Supervisor Gerardo Sandoval representing San Francisco County, Mayor Jim Spering, City of Suisun City representing Solano County Cities, Mayor Pro Tem Jim Vreeland of Pacifica representing San Mateo County Cities and Supervisor, Susan Adams, representing Marin County. Regalia also noted that at the request of Supervisor Mike Rippey, Item 10 on the Agenda would be delayed until the next meeting.

4. EXECUTIVE DIRECTOR'S REPORT

Executive Director Eugene Leong pointed out information regarding ABAG sponsored events, the 2003-2004 Regional Economic Outlook Conference scheduled for Thursday, January 30, 2003 and the Water and Land Use focus of the Spring General Assembly scheduled for Thursday, April 24, 2003.

5. CONSENT CALENDAR

A. Executive Board Summary Minutes

The Board approved the Summary Minutes of Meeting No. 327, November 21, 2002.

B. Grant Applications

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

C. Appointments to Committees

The Board approved the following committee appointments:

Legislation and Governmental Organization Committee

1. Barbara Kondylis, Supervisor, Solano County
2. Desley Brooks, Council Member, City of Oakland

Bay Area Economic Forum

1. Keith Carson, Supervisor, Alameda County

Bay Conservation and Development Commission (BCDC)

1. Tom Bates, Mayor, Berkeley (Replacing former Mayor Shirley Dean, Berkeley)

San Francisco Estuary Project Implementation Committee

1. North Bay Representative – Pamela Torliatt, Council Member, Petaluma
2. East Bay Representative – Danny Wan, Council Member, City of Oakland
3. South Bay Representative – Richard Gordon, Supervisor, San Mateo County

Regional Airport Planning Committee

1. Julia Miller, Mayor, Sunnyvale

Bay Area Bioscience Center

1. Joseph Fernekes, Council Member, City of South San Francisco

D. Authorization to Continue Assignment of an ABAG Employee to the San Francisco Bay Regional Water Quality Control Board (RWQCB) Under an Intergovernmental Personnel Agreement (IPA)

The Board authorized the Executive Director or designee to continue an interagency agreement with the State Water Resources Control Board to assign Debbi Nichols to the San Francisco Estuary Project at the RWQCB. Under this agreement, funding for her position is provided by the RWQCB's cooperative agreement with the U.S. Environmental Protection Agency to implement the Comprehensive Conservation and Management Plan for the Estuary. Although supervised by RWQCB personnel, Ms. Nichols continues to be an ABAG employee, with salary and benefits paid by the RWQCB for January 1-December 31, 2003.

E. Authorization to Submit Grant Proposal to U.S. Environmental Protection Agency (U.S. EPA)

The Board authorized the Executive Director or designee to enter into a cooperative agreement with the EPA, on behalf of the San Francisco Estuary Project and the Copper Brake Pad Partnership. The proposed agreement will fund modeling studies not to exceed \$100,000 over a two-year period (2003-05) and assist in carrying out a program to identify and prevent impacts on San Francisco Bay water quality that potentially arise from the use of automotive brake pads. The proposed agreement will also assist with implementation of the CCMP for the San Francisco Estuary. No ABAG match is required.

F. Authorization to Submit Grant Proposal to U.S. Environmental Protection Agency (U.S. EPA)

The Board authorized the Executive Director or designee to enter into a cooperative agreement with the EPA on behalf of the San Francisco Estuary Project and its partners to seek \$200,000 in funding for the second phase of developing the San Francisco Bay Area Wetlands Regional Monitoring Program (WRMP). ABAG received \$200,000 from EPA in 2002 for developing the first phase of the WRMP as part of a statewide initiative to create comprehensive wetlands monitoring program for California. The agreement period will be 19-months (August 2003-February 2005). ABAG will provide an in-kind match of \$5,000. The proposal will assist with implementation of the CCMP for the San Francisco Estuary.

G. Authorization to Amend Consultant Contract for Services with Peter Melhus**

The Board approved request by The Bay Area Alliance Committee to amend previously approved contract of November 1999, to extend the term of Peter Melhus to serve as Executive Director of the Bay Area Alliance for Sustainable Communities (formerly Bay Area Alliance for Sustainable Development), through May 31, 2003. The extension will result in additional compensation of \$16,500 over a six-month term. Adequate funding remains in the Balance Foundation from grant funds to cover the contract extension.

H. Authorization to Enter into Agreement with Misawa Homes, Inc.

The Board authorized the Executive Director or designee to enter into an agreement with Misawa Homes, Inc., of Vallejo, for ABAG and the San Francisco Estuary Project. The agreement will provide outreach and education on storm water pollution prevention to planning and public works staff and county supervisors in Solano, Napa, and Sonoma counties and will not exceed \$115,000 over a two-year period (January 2003-January 2005). The funding is proposed by Misawa Homes, Inc. as part of a settlement of an enforcement case with the San Francisco Bay Regional Water Quality Control Board. The project will carry out actions in the Comprehensive Conservation and Management Plan.

I. Authorization to Submit Proposals to the Northern and Coastal California Water Bond Coalition

The Board approved to enter into contract with the appropriate state agency allowing \$12,110,000 to be allocated by the State Legislature through the Northern and Coastal California Water Bond Coalition for Proposition 50. The projects and amounts are as follows: North Bay Regional Water Atlas (\$1,200,000), Groundwater Resource Assessment and Conservation – Local Capacity Building and Regional Exchange (\$2,500,000), Regional Water Systems Seismic Vulnerability and Risk Management (\$650,000), Building Water Capacity for the Future of the San Francisco Bay Area (\$1,160,000), Bay Trail Public Access Implementation in North Bay Wetland Restoration Projects (\$600,000), Promote Public Access through Development of Bay Trail and Related Amenities Along

River Parkways and in Wetland Restoration Projects (individual counties and partnering counties (\$1,000,000 x 6).

It was moved by Dillon-Knutson/S/Spring/C/ that the consent calendar be approved.

6. BAY AREA GREEN BUSINESS PROGRAM

Ceil Scandone, ABAG Senior Planner, spoke for Becky Dennis, former Pleasanton Vice Mayor and Chair of ABAG's Hazardous Waste Management and Facility Allocation Committee who was unable to attend. Scandone reported that while the program was launched as a pilot in two counties and initially offered to auto repair shops only, it is now offered in Alameda, Contra Costa, Marin, Napa, Santa Clara and Sonoma counties and has certified over 210 businesses in 17 industries, and 18 public agencies. San Francisco is expected to join in 2003. The Green Business Program was honored with a 2002 Governor's Environmental and Economic Leadership Award in December, an award that is presented annually for exemplary work in protecting California's environment, conserving our natural resources and contributing to the betterment of California's economy.

2002 Highlights include:

- Alameda County certified its hundredth green business and launched a new partnership that recently resulted in the certification of 10 restaurants;
- Contra Costa County program partners increased their financial support allowing the county to extend their outreach to all interested businesses;
- Santa Clara County certified the City of Palo Alto, the first city to achieve citywide certification;
- Marin County became the sixth county to offer the program and certified its first green business during Earth Week;
- Sonoma County worked towards certification of all county operations; several departments neared certification by year's end;
- Counties elsewhere in California, have begun to organize programs based on the Bay Area model, and similar programs have been launched in Arizona and Hawaii, and
- US EPA and Cal EPA / DTSC agreed to promote the Bay Area Green Business Program model throughout their jurisdictions to promote consistency.

The Executive Board was asked to recognize the 18 Certified Green Business public agencies for their leadership, environmental accomplishments and public service. President Regalia presented Certificates of Recognition for agencies in the counties of Alameda, Contra Costa, Marin and Santa Clara.

7. OVERVIEW OF NEW STATE OF CALIFORNIA PROGRAM IMPLEMENTING SMOG CHECK REGULATIONS (AB2637 CARDOZA)

Rocky Carlisle, Engineering Division, California Bureau of Automotive Repair (BAR) briefed the Board on the new smog check requirements from AB 2637 Cardoza, which was signed into law on September 27, 2002 requiring BAR to implement the Enhanced Smog Check Program in the Bay Area basin. Key implementation dates include 1) July 1, 2003 – Stations must update to the new 5-Gas BAR 97 Analyzer, 2) October 1, 2003 – Dynamometer testing is scheduled to begin and 3) Current two speed idle test allowed between July 2, 2003, and October 1, 2003. Carlisle reported that the cost per dynamometer is approximately \$32,000 - \$40,000 in addition to a \$2,000 installation cost.

8. DRAFT PROJECTIONS 2003 FORECAST AND FUTURE FORECASTING WORK

ABAG Research Director, Paul Fassinger presented the Board with ABAG's Smart Growth Projections 2003 draft forecast numbers. The draft projects, that between 2000 and 2030, the region will add almost 2 million people and about 1.5 million jobs. Smart Growth policies move somewhat more growth in housing and jobs to the urbanized southern counties, where development is moved closer to transit and existing urbanized areas. Overall, the forecast moves toward the goals of the Smart Growth Workshops. Future milestones include: A) formal comments on projections 2003 that will be due by February 7, 2003, B) approval will be asked to revise forecast at the March ABAG Executive Board Meeting in which a packet will be provided to include SSA Level Forecast, comment and response and summary of changes that result, and C) a

projections 2003 document will be provided to cities and counties in May-June 2003. President Regalia opened the floor for questions and/or comments.

- Eaton (Comment)- it would be helpful if each of the counties were considered as a percentage of the totals then compare totals by percentage of each county and trend the percentages.
- Fassinger (Answer)- the comparison is included in the evaluation process.
- McHugh (Question) - who are the projections due from for next month and will they be reviewed for validation by the cities and counties prior to the information being distributed in the May-June timeframe?
- Fassinger (Answer) - the comments received would be from the cities and counties. December 20, 2002, draft information was mailed to all planning departments for the cities and counties. Responses received to date are approximately 20.

President Regalia allowed Mr. Michael from the Bay Area Council and the Economic and Business Caucus of the Bay Area Alliance for Sustainable Communities to present a concern.

- Mr. Michael: The concern is that the 2003 Policy Based Forecast falls short of the goals and objectives that were agreed to when the project first began, to grow in a smarter way, address the jobs/housing imbalance and the problem of not producing sufficient housing within the region, therefore, causing a great deal of in-commuting, and to share our analysis of the numbers which show that there was a minor improvement but the policy based forecast for jobs is more realistic than the workshop preferred scenario. In terms of housing production, it results in a housing deficit of 182,000 units, which is not much of an improvement from the based-case deficit of 209,000 units. This is in comparison to a jobs/housing balance scenario that was previously discussed and presented. The Council appreciates the work of ABAG and hopes that the forecast can be stronger and be more in the character of smart growth.
- Mr. Fassinger (Comment) - a written response will be included in the March Executive Board meeting regarding the draft numbers and any comments received.

9. STATUS OF WORK ON SMART GROWTH INCENTIVES

Alex Amoroso, ABAG Principal Planner, reported that the Inter-Regional Partnership, the Regional Agencies Smart Growth Project and the ABAG Regional Housing Program share incentives intended to promote good planning principles within each program that include sustainable development, jobs-housing balance, and the development of affordable housing near transit. The following five incentives were introduced; however only the first, second and fifth incentives will be pursued by staff:

1. urban growth boundaries instituted with an accompanying plan to accommodate future growth (both housing and economic development) within the proposed boundary would be given priority in regional and state funding,
2. tax increment financing offered to projects that are near transit or that are designed to offset jobs/housing imbalances,
3. simple majority vote for Real Estate Transfer Tax when proceeds are used for affordable housing projects,
4. property tax – retail sales tax swap between local and state governments, and
5. create priority eligibility for cities that adopt model “smart growth” policies in the award of state competitive grants, including for infrastructure, commercial and industrial, or other economic development.

Mayor Mark Green indicated that all five incentives were, approved by the Regional Planning Commission.

10. REPORT ON STATUS OF CALFED TASK FORCE

President Regalia announced, at the request of Supervisor Rippey, that this item will be moved to the next Board meeting.

11. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT

Chair Mary Lou Holt informed the Board of President Regalia’s report to the Committee regarding discussions relating to legislation and actions needed to integrate ABAG and MTC and bring about comprehensive integrated regional planning. Holt also reported on priority issues and legislative goals for the 2003 session identifying the Fiscal Policy reform as a primary focus. Issues of housing and land use, incentives and regulatory change and environmental issues were also identified as important and will be

tracked by the Committee. For information on the L&GO Committee, contact Kathleen Cha at 510/464-7922 or KathleenC@abag.ca.gov. It was moved by McHugh/S/Holt/C/ to accept the Committee Report.

12. FINANCE AND PERSONNEL COMMITTEE REPORT

Vice Chair, Mayor Julia Miller, received Board approval of Committee Report which included the draft Overall Work Program and Budget for FY 2003-04 with proposed dues for consideration at the Spring General Assembly. It was moved by Miller/S/McHugh/C/ to accept the Committee Report.

13. ADJOURNMENT

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

Eugene Y. Leong, Secretary-Treasurer