

A G E N D A

ABAG EXECUTIVE BOARD MEETING NO. 373

Thursday, May 20, 2010, 7:00 PM

METROCENTER AUDITORIUM

101 8th Street (at Oak Street)

Oakland, California

For additional information, please call:
Fred Castro, (510) 464 7913

Agenda and attachments available at:
<http://www.abag.ca.gov/meetings/>

1. CALL TO ORDER

2. PUBLIC COMMENT

3. ANNOUNCEMENTS

4. PRESIDENT'S REPORT

5. EXECUTIVE DIRECTOR'S REPORT**

6. CONSENT CALENDAR

ACTION: Unless there is a request by a Board member to take up an item on the consent calendar separately, the calendar will be acted upon in one motion.

A. Approval of Executive Board Summary Minutes**

Summary Minutes of Meeting No. 372 held on March 18, 2010.

B. Grant Applications**

With Board consent, ABAG will transmit the attached 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.

Please Note: The Board may act on any item on this agenda. **Attachment included.

C. Appointment to Committees

President Mark Green requests Board approval of appointments to the following committees:

Legislation and Governmental Organization Committee

John Avalos, Supervisor, City and County of San Francisco

Administrative Committee

John Avalos, Supervisor, City and County of San Francisco

Julie Pierce, Councilmember, City of Clayton

Sam Liccardo, Councilmember, City of San Jose (Pending approval of Consent Calendar Item M.)

Regional Planning Committee

John Avalos, Supervisor, City and County of San Francisco

D. Authorization to Renew Agreement with Michael J. Arnold and Associates, Legislative Advocate**

Authorization is requested to renew the agreement with Michael J. Arnold and Associates in an amount not to exceed \$60,000 to provide legislative advocacy on behalf of ABAG in Sacramento.

E. Authorization to Enter into Contract with Aquatic Science Center for Services on State Water Board's Wetland and Riparian Area Protection Policy**

Authorization is requested for the Executive Director or designee to enter in contract with the Aquatic Science Center, a joint powers authority between the San Francisco Estuary Institute, the San Francisco Bay Regional Water Board and the Bay Area Clean Water Agencies to provide services for the statewide Wetland and Riparian Area Protection Policy development and implementation. The subcontract amount totals \$68,000 for a term of one year. The project assists with implementation of the Comprehensive Conservation and Management Plan for the San Francisco Estuary.

F. Executive Board Ratification of Two-Year Interagency Agreement with California Department of Transportation (Caltrans) to Continue Providing Technical Support for Permit Processing**

In July 2007 the Executive Board authorized the Executive Director or designee to enter into an inter-agency agreement with Caltrans to provide technical resources to the North Coast Regional Water Quality Control Board. Ratification of a new inter-agency agreement with Caltrans to continue providing technical support to the North Coast Regional Water Quality Control Board is requested. The agreement is in the amount of \$445,758 for a term of April 1, 2010-April 1, 2012. There is no ABAG match required. The project assists with implementation of the Comprehensive Conservation and Management Plan for the San Francisco Estuary.

G. Executive Board Ratification of Contract with the Center for Ecosystem Management and Restoration (CEMAR) for State of the Bay Estuary Report**

Ratification of a contract with CEMAR for preparation of an updated State of the Bay Estuary Report is requested. The contract for the first phase of work is \$109,000 and the term from March 15, 2010, through September 30, 2010. Funds for this portion of the contract are available in the ABAG grant agreement with the U.S. Environmental Protection Agency for implementation of the Comprehensive Conservation and Management Plan.

H. Approval of Resolution No. 06-10 and Authorization to Enter into Contract with California Department of Fish and Game for Integrated Regional Wetland Monitoring Analysis Project (IRWM)**

Approval of Resolution No.10-6 and authorization for the Executive Director or designee to enter into a new contract on behalf of ABAG/SFEP with the California Department of Fish and Game for IRWM Analysis Project and to subcontract with partners is requested. The total contract amount is \$420,000 for a contract term of three years beginning on October 1, 2010. The project assists with implementation of the SFEP Comprehensive Conservation and Management Plan.

I. Ratification for Application and Approval of Resolution No. 07-10 to California Natural Resources Agency for the San Francisquito Watershed Urban Greening Action Plan and if Awarded, Authorization to Enter into Contract**

Ratification of an application and approval of a Resolution Authorizing the Executive Director or designee to enter into a contract with the California Natural Resources Agency for San Francisquito Watershed Urban Greening Action Plan is requested. The proposal amount is \$297,666 and includes an n in-kind match from the San Francisquito JPA, SFEP and Bay Trail. ABAG will provide overall project management and coordination. Authorization to subcontract with project partners is also requested if project is awarded.

J. Approval of Resolution No. 08-10 and Authorization to Enter into Contract with State Water Resources Control Board for Statewide TDML Assistance**

Approval of Resolution No. 10-8 authorizing the Executive Director or designee to enter into a contract with the State Water Resources Control Board to provide support for the development, adoption and implementation of Total Maximum Daily Loads (TMDLs) and Water Quality Control Plans, including alternative strategies for resolving Clean Water Act section 303 (d) listings. The contract amount totals \$92,657 for a contract period of two years. The project assists in the implementation of the SFEP Comprehensive Conservation and Management Plan.

K. Authorization is Requested to Enter into Contract with Larry Walker Associates to Develop Best Management Practices (BMPs) to Reduce or Prevent Discharge of Polychlorinated Biphenyls (PCBs) During Building Maintenance, Demolition or Remodeling**

Authorization is requested for the Executive Director or designee to enter into a subcontract with Larry Walker Associates to develop BMPs to reduce or prevent discharge of polychlorinated biphenyls (PCBs) during building maintenance, demolition or remodeling. The contract amount is \$150,000 for a contract term of May 2010 to October 2011.

L. Authorization to Execute Necessary Agreements to implement Department of Energy (DOE) Retrofit Ramp-up Award**

Authorization is requested for the Executive Director or designee to execute all necessary agreements to implement and carry out the purposes of any funds awarded as a result of the DOE Retrofit Ramp-Up funding award. The ABAG region is expected to receive approximately \$8.7 million.

M. Authorization to Increase Size of Administrative Committee by One Additional Member**

Authorization is requested to increase the size of the Administrative Committee by one additional member bringing the total membership to eleven.

7. PROPOSED REGIONAL DAY OF REMEMBRANCE

Information/ACTION: Alameda County Supervisor Alice Lai-Bitker and Alameda County District Attorney Nancy O'Malley will be the Alameda County Day of Remembrance event aims, which aims to remember those who have died from domestic violence and to celebrate the lives of those who have survived. They will discuss with the Board how ABAG can assist in making this a regional event.

8. GOVERNOR'S MAY REVISE

Information: Michael Arnold, ABAG's Legislative Advocate, will brief the Board on the impact of the Governor's May budget revisions on local government.

9. REGIONAL WATER QUALITY CONTROL BOARD'S MUNICIPAL REGIONAL STORMWATER PERMIT AND SAN FRANCISCO ESTUARY PARTNERSHIP'S PROJECTS TO PROMOTE GREEN INFRASTRUCTURE AROUND THE REGION**

Information: Jennifer Krebs, Principal Planner, San Francisco Estuary Partnership, will brief the Board on municipal regional stormwater permit requirements passed by the Regional Water Quality Control Board last fall and successful efforts by the San Francisco Estuary Partnership to find funds for local governments to undertake Green Infrastructure projects around the region.

10. PRIORITY DEVELOPMENT AREAS (PDAs): APPLICATIONS AND RECOMMENDATIONS**

Information/ACTION: Kenneth Kirkey, ABAG Planning Director, will present the staff recommendation for designation planned and potential PDAs in Cities of Oakland and American Canyon and request Executive Board adoption.

11. SB 375 ENGAGEMENT: THE ABAG ADMINISTRATIVE AND MTC PLANNING COMMITTEES

Information/ACTION: Ezra Rapport, ABAG Deputy Executive Director, will brief the Board on the process that ABAG and the Metropolitan Transportation Commission will launch for local jurisdictions, congestion Management Agencies and Transit Agencies to direct the Bay Area's SB 375 Sustainable Communities Strategy at the sub-regional County or Corridor level.

12. DISCUSSION OF GREENHOUSE GAS (GHG), HOUSING, AND OTHER TARGETS PER SB 375 REQUIREMENTS**

Information: Paul Fassinger, Research Director and Christy Riviere, ABAG Principal Planner, will discuss potential future action by the Executive Board on California Air Resources Board (CARB) greenhouse gas targets for the region. Staff will also discuss adoption of regional housing targets and other targets.

13. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

Information/ACTION: Committee Chair Mark Luce, Supervisor, County of Napa, will report on Committee activities and ask Board approval of Committee recommendations

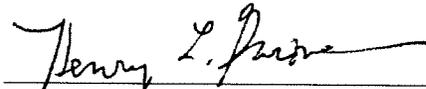
14. FINANCE & PERSONNEL COMMITTEE REPORT**

Information/ACTION: Committee Chair Scott Haggerty, Supervisor, Alameda County, will report on Committee activities and ask Board approval of Committee recommendations.

A. CLOSED SESSION: Public Employee Performance Evaluation

Title: Executive Director

15. ADJOURNMENT



Henry L. Gardner, Secretary-Treasurer



Date: May 6, 2010

M E M O

To: Executive Board

From: Henry L. Gardner
Executive Director

Subject: **Executive Director's Report**

General Assembly and Regional Summit

On April 22nd ABAG and our regional agency partners, the Metropolitan Transportation Commission, the Bay Area Air Quality Management District, and the Bay Conservation and Development Commission, held a successful General Assembly and Regional Summit. Almost 400 elected officials, staff and non-profit agencies participated in the launching of our SB 375 Sustainable Communities Strategy planning process that will be ongoing underway until the spring of 2013 when the SCS will be completed. You will hear more about the General Assembly from ABAG's President at the May 20th Board meeting.

San Francisco Bay Trail

On Friday, May 7, 2010, the City of San Leandro held a Grand Opening ceremony for the Bay Trail Slough Bridge at the Oyster Bay Regional Park. The bridge was named the "Bill Lockyer Bay Trail Bridge," in honor of Treasurer Lockyer's vision and perseverance in bringing the Bay Trail to the greater San Francisco Bay Area. This dedication also commemorated completion of the 300th mile of the San Francisco Bay Trail. ABAG is proud to have played a key role in advancing the Bay Trail through the nine counties and 47 cities.

San Francisco Estuary Partnership

H.R. 5061, the San Francisco Bay Improvement Act of 2010, was recently introduced by Representative Jackie Speier and has been co-sponsored by members of the Bay Area delegation. The bill would authorize up to \$1 billion (\$100 million annually for ten years) to the U.S. EPA to fund projects, programs, and studies that implement priority objectives of the San Francisco Estuary Partnership's Comprehensive Conservation and Management Plan (CCMP). The bill also:

- Establishes a San Francisco Bay Program Office within Region 9 of the U.S. Environmental Protection Agency (EPA) and authorizes the EPA Administrator to appoint a Director of that Program Office to oversee that funding.
- Establishes a San Francisco Bay Program Advisory Committee to provide advice to the Administrator on implementing the identified goals and objectives of the CCMP, with representation from appropriate Federal and State departments and agencies, including the Director of the SFEP.

This legislation would begin to bring San Francisco Bay/Estuary in line with other large aquatic ecosystems, such as the Great Lakes, Chesapeake Bay, and Puget Sound,



which receive substantial federal funding to achieve restoration objectives. More information is available at <http://sfestuary.org/pages/home.php>.

SFEP hosts Oil Spill Response Forum on May 11

As the world watches the oil spill response operations unfold in the Gulf of Mexico, the San Francisco Estuary Partnership and Pacific Environment will host a public forum on Tuesday, May 11, 2010, to discuss local preparedness for future oil spills in San Francisco Bay. The forum, *Oil Spills in San Francisco Bay: Preparing a Better Response*, is designed to raise awareness about the impacts of oil spills and to improve oil spill response in Bay Area waters.

SFEP kicks off Bay Area-wide Trash Capture Demonstration Project

On Tuesday, May 4, the Estuary Partnership kicked off this stimulus-funded project with a well-attended day of activities in Oakland. Public works staff from 60 Bay Area municipal government agencies, countywide stormwater protection agencies, water suppliers, and flood control districts attended a morning meeting devoted to learning about the Project and the variety of available types and sizes of trash capture devices, and an afternoon "vendor fair" where 15 suppliers of trash capture devices from around the state displayed their products and answered questions.

SFEP/ABAG is contracting with vendors to provide trash capture equipment to all Bay Area counties and cities that choose to participate. Funds are allocated to municipalities based on population and trash capture requirements in the San Francisco Bay Regional Water Quality Control Board's Municipal Regional Stormwater Permit, adopted in October. The Project is funded with \$5 million in American Recovery and Reinvestment Act (stimulus) funds from the State Water Resources Control Board's Clean Water State Revolving Fund. Contact SFEP project manager Janet Cox, jwcox@waterboards.ca.gov, for more information.

ABAG POWER

Last December, ABAG coordinated with three other regions in the state (LA County, Sacramento and San Diego) to submit a grant application for the DOE Retrofit Ramp-Up funds. Recently LA County, as the lead applicant, was notified that the proposal had been tentatively awarded \$30 million, pending successful negotiations to reduce the original scope of work to correspond with the approved funding. The ABAG region expects to receive approximately \$8.7 million.

ABAG Financial Services

There were no financings delivered by ABAG and its affiliated entities since my last report.

My Resignation

After many years of public service and a satisfying tenure at ABAG, I have decided to resign as Executive Director effective August 31, 2010. I have attached my letter of resignation.

Attachment:

Resignation Letter dated May 3, 2010

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



May 3, 2010

Honorable Mayor Mark Green, President
Association of Bay Area Governments and
Honorable Members of the Board

Dear Mayor Green and Members of the Board:

After a long and rewarding career in local and regional government, I have decided to bring my public service to a close. Accordingly, I hereby submit my resignation, effective at the close of business on August 31, 2010.

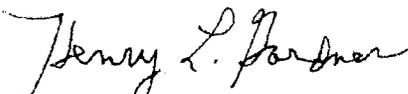
The challenges facing local governments and the region are daunting, especially given the ongoing fiscal constraints and the increasing needs and demands for additional and improved programs and services. Nevertheless, this is also a period of opportunities to engage leaders and constituents in the design and the making of a new course of direction that will preserve and enhance the enviable qualities of this great region. The Bay Area is poised to become the model of the state for sustainable development. The vision and political will are evident to make it so.

We have enjoyed much success in the past few years with a number of our programs and activities, and we are increasing participation among our members. I hope that I have played a small role in raising the visibility and importance of ABAG's work in addressing the goals of the region and in forging new avenues for cooperation and collaboration with our regional partners, chief among them the Metropolitan Transportation Commission.

I am most appreciative of the leadership and steadfast support I have received from the officers and members of the Board during my tenure. I am also deeply indebted to the ABAG staff. They are a group of well-trained, talented, dedicated and committed individuals, and I commend them to you.

As I leave, I do so with the firm conviction that public service is an honorable calling. It has been a privilege and a distinct honor to serve as your Executive Director.

Respectfully submitted,


Henry L. Gardner



SUMMARY MINUTES

ABAG Executive Board Meeting
No. 372, March 18, 2010
MetroCenter Auditorium
101 8th Street, Oakland, California

1. CALL TO ORDER

President Green called the meeting to order at approximately 7:05 p.m. A revised agenda was distributed that adds Item 6.E, Bay Area-Wide Trash Capture Demonstration Project; 6.F., Hicks Flat Mercury Remediation Project; and 6.G., San Francisco Bay Area Rapid Transit District.

Representatives and Alternates Present

Supervisor Susan L. Adams
Supervisor John Avalos
Councilmember Kansen Chu
Supervisor David Cortese
Mayor Pro Tem Carole Dillon-Knutson
Councilmember Dan Furtado
Mayor Jack Gingles
Supervisor John Gioia
Mayor Susan Gorin
Mayor Mark Green
Supervisor Scott Haggerty
Supervisor Rose Jacobs Gibson
Director Nancy Kirshner Rodriguez
Councilmember Sam Liccardo
Supervisor Mark Luce
Councilmember Nancy Nadel
Mayor Julie Pierce
Councilmember Joe Pirzynski
Mayor Harry Price
Councilmember A. Sepi Richardson
Supervisor Gail Steele
Supervisor Gayle B. Uilkema
Councilmember Joanne Ward
Supervisor Ken Yeager

Representatives Absent

Councilmember Jane Brunner
Councilmember Richard Garbarino
Supervisor Carole Groom
Mayor Beverly Johnson
Councilmember Ash Kalra
Supervisor Mike Kerns
Supervisor Barbara Kondylis
Education Advisor Hydra Mendoza
Supervisor Ross Mirkarimi
Mayor Gavin Newsom
Vice Mayor Jean Quan
Vice Chair Terry Young

Jurisdiction

County of Marin
County of San Francisco
City of San Jose
County of Santa Clara
City of Novato
City of Campbell
City of Calistoga
County of Contra Costa
City of Santa Rosa
City of Union City
County of Alameda
County of San Mateo
City of San Francisco
City of San Jose
County of Napa
City of Oakland
City of Clayton
Town of Los Gatos
City of Fairfield
City of Brisbane
County of Alameda
County of Contra Costa
City of Hercules
County of Santa Clara

Jurisdiction

City of Oakland
City of South San Francisco
County of San Mateo
City of Alameda
City of San Jose
County of Sonoma
County of Solano
City of San Francisco
County of San Francisco
City of San Francisco
City of Oakland
RWQCB

2. PUBLIC COMMENT

There was no public comment.

3. ANNOUNCEMENTS

Julie Pierce, Mayor, City of Clayton, announced that the Contra Costa County Transportation Authority appointed Randy Iwasaki as its new Executive Director.

There were no other announcements

4. PRESIDENT'S REPORT

President Green reported on the following:

The Legislative Reception, co-sponsored by CSAC and MTC, and with support from Comcast and PG&E, was held in Sacramento. Six legislators and a number of legislative staff attended. The evening provided an opportunity for ABAG to interact informally with legislators and set the stage for future legislative discussions. President Green thanked the Board and L&GO members who attended and offered a special thanks to Supervisors Mark Luce, Scott Haggerty, and Mike Kerns, who provided the excellent Napa Valley, Livermore, and Sonoma County wines that were served during the reception. Legislators were provided with a flash drive with information about ABAG and its legislative priorities.

The Administrative Committee held its annual meeting and planning session on February 4th and 5th at the Claremont Hotel in Oakland. (Further information reported under Item 11.)

President Green reported on meetings with each of the Mayors and Councilmembers Associations in the region. He met with the Napa County Cities Association and is scheduled to speak with the Sonoma County Cities Association on April 8th and the Santa Clara County Cities Association on May 13th. He will meet with Contra Costa County Mayors Conference on May 6th. Speaking engagements will be scheduled for San Mateo, Marin, and Solano Counties. His goal is to get the word out about ABAG's programs and services and the benefit of building a stronger voice for the region through collaboration. He expects to have met with all of the region's Mayors and Councilmembers Associations by May or June.

The Growing Smarter Together Awards' Jury met on March 1st to review the nominations for awards in seven categories which will be presented at the General Assembly and Regional Forum on April 22nd in Oakland at the Marriott Hotel.

President Green reported on his recent trip to Washington, D.C. with the Alameda County Congestion Management Agency and recommended that ABAG consider an annual Washington trip to meet with the Bay Area's delegation led by Representative Nancy Pelosi, Senator Barbara Boxer, and others.

5. EXECUTIVE DIRECTOR'S REPORT

Henry Gardner, ABAG Executive Director, reported on the following:

As of March 4th the Senate and Assembly approved on a party line vote the transportation proposal put forth by the Legislature. The proposal does not include two previous provisions that had received a lot of attention: delaying the

implementation of certain business tax breaks that would have resulted in more revenues next fiscal year and the provision to allow MPOs to levy a regional fuel fee to fund transit, bicycle, and pedestrian projects, which is a potentially significant source of funds for local governments and transit agencies that are proposing projects to support the goals of SB 375, the Sustainable Communities Strategy, and AB 32.

The Governor's May Revise Budget will be the most up-to-date estimate by the Finance Department of the State budget deficit. The State is currently receiving approximately \$1 billion more each month since January than estimated. If this trend continues, the deficit should shrink considerably, relieving some of the pressure on massive reductions of social services.

Staff is continuing to pursue legislation that would authorize, by majority voter approval, a vehicle registration fee of up to \$4 to support planning and grants related to SB 375, the Sustainable Communities Strategy, and AB 32. This proposed legislation would generate approximately \$24 million a year, with half the amount available for ABAG and MTC to implement SB 375 and AB 32, and half available to cities and counties and congestion management agencies. This proposed legislation addresses the issue the Governor raised in his veto message of SB 406 by submitting the fee proposal to the voters. ABAG is seeking an author for the legislation.

MTC and ABAG have joined four other regions—SACOG (Sacramento region), SANDAG (San Diego region), SCAG (Southern California region), and the San Joaquin region—in exploring ways to coordinate their efforts and strategies in implementing SB 375. The large metropolitan regions share a lot in common in addressing housing, employment and environmental issues, and the San Joaquin region plays a critical role in interfacing with the four metropolitan regions. These regional agencies have begun to identify areas where they may be able to share resources and leverage off of each other's experiences and opportunities for more effective planning and possible cost-savings by eliminating duplicative analysis and research.

Over the last three months, the San Francisco Estuary Partnership has teamed with the Water Board, Santa Clara Valley Urban Runoff Pollution Program, the San Mateo Countywide Water Pollution Prevention Program, and Marin County Stormwater Pollution Prevention Program to provide Construction Stormwater Workshops throughout the region which included instructions on appropriate best management practices to manage construction storm water discharges and the requirements in the new general construction permit issued by the State Board on September 2, 2009.

ABAG POWER has received notice that its funding application to the California Energy Commission (CEC) for the State Energy Program has been preliminarily approved for \$10,750,000. This is a two year program that will promote energy efficiency retrofits in residential buildings in the Bay Area. In addition to region-wide activities, approximately \$9.5 million has been allocated to individual Bay Area counties for specific programs in their areas. ABAG expects to negotiate a contract with the CEC in March and to complete initial market research and program design by May.

Financings delivered by ABAG and its affiliated entities since the last report include: \$54,310,000 of State of California-Insured Revenue Bonds on behalf of San Diego

County for Casa de Las Campanas, a multi-level retirement facility; \$9,920,000 in Freddie Mac-Guaranteed Variable Rate Demand Multifamily Housing Revenue Refunding Bonds on behalf of Alameda County for the Acton Courtyard Apartments Project in the City of Berkeley; \$3,200,000 in Freddie Mac-Guaranteed Variable Rate Demand Multifamily Housing Revenue Refunding Bonds on behalf of Alameda County for the ARTech Building Apartments Project also in Berkeley; and, A Capital Lease for the Town of Moraga to facilitate the delivery of \$1,525,000 in Certificates of Participation.

Members discussed the lawsuit regarding the City of Pleasanton and housing limits.

President Green thanked Executive Director Gardner for his report.

6. CONSENT CALENDAR

President Green recognized a motion by Dave Cortese, Supervisor, County of Santa Clara, and seconded by Sepi Richardson, Councilmember, City of Brisbane, to approve the Consent Calendar. The motion passed unanimously.

A. Approval of Executive Board Summary Minutes**

Approved Summary Minutes of Meeting No. 371 held on January 21, 2010.

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. Appointment to Committee

The following committee appointments were approved.

Bay Conservation and Development Commission

Councilmember Ana Apodaca, City of Newark (Alternate to Member Robert Wieckowski)

Regional Planning Committee

Jeremy Madson, Executive Director, Greenbelt Alliance
Egon Terplan, Regional Policy Director, SPUR

D. Financial Support to Bay Area Council Economic Institute (Formerly Bay Area Economic Forum)**

Authorized approval of FY 09-10 ABAG support to the Bay Area Council Economic Institute (BACEI, formerly known as the Bay Area Economic Institute) in the amount of \$50,000.

E. Bay Area-Wide Trash Capture Demonstration Project: Approved Vendor List**

Approved vendor list for "forgivable loan" from the State Water Resources Control Board's Clean Water State Revolving Fund for \$5 million in American Reinvestment and Recovery Act (stimulus) funding for ABAG's Estuary Partnership to implement a region-wide demonstration project that will provide all interested Bay Area cities with trash capture devices to retrofit existing storm drain infrastructure.

F. Resolution Authorizing to Entering into Agreement with State of California for the Hicks Flat Mercury Remediation Project**

Adopted resolution authorizing the Association of Bay Area Governments to enter into an agreement with the State of California, and authorizing the Executive Director, or designee, to sign the 319(h) Agreement, and any amendments thereto.

G. Request for Authorization to Enter into Contract with the San Francisco Bay Area Rapid Transit District**

Authorized entering into contract with the San Francisco Bay Area Rapid Transit District (BART) to develop, award and manage trail construction grants in the amount of \$938,336 to construct portions of the San Francisco Bay Trail for completion of gaps in the Bay Trail system.

7. SHORT TERM ECONOMIC CONFERENCE SUMMARY**

President Green recognized Paul Fassinger, ABAG Research Director, who provided a summary of the presentations made at ABAG's recent Short Term Economic conference, including an overview of the short-term economic outlook, information about the January 26th conference, and expectations for the Bay Area economy.

Executive Director Gardner spoke about tailoring this presentation for each county.

Members discussed conditions for real growth, the Department of Finance data, and presentations to the mayors conferences.

President Green thanked Mr. Fassinger for his report.

8. INVESTMENT IN AFFORDABLE HOUSING TRANSIT ORIENTED DEVELOPMENT**

President Green recognized Ken Kirkey, ABAG Planning Director, and Doug Johnson, MTC, who provided an overview of the Bay Area TOD Affordable Housing Fund. The fund is being jointly established by the Metropolitan Transportation Commission (MTC), the San Francisco Foundation, the East Bay Community Foundation, and the Silicon Valley Community Foundation to assist with the creation of affordable housing in FOCUS Priority Development Areas.

Mr. Kirkey addressed Priority Development Areas incentives, TOD opportunities for limited infill development and sites near transit, and described the Great Communities Collaborative. Mr. Johnson spoke about regional collaboration, the Affordable TOD fund, the New York Acquisition Fund Structure, conditions of participation, and next steps.

Members discussed program eligibility, inclusionary zones, affordable housing funds, efforts by local community foundations, and the RHNA process.

President Green thanked Messrs. Kirkey and Johnson for their report.

9. SUSTAINABLE COMMUNITIES STRATEGY (SCS) ENGAGEMENT

President Green recognized Ezra Rapport, ABAG Deputy Executive Director, who presented and asked for Board input on a draft engagement approach for SB 375 and the Sustainable Communities Strategy. Mr. Rapport spoke about SB 375 in the context of congestion, mega-regional sprawl, and disinvestment in cities; the SCS

vision to integrate urban development and transportation, and to implement PDAs; benefits and metrics; land use goal and challenges; Strategic Growth Council policy regarding the environment, economy, and equity; and SCS engagement, including the Regional Summit, Regional Advisory Committee, CEO Advisory Committee, and County/Corridor meetings.

Mr. Kirkey reviewed the process undertaken for the FOCUS program.

Members discussed the Green California Summit and sustainable cities, engaging elected officials in the SCS process, the target audience for the Regional Summit, the composition of the Regional Advisory Committee, encouraging Regional Summit attendance, transit funding, effective technical staff involvement, and having the President send a letter to invite all elected officials to attend the General Assembly.

Mr. Rapport provided an overview of the Profiles project for ABAG elected officials.

Members discussed the purpose and function of the Profiles project, Brown Act requirements, and a need for legal analysis of the project.

President Green thanked Mr. Rapport for his report.

10. MTC UPDATE FROM ABAG REPRESENTATIVE

President Green recognized Dave Cortese, Supervisor, County of Santa Clara, and ABAG Representative to the Metropolitan Transportation Commission, who reported on Commission activities and key programs and initiatives, including ARRA funding of infrastructure projects; FTA funding of transit system preservation projects; status of Proposition 1B funding; BATA's toll hikes for seven state bridges for seismic retrofits and congestion pricing, and carpool and large/multi-axle trucks; Transit Sustainability Project; Bay Area Climate Initiative Program; MTC website update; MTC Policy Advisory Council; Clipper (Translink) program; and Affordable TOD funds.

President Green thanked Supervisor Cortese for his report.

11. ADMINISTRATIVE COMMITTEE REPORT

Committee Chair Mark Green reported on the Administrative Retreat held February 4th and 5th at the Claremont Hotel in Oakland which included discussions on the following: briefings on Bay Area Recovery Authority legislation that is being carried by Senator Ellen Corbett, follow-up legislation to SB 406, SB 375 Implementation, a report on Climate Bay Area, and an Ambassadors for ABAG Program.

12. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

President Green recognized Committee Vice Chair Carole Dillon-Knutsen, Councilmember, City of Novato, who reported on committee activities, including: the election of Mark Luce, Supervisor, County of Napa, as Committee Chair, and Carole Dillon-Knutsen, Councilmember, City of Novato, as Committee Vice Chair; legislation recommendations, including AB 2139 (support), AB 2103 (support), SB 1445 (support), SBX8 26 (support), SB 1048 (support), SB 1100 (support), SB 1205 (support with amendments), AB 2138 (watch pending further information), AB 2176 (watch pending further information), SB 88 (no position); bills for consideration and legislative priorities for 2010; a report on the Youth Gun Violence Task Force; and a report on the Legislative Reception.

Members discussed SB 1205.

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

President Green thanked Chair Dillon-Knutsen for her report.

13. FINANCE & PERSONNEL COMMITTEE REPORT**

President Green reported on committee activities, including a report on the Financial Reports for December 2009 and January 2010; a recommendation to provide financial support in the amount of \$50,000 to the Bay Area Council Economic Institute; the process for performance evaluation of Legal Counsel; and rescheduling the Legal Counsel performance evaluation to July 15th.

President Green recognized a motion, which was seconded by Councilmember Richardson, to approve the committee report, including the financial support to the Bay Area Council Economic Institute. The motion passed unanimously.

The Board entered closed session at 9:20 p.m. for a conference with Legal Counsel regarding existing litigation, HBANC v. ABAG, and a public employee performance evaluation of the Executive Director.

The Board returned to open session at about 9:28 p.m.

President Green reported that the performance evaluation of the Executive Director will occur in May.

14. PROJECTIONS 2009**

President Green recognized a motion by Scott Haggerty, Supervisor, County of Alameda, which was seconded by Councilmember Richardson, to approve the recommendation from the Finance and Personnel Committee to clarify Projections 2009. There was one no vote by Sam Liccardo, Councilmember, City of San Jose. The motion passed.

15. ADJOURNMENT

The meeting was adjourned at approximately 9:29 p.m.

A handwritten signature in black ink, appearing to read "Henry L. Gardner". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Henry L. Gardner, 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.

**Association of Bay Area Governments
Executive Board
Thursday, May 20, 2010
Project Review**

.1 Federal Grant Applications Being Transmitted to the State Clearinghouse

Sonoma

Applicant: County of Sonoma

Program:

Project: Healthy Food Outlet Program

Description: To provide technical assistance and consultation to eight neighborhood grocery stores, ethnic markets, and convenience stores in three low-income communities (Feters Hot Springs, guerneville, and Monte Rio) to increase access to healthy food for residents; to position local retailers to expand their businesses by increasing sales of healthy food, including fresh produce; and, to develop a successful program model for replication in other low-income communities.

Cost:	Total	\$159,633.00	Federal	\$85,416.00	State:	\$0.00
			Applicant	\$27,217.00	Local	\$0.00
					Other	\$47,000.00

Contact: L. Lynn Walton (707) 565-6682
ABAG Clearinghouse Number 14982

May 10, 2010

TO: Executive Board

FROM: Henry L. Gardner, Executive Director

SUBJECT: Authorization to Renew Agreement with Michael J. Arnold and Associates, Legislative Advocate

Authorization is requested to renew ABAG's agreement with Michael J. Arnold and Associates to provide legislative representation in Sacramento. The agreement will not exceed \$60,000 for one year beginning July 1, 2010. Mr. Arnold provides invaluable assistance to the agency in shepherding legislation through the legislative process, and monitoring legislation that impacts the Agency, its members, and the region. He also provides early alerts regarding pending legislation that may have impacts on local government and the region. Mr. Arnold also assists in facilitating access to sometimes difficult to navigate state agencies. The agreement with Michael Arnold was initially entered into in 2001 and has been renewed annually.

MEMO

Submitted by: Judy Kelly

Subject: Executive Board Authorization to Enter into a Contract with the Aquatic Science Center for Services on the State Water Board's Wetland and Riparian Area Protection Policy

Date: May 4, 2010

Executive Summary

The Aquatic Science Center (ASC), a joint powers authority, between the San Francisco Estuary Institute, the San Francisco Bay Regional Water Board and the Bay Area Clean Water Agencies, has a State Water Board contract to provide services for the statewide Wetland and Riparian Area Protection Policy development and implementation. Under this contract, as a subcontractor to ASC, ABAG/SFEP staff will assist the State Water Board, Regional Water Boards, and ASC with policy development and review, with policy implementation including developing training materials, and with directing and coordinating public participation and education.

The subcontract amount totals \$68,000 for a term of one year.

Recommended Action

Staff recommends the Board approve the Executive Director or designee to enter into this subcontract with the Aquatic Science Center.

Item 6.E.

MEMO

**Submitted by: Judy Kelly, Director
San Francisco Estuary Partnership**

**Subject: Executive Board Ratification of a Two-Year Interagency Agreement
With the California Dept. of Transportation (Caltrans) to Continue
Providing Technical Support for Permit Processing**

Date: May 4, 2010

Executive Summary

In July 2007, the Executive Board authorized the Executive Director or designee to enter into an interagency agreement with Caltrans for ABAG/SFEP to provide technical resources to the North Coast Regional Water Quality Control Board (Water Board-Region 1). The contract's scope of work covered staff assistance with preliminary review and processing applications for 401 Water Quality Certifications, Waste Discharge Requirements, programmatic maintenance, water quality protection activities under Caltrans' National Pollutant Discharge Elimination System permits and waivers and other Water Board authorizations required for Caltrans projects and activities. ABAG also has an MOU with the North Coast Water Board which describes the framework for these support services and was also approved by the ABAG Executive Board on July 19, 2007.

Recommended Action

We request ratification of a new inter-agency agreement with CalTrans to continue providing technical support to the North Coast Regional Water Quality Control Board. The agreement is in the amount of \$ 445,758 and the agreement term is April 1, 2010 – April 1, 2012. This assures continued funding for the current full-time staff currently providing these services. No ABAG match is required. The project will assist with implementation of the Comprehensive Conservation and Management Plan for the San Francisco Estuary.

Item 6.F.

MEMO

Submitted by: Judy Kelly, Director
San Francisco Estuary Partnership

Subject: Executive Board Ratification of a Contract with CEMAR
(Center for Ecosystem Management and Restoration) for A
State of the Bay Estuary Report

Date: May 4, 2010

Executive Summary

The San Francisco Estuary Partnership (SFEP) seeks ratification of a contract with **CEMAR** for preparation of an updated State of the Bay Estuary Report. The San Francisco Estuary Partnership seeks to produce a State of the Bay report that will assess the current ecological condition of the San Francisco Bay Estuary. The report will be scientifically credible, using high-quality available data and transparent, sophisticated methods. The findings will be synthesized and presented in a manner that is easily understood by the public and accessible to the mainstream media (such as a “report card”). The completed project will serve also as a model for the Partnership to use on an ongoing, periodic basis to report on the ecological condition of the estuary. As restoration of the estuary is a key part of Partnership’s mission, a periodic State of the Bay report will allow SFEP to evaluate its progress.

Citizens of the region want to know “if the Bay is healthy,” especially because they understand their activities may be creating adverse effects. This project will provide an assessment of the ecological condition of the Bay that can be used to inform the public of the status of this valued natural resource. It will provide essential information to practitioners by providing an integrated measure of the success of the many efforts by government, private entities, and citizens to protect and enhance the physical, chemical, and biological integrity of the Bay. The value of this integrated assessment is that it provides an overall benchmark of ecological condition of the Bay. SFEP’s purpose is to provide a single, integrated assessment to report on the status and trends of ecological condition.

CEMAR will work with an indicators work group that has been working together for some time including the San Francisco Estuary Institute, The Bay Institute, and PRBO Conservation Science.

Recommended Action

We request Executive Board ratification of this contract agreement. The contract amount for the first phase of work is \$ 109,000 and the term is from March 15, 2010 through September 30, 2010. Funds for this portion of the contract are available in the ABAG grant agreement with the U.S. Environmental Protection Agency for implementation of the Comprehensive Conservation and Management Plan (CCMP) to support SFEP for FY10-11 and SFEP’s State of the Estuary account.

Item 6.G.

MEMO

**Submitted by: Judy Kelly, Director
San Francisco Estuary Partnership**

**Subject: Executive Board Approval for Contract with Ca Dept. of Fish & Game
and Approve a Resolution**

Date: May 4, 2010

Executive Summary

The Department of Fish and Game (DFG) actively participates in the Bay Delta Conservation Plan efforts as well as carrying forward the State's efforts of the former CALFED ERP (Ecosystem Restoration Program). As such, DFG has significant interest in how tidal marsh restoration can contribute to recovery of listed fish species. The CALFED Science Program initiated the \$3.7 million *Integrated Regional Wetland Monitoring (IRWM) Pilot Project* in 2003. IRWM undertook an intensive two-year field data collection program at six tidal marsh sites from the western Delta to the Petaluma River, spanning a large segment of the Estuary's salinity gradient. Four sites were restored marshes and two were natural reference marshes. Due to many exigencies, the data on fish and food webs was not studied and analyzed and remains on file at the San Francisco Estuary Institute.

The purpose of this project is to fund analyses of the fish and food web data and from those analyses produce one or more reports and/or journal manuscripts developed specifically to support ERP management efforts for the Delta. The current project will analyze, interpret, and report on the fish, invertebrate, primary productivity, and nutrient data and complete the integrated analysis linking all the pieces of IRWM together. The overall goal is to gain as much insight as possible from the IRWM field data on the nature and extent to which tidal marsh restoration can be identified to contribute to ecological support for native resident and migratory fishes through direct provision of habitats and through provision of high quality productivity.

ABAG/SFEP will contract with DFG and provide contract management and financial services. We will subcontract with partners to complete the studies including Wetlands and Water Resources (\$ 110,000), a long time SFEP collaborator, led by wetland scientist, Dr. Stuart Siegel; US Geological Survey (\$200,000); San Francisco State University (\$ 35,000), and Georgia Southern University (\$20,000). No project match is required.

Recommended Action

Authorization is requested for the Executive Director or designee to enter into a new contract on behalf of ABAG/SFEP with the California Dept. of Fish and Game for the IRWM Analysis Project and to subcontract with the partners listed above. The total contract amount is currently \$ 420,000 and the contract term from October 1, 2010 for three years. Funds for this contract are from the Dept. of Fish & Game. The Executive Board is also requested to approve the attached resolution for this project. This project serves as implementation of the SFEP's Comprehensive Conservation and Management Plan (CCMP).

Attachment: Draft Resolution

Item 6.H.

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 06-10

**AUTHORIZING THE EXECUTIVE DIRECTOR, OR DESIGNEE, TO ENTER INTO AND
ACCEPT CONTRACT FUNDS FROM THE CALIFORNIA DEPARTMENT OF FISH
AND GAME**

WHEREAS, the Department of Fish and Game provides resources to support the Ecosystem Restoration Program; and

WHEREAS, The Association of Bay Area Governments (ABAG)/San Francisco Estuary Partnership(SFEP) is prepared to assist the Department of Fish and Game through a multi-year contract supporting the following work:

1. The CALFED Science Program initiated the \$3.7 million Integrated Regional Wetland Monitoring (IRWM) Pilot Project in 2003. IRWM undertook an intensive two-year field data collection program at six tidal marsh sites from the western Delta to the Petaluma River, spanning a large segment of the Estuary's salinity gradient. Four sites were restored marshes and two were natural reference marshes. Due to many exigencies, the data on fish and food webs was not studied and analyzed and remains on file at the San Francisco Estuary Institute.
2. The current project will analyze, interpret, and report on the fish, invertebrate, primary productivity, and nutrient data and complete the integrated analysis linking all the pieces of IRWM together. The overall goal is to gain as much insight as possible from the IRWM field data on the nature and extent to which tidal marsh restoration can be identified to contribute to ecological support for native resident and migratory fishes through direct provision of habitats and through provision of high quality productivity.

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 08-10**

NOW, THEREFORE, BE IT RESOLVED, that the Executive Board of the Association of Bay Area Governments hereby authorizes the Executive Director, or designee, to negotiate and enter into a multi-year contract and any amendments thereto, with the Department of Fish and Game not to exceed \$420,000 in support of the IRWM studies; and

LET IT BE FURTHER RESOLVED, that the Executive Board authorizes the Executive Director, or designee, to negotiate and execute contracts and agreements to implement the contract in accordance with its scope of work.

The foregoing adopted by the Executive Board this 20th day of May, 2010.

Mark Green
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 20th day of May, 2010.

Henry L. Gardner
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel



MEMO

Submitted by: Judy Kelly

Subject: Executive Board Ratification to Apply For, and If Awarded,
Enter into a Contract with the California Natural Resources Agency for the San
Francisquito Watershed Urban Greening Action Plan

Date: May 4, 2010

Executive Summary

On the April 30, 2010 deadline, the Association of Bay Area Governments (ABAG) and the San Francisco Estuary Partnership submitted a proposal package requesting funding for the San Francisquito Watershed Urban Greening Action Plan. With funding from the Strategic Growth Council, under Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, ABAG and partners will develop the San Francisquito Creek Urban Greening Action Plan. The plan will identify urban greening and watershed improvement opportunities within the San Francisquito Creek watershed corridor abutting San Mateo and Santa Clara counties ending at the City of East Palo Alto on San Francisco Bay. Through an extensive agency and community outreach program, the Plan will review, integrate and update previous planning efforts in the watershed focusing on green infrastructure solutions; identify opportunities and constraints for project implementation; and propose several potential projects that will serve as blueprints for change in the watershed. The plan will also provide the tools for the communities to identify funding sources, describe the planning and permitting processes, and illustrate design and plant palettes to be utilized. The plan will describe advantages of creek restoration from an environmental and societal perspective to show opportunities for greening within the creek corridors and throughout the watershed.

The total proposal amount was \$ 297,666 and included match and in-kind of several million dollars from San Francisquito JPA flood control projects, an SFEP Green Infill grant, and Bay Trail funds. ABAG will provide overall project management and coordination (\$ 50,500) and partners include Callendar Associates (facilitate meetings and be responsible for compiling and writing the plan; \$ 163,626); Committee for Green Foothills (developing a partner outreach list, convening meetings of interested partners, with attention to disadvantaged community members in East Palo Alto and East Menlo Park; \$ 20,340); and San Francisco Estuary Institute (provide scientific input and review of the San Francisquito Urban Greening Action Plan based on conservation biology and Low Impact Design, and facilitate synergies between existing community involvement efforts such as those conducted by the storm water management and clean water agencies, and CDPH on the contaminated seafood risk reduction efforts; \$ 63,200).

Recommended Action

We request ratification of the application for this project, and, if awarded, approval to enter into a contract with the Strategic Growth Council of the California Natural Resources Agency in accordance with the resolution attached to this memo. We request approval to subcontract with the above named partners should ABAG be awarded a contract.

ATTACHMENT: Draft Resolution

Item 6.I.

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 07-10

**RESOLUTION ASSOCIATION OF BAY AREA GOVERNMENTS EXECUTIVE BOARD
APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE URBAN
GREENING PLANNING GRANT PROGRAM UNDER THE SAFE DRINKING WATER,
WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL
PROTECTION BOND ACT OF 2006 (PROPOSITION 84)**

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the Strategic Growth Council has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the Strategic Growth Council require a resolution certifying the approval of application(s) by the Applicants governing board before submission of said application(s) to the State; and

WHEREAS, the Applicant, if selected, will enter into an agreement with the State of California to carry out development of the Urban Greening Plan.

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 07-10**

NOW, THEREFORE, BE IT RESOLVED, by the Executive Board of the Association of Bay Area Governments:

1. Approves the filing of an application for the San Francisquito Creek Watershed Urban Greening Plan;
2. Certifies that the Applicant understands the assurances and certification in the application; and
3. Certifies that applicant will have sufficient funds to develop the plan; or will secure the resources to do so; and
4. Certifies that applicant will work towards the Governor's State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1; and
5. Appoints the Executive Director, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for development of the aforementioned plan.

The foregoing adopted by the Executive Board this 20th day of May, 2010.

Mark Green
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 20th day of May, 2010.

Henry L. Gardner
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel

MEMO

Submitted by: Judy Kelly

Subject: Executive Board Authorization to Enter into a Contract with the State Water Resources Control Board for Statewide TMDL Assistance and Approve a Resolution

Date: May 4, 2010

Executive Summary

This project is intended to provide support for development, the adoption process and implementation of Total Maximum Daily Loads (TMDLs) and Water Quality Control Plans, including alternative strategies for resolving Clean Water Act section 303(d) listings. Successful development, adoption, approval and implementation of TMDLs and Water Quality Control Plans requires extensive stakeholder and public participation and support. In order to foster public understanding and acceptance of TMDL and water quality control projects and project components, the State Water Board and Regional Water Quality Control Boards (Regional Water Boards), must insure that stakeholders are informed about the issues associated with developing and implementing TMDLs. This project includes the compilation and dissemination of information relevant to TMDL development, adoption, and implementation

Under this contract, ABAG staff will assist the State Water Board and Regional Water Boards with CEQA compliance, and TMDL and Water Quality Control Plan development, adoption and implementation. Staff will develop and produce TMDL and water quality control planning education and outreach materials for State Water Board and Regional Water Board use for outreach to and communication with stakeholders and the public as part of CEQA compliance, and TMDL and Water Quality Control Plan development, adoption and implementation. Staff will develop written content for the State-wide TMDL Program for use in public outreach through the internet. The information will explain the TMDL Program in a manner easily understood by the public; it will address the purpose and legal requirements of the Program, how TMDLs are developed and implemented, how the public can be involved, and Program successes.

The contract amount totals \$ 92,657 for a contract period of two years. This project serves as implementation of the SFEP's Comprehensive Conservation and Management Plan (CCMP).

Recommended Action

Staff recommends that the Board approve the Executive Director or designee to enter into this contract with the State Water Resources Control Board and approves the attached resolution language prescribed by the Division of Financial Assistance at the State Water Resources Control Board.

Attachment: Draft Resolution

Item 6.J.

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 08-10

**A RESOLUTION AUTHORIZING ENTERING INTO AN AGREEMENT WITH THE
STATE OF CALIFORNIA AND DESIGNATING A REPRESENTATIVE TO SIGN THE
AGREEMENT, AND ANY AMENDMENTS THERETO, FOR THE TMDL AND WATER
QUALITY PLANNING PROGRAMS SUPPORT PROJECT**

WHEREAS, the Executive Board authorizes the Association of Bay Area Governments to enter into an Agreement with the State of California; and

WHEREAS, the Executive Board authorizes the Executive Director, or designee, to sign the Agreement, and any amendments thereto; and

NOW, THEREFORE, BE IT RESOLVED, by the Executive Board of the Association of Bay Area Governments that Resolution 06-10 is adopted.

The foregoing adopted by the Executive Board this 20th day of May, 2010.

Mark Green
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 20th day of May, 2010.

Henry L. Gardner
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel

MEMO

Submitted by: Judy Kelly

Date: May 4, 2010

Subject: Request for Authorization to Enter into a Contract with Larry Walker Associates to Develop Best Management Practices (BMPs) to Reduce or Prevent Discharge of PCBs During Building Maintenance/Demolition/Remodeling, to fulfill portions of the PCBs in Caulk tasks in the Taking Action for Clean Water ARRA project

Executive Summary

Approval is requested for ABAG to enter into a new subcontract with Larry Walker Associates (LWA) to develop best management practices (BMPs) to reduce or prevent discharge of polychlorinated biphenyls (PCBs) during building maintenance/demolition/remodeling. This scope of work is included in Task 7.6 of the Taking Action for Clean Water project under an ARRA State Revolving Fund master agreement with the State Water Resources Control Board (Agreement # 09-305-550-1). SFEP will serve as contract manager and project manager for this work. LWA will develop best management practices, a model implementation plan, and a training program related to PCBs in caulk. LWA will serve as master contractor to Geosyntec Consultants and TDC Environmental, LLC, who will assist LWA in performing this work.

The contract amount is \$150,000, and the contract term will run from May 2010 to October 2011. No ABAG match is required. The project will assist with implementation of the San Francisco Bay Total Maximum Daily Load (TMDL) for PCBs and also SFEP's Comprehensive Conservation and Management Plan for the San Francisco Estuary.

Recommended Action

Authorization is requested for the Executive Director or designee to enter into a subcontract with Larry Walker Associates to develop best management practices (BMPs) to reduce or prevent discharge of polychlorinated biphenyls (PCBs) during building maintenance/demolition/remodeling.

Next Steps

Upon approval we will draft a subcontract with Larry Walker and Associates to complete this work.

Item 6.K.

MEMO

Submitted by: Gerald Lahr, Energy Programs Manager

Subject: DOE Retrofit Ramp-Up Funding Award

Date: May 6, 2010

Executive Summary

Last December, ABAG coordinated with three other regions in the state (LA County, Sacramento and San Diego) to submit a grant application for the DOE Retrofit Ramp-Up funds. Recently LA County (as the lead applicant) was notified that the proposal had been tentatively awarded \$30 million, pending successful negotiations to reduce the original scope of work to correspond with the approved funding. Using an allocation method similar to the original proposal, the ABAG region expects to receive approximately \$8.7 million.

The ABAG steering committee met on April 27th and 30th to discuss the scope of work and budget priorities, and decided the following:

- The following program elements would be retained from the original scope (pending DOE feedback):
 - Marketing and Outreach Innovations - \$4,170,000
 - On-Water-Bill Financing Pilot - \$665,000
 - Whole Neighborhood Approach - \$2,000,000
 - Multifamily - \$800,000
 - Administration - \$710,000
 - Evaluation, Measurement & Verification - \$363,000
- The goals of all program pilots would be to establish models, templates and tools for use region- and statewide.

Recommended Action

Authorize ABAG to execute all necessary agreements to implement and carry out the purposes of any funds awarded as a result of the DOE Retrofit Ramp-Up funding award.

Next Steps

ABAG negotiate funding agreement with LA County.

Attachments: ARRA Funding for Building Retrofits Memorandum

Item 6.L.

MEMORANDUM

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area

DT: May 6, 2010

TO: ABAG Executive Board

FM: Gerald Lahr, Energy Programs Manager

RE: ARRA Funding for Building Retrofits
- DOE Retrofit Ramp-up ("Retrofit California")

Last December, ABAG coordinated with three other regions in the state (LA County, Sacramento and San Diego) to submit a grant application for the DOE Retrofit Ramp-Up funds. The proposal requested \$75 million in funding, of which approximately \$22.7 million was allocated to the Bay Area.

Recently LA County (as the lead applicant) was notified that the proposal had been tentatively awarded \$30 million, pending successful negotiations to reduce the original scope of work to correspond with the approved funding. Using an allocation method similar to the original, the ABAG region now expects to receive approximately \$8.7 million.

DOE staff requested the applicants submit a preliminary strategy for revising the proposed activities by Monday, May 3rd. DOE provided the following guidance on how to revise the program.

Retain:

- All partners to the extent practicable
- Residential (particularly tract housing and whole-neighborhood focus)
- Lowes & Ace delivery channels
- Bulk purchasing
- Data (GIS and real estate data)
- Behavior studies
- On-water-bill financing pilot

Reduce/Remove:

- Any duplicative activities for which you or your partners on this grant have received or anticipate receiving funding from other sources, for example State Energy Program funds from CEC
- Commercial
- Free audits
- Rebates
- Software for program admin/management
- New construction
- Multifamily (1-2 Housing Authorities at most)

MEMORANDUM

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing 21st and County Governments of the San Francisco Bay Area

The ABAG steering committee met on April 27th and 30th to discuss the scope of work and budget priorities, and decided the following:

- The following program elements would be retained from the original scope (pending DOE feedback):
 - Marketing and Outreach Innovations - \$4,170,000
 - San Francisco (\$670,000) - Ace channel and community-based social marketing
 - StopWaste.Org (\$3,500,000) - Lowe's retail channel, community-based social marketing and green labeling
 - On-Water-Bill Financing Pilot - \$665,000 (Sonoma)
 - Whole Neighborhood Approach - \$2,000,000
 - San Francisco (\$500,000)
 - San Jose (\$750,000)
 - Sonoma (\$750,000)
 - Multifamily - \$800,000
 - San Francisco (\$500,000)
 - StopWaste.Org (\$300,000)
 - Administration - \$710,000
 - Evaluation, Measurement & Verification - \$363,000
- The goals of all program pilots would be to establish models, templates and tools for use region- and statewide.

Follow-up discussions will be required to clarify the specific agency activities and budgets for the various program elements.

Action: Authorize ABAG to execute all necessary agreements to implement and carry out the purposes of any funds awarded as a result of the DOE Retrofit Ramp-Up funding award.

cc: Henry Gardner, Executive Director

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



ABAG

M E M O

May 10, 2010

TO: Executive Board

FROM: Mayor Mark Green
ABAG President

SUBJECT: Increase Size of Administrative Committee

After careful review of the composition of the Administrative Committee I have determined that there is a need to further balance the geographical composition of the Executive Board. Increasing the membership by one additional seat will allow me to appoint a representative from the City of San Jose, the largest city in the region.

This additional appointment will bring the total membership on the Administrative Committee to eleven.

Item 6.M.

Mailing Address: P.O. Box 2050 Oakland, California 94604-2050 (510) 464-7900 Fax: (510) 464-7970 info@abag.ca.gov

Location: Joseph P. Bort MetroCenter 101 Eighth Street Oakland, California 94607-4756





MEMO

Submitted by: Jennifer Krebs

Subject: Presentation on the Regional Board's Municipal Regional Stormwater Permit and SFEP's Projects to Promote Green Infrastructure Around the Region

Date: May 4, 2010

Executive Summary

Last fall, the Regional Water Quality Control Board passed a municipal regional (stormwater) permit (MRP) for Alameda, Contra Costa, San Mateo, and Santa Clara counties, and the cities of Fairfield, Suisun City, and Vallejo. This permit requires municipalities to increase their actions to protect stormwater from pollutants. In addition to traditional stormwater treatment efforts required, the MRP encourages low impact development, also known as green infrastructure, containment methods. These are considered best management practices that comport with ABAG's FOCUS program, Bay Friendly Landscaping, and regional climate change initiatives.

San Francisco Estuary Partnership has been successful in finding funds for local governments to undertake Green Infrastructure projects around the region. Staff will provide an overview of such projects; how they can be used by other municipalities as tools for MRP compliance, and how green infrastructure improves the FOCUS program.

Recommended Action

Informational Item

MEMO

Submitted by: Ken Kirkey, Planning Director

To: ABAG Executive Board

Subject: Priority Development Area – Applications and Recommendations

Date: May 6, 2010

Executive Summary

Local government interest in the FOCUS program through the designation of Priority Development Areas continues. With RPC and Executive Board support, staff has moved from an annual call for applications towards receiving applications on a rolling basis, allowing local governments to apply when an area is ready for consideration. The City of American Canyon and the City of Oakland have proposed Priority Development Areas in their jurisdictions. The City of American Canyon would like to designate the Highway 29 Corridor in their jurisdiction in order to plan for how the area can transition from an auto-centered area to a more complete community. The City of Oakland has taken its original PDA application and created six Priority Development Areas that focus on the City's transit oriented development nodes and key transit corridors. The ABAG Regional Planning Committee endorsed the recommended action below at its April 7, 2010 for adoption by the Executive Board.

Recommended Action

Staff recommends that the Executive Board adopt the following:

- *Designate the Highway 29 Corridor within American Canyon as proposed by the City of American Canyon as a Potential Priority Development Area once the area meets the PDA transit criteria.*
- *Designate the six areas as proposed by the City of Oakland as Planned Priority Development Areas.*

Attachments:

- **American Canyon PDA Application & Recommendation Memo**
- **Proposed Planned Priority Development Areas in City of Oakland Memo**

MEMO

DATE: May 6, 2010
TO: ABAG Executive Board
FROM: Ken Kirkey, Planning Director
SUBJECT: American Canyon PDA Application & Recommendation

Recommended Action

At the May 20, 2010 ABAG Executive Board meeting, staff will seek approval for designating the Highway 29 Corridor within American Canyon as proposed by the City of American Canyon as a Priority Development Area once the area meets the PDA transit criteria. To meet the PDA transit criteria an area must have fixed rail or ferry service, be proximate to a planned transit project identified by the Metropolitan Transportation Commission's (MTC) Resolution 3434, or have bus service with minimum headways of 20 minutes during peak weekday commute periods. The Napa County Transportation and Planning Agency (NCTPA) is planning to provide this level of transit service by the end of 2010. Thus, the recommendation is that the City of American Canyon's Highway 29 corridor be designated as a PDA once the required level of transit service is in place. The transit service expansion would be demonstrated by receiving a letter from NCTPA notifying ABAG of service commencement. Following receipt of this letter, ABAG staff will send a letter to the City of American Canyon confirming that the Highway 29 corridor is a Priority Development Area. The recommendation was endorsed by the ABAG Regional Planning Committee on April 7, 2010 for consideration by the Executive Board.

Background

FOCUS is a voluntary, incentive-based, multi-agency development and conservation strategy for the San Francisco Bay Area. Priority Development Areas are areas nominated by local governments for adoption by ABAG. Working in partnership with local jurisdictions and its partner regional agencies, ABAG seeks to support the development of the PDAs as complete communities. Complete communities are mixed-use neighborhoods served by transit with shops, parks and other amenities to provide for the day-to-day needs of residents. PDAs are within an existing community, near transit, and are either planned for more housing or there is a vision to create such a plan. There are over 110 Priority Development Areas. The first set of PDAs was adopted by the Executive Board in November 2007 followed by the adoption of additional PDAs in November 2008 and in September 2009. Priority Development Areas encompass the vast majority of transit-served neighborhoods in the nine-county Bay Area.

In addition to adopting additional PDAs at the September 2009 ABAG Executive Board meeting, the Executive Board also supported the staff recommendations on processing new PDA applications and clarifying the transit service PDA criteria. Regarding the application process, it was agreed that instead of having a formal call for PDA applications each year, PDA applications would be accepted and reviewed on a rolling basis, allowing local governments to apply when they have an area ready for consideration. Regarding the PDA transit service criteria, it was agreed that the PDA transit service criteria be defined by (1) the area around an existing rail station or ferry terminal (typically a half-mile around the station), (2) the area served by a bus or bus rapid transit corridor with minimum headways of 20 minutes during peak weekday commute periods, or (3) the area defined as a planned transit station by MTC's Resolution 3434.

Overall, areas submitted for consideration as PDAs are reviewed against the following criteria:

- The area is within an existing community.
- The area is near existing or planned fixed transit (or served by comparable bus service).
- The area is planned or plans will be developed for more housing.

The following definitions clarify the designation criteria:

- Area - means the planning area being proposed for designation as a priority development area under the FOCUS program. Since the program seeks to support area or neighborhood-level planning, the recommended area size is 100 acres, which is approximately a ¼ mile radius.
 - A *planned area* has an existing plan that is more detailed than a general plan, such as a specific plan or a neighborhood plan.
 - A *potential area* may be envisioned as a potential planning area that is not currently identified in a plan or may be part of an existing plan that needs changes.
- Location within the existing community – means that the area is within an existing urbanized area, lies within an urban growth boundary or limit line if one is established, and has existing or planned infrastructure to support development that will provide or connect to a range of services and amenities that meet the daily needs of residents making non-motorized modes of transportation an option.
- Developed for more Housing – means the area has plans for a significant increase in housing units, including affordable units, which can also be a part of a mixed use development that provides other daily services, maximizes alternative modes of travel, and makes appropriate land use connections.
- Near Transit – means (1) the area around an existing rail station or ferry terminal (typically a half-mile around the station), (2) the area served by a bus or bus rapid transit corridor with minimum headways of 20 minutes during peak weekday commute periods, or (3) the area defined as a planned transit station by MTC's Resolution 3434.

American Canyon PDA Application Recommendation

The City of American Canyon submitted an application for the Highway 29 Corridor area for consideration as a Priority Development Area. It is the first application received since the Executive Board supported the rolling application process and the clarified transit service criteria. This PDA application is also the first application in Napa County, which is the only county in the nine county San Francisco Bay Area that does not have a Priority Development Area.

The PDA application for the Highway 29 Corridor area meets two of the three PDA criteria. It meets the PDA criteria for being within an urbanized area and for planning for more housing. However, it currently does not meet the PDA criteria for transit service, which for this area means having 20 minute bus headways during peak weekday commute hours. ABAG staff was assured by the Napa County Transportation Planning Agency that a 20 minute frequency of transit service will be in place by the end of 2010 in this area. Transit service improvements will begin this spring in concert with the City of American Canyon, which include implementation of an express bus route and increased peak hour service for another bus route. Thus, in order to stay in alignment with the recently approved PDA transit criteria, staff is recommending that the Executive Board support that this area be recognized as a PDA once this level of transit service is in place, which would be demonstrated by receiving a letter from NCTPA notifying ABAG of service commencement. Following receipt of this letter, ABAG staff will send a letter to the City of American Canyon confirming that the area is a Priority Development Area.

Once the transit criterion is satisfied, the Highway 29 Corridor area would be adopted as a PDA as follows:

Area	Jurisdiction	Recommended Status	Status Notes
Highway 29 Corridor	City of American Canyon	Potential	More planning desired

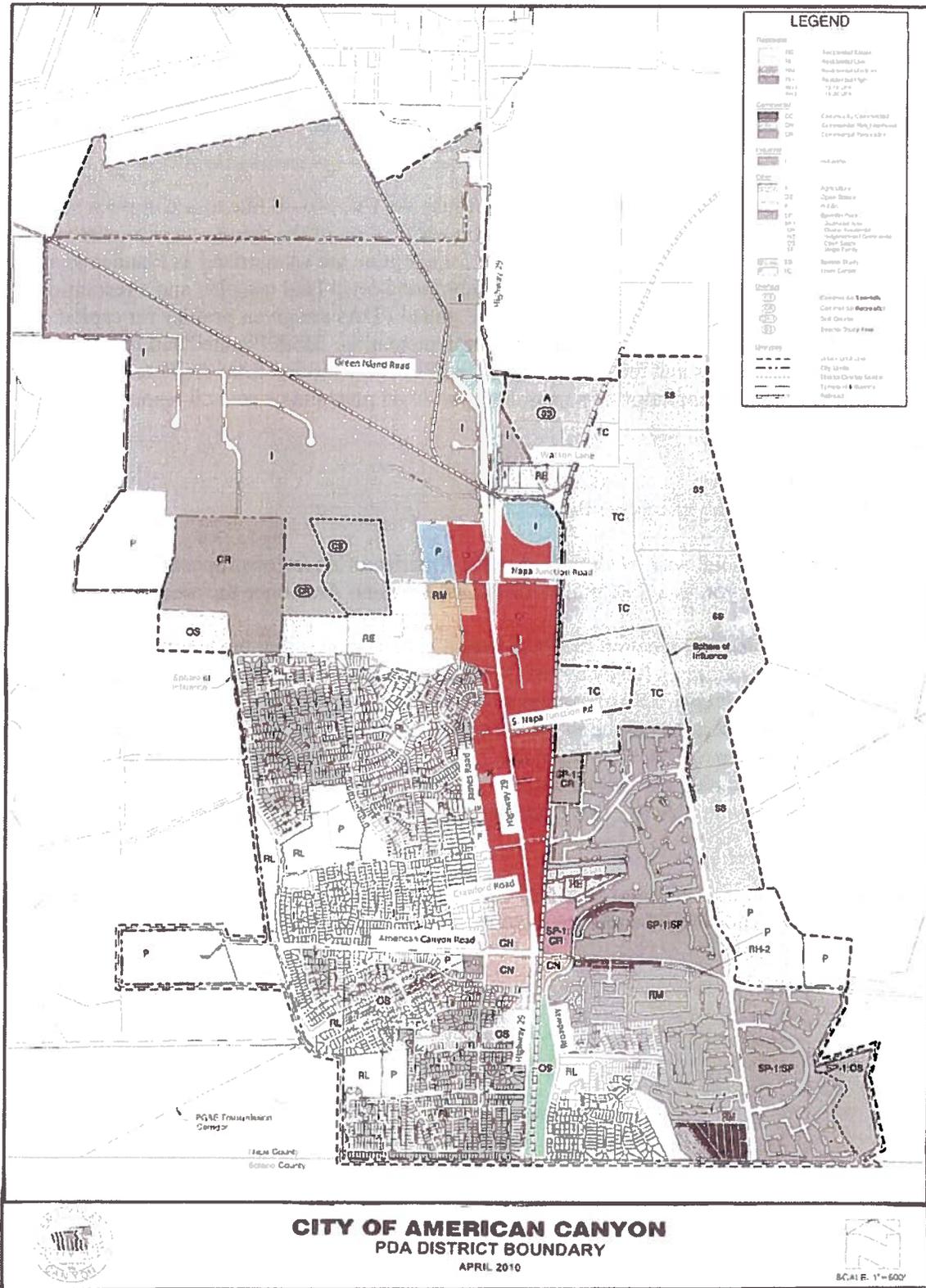
The area would be adopted as a Potential PDA because the City would like to accomplish more planning in the area to identify and implement the desired transformation of the area as an auto-centered area to a more complete community. Areas recommended for adoption are categorized as Planned and Potential PDAs. Planned PDAs have both an adopted neighborhood-level land use plan and a resolution of support from the respective city council or county board. Planned PDAs are given priority for capital infrastructure funding due to their readiness for implementation. Both Planned and Potential PDAs are eligible for planning grants and technical assistance. PDAs are moved from the Potential category to the Planned category upon completion of a neighborhood-level plan and or council resolution.

RECOMMENDATION

Staff recommends that the Executive Board:

- Designate the Highway 29 Corridor within American Canyon as proposed by the City of American Canyon as a Potential Priority Development Area once the area meets the PDA transit criteria.
 - In this case, meeting the PDA transit criteria means that the area would be served by bus with minimum headways of 20 minutes during peak weekday commute periods. The Napa County Transportation and Planning Agency (NCTPA) expects that this level of transit service will be in place by the end of 2010. Once this level of transit service commences, NCTPA can notify ABAG through a letter. Following receipt of this letter, ABAG staff will send a letter to the City of American Canyon confirming that the area is a Potential Priority Development Area.

ATTACHMENT: Map of Proposed Highway 29 Corridor Priority Development Area by the City of American Canyon. The colored areas are included in the proposed PDA.



MEMO

May 6, 2010

TO: ABAG Executive Board

FR: Ken Kirkey, Planning Director

RE: Proposed Planned Priority Development Areas in the City of Oakland

Recommended Action

At the May 20, 2010 ABAG Executive Board meeting, staff will seek approval of six new Priority Development Areas (PDAs) submitted by the City of Oakland for adoption of these areas as part of FOCUS, the San Francisco Bay Area's Regional Blueprint Plan. The recommendation was endorsed by the ABAG Regional Planning Committee on April 7, 2010 for consideration by the Executive Board.

Background

FOCUS is a voluntary, incentive-based, multi-agency development and conservation strategy for the San Francisco Bay Area. As part of FOCUS, over 60 local government entities have stepped forward and proposed over 110 PDAs, which have been adopted by the ABAG Executive Board. Working in partnership with local jurisdictions and its partner regional agencies, ABAG seeks to support the development of the PDAs as complete communities. Complete communities are mixed-use neighborhoods served by transit with shops, parks and other amenities to provide for the day-to-day needs of residents. PDAs are within an existing community, near transit, and are either planned for more housing or there is a vision to create such a plan.

PDAs are designated as either "Planned" or "Potential." The primary difference between these two designations is that a Planned PDA has both an adopted land use plan and a resolution of support from the city council or county board, while Potential PDAs may be lacking either of these. In general, these categories relate to readiness for funding: Planned PDAs are eligible for capital infrastructure funds, planning grants, and technical assistance, while Potential PDAs are eligible for planning grants and technical assistance, but not capital infrastructure funds. The first set of PDAs was adopted by the Executive Board in November 2007 followed by the adoption of additional PDAs in November 2008 and in September 2009. Priority Development Areas encompass the vast majority of transit-served neighborhoods in the nine-county Bay Area.

Proposed City of Oakland Priority Development Areas

The City of Oakland has proposed six PDAs that would be designated as "Planned" PDAs. The six proposed Planned PDAs are (see attached maps for proposed boundaries):

- a. **Coliseum BART Station Area:** including the area around the Coliseum BART and Amtrak stations
- b. **Downtown and Jack London Square:** including the central business district and areas around the 12th Street and 19th Street BART stations and the Oakland Ferry Terminal
- c. **Eastmont Town Center:** including the area around the Eastmont Town Center (a hub for AC Transit buses) and extending along MacArthur Boulevard to the city boundary
- d. **Fruitvale/Dimond Areas:** including the area around the Fruitvale BART Station and extending along Fruitvale Avenue to the Dimond neighborhood near Interstate 580
- e. **MacArthur Transit Village:** including the area around the MacArthur BART Station
- f. **West Oakland:** including the area around the West Oakland BART Station, extending between Interstates 880, 580, and 980

These areas were identified in the City's General Plan as a Transit Oriented Development node or Key Transit Corridor and have also completed neighborhood planning efforts that allow increased housing densities in these areas. Many of the areas are within established Redevelopment Project Areas.

Submittal of these six Planned PDAs for adoption is the result of efforts by Oakland city staff to refine its existing PDA, which was originally submitted with the first round of PDA applications in 2007. This PDA was designated a Potential PDA because the necessary planning work to support designation as a Planned Priority Development Area was not yet in place.

Next Steps

The six areas identified in this report have completed the necessary planning efforts to qualify for Planned status. Some additional information about the areas may be required, and ABAG staff will work to gather the necessary details through the PDA Assessment process.

There are still portions of the City's Potential PDA that require further planning before they qualify as Planned PDAs. The City proposes to submit additional Planned PDAs as planning work in these areas is completed. Planning processes are currently underway for the Lake Merritt BART Station Area, Broadway/Valdez District, and the Central Estuary. Planned PDA Applications will be submitted to the FOCUS program for these areas upon City Council adoption of the Specific Plans (expected to be completed within the next two years). The City is also studying additional areas within the existing Potential PDA that may qualify for Planned PDA status (particularly transit corridors), and will submit applications to FOCUS as these areas are identified.

Recommendation

Staff recommends that the Executive Board:

- Designate the six areas as proposed by the City of Oakland as Planned Priority Development Areas.

ATTACHMENTS:

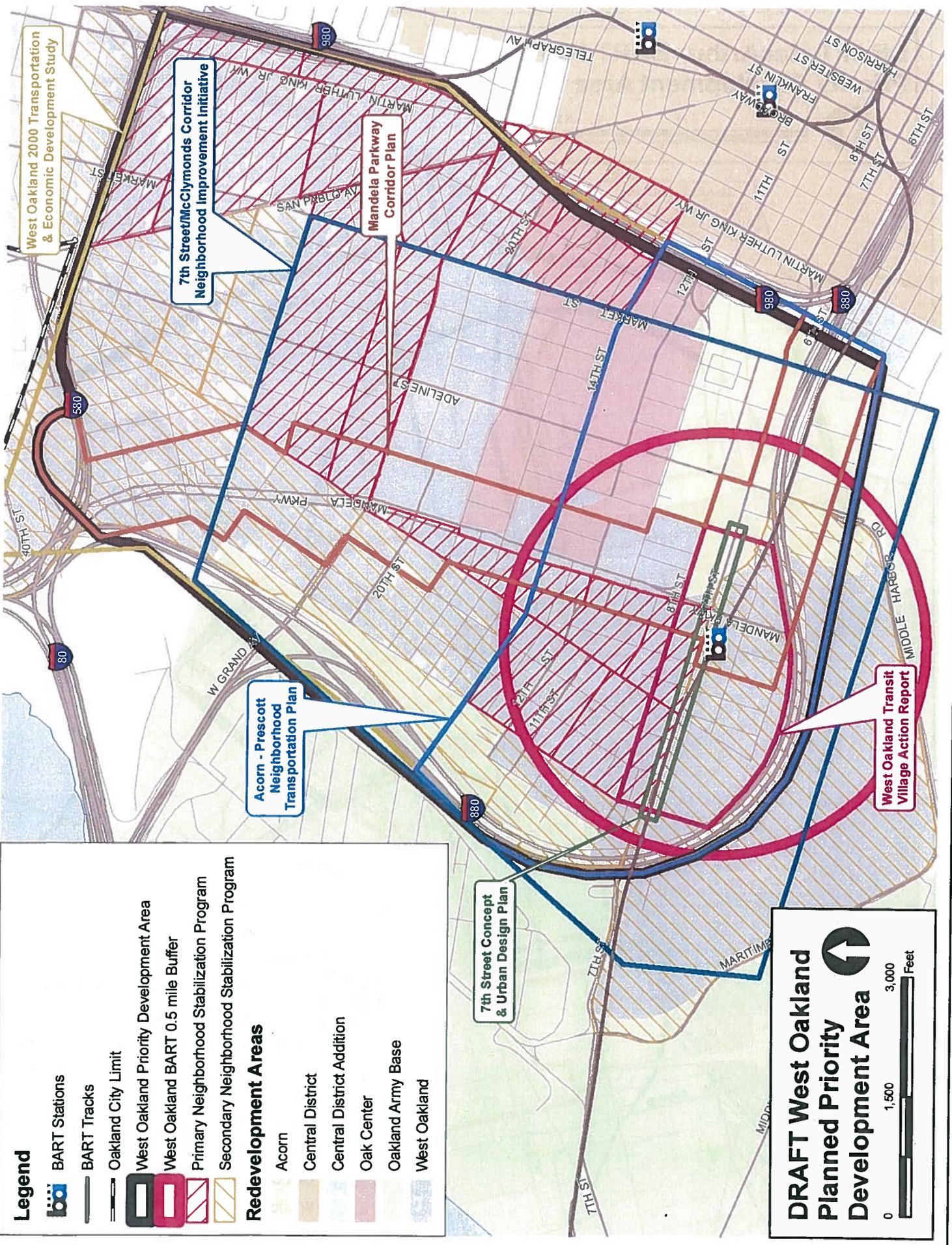
Maps of the proposed Coliseum BART; Downtown/Jack London; Eastmont Town Center; Fruitvale/Dimond; MacArthur Transit Village; and West Oakland Priority Development Areas

Legend

- BART Stations
- BART Tracks
- Oakland City Limit
- West Oakland Priority Development Area
- West Oakland BART 0.5 mile Buffer
- Primary Neighborhood Stabilization Program
- Secondary Neighborhood Stabilization Program
- Redevelopment Areas**
- Acorn
- Central District
- Central District Addition
- Oak Center
- Oakland Army Base
- West Oakland

**DRAFT West Oakland
Planned Priority
Development Area**

0 1,500 3,000 Feet



West Oakland 2000 Transportation & Economic Development Study

7th Street/McClymonds Corridor Neighborhood Improvement Initiative

Mandela Parkway Corridor Plan

Acorn - Prescott Neighborhood Transportation Plan

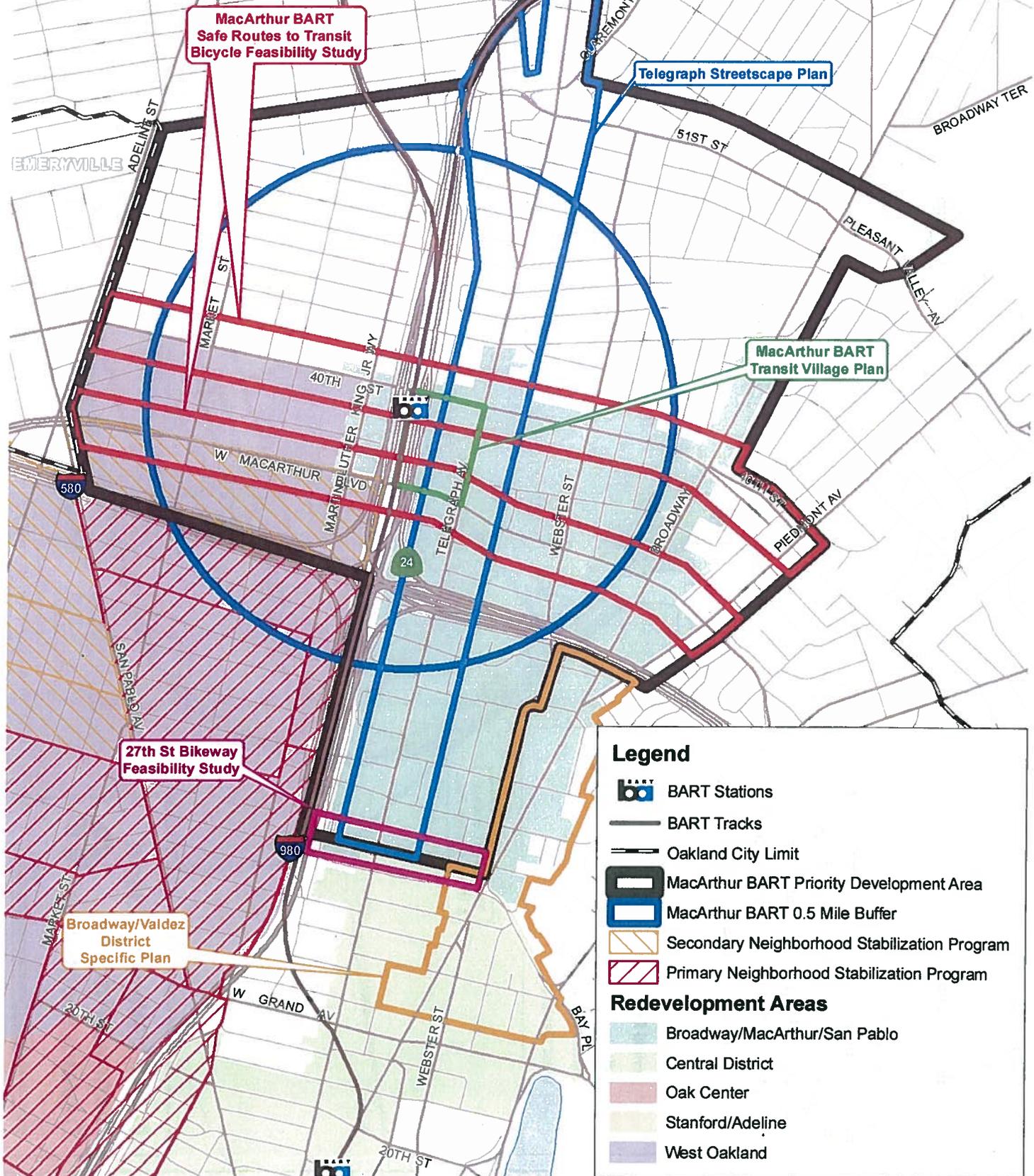
7th Street Concept & Urban Design Plan

West Oakland Transit Village Action Report

DRAFT MacArthur BART Planned Priority Development Area



0 0.25 0.5 Miles



Legend

- BART Stations
- BART Tracks
- Oakland City Limit
- MacArthur BART Priority Development Area
- MacArthur BART 0.5 Mile Buffer
- Secondary Neighborhood Stabilization Program
- Primary Neighborhood Stabilization Program

Redevelopment Areas

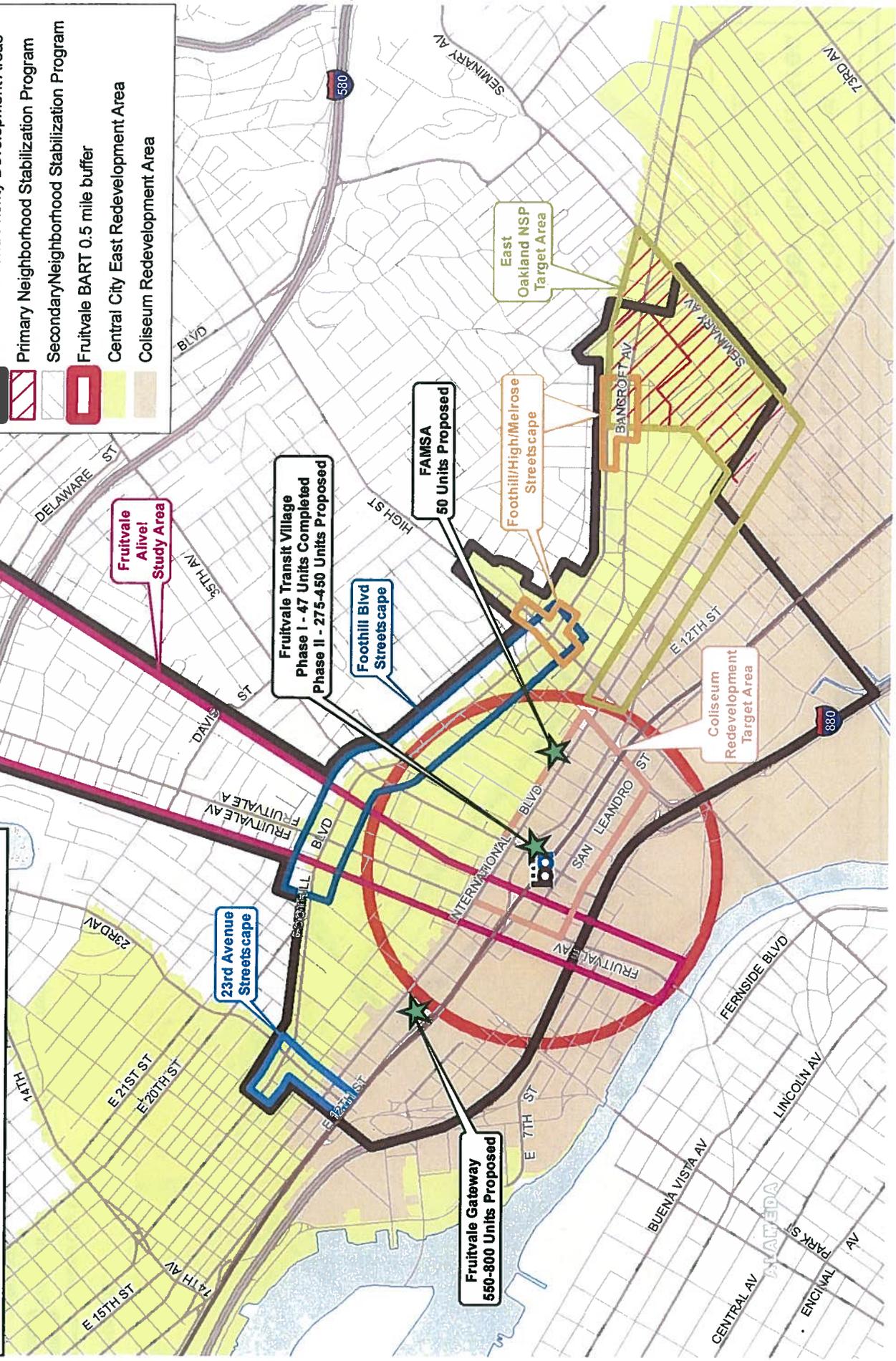
- Broadway/MacArthur/San Pablo
- Central District
- Oak Center
- Stanford/Adeline
- West Oakland

DRAFT Fruitvale/Diamond Planned Priority Development Areas

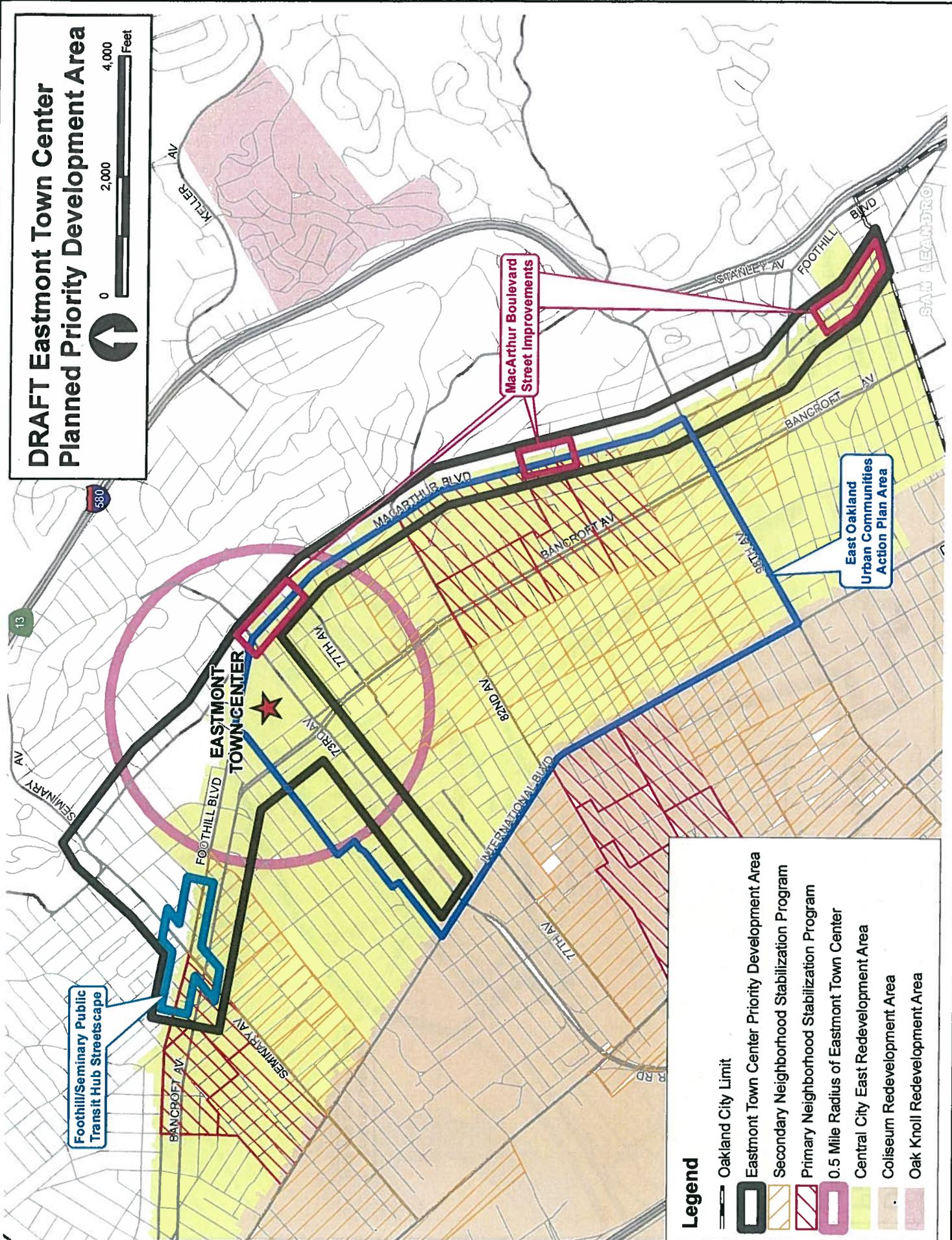


Legend

- Fruitvale BART Station
- BART Tracks
- Fruitvale/Diamond Priority Development Areas
- Primary Neighborhood Stabilization Program
- Secondary Neighborhood Stabilization Program
- Fruitvale BART 0.5 mile buffer
- Central City East Redevelopment Area
- Coliseum Redevelopment Area



DRAFT Eastmont Town Center Planned Priority Development Area



Foothill/Seminary Public Transit Hub Streetscape

MacArthur Boulevard Street Improvements

East Oakland Urban Communities Action Plan Area

Legend

- Oakland City Limit
- Eastmont Town Center Priority Development Area
- Secondary Neighborhood Stabilization Program
- Primary Neighborhood Stabilization Program
- 0.5 Mile Radius of Eastmont Town Center
- Coliseum Redevelopment Area
- Oak Knoll Redevelopment Area

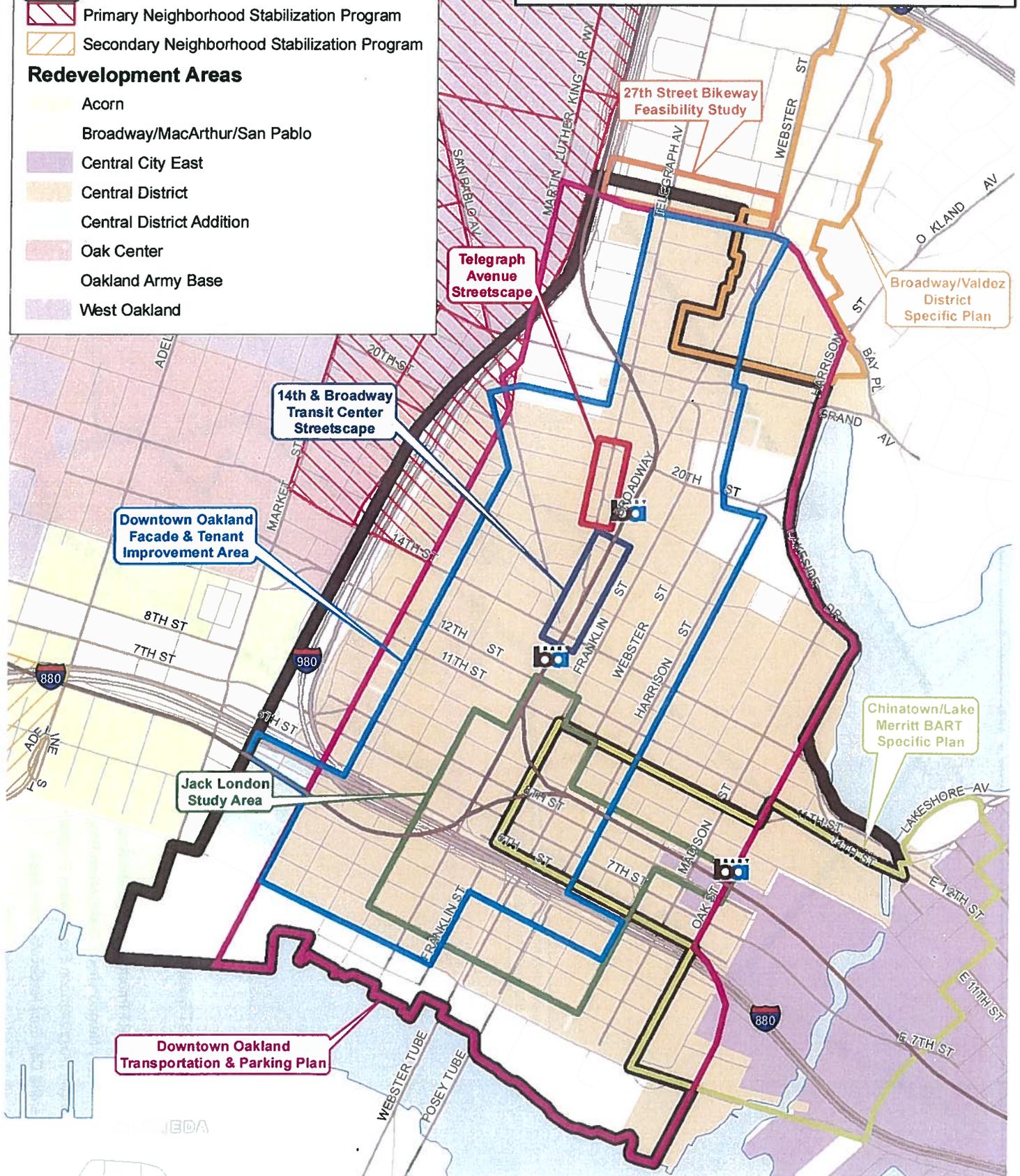
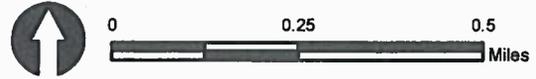
Legend

-  BART Stations
-  BART Tracks
-  12/19th Street BART Priority Development Area
-  Primary Neighborhood Stabilization Program
-  Secondary Neighborhood Stabilization Program

Redevelopment Areas

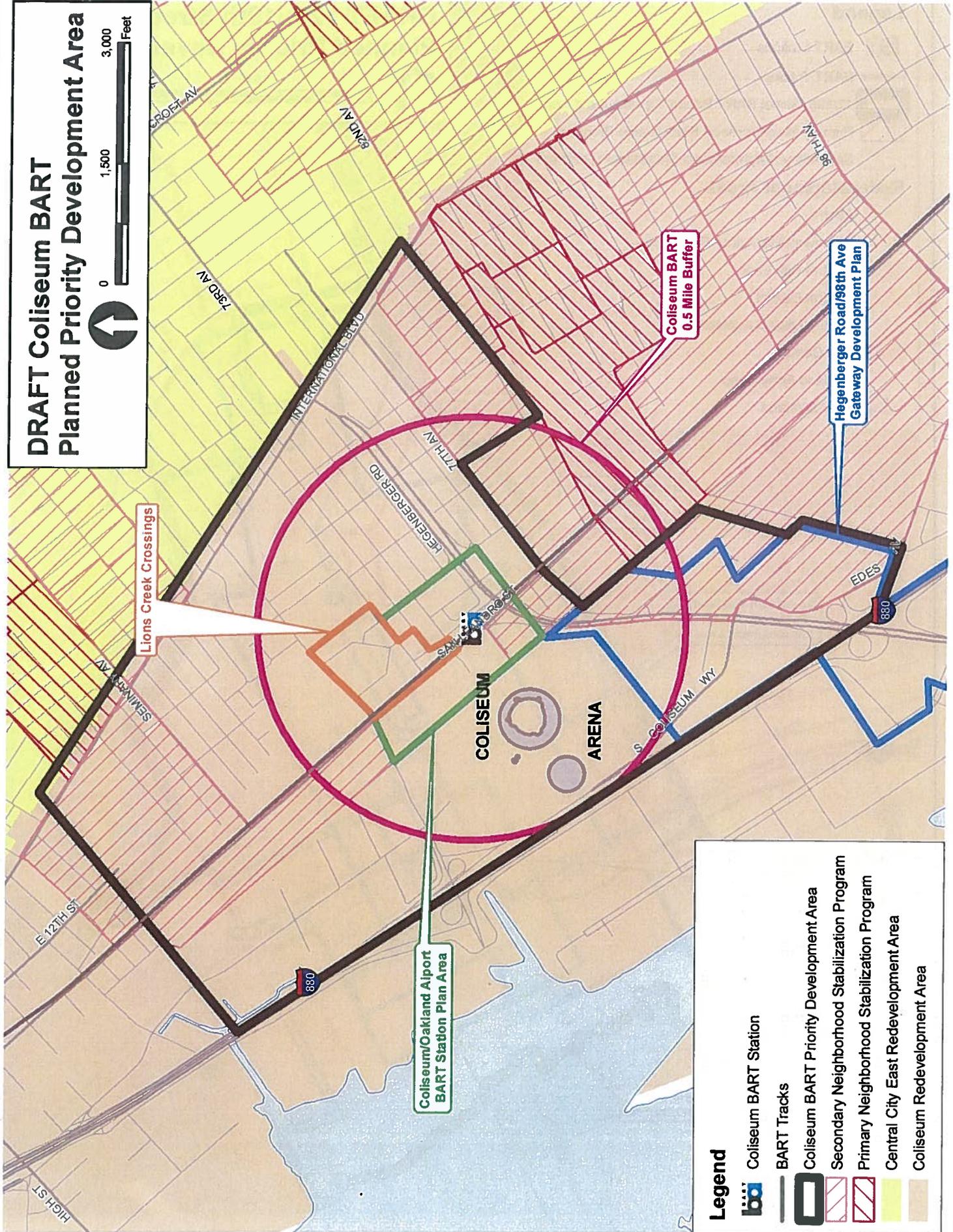
-  Acorn
-  Broadway/MacArthur/San Pablo
-  Central City East
-  Central District
-  Central District Addition
-  Oak Center
-  Oakland Army Base
-  West Oakland

**DRAFT 12th/19th Street BART
Planned Priority Development Area**



IEDA

DRAFT Coliseum BART Planned Priority Development Area



Lions Creek Crossings

Coliseum/Oakland Airport
BART Station Plan Area

Coliseum BART
0.5 Mile Buffer

Hegenberger Road/98th Ave
Gateway Development Plan

Legend

- Coliseum BART Station
- BART Tracks
- Coliseum BART Priority Development Area
- Secondary Neighborhood Stabilization Program
- Primary Neighborhood Stabilization Program
- Central City East Redevelopment Area
- Coliseum Redevelopment Area

MEMO

To: ABAG Executive Board
From: Christy Riviere, Principal Planner
Date: May 6, 2010
Subject: GHG, Housing and other Targets

Recommendation: The Executive Board Discuss GHG, Housing and other Targets per SB 375 Requirements

Summary

The development of a more sustainable Bay Area calls for defining policies, strategies and investments that meet our region's present needs without compromising the ability of future generations to meet their own needs. SB375 mandates the adoption of two targets, a greenhouse gases and housing target.

In June, the California Air Resources Board (CARB) will propose a draft greenhouse gas target for each region. At the July Executive Board meeting you will be asked to join MTC in making a recommendation on a regional GHG target to CARB. Final targets will be adopted by CARB in September 2010.

Later this year, staff will recommend the adoption of a regional housing target and other targets, similar to those used in the Transportation 2035 Plan, Projections 2009 and Draft Bay Area 2010 Clean Air Plan (CAP).

Greenhouse Gas Emission Reduction Target

The California Air Resources Board is directed under SB 375 to set regional targets for each metropolitan area to reduce GHG emission from cars and light trucks for years 2020 and 2035. These targets will be exclusive of reductions which CARB itself is able to achieve through vehicle efficiency and fuel standards. The Regional Targets Advisory Committee (RTAC), which advised CARB on the target-setting methodology, recommends a target metric of percent per-capita GHG emissions reduction from 2005. CARB will issue draft targets by June 30, 2010 and final targets by September 30, 2010. MTC, in partnership with the regional agencies, may recommend to CARB a target level for the Bay Area.

Clarification Regarding Greenhouse Gas Targets With Respect to AB 32 and SB 375

AB 32 and SB 375 are frequently mentioned together as they both represent landmark legislation that address critical environmental, economic, and land use issues. Both bills use greenhouse gas emissions (GHGe) as a metric for satisfaction of their legal requirements. These are important

similarities, but while both bills move in alignment with respect to curbing greenhouse gas emissions, there are important distinctions between them that ought to be clarified.

In 2006, the Legislature passed and Governor Schwarzenegger signed AB 32, the Global Warming Solutions Act of 2006, which set a 2020 greenhouse gas emissions reduction goal into law. AB 32 directed the California Air Resources Board (CARB) to develop discrete early actions to reduce greenhouse gases, while also preparing a scoping plan to identify how best to reach the 2020 limit. In December 2007, CARB approved a greenhouse gas emissions target for 2020 equivalent to the state's calculated greenhouse gas emissions level in 1990 - 427 Million Metric Tons of Carbon Dioxide Emissions (MMTCO₂E). This would require a total reduction of 169 MMTCO₂E by 2020.

In the AB32 Scoping Plan, a series of strategies are identified for achieving the targeted emissions reduction by 2020, including implementing Pavley standards, energy efficiency, low carbon fuel standards and regional targets for transportation-related greenhouse gasses. In the Scoping Plan, it is estimated that the strategy "regional targets for regional transportation" could contribute, by 2020, 5 MMTCO₂E to the total 169 MMTCO₂E reduction identified in the Scoping Plan.

Senate Bill 375 specifies how the "regional targets for regional transportation strategy" would be implemented. This bill mandates that CARB set a 2020 and 2035 GHG reduction target for each of the state's 18 metropolitan planning organizations. The target applies to cars and light trucks only and will likely be a "per capita reduction" from a base year of 2005. The MPO's must then develop a Sustainable Communities Strategy, which shall encompass the regional transportation plan, the regional housing needs allocation and a long term forecast of housing and jobs, sufficient to accommodate all of the region's population growth, across every economic segment of the population.

Housing Target

SB 375 effectively requires that the region set target levels for 25 years of housing growth based on accommodating all of the region's population, including all economic segments, taking into account net migration into the region, population growth, household formation and employment growth. That is, the region cannot limit the housing capacity, assuming a spillover of excess housing demand into surrounding counties.

The estimates of the magnitude of the housing target must be established early so they can accompany the GHG-reduction process throughout the planning process. In consultation with local government partners and with the state Department of Housing and Community Development (HCD), the regional agencies will establish a 25-year housing growth target, by economic group, in November 2010. The target will be set in consultation with responsible state agencies, particularly the Department of Finance and the Department of Housing and Community Development, and will be based on the best econometric and demographic data and forecasts available. The assumptions underlying our forecasts will be made explicit so that our local government partners can review and comment before target adoption.

Other Targets or Performance Indicators

Greenhouse gas emission reductions and accommodation of regional housing growth are not the only purposes and outcomes of SCS. Other regional qualities related to air quality and public health, transportation performance, equity and livability are also central elements of the SCS. To this end, we look to targets tested in recent regional planning efforts such as the Transportation 2035 Plan, Projections 2009 and Draft Bay Area 2010 Clean Air Plan (CAP). Targets focused on economic growth, congestion, particle pollution (note the Bay Area was recently designated non-attainment for national fine particle matter standard), affordability and equitable access help to establish a vision of a more sustainable and livable region, in which there is economic growth opportunities, less traffic delay and vehicle emissions, and more affordable transportation system.

However, based on our past experiences, we understand that there are limitations on what performance measures can be modeled to demonstrate how the SCS might impact the economy, the environment, or improve upon equity principles. For example, the Transportation 2035 Plan featured a transportation/housing affordability measure under the equity principle, but we found it difficult to forecast the cost of housing. For this SCS effort, we are consulting with stakeholders to determine what other performance targets or indicators may be relevant for this effort. In defining targets it is important to remember that the target must be a metric that can be forecasted via the regional transportation/land use models, and correlated to transportation investments and/or future land use development patterns. Performance indicators, on the other hand, may be useful in collecting data that show how the SCS might achieve important objectives over time, even though the information cannot be presently modeled.

Proposed Targets

For discussion purposes, below is a matrix of performance targets that have been used in a variety of documents and which may be relevant to help guide us in the development of the SCS. Regional agency staff seeks input and discussion from the ABAG Executive Board on these draft targets. Staff will prepare reports demonstrating what policy interventions or investments may be needed to achieve the results listed below, as well as analyze how reliable and useful the targets may be given the capacity of the models and the data assumptions they require. This discussion is currently underway with the Regional Advisory Working Group, a mix of staff and stakeholders who are advising the regional agencies as to how to proceed with the SCS. Local input will be received during additional engagement meetings being organized this year.

Possible Performance Targets
Greenhouse Gases: TBD (Likely: Reduce _ percent per capita from 2005) (Source: CARB)
Housing: House all the region's projected 25-year growth in housing demand within the Bay Area, by all demand segments (very-low income, low-income,

moderate-income and market)
(Source: SB 375)

Other Targets

Driving: Reduce daily driving per capita by 10 percent, compared to 2006 levels.
(Source: *Transportation 2035, Building Momentum: Projections 2009*)

Delay: Reduce per-capita delay by 20 percent below today's levels
(Source: *Transportation 2035, Building Momentum: Projections 2009*)

Fine particulate matter (PM2.5): Reduce emissions by 10 percent below today's levels
(Source: *Transportation 2035, Building Momentum: Projections 2009, and 2010 CAP*)

Greenfield Development: Limit "greenfield" development to 900 acres/year.
(Source: *Building Momentum: Projections 2009*)

Transportation/Housing Affordability: Reduce share of earnings spent on housing and transportation by low and moderately-low income households by 10 percent from today's levels
(Source: *Transportation 2035, Building Momentum: Projections 2009*)

Access: Increase non-automobile dependent access to jobs and essential services by 20 percent from today's levels
(Source: *Projections 2009*)

LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE

Committee Chair: Supervisor Mark Luce—Napa County

Committee Vice Chair: Councilmember Carole Dillon-Knutson—City of Novato

Staff: Patricia Jones – Assistant Executive Director 510/ 464-7933; FAX 510/464-7970; PatJ@abag.ca.gov

Kathleen Cha – Senior Communications Officer 510/ 464-7922; KathleenC@abag.ca.gov

Thursday, May 20 – 3:30 p.m. to 5:00 p.m.

ABAG Large Conference Room B, MetroCenter, 101 Eighth Street, Oakland

AGENDA*

1.	OPEN AGENDA Committee members may raise issues for consideration; members of the public may speak.	Information/ Action
2.	APPROVAL OF MINUTES Committee will review and approve the minutes of the March 18, 2010, L&GO meeting.	Information/ Action
3.	STATUS/AMENDMENT UPDATE ON BILLS PREVIOUSLY CONSIDERED: SB 1205 (Corbett) The San Francisco Bay Area Disaster Recovery Planning Council AB 2103 (Hill) San Francisco Bay Restoration Authority SB 1445 (DeSaulnier) Planning AB 155 (Mendoza) Local Government Bankruptcy AB 2176 (Blumenfield) Hazardous Waste: Lighting Products	Information/ Action
4.	2010 LEGISLATIVE SESSION—BILLS FOR CONSIDERATION** Update on past bills considered, constitutional reform efforts and other legislative activity, and committee review of the following new bills: AB 987 (Ma) Transit Village Development Districts: Financing AB 1755 (Swanson) Seismic Safety Finance Act AB 1805 (Calderon) Environment: California Environmental Quality Act AB 2064 (Perez & Bass) Emergency Housing Shelter Operations Grant Account: Notice of Funding Availability AB 2313 (Buchanan) Greenhouse Gas Emissions: Significant Effects AB 2398 (Perez) Product Stewardship for Carpet AB 2472 (Huffman) Building Standards: Pilot Program for Green Innovation Building Permits AB 2679 (Eng) Public Buildings: Energy and Water—Consumption Reductions SB 1006 (Pavley) Natural Resources: Climate Change—Strategic Growth Council SB 1061 (Hancock) San Francisco-Oakland Bay Bridge: Capital Projects SB 1189 (Correa) Housing Element Law: Regional Housing Need Allocations (RHNA) SB 1211 (Romero-Dutton) Unemployment Insurance: Elected Officials H.R. (Speier) San Francisco Bay Improvement Act of 2010	Information/ Action

5.	DISCUSSION OF PROPOSITION 14—OPEN PRIMARY INITIATIVE—AND OTHER INITIATIVES ON JUNE BALLOT	Information
6.	ADJOURNMENT Next meeting is scheduled for July 15, 2010.	Action
	Agenda and other written materials are available at ABAG/Front Desk, 101 8th Street, Oakland, or at http://www.abag.ca.gov/meetings -- Legislation and Governmental Organization Committee	

*

The Committee may take any action on any item on the agenda

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Full California Bill Texts and actions can be read and printed out from state website:

www.leginfo.ca.gov.



LEGISLATION
2010 State Legislative Session
Legislation & Governmental Organization Committee
May 7, 2010

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
*NEW BILLS					Bold Face/Shading in Legislation Summary indicates change/amendments.
<p><i>Bills to be reviewed are listed in numeric order with Assembly bills listed first, followed by Senate bills</i></p> <p>*Federal Bills listed on pages 8-9</p>					
New Bills					
*AB 987 Ma	Transit Village Development Districts: Infrastructure Financing	SEN Local Government Committee <u>AB 987 Ma</u>	Support		Would allow local government officials to divert property tax increment revenues to pay for public facilities and amenities with transit village development districts. Would eliminate the requirement of voter approval for the formation of an infrastructure financing district, adoption of an infrastructure financing plan, and issuance of bonds for the purpose of implementing a transit village plan. Would recast the area included in a transit village plan to include all land within not more than ½ mile of the main entrance of a transit station.
*AB 1755 Swanson	Seismic Safety Finance Act	ASM Third Reading <u>AB 1755 Swanson</u>	Support		Expands the authorization that allows public agencies to enter into contractual assessments to finance the installation of specified improvements to now include seismic strengthening improvements.
*AB 1805 Calderon	Environment: California Environmental Quality Act	ASM Natural Resources Committee <u>AB 1805 Calderon</u>	Watch		Would enact the CEQA Litigation Protection Pilot Program of 2010: Prohibits judicial review under CEQA for 125 projects selected by the Business, Transportation and Housing Agency (BT&H). For a project to qualify for the exemption the lead agency must to BT&H that there is expectation that an EIR will be certified for the project within 12 months. BT&H's selection of projects is also exempt from judicial review. Provides that 25 of the 125 project must be selected in the following areas: 10 projects from 6 counties in Southern California; 5 projects from 9 Bay Area Counties; 5 projects from 9 Central CA counties; and 5 projects from rest of state.

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
*AB 2064 Perez and Bass	Emergency Shelter Operations Account	ASM Appropriations <u>AB 2064</u> <u>Perez & Bass</u>	Support		Requires the Department of Housing and Community Development (HCD) to issue a Notice of Funding Availability for the balance of funds currently available in the Emergency Housing Assistance Program Shelter Operations Grant Account. This must be done no later than 30 days from enactment of this measure. These involve grant awards facility operations grants for emergency shelters, transitional housing projects, and supportive services to assist homeless individuals and families. Amended to add urgency clause: 2/3 vote of legislature needed for passage.
*AB 2313 Buchanan	Greenhouse Gas: Emissions— Significant Effects	ASM Appropriations <u>AB 2313</u> <u>Buchanan</u>	Watch		Provides that a project's GHG emissions shall not be subject to CEQA review, if the project meets one of the following criteria: a) The project complies with applicable provisions of a local, regional, or statewide GHG emissions reduction plan (e.g. SCS) b) The project adopts best performance standards for GHG reductions, if those best performance standards have been adopted by a public agency. For purposes of this section, "best performance standards" are feasible means that are achieved in practice for reducing or limiting GHG emissions. c) The project reduces project-specific GHG emissions by 30% from business-as-usual. 2) Provides that the bill does not limit the application to proposed projects of any other applicable laws, rules, or regulations relating to GHG emissions or emissions reductions or the authority of a local, state, or federal agency to directly regulate GHG emissions under other statutory authority.
*AB 2398 Perez	Product Stewardship for Carpet	ASM Appropriations <u>AB 2398</u> <u>Perez</u>	Support		Would require by September 30, 2011, a producer of carpet to submit a carpet stewardship plan to the Department of Resources Recycling and Recovery, which would be required to include specified elements including the collection rate. Directs producers to contact local governments either to agree to reimburse them for the cost of collecting carpets or to provide information on convenient carpet collection points.
*AB 2472 Huffman	Building Standards: Pilot Program for Green Innovation Building Permits	ASM Business, Professions and consumer Protection Committee <u>AB 2472</u> <u>Huffman</u>	Support		Would authorize the County of Marin and another, unspecified city, county, or city and county to adopt a pilot program for green innovation building permits to promote and facilitate innovation and research regarding environmentally sustainable building materials, methods, and designs not yet considered or addressed in the state's building code. Would impose certain reporting requirements, and impose duties on those adopting pilot program that includes issuing no more than 10 permits a year for a period of five years.

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 3
*AB 2679 Eng	Public Building: Energy and Water—Consumption Reductions	ASM Appropriations <u>AB 2679 Eng</u>	Watch		<p>Would require that any building funded with money from the State General Fund, including city, county, and city and county facilities do the following:</p> <p>--Develop baseline measurements for energy and water consumption by 1/1/2013;</p> <p>--By 1/1/2015, reduce energy usage 15% from baseline and water usage 10% from baseline;</p> <p>--By 1/1/2020, reduce energy 30% and water 20% from baseline;</p> <p>--By 1/1/2025, reduce energy by 60% and water by 30%;</p> <p>--By 1/1/2030, all new and existing buildings shall have zero net energy consumption or be grid neutral.</p> <p>--Public entities also need to develop a plan for how they are going to achieve these reductions, implement commissioning or retro-commissioning, and maximize the use of outside financing mechanisms.</p>	
*SB 1006 Pavley	Natural Resources: Climate Change—Strategic Growth Council	SEN Appropriations <u>SB 1006 Pavley</u>	Support		<p>This bill, under the Strategic Growth Council (SGC) and Climate Change Reduction Law, requires the SGC to:</p> <ol style="list-style-type: none"> 1) Identify and review activities of member state agencies that will address climate change impacts. 2) Provide guidelines and information to local and regional agencies that will enable climate change adaptation strategies to protect ecosystem functions, use nonstructural approaches for community protection, and avoid emission of greenhouse gases and environmental degradation. 3) <i>Expand the list of agencies under the urban greening program that can receive financial assistance to include council of governments, countywide authority, metropolitan planning organization, local government, special district, or joint powers authority if at least one of the parties to the joint powers authority qualifies as an eligible applicant.</i> 	
*SB 1061 Hancock	San Francisco-Oakland Bay Bridge: Capital Projects	SEN Appropriations Suspense File <u>SB 1061 Hancock</u>	Support		<p>SB 1061 would allow a project to construct a bicycle-pedestrian-maintenance pathway on the west span of the San Francisco-Oakland Bay Bridge (SFOBB) to be funded by toll bridge revenues. The bill would prohibit bridge tolls to be increased to fund this project, but would require project sponsors to seek funding from all other potential sources, including the State Highway Account and federal funds. A project that would directly benefit the Bay Trail on the Bay Bridge.</p>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 4
*SB 1189 Correa	Housing Element Law: Regional Housing Need Allocation (RHNA)	SEN Transportation and Housing <u>SB 1189</u> <u>Correa</u>	Watch		<p>This bill prohibits the Southern California Association of Governments (SCAG) and any of its delegated subregions from allocating to a city or county a total RHNA number that, as a percentage of the aggregate RHNA allocation for the respective subregion, is more than 20% greater than the city's or county's population, as a percentage of the aggregate population of the subregion.</p> <p><i>The bill also subjects the RHNA process in all regions to judicial review and specifies what shall happen in the event that a court finds a COG in violation of the law.</i></p>	
*SB 1211 Romero-Dutton	Unemployment Insurance: Benefits—Eligibility—Overpayments—Elected Officials	SEN Appropriations <u>SB 1211</u> <u>Romero</u>	Watch		<p>This is an unemployment insurance benefits measure to prevent elected officials from collecting unemployment benefits after they lose or leave their public seats. Would require that EDD update its regulation and California's Employment Guide in order to clearly specify that elected officials are not eligible to receive UI benefits based on income earned from service as an elected official.</p>	
H.R. 5061 Speier	San Francisco Bay Improvement Act of 2010	House Subcommittee on Transportation and Infrastructure; Subcommittee on Water Resources; House Budget Subcommittee	Support		<p>Would amend the Federal Water Pollution Control Act to provide assistance for programs and activities to protect the water quality of the San Francisco Bay, and for other purposes. The San Francisco Bay Improvement Act of 2010 would authorize up to \$1 billion (\$100 million annually for ten years) to the U.S. EPA to fund projects, programs, and studies that implement priority objectives of the San Francisco Estuary Partnership's Comprehensive Conservation and Management Plan (CCMP). The bill also:</p> <ul style="list-style-type: none"> --establishes a San Francisco Bay Program Office within Region 9 of the U.S. Environmental Protection Agency (EPA) and authorizes the EPA Administrator to appoint a Director of that Program Office to oversee that funding. --establishes a San Francisco Bay Program Advisory Committee to provide advice to the Administrator on implementing the identified goals and objectives of the CCMP, with representation from appropriate Federal and State departments and agencies, including the Director of the SFEP. <p>This legislation would begin to bring San Francisco Bay/Estuary in line with other large aquatic ecosystems, such as the Great Lakes, Chesapeake Bay, and Puget Sound, which receive substantial federal funding to achieve restoration objectives. Recently introduced by Representative Jackie Speier and co-sponsored by members of the Bay Area delegation.</p>	

Bill Number	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
AB 118 Logue	California Global Warming Solutions Act of 2006	Died 1/31 <u>ab 118</u>	Oppose	Oppose	This bill would suspend the California Global Warming Solutions Act of 2006 until the state unemployment rate is 5.5% or lower for four consecutive calendar quarters. The bill would require the re-suspension of the act whenever the state unemployment rate rises above 5.5% for four consecutive calendar quarters. The bill would prohibit the state board, and specified other state agencies, from proposing, promulgating, or adopting any regulation pursuant to the act during a period of suspension, and would require that any such regulation adopted prior to January 1, 2011, be inoperative until the suspension is lifted. The bill would request local agencies to refrain from adopting rules, regulations, and policies that derive authority or responsibility from the act and to revise or repeal those rules, regulations, or policies adopted prior to January 1, 2011, until the suspension is lifted.
AB 155 Mendoza (principal co-author Torrice, co-authors SEN DeSaulnier, Liu, Wiggins, and other ASM co- authors)	Local Government: Bankruptcy Proceedings	SEN Appropriations <u>ab 155 mendoza</u>	Oppose CSAC Oppose LCC Oppose	Oppose	Prohibits a local public entity (defined as a county, city, district, public authority, public agency) from exercising its rights under applicable federal bankruptcy law unless granted approval by the California Debt and Investment Advisory Commission (CDIAC), under CDIAC's terms and conditions. <i>(Similar bill was re-introduced as SB 88 (DeSaulnier) which did not pass and was re-referred to Committee on Rules. AB 155 Last amended 7/9/09 and suspended in SEN Local Government committee until 4/20/10)</i>
AB 283 Chesbro	California Product Stewardship Act	Died 1/31 <u>ab 283 ches bro</u>	Support Supported by CSAC and LCC (2009)	Support in Concept	Would create the California Product Stewardship Act to require the Integrated Waste Management Board (IWMB) to administer an Extended Producer Responsibility (EPR) program of product stewardship that encourages producers to be "comprehensively responsible" for the life cycle of their products. Specific stipulations include: requiring by July 2012 a selection of products with environmental, waste management and public health effects, including all products banned from landfill disposal, to be covered by the program and with set performance goals; and requiring a producer of covered product to submit a product stewardship plan after identification of covered product and prohibiting sale or promotional use of a covered product without a product stewardship plan. (two year bill)
AB 1343 Huffman	Architectural Paint Recycling	SEN Appropriations <u>ab 1343</u>	Support CSAC	Support	Would require manufacturers of architectural paint to develop and implement stewardship programs to manage post consumer paint. Plans would be reviewed by IWMB with annual reports required of manufacturers on the performance of their stewardship program.

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		<p><u>Huffman</u> held under submission 8/09</p>	<p>Support (2009)</p>		<p>Note—post-consumer paint is the largest source of household hazardous waste in CA, making up about 1/3 of total household hazardous waste collected, and yet @ five percent of households in state make use of local household hazardous waste programs. (two year bill)</p>
<p>AB 2138 Chesbro</p>	<p>Recycling: Food Service Packaging—Carryout Bags</p>	<p>ASM From printer; may be heard in Committee March 23 <u>AB 2138</u> <u>Chesbro</u></p>	<p>Watch, pending further information</p>	<p>Watch</p>	<p>Would enact the Plastic Ocean Pollution Reduction, Recycling and Composting Act. Would prohibit a food provider (such as restaurants, grocery stores, retail, etc) from distributing disposable food service packaging or a single-use carryout bag to a consumer that does not meet a specific composting rate of 25% or more. Disposable food service packaging is defined as plates, cups bowls, trays, and hinged or lidded containers. The Department of Resources Recycling and Recovery would be required to adopt regulation to implement these requirements, provide for the imposition of a civil penalty with penalties deposited in to the Ocean Pollution Reduction Account. Would expend these moneys, upon appropriation by the Legislature, to provide public education and assist local governmental agencies in efforts to reduce plastic waste and marine debris.</p>
<p>AB 2139 Chesbro</p>	<p>Solid Waste: Product Stewardship</p>	<p>ASM Appropriations Sent to Suspense File <u>AB 2139</u> <u>Chesbro</u></p>	<p>Support</p>	<p>Support</p>	<p>Amended 4/6/10: Would create the California Product Stewardship Act that creates an EPR program for Household Hazardous Waste products already banned from disposal and not dealt with in other legislation or programs. This bill would specifically require a producer of medical sharps, <i>pesticides intended for residential use, and non refillable propane cylinders</i> to develop and implement a product stewardship plan with the goal of sharing in the responsibility of reducing the lifecycle impact of these products. Would require producer/product stewardship organization submitting a plan to pay the state administering Department of Resources Recycling and Recovery an <i>unspecified fee</i> and pay an annual <i>unspecified</i> administrative fee. Would thus provide for administrative oversight, imposition of civil penalties upon non-compliant producers, and would create a Product Stewardship Account.</p>
<p>AB 2176 Blumenfield</p>	<p>Hazardous Waste: Lighting Products</p>	<p>ASM Appropriations AB 2176 <u>Blumenfield</u></p>	<p>Watch, pending further information</p>	<p>Watch</p>	<p>Would create the California Lighting Efficiency and Toxics Reduction Act. Would require producers of mercury containing lamps to develop, fund and manage a product stewardship program approved by the Department of Toxics Substances Control (DTSC) and fee program for inefficient lamps.</p>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 7
*SBX8 26 Pavley, Cedillo, Hancock, Padilla, Steinberg, Wolk – Co-Author Senator Alquist	Energy: Property Assessed Clean Energy (PACE) Financing	From ASM Without further action <u>SBX8 26</u> <u>Pavley</u>	Support	Support	<p>This bill creates a state Property Assessed Clean Energy (PACE) reserve program. Under the program, the state will provide financial assistance to local governments in order to facilitate their support for consumer energy efficiency and renewable energy projects. This bill transfers \$50 million from the Renewable Resources Trust Fund into a new account and continuously appropriates funds in that account for the program.</p> <p>1. Authorizes cities, counties, and other local public agencies and utility districts to provide up-front financing to property owners to install solar or other renewable energy-generating devices or make specified water or energy efficiency improvements to their properties through a system of voluntary contractual assessments which is repaid, with interest, through property tax assessments.</p> <p>2. Creates the California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA) for the purpose of promoting the development and utilization of alternative energy sources and the development and commercialization of advanced transportation technologies. CAEATFA is authorized to issue up to \$1 billion in revenue or prepayment bonds to fund projects.</p> <p>3. Authorizes the California Energy Commission (CEC) to use federal funds received from the American Recovery and Reinvestment Act of 2009 (ARRA), or subsequent federal acts related to ARRA, to award contracts, grants, and loans for energy efficiency, energy conservation, renewable energy, and other energy-related projects and activities.</p> <p><i>(According to authors, the bill is intended to create a state program in the State Treasurer's Office through which local PACE programs can be aggregated into larger groupings to make the loans more attractive to financial markets and lower costs of financing.)</i></p>	
SB 346 Kehoe	Hazardous Materials: Motor Vehicle Brake Friction Materials	ASM Environmen- tal Safety & Toxic Materials <u>SB 346</u> <u>Kehoe</u>	Support CSAC Support (2009)	Support 3/18/10 <i>Was Watch: (questions about brake performance)</i>	<p>Would require that the use of copper in brake pads sold in California be reduced to no more than 5% by weight by 2021, and no more than 0.5% by 2032. Working off of the allowable pollution limits on copper by State Water Resources Control Board, studies have shown that much of copper in urban watersheds comes from debris generated from use of brake pads. This copper brake pad phase out bill was sponsored by Sustainable Conservation on behalf of the Brake Pad Partnership. (two year bill)</p>	
SB 1048 Hancock	Local Government: Community Facilities Districts	SEN Com. On Local Government SB 1048 <u>Hancock</u>	Support	Support	<p>Would authorize community facilities district to finance and refinance the acquisition, installation, and improvement of energy efficiency, water conservation, and renewable energy improvements to or on real property and in buildings.</p>	
SB 1100 Corbett	Product Stewardship: Household Batteries	SEN Third Reading <u>SB 1100</u>	Support	Support	<p>Would require the Department of Resources Recycling and Recovery by January 2012 to establish a baseline collection rate for the amount of household batteries that are discarded and subsequently discarded. Would require household battery</p>	

<p>SB 1205 Corbett</p>	<p>San Francisco Bay Area Disaster Recovery Authority <i>(proposed—San Francisco Bay Area Disaster Recovery Planning Council)</i></p>	<p><u>Corbett</u></p> <p>SEN Appropriations Sent to Suspend File <u>SB 1205</u> <u>Corbett</u></p>	<p>Support</p>	<p>Support (was Support with amendments—amendments made)</p>	<p>manufacturers to submit a product stewardship plan by September 30, 2011, with the Department reviewing (approving/disproving) the plan by January 1, 2012, and would prohibit the producer from selling the household battery without an approved plan. Would also set up an administrative fee plan, would provide for imposition of administrative civil penalties upon non-compliant producers, and would create a Household Battery Stewardship Account. Sponsor is StopWaste.org.</p> <p>Amended 3/24 and 4/13: Would establish the San Francisco Bay Area Disaster Recovery Planning Council to create a long-term regional disaster recovery plan by collaborating with various stakeholders including but not limited to cities, counties, special districts, schools, emergency operators, hospitals, members of the public private businesses, and non governmental organizations. The scope and purpose of the recovery plan shall be for planning for the region's resiliency following a disaster by increasing the speed of rebuilding lifeline infrastructure, planning for temporary transportation and transit programs, planning for reconstruction of housing supply damaged by disaster, creating mechanisms to assist businesses with temporary relocation and financing, and other issues associated with sustainable redevelopment following a major disaster. SB 1205 contains extensive legislative declarations regarding the need to create a regional entity for developing long-term disaster recovery plans, protocols, and mitigation priorities for the San Francisco Bay Area. Sponsor of the bill is ABAG.</p>
<p>SB 1445 DeSaulnier</p>	<p>Planning</p>	<p>SEN Appropriations <u>SB 1445</u> <u>DeSaulnier</u></p>	<p>Watch, pending further information</p>	<p>Support</p>	<p>Would increase the registration fee imposed by the state on the registration of each vehicle by \$1 and require the DMV to distribute 1% of the net revenues from the fee increase to the Planning Advisory and Assistance Council. Remaining net revenues would be distributed to designated transportation planning agencies based on the number of vehicles registered within the jurisdiction of each agency and require that these funds be used solely to develop and implement a sustainable communities strategy or regional blueprint plan. Would change the membership of the Planning Advisory and Assistance Council to include seven representatives of regional planning organizations; one member of the State Air Resources Board, one member of the CA Transportation Commission; one member of the State Energy Resources Conservation and Development Commission; one member appointed by the Speaker of Assembly; one member appointed by the Senate</p>

SB 2103 Hill	San Francisco Bay Restoration Authority	SEN Read First Time; sent to Com. On Rules for assignment <u>SB 2103 Hill</u>	Support	Support	Committee on Rules, in addition to representative from California Indian Tribes and Bands.
S. 1619 Dodd	The Livable Communities Act of 2009	Senate Committee on Banking, Housing and Urban Affairs 8/6/09	Support	Support	Prescribes the method of how the San Francisco Bay Restoration Authority (Authority) places a regional funding measure before the voters of the Authority. When the San Francisco Bay Restoration Authority proposes a measure to levy a benefit assessment, special tax, or property related fee for submission to voters, this bill would require the board of supervisors of each affected county to call a special election on the measure and place the measure on the ballot of the next regularly scheduled election. Would require the county clerk of each county to report the results of the special election to the Authority. This is a clean-up bill for prior legislation on the Authority.
H.R. 3525 Thompson	Tax Exempt Private Activity Bond (PAB) Use for Renewable Energy Generation and Energy and Water Efficiency Projects.	House Ways and Means Committee 7/31/09	Support	Support	Would establish the Office of Sustainable Housing and Communities; establish the Interagency Council on Sustainable Communities; establish a comprehensive planning grant program for towns and regions, establish a sustainability challenge grant program for towns and regions. Intent is to help towns and regions across the country plan and implement development projects that integrate their community's needs for transportation, housing, land use and economic development: to include MPOs, regional councils of governments, rural planning organizations, consortiums of local governments, city, county, and towns. To amend the Internal Revenue Code of 1986 to add additional categories of tax-exempt private activity bonds to finance renewable energy resource facilities, conservation and efficiency facilities, and other specified greenhouse gas emission technologies which would include energy efficiency, demand side management, energy storage, electric transmission, smart grid, water conservation, zero-emission vehicle projects and manufacturing facilities.

A G E N D A

REVISED

FINANCE AND PERSONNEL COMMITTEE

Monday, May 10, 2010, 3:30 PM
Meeting

Locations

101 8th Street, Oakland, California

400 County Center, Redwood City, California

For additional information, please call:
Fred Castro, (510) 464 7913

Agenda and attachments available at:
www.abag.ca.gov

1. **Call to Order**
2. **Roll Call**
3. **Public Comments**
4. **Closed Session**

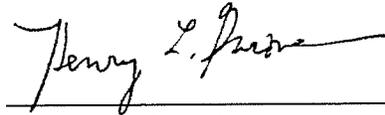
Public Employee Performance Evaluation
Title: Executive Director

Material for this item was sent to Committee members under separate cover.

5. **Approval of Minutes/Notes***
 - A. January 21, 2010
 - B. March 18, 2010

* Indicates attachments.

6. **Approval of February and March 2010 Financial Reports***
 - A. February 2010
 - B. March 2010
7. **Report on Proposed Consolidated Regional Agencies Building**
8. **Adjournment**



Henry L. Gardner
Secretary-Treasurer

ABAG FINANCE AND PERSONNEL COMMITTEE

Summary Minutes

January 21, 2010

Members Present

Supervisor Scott Haggerty, Chair
Supervisor David Cortese
Supervisor Rose Jacobs Gibson
Mayor Mark Green
Supervisor Mike Kerns, Vice Chair
Supervisor Barbara Kondylis
Vice Mayor Peter McHugh
Mayor A. Sepi Richardson

Jurisdiction

County of Alameda
County of Santa Clara
County of San Mateo
City of Union City
County of Sonoma
County of Solano
City of Milpitas
City of Brisbane

Members Absent

Supervisor Susan Adams
Supervisor John Gioia

County of Marin
County of Contra Costa

Officers and Staff Present

Henry Gardner, Executive Director
Ezra Rapport, Deputy Executive Director
Patricia Jones, Assistant Executive Director
Kenneth Moy, Legal Counsel
Herbert Pike, Finance Director
Susan Hsieh, Assistant Finance Director

The meeting was called to order at 5:00 p.m.

- 1) There were no public comments.
- 2) Supervisors Haggerty and Kerns were unanimously re-elected as Chair and Vice-Chair, respectively.
/M/Green/S/Jacobs-Gibson/C/.
- 3) Minutes of the November 19, 2009, meeting were approved as presented.
/M/Kondylis/S/Green/C/approved.
- 4) Pike summarized proposed revisions of the ABAG Investment Policy to reflect State-mandated caps on mutual fund investments and other updates.
/M/Green/S/Kerns/C/ approved.

AGENDA ITEM 5-A

- 5) Pike summarized the October and November 2009 financial reports for ABAG. Emphasis was on the low cash on hand, with anticipated outlays in December for payoff of ABAG's mortgage on its MetroCenter space as well as payment of the prior year's OPEB liability. /M/Kerns/S/Jacobs-Gibson/C/ approved.
- 6) Gardner presented the Work Program, Budget and Membership Dues proposed for FY 2010-11. /M/Richardson/S/Jacobs-Gibson/C/ to forward reports to the Executive Board with a recommendation to accept.
- 7) Pike presented the Executive Director's proposal to increase his authority to enter into contracts to \$50,000 and to accept grants to \$100,000. At the next subsequent Executive Board Meeting, a report would be placed on the consent calendar noting any and all such contracts and grants above the previous authority levels (\$20,000 and \$50,000) and the new levels authorized. /M/McHugh/S/Kerns/C/ to approve.
- 8) The committee met in closed session to discuss HBANC v ABAG. There was no reportable action taken..
- 9) Meeting was adjourned at 5:45 p.m.

ABAG FINANCE AND PERSONNEL COMMITTEE

Summary Notes

March 18, 2010

Members Present

Supervisor David Cortese
Supervisor Rose Jacobs Gibson
Mayor Mark Green
Mayor A. Sepi Richardson

Jurisdiction

County of Santa Clara
County of San Mateo
City of Union City
City of Brisbane

Members Absent

Supervisor Scott Haggerty, Chair	County of Alameda
Supervisor Mike Kerns, Vice Chair	County of Sonoma
Supervisor Susan Adams	County of Marin
Supervisor John Gioia	County of Contra Costa
Supervisor Barbara Kondylis	Supervisor Barbara Kondylis
Vice Mayor Peter McHugh	City of Milpitas

Officers and Staff Present

Henry Gardner, Executive Director
Ezra Rapport, Deputy Executive Director
Patricia Jones, Assistant Executive Director
Kenneth Moy, Legal Counsel
Herbert Pike, Finance Director
Susan Hsieh, Assistant Finance Director

- 1) The Finance and Personnel Committee did not meet for lack of a quorum. Members of the Committee who were present conducted a discussion for which these are the notes. The four members present did reach consensus on certain matters and that consensus was to be conveyed to the Executive Board.
- 2) There was no public comment.
- 3) Approval of the Minutes of the January 21, 2010, meeting was deferred to the next meeting of the Finance and Personnel Committee.
- 4) Pike summarized the December 2009 and January 2010 financial reports for ABAG. Emphasis was on the continuing low cash on hand and the anticipated significant outlays within the next month to two months. Consensus of the members present was to recommend approval/acceptance of the reports by the Executive Board.

AGENDA ITEM 5-B

- 5) Gardner summarized the accomplishments of the Bay Area Council Economic Institute (BACEI) and its partnership over the years with ABAG. Staff had recommended authorizing a \$50,000 contribution in FY 2010-11 from ABAG, the same as in the FY 2009-10 budget and the previous year. Consensus was to forward the staff recommendation to the Executive Board for action.
- 6) Moy's described the evaluation process for Legal Counsel utilized in evaluating Legal Counsel last year. The consensus was to follow the same format for the current year and to have the evaluation conducted at the July Finance and Personnel Committee meeting.
- 7) Gardner provided an oral report regarding the Air District's Exploration of a Regional Agencies' Headquarters.

The following items were to be discussed in closed session pursuant to the requirements of the Ralph M. Brown Act

- 8) Conference with Legal Counsel—Existing Litigation
Home Builders Association of Northern California vs ABAG
- 9) Public Employee Performance Evaluation
Title: Executive Director—deferred to May meeting when a quorum of the Committee should be available.
- 10) Discussions were completed by at 5:40 p.m.

TO: Finance and Personnel Committee

DT: March 31, 2010

FM: Herbert Pike, Finance Director

Re: Financial Reports
--February 2010

The following are highlights of the financial reports for February 2010.

Cash on Hand (Figure 1)

Cash on hand increased to \$1.81 million on February 28th from \$1.47 million on January 31st. The increase is attributed to the accelerated receipt of grant receivables. The February balance includes approximately \$1.46 million invested in the Local Agency Investment Fund (LAIF). Currently, ABAG does not hold any other investments. The February 28th cash balance is approximately \$973 thousand more than the prior year, the latter being attributed to more timely reimbursement from granting agencies, especially the State.

Receivables (Figure 2)

Receivables from grant and service programs amounted to about \$3.07 million on February 28th, a decrease of \$604 thousand from the month prior. The reduction is wholly attributable to receipt of grant reimbursements, reducing grant receivables from \$2.06 million to \$1.42 million. Compared to February 28th of the year prior, the total receivables reflect a decrease of approximately \$521 thousand.

Actual vs. Budgeted Expenses (Figure 9)

Total expenses through February 28 amounted to about \$11.24 million, or 57.9 percent, of projected annual expenses of \$19.41 million for FY 09-10.

Actual vs. Budgeted Revenues (Figure 10)

As of February 28th, total revenues amounted to about \$10.86 million, or 56.2 percent, of projected annual revenue of \$19.31 million for FY 09-10.

As of February 28th, both revenues and expenses are below “projected” annual totals. While revenues and expenditures might be expected to be 66.7 percent after the first eight months of the new fiscal year, they are less than projections, largely due to the timing of consultant and sub-contractor expenses that lag in getting the billings in for the work performed and, consequently, getting billed and reimbursed for completed work. Consultant and sub-contractor expenses may be expected to accelerate during the balance of the fiscal year.

Fund Equity (Figure 5)

As of February 28th, general fund equity was approximately \$675 thousand, a decrease of \$31 thousand from January 31st. The Agency’s restricted fund equity, consisting of capital, self-insurance and building maintenance, remained unchanged at \$510 thousand.

Indirect Cost (Figure 6)

The agency's actual indirect cost (overhead) rate was 44.88 percent of direct labor cost as of February 28, or about 1.93% above the budgeted rate of 42.95 percent for FY 09-10. Most of the excess charges are due to revised allocations of employees' time between Agency Administration/ Communications and General Overhead. These issues have been identified and rates are expected to further converge toward the expected rate over the next several months.

Overall (Figures 3, 4, 7 & 8)

At February 28, the Agency's net financial position is reasonably close to forecast with a deficit of roughly \$378 thousand, or 3.48 percent of year-to-date revenues. The cash balance is expected to improve when we gain formal CalTrans approval of our indirect cost allocation plan. In addition, the latter third of the year traditionally incurs reduced payouts of accrued leave, which results in more hours billed to grants and garnering increased revenue which should also improve the Agency's cash position.

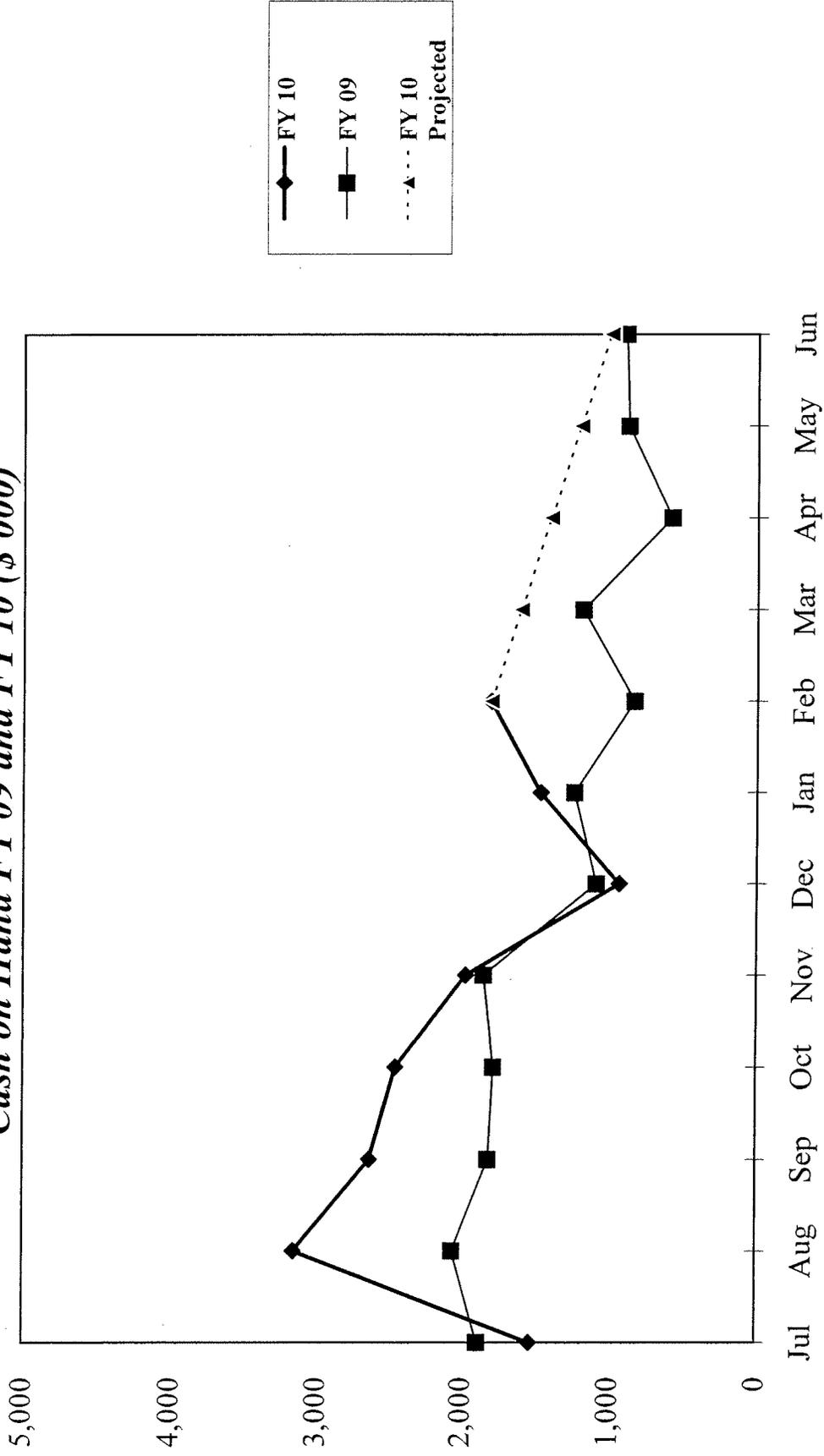
ABAG FINANCIAL REPORTS

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- * Actual vs. Budgeted Expenses Figure 9
- * Actual vs. Budgeted Revenues Figure 10
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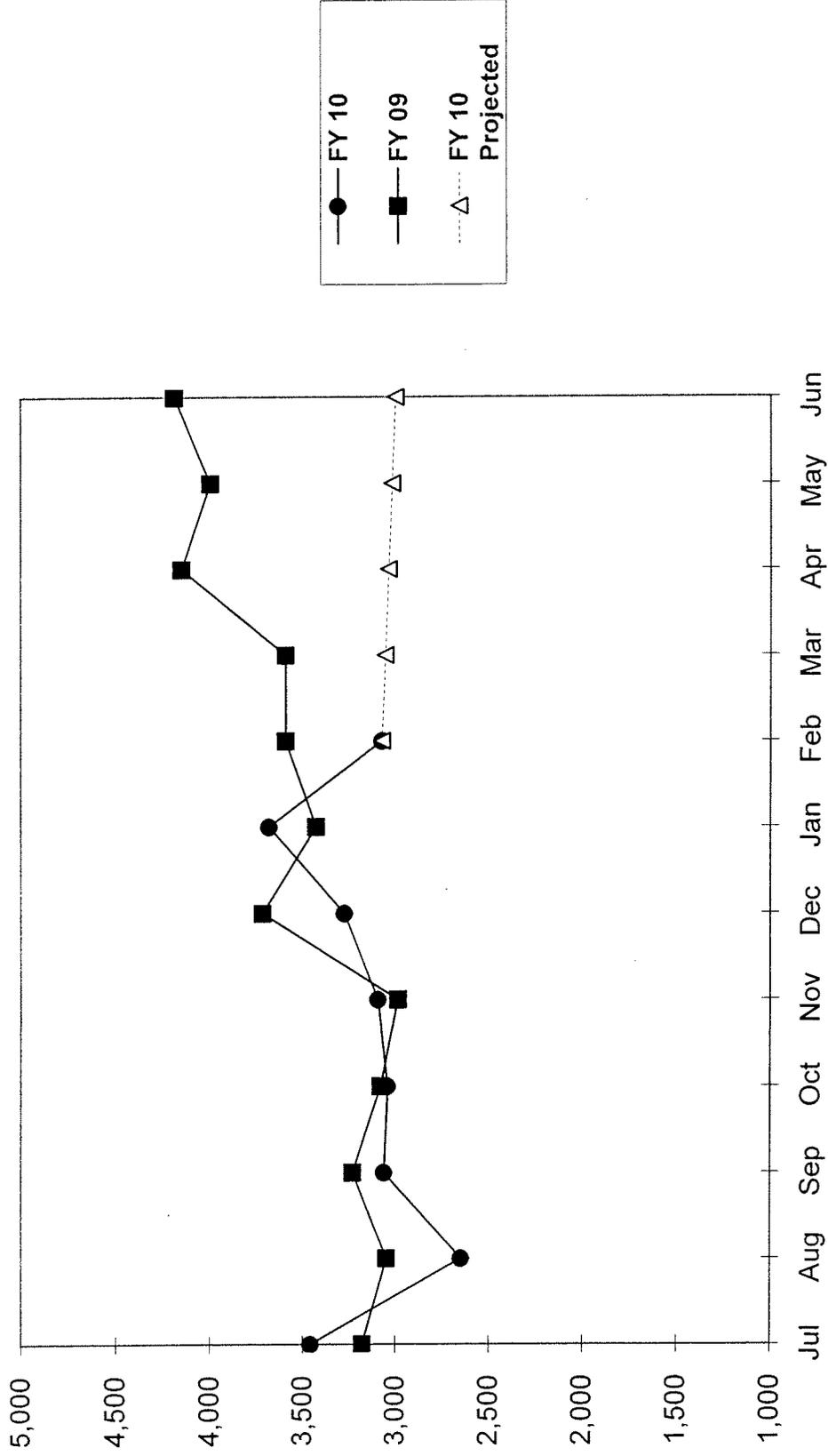
ABAG Financial Indices

Cash on Hand FY 09 and FY 10 (\$'000)



ABAG Financial Indices

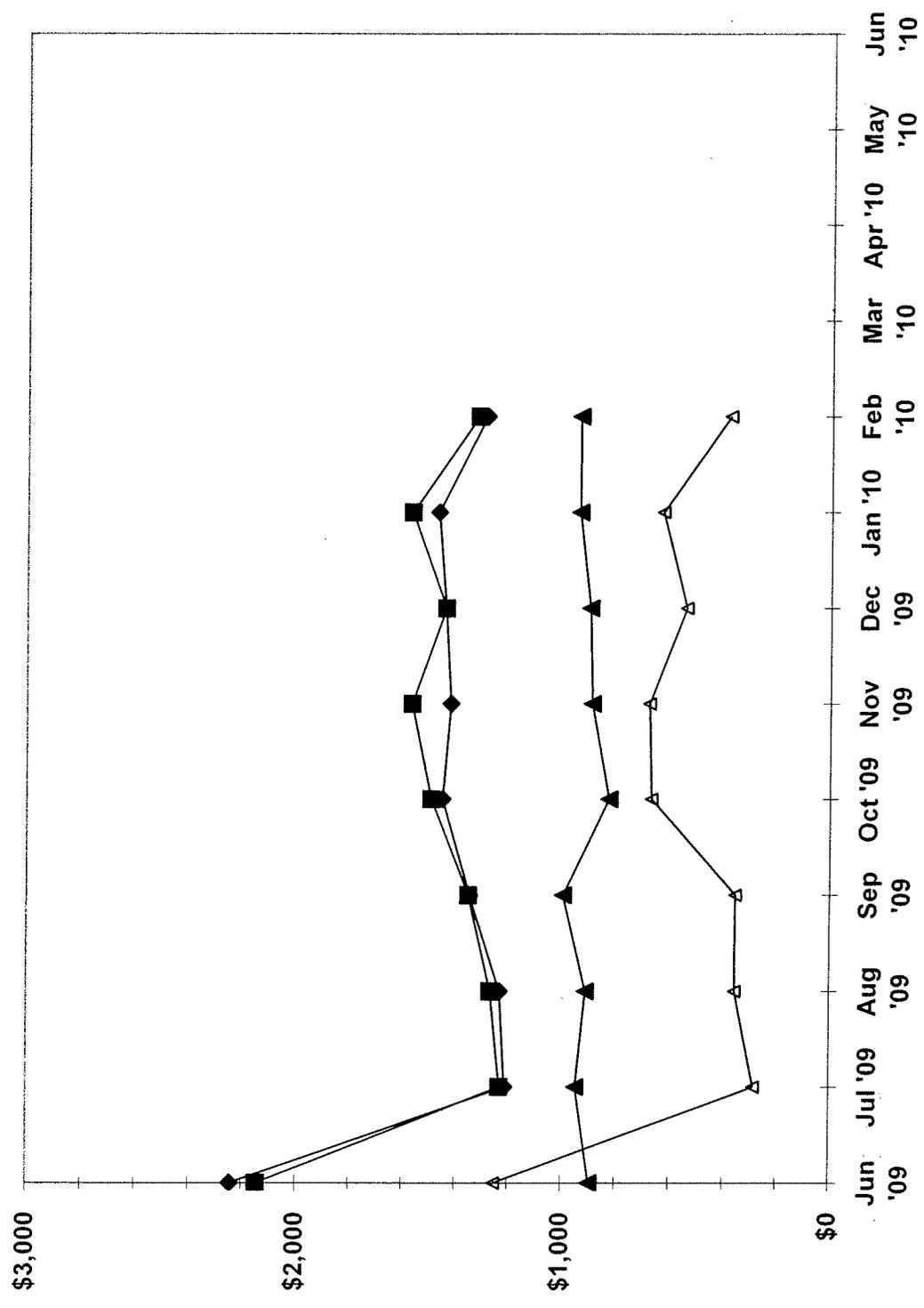
Accounts Receivable FY 09 and FY 10 (\$'000)



ABAG Financial Indices

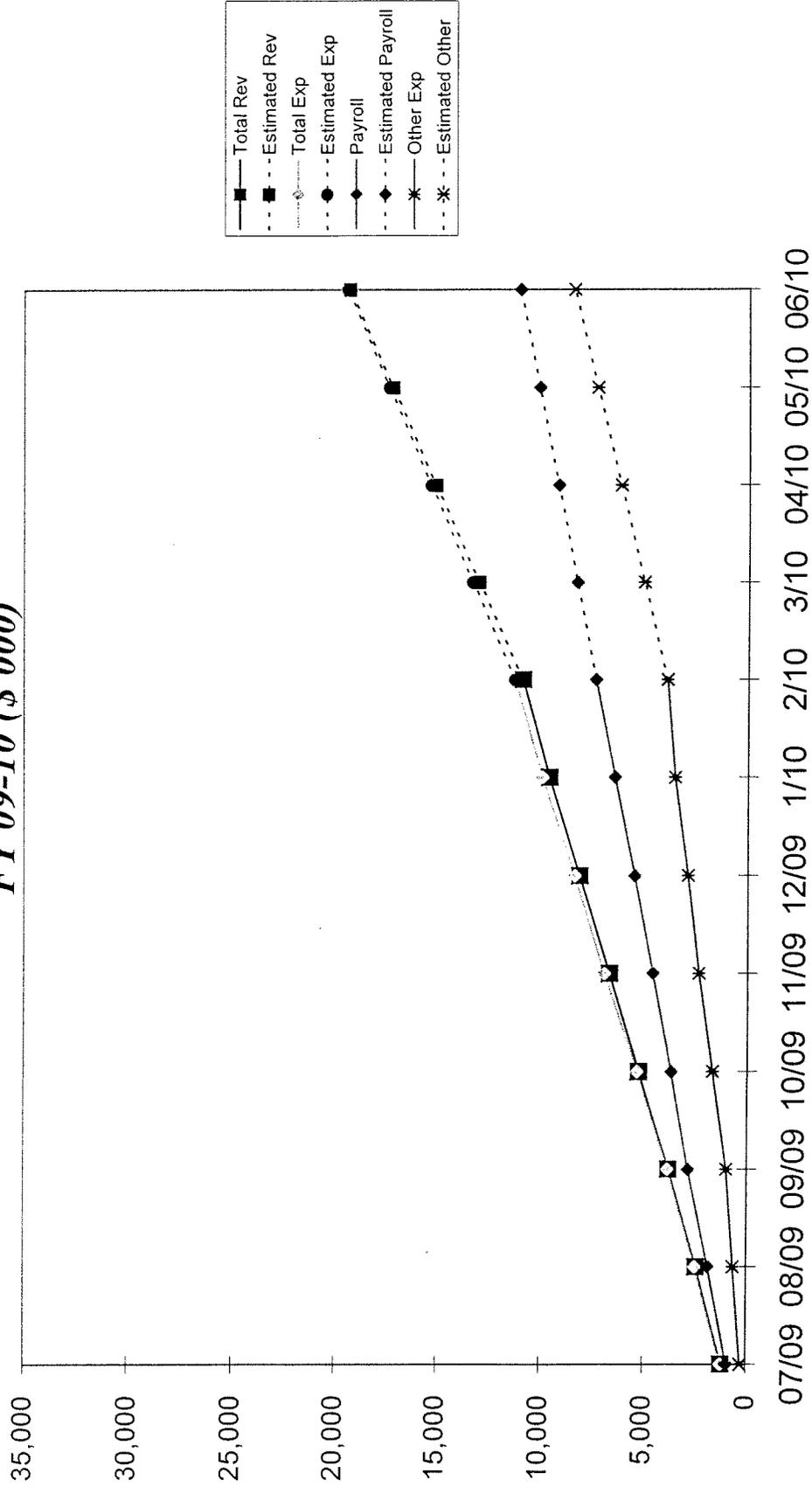
Current Month Revenues & Expenses

FY 09-10 (\$'000)



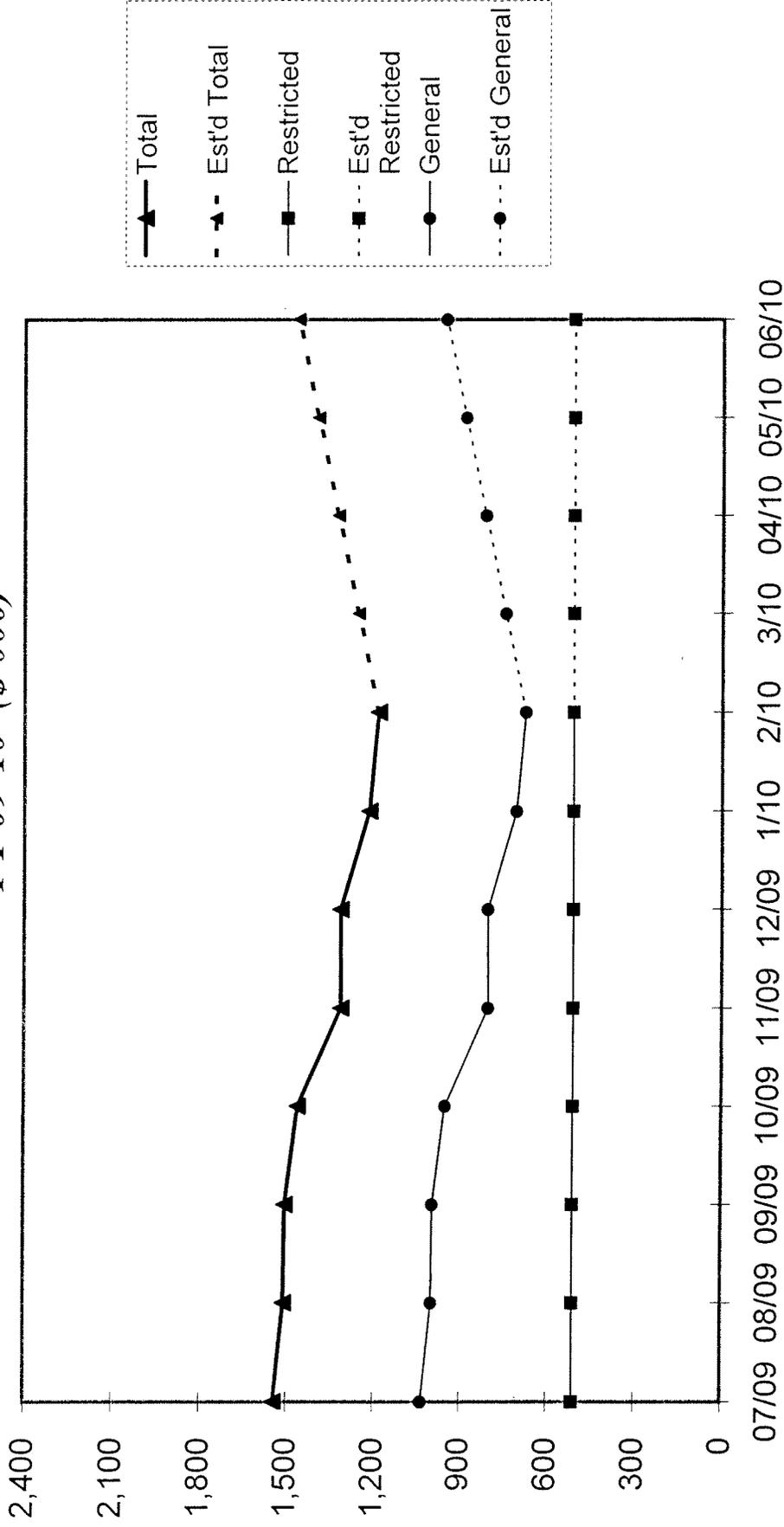
ABAG Financial Indices

Year-to-date Revenues & Expenses FY 09-10 (\$'000)



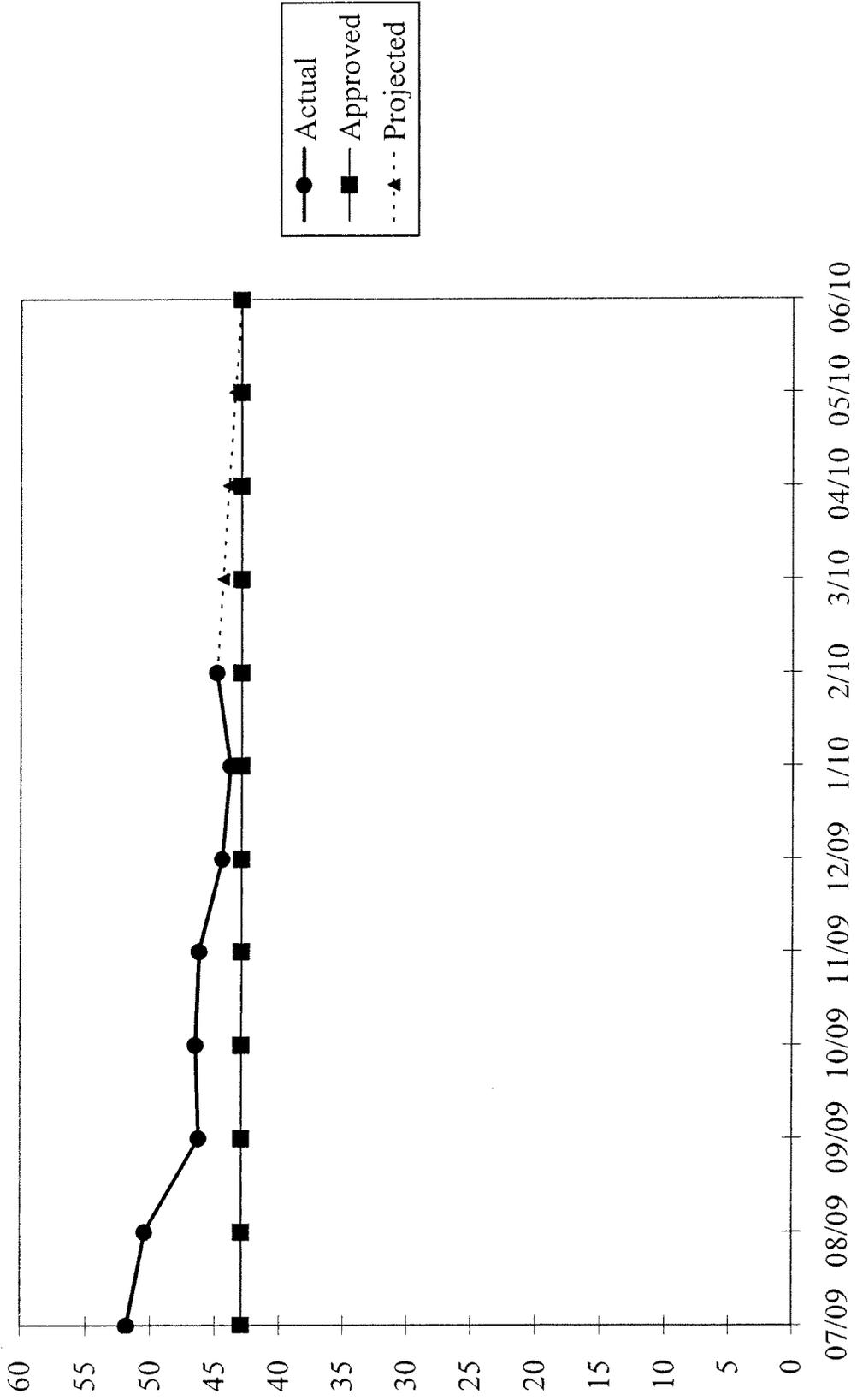
ABAG Financial Indices

Fund Equity
FY 09-10 (\$'000)



ABAG Financial Indices

Indirect Cost Rate (% of Direct Labor Cost) FY 09-10

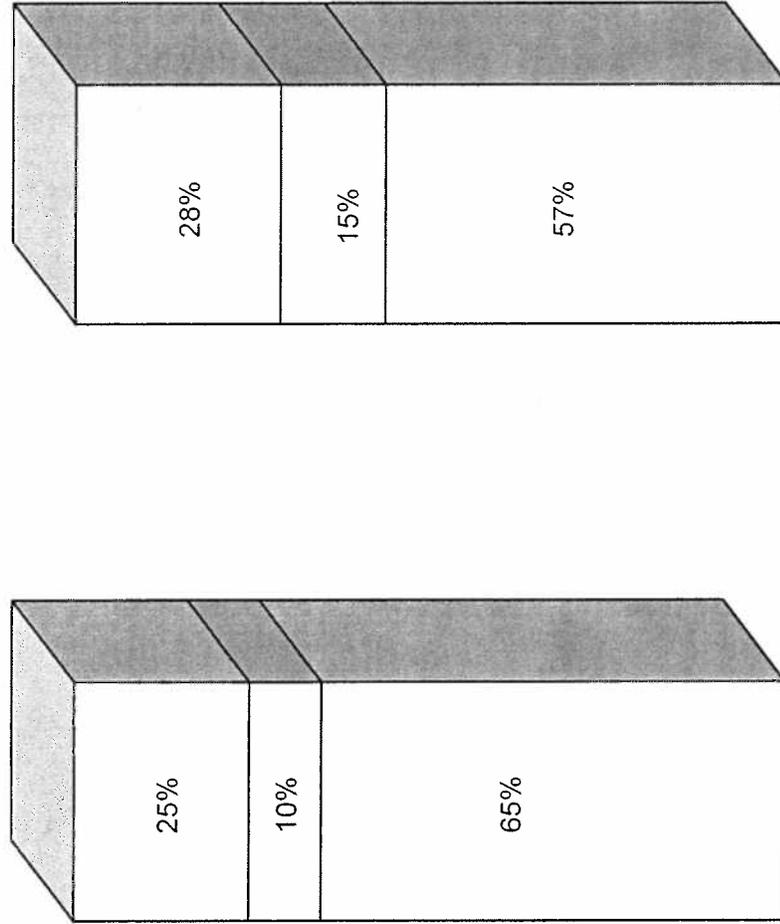


ABAG Financial Indices

Composition of Expenses FY 09--FY 10

Year to Date

(\$'000)

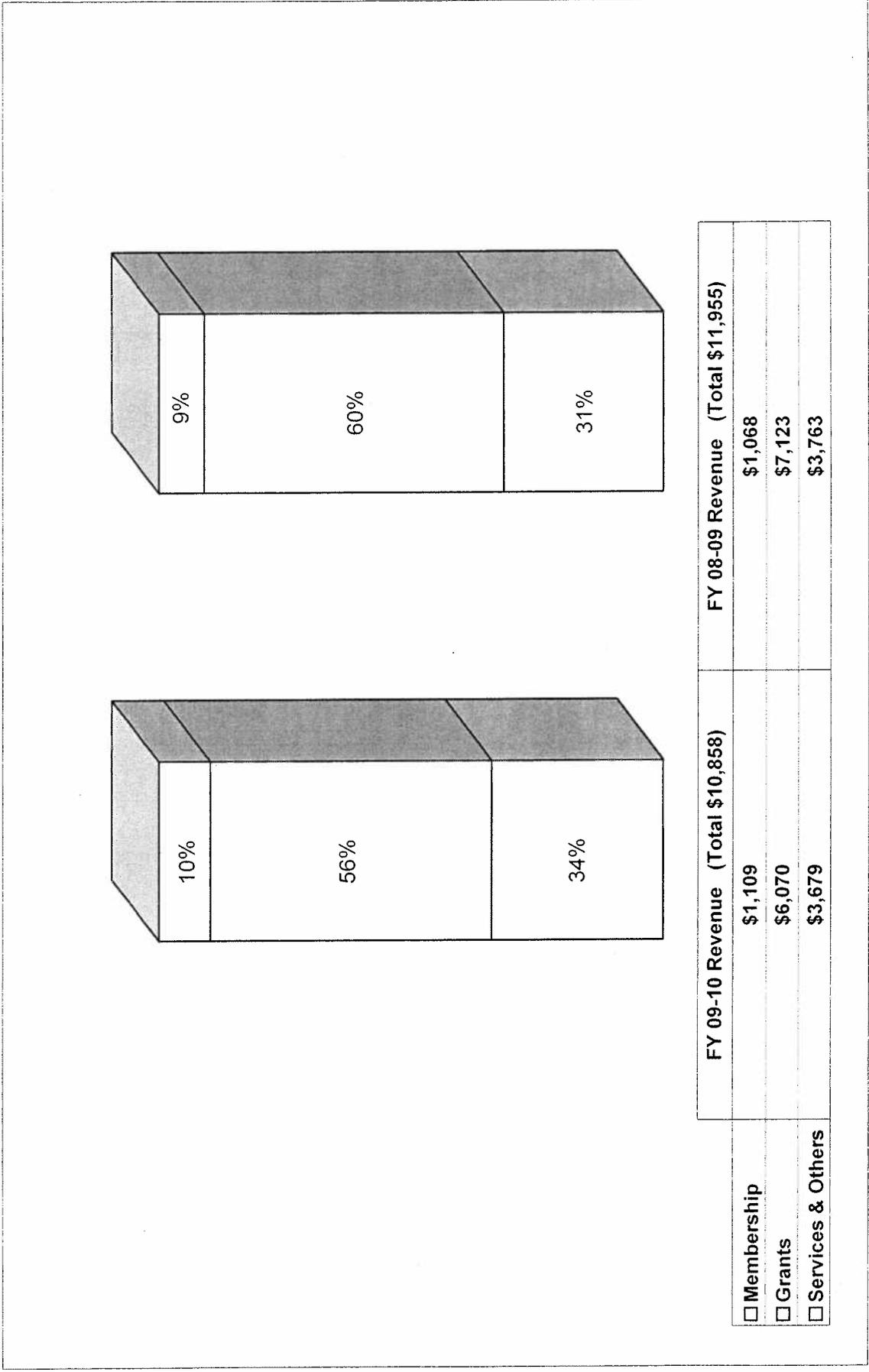


	FY09-10 Expenses (Total \$11,236)	FY08-09 Expenses (Total \$12,338)
<input type="checkbox"/> Consultants	\$2,758	\$3,543
<input type="checkbox"/> Others	\$1,137	\$1,815
<input type="checkbox"/> Payroll	\$7,341	\$6,980

ABAG Financial Indices

Composition of Revenues FY 09--FY 10

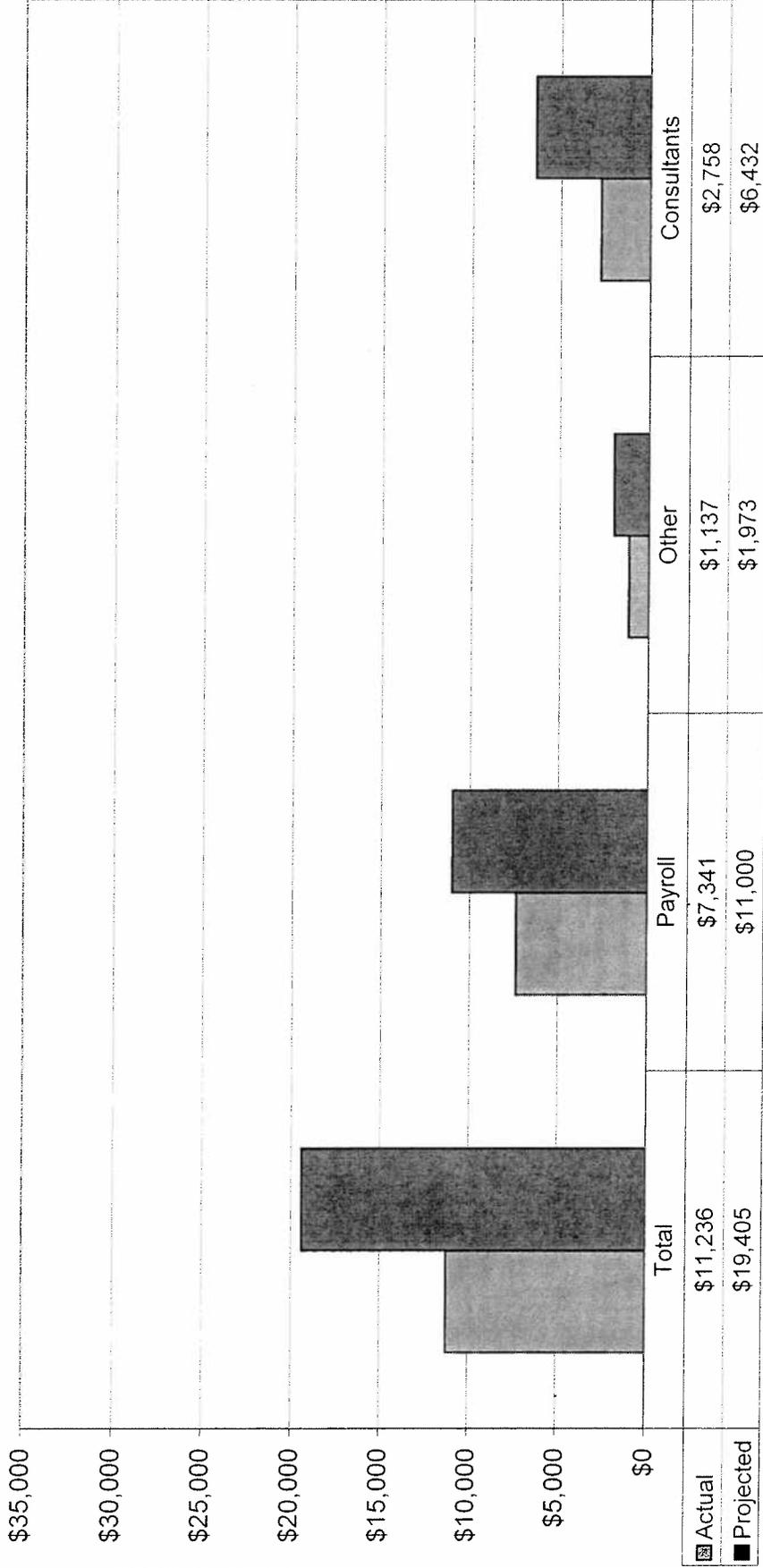
Year to Date
(\$'000)



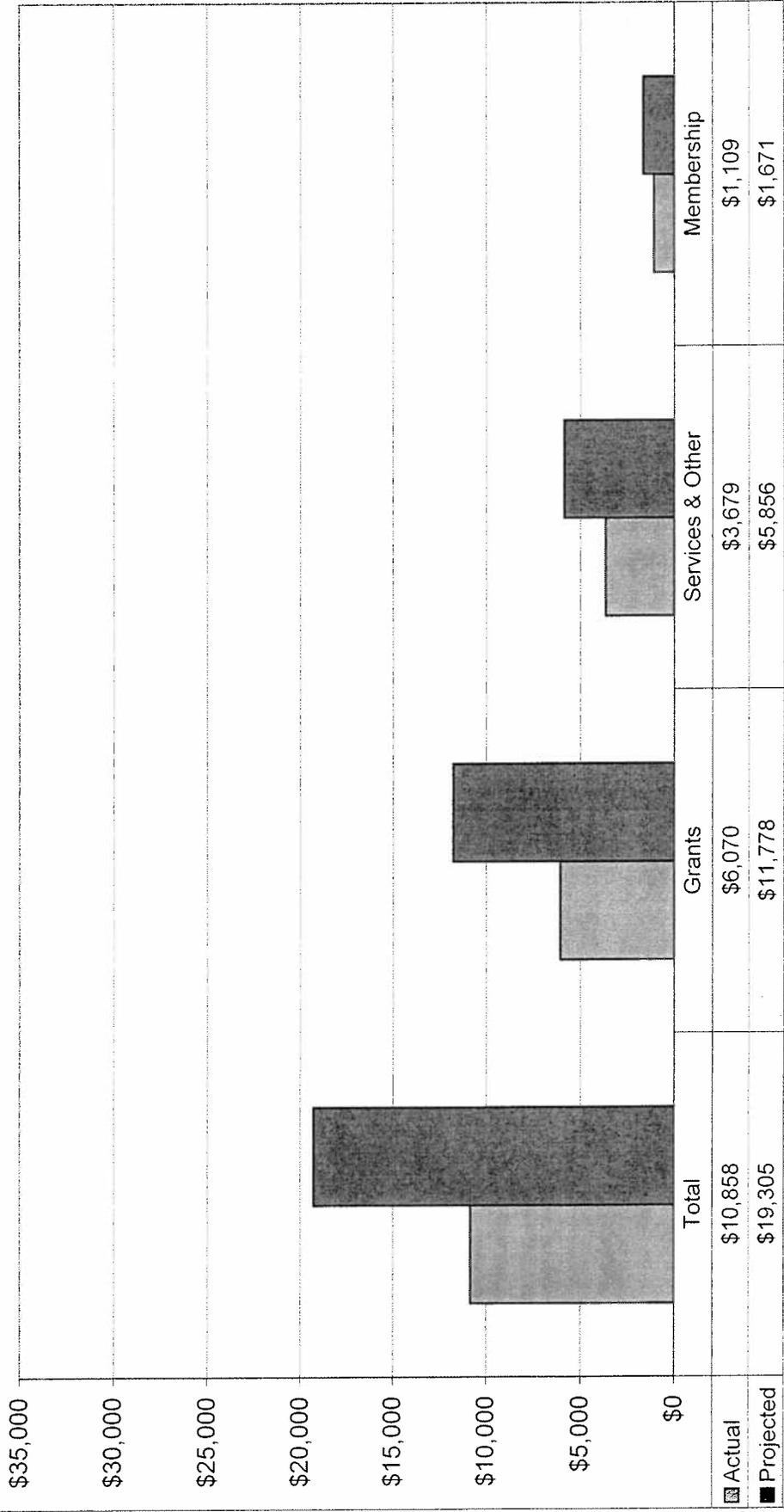
ABAG Financial Indices

Actual vs Projected Expenses--FY 09-10

Year to Date (\$'000)



ABAG Financial Indices
Actual vs Projected Revenues--FY 09-10
Year to Date (\$'000)



Description of Charts

Figure 1 -- Cash on Hand

Cash on hand represents the sum total of cash deposited at our bank and the Local Agency Investment Fund (LAIF). This chart shows fluctuation patterns of cash on hand for the current and last fiscal years.

Figure 2 -- Accounts Receivable

Accounts receivable tracked by this chart include receivables generated by grants and service programs over two fiscal years. This chart reflects the reasonableness of our receivable levels. We usually have about six weeks' worth of our annual revenues in receivables.

Figure 3 -- Current Month Revenues and Expenses

Presents month by month total revenues, total expenses, payroll and other expenses for the current fiscal year. The difference between total revenues and total expenses lines represents the overall current month net surplus (or deficit) for the agency.

Figure 4 -- Year-to-date Revenues and Expenses

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Presents a comparison of actual and budgeted total revenues as well as component categories: membership dues, grants, services and other.

TO: Finance and Personnel Committee

DT: April 30, 2010

FM: Herbert Pike, Finance Director

Re: Financial Reports
--March 2010

The following are highlights of the financial reports for March 2010.

Cash on Hand (Figure 1)

Cash on hand decreased to \$1.35 million on March 31st from \$1.81 million on February 28. The decrease is attributed to expensing of facility renovations of ABAG offices at the MetroCenter funded by a loan from FAN received in prior months. The March balance includes approximately \$858 thousand invested in the Local Agency Investment Fund (LAIF). Currently, ABAG does not hold any other investments. The March 31st cash balance is approximately \$160 thousand more than the prior year, the latter being attributed to more timely reimbursement from granting agencies, especially the State.

Receivables (Figure 2)

Receivables from grant and service programs amounted to about \$2.65 million on March 31st, a decrease of \$422 thousand from the month prior. The reduction is wholly attributable to accelerated receipt of grant reimbursements and grant billings, reducing grant receivables from \$1.42 million to \$1.11 million and unbilled receivables from \$1.64 million to \$1.54 million. Compared to March 31st of the year prior, the total receivables reflect a decrease of approximately \$942 thousand.

Actual vs. Budgeted Expenses (Figure 9)

Total expenses through March 31 amounted to about \$13.19 million, or 68.0 percent, of projected annual expenses of \$19.41 million for FY 09-10.

Actual vs. Budgeted Revenues (Figure 10)

As of March 31, total revenues amounted to about \$12.93 million, or 67.0 percent, of projected annual revenue of \$19.31 million for FY 09-10.

As of March 31st, both revenues and expenses are below “projected” annual totals. While revenues and expenditures might be expected to be 75 percent after the first three quarters of the new fiscal year, they are less than projections, largely due to the timing of consultant and sub-contractor expenses that lag in getting the billings in for the work performed and, consequently, getting billed and reimbursed for completed work. Consultant and sub-contractor expenses may be expected to accelerate during the balance of the fiscal year.

Fund Equity (Figure 5)

As of March 31st, general fund equity was approximately \$798 thousand, an increase of \$123 thousand from February 28th. The Agency’s restricted fund equity, consisting of capital, self-insurance and building maintenance, remained unchanged at \$510 thousand.

Indirect Cost (Figure 6)

The Agency's actual indirect cost (overhead) rate was 44.55 percent of direct labor cost as of March 31, or about 1.60% above the budgeted rate of 42.95 percent for FY 09-10. Most of the excess charges are due to revised allocations of employees' time between Agency Administration/Communications and General Overhead. These issues have been identified and rates are expected to further converge toward the expected rate over the next three months.

Overall (Figures 3, 4, 7 & 8)

At March 31, the Agency's net financial position is reasonably close to forecast with a deficit of roughly \$255 thousand, or 1.97 percent of year-to-date revenues. The cash balance is expected to improve when we gain formal CalTrans approval of our indirect cost allocation plan. In addition, the latter third of the year traditionally incurs reduced payouts of accrued leave, which results in more hours billed to grants and garnering increased revenue which should also improve the Agency's cash position.

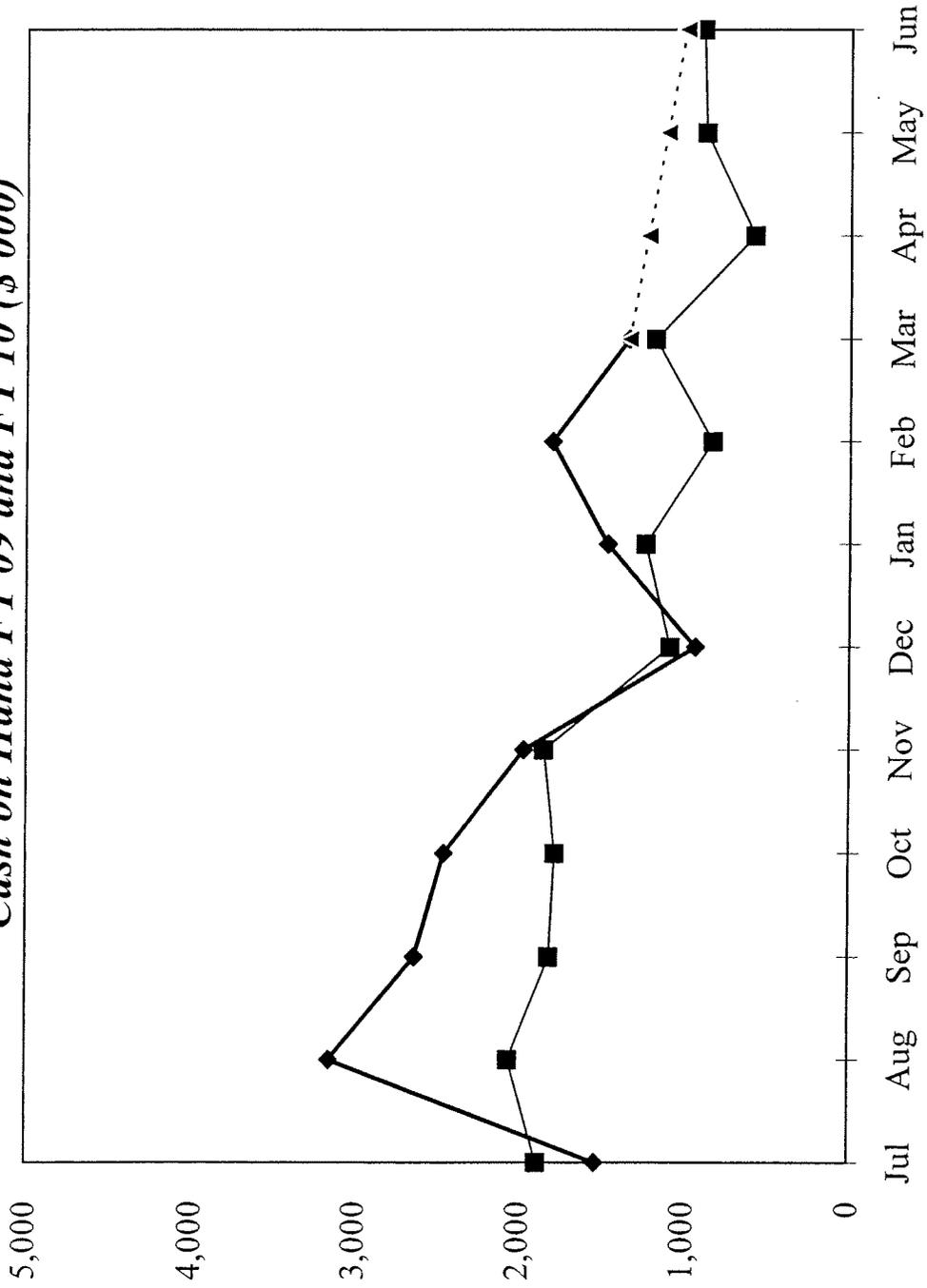
ABAG FINANCIAL REPORTS

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- * Accounts Receivable Figure 2
- * Current Month Revenues and Expenses Figure 3
- * Year-to-date Revenues and Expenses Figure 4
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- * Indirect Cost Rate (% of Direct Labor Cost) Figure 6
- * Composition of Expenses Figure 7
- * Composition of Revenues Figure 8
- * Actual vs. Budgeted Expenses Figure 9
- * Actual vs. Budgeted Revenues Figure 10
- * Description of Charts

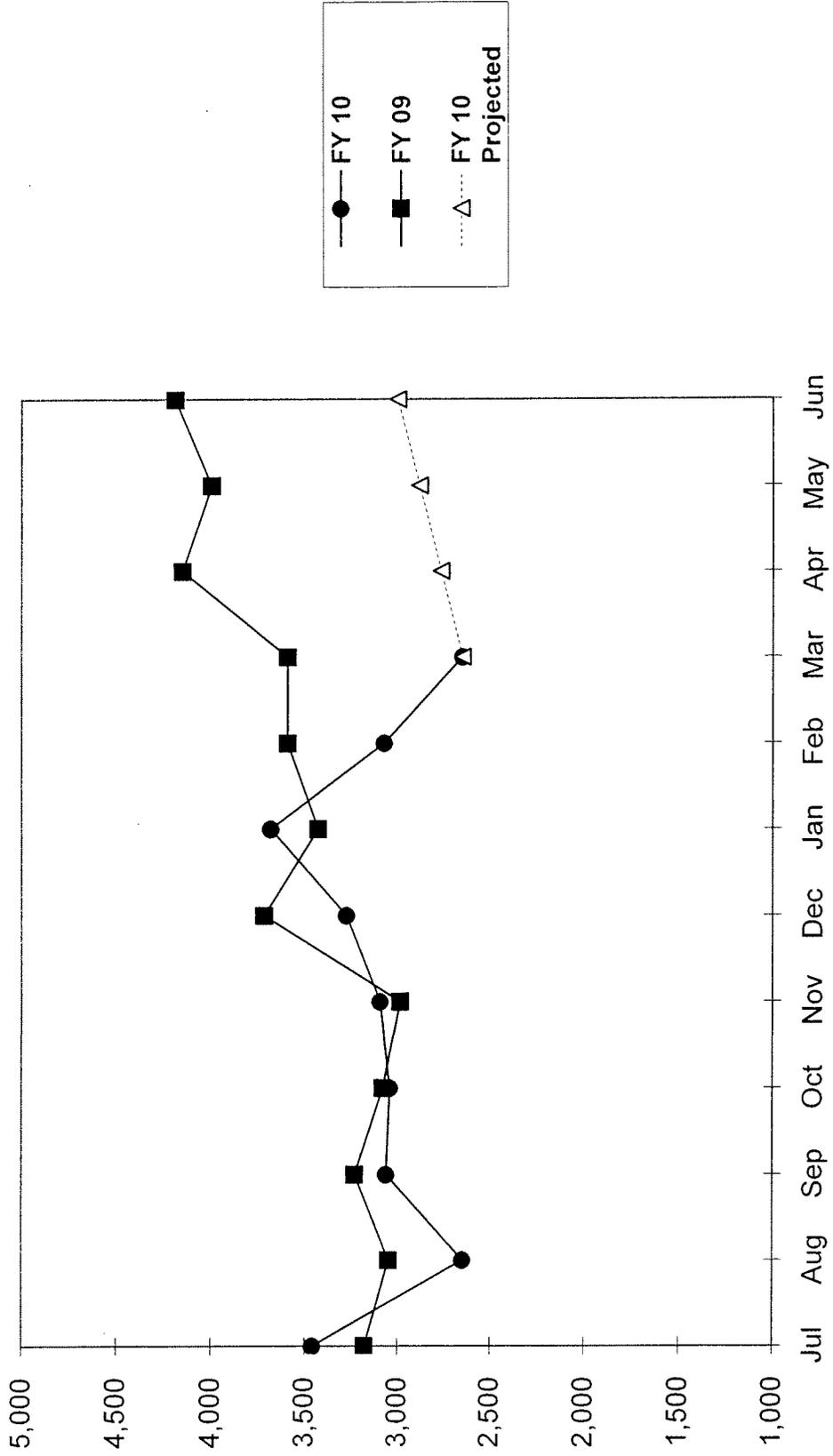
ABAG Financial Indices

Cash on Hand FY 09 and FY 10 (\$'000)



ABAG Financial Indices

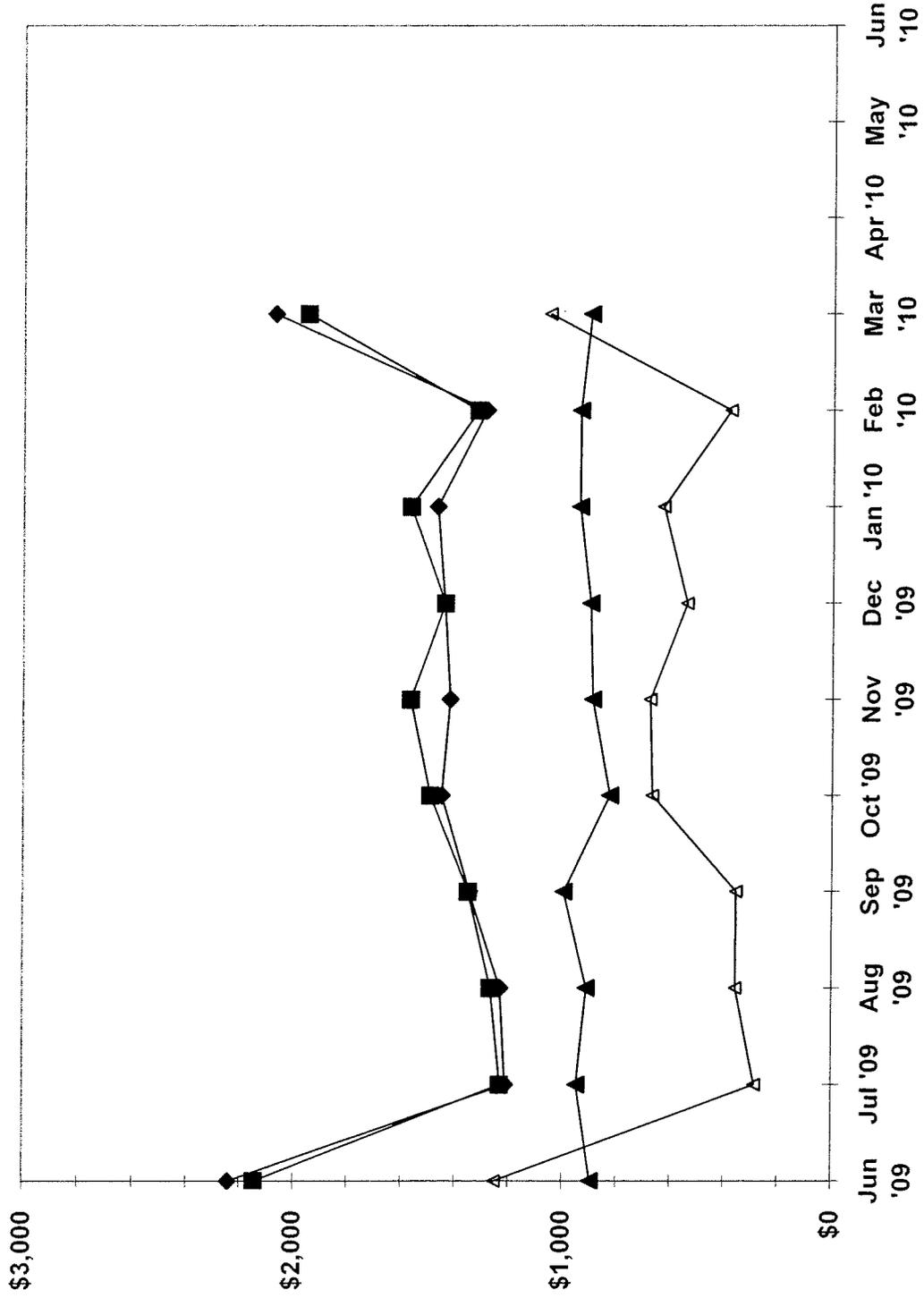
Accounts Receivable FY 09 and FY 10 (\$'000)



ABAG Financial Indices

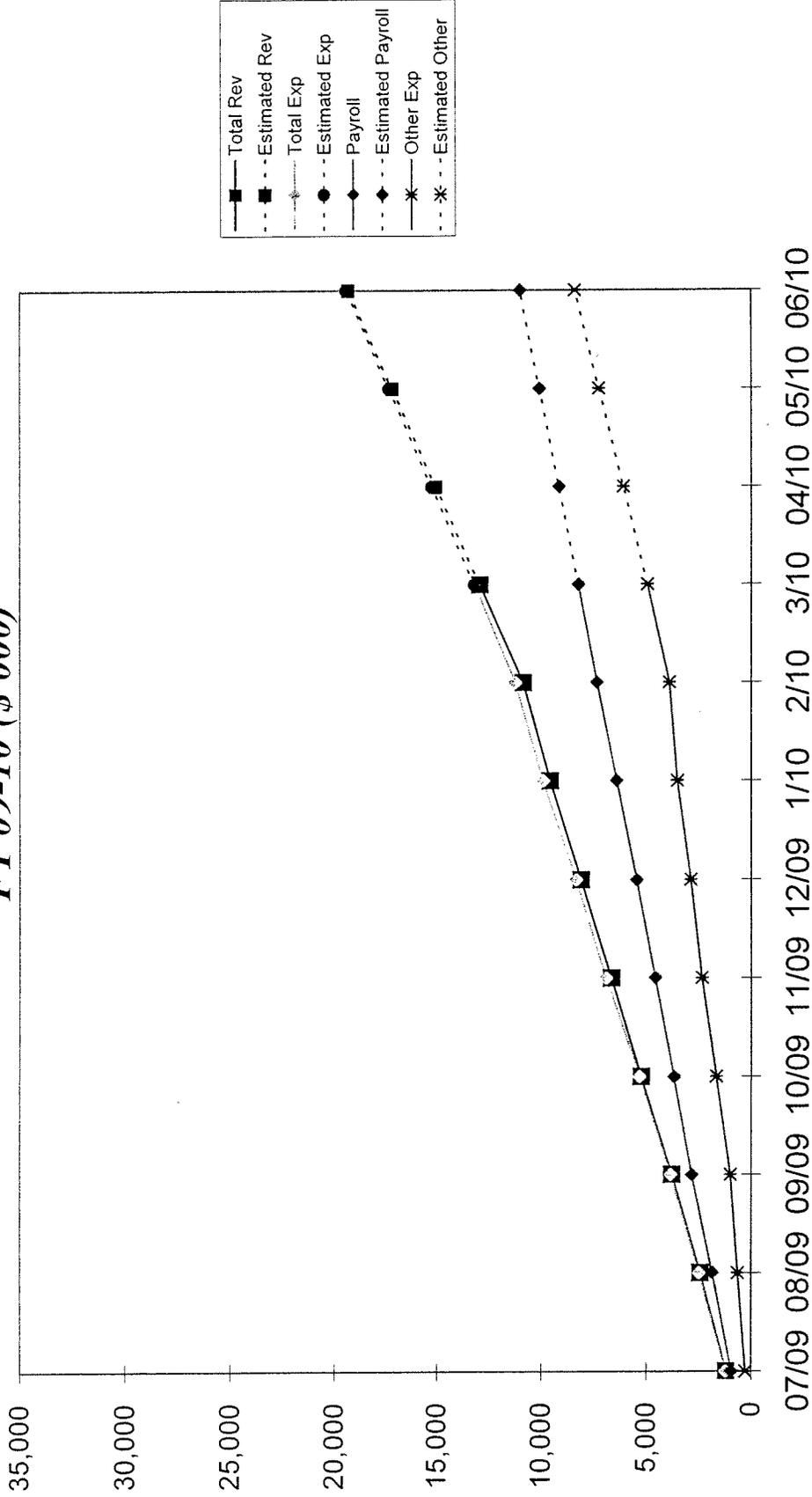
Current Month Revenues & Expenses

FY 09-10 (\$'000)



ABAG Financial Indices

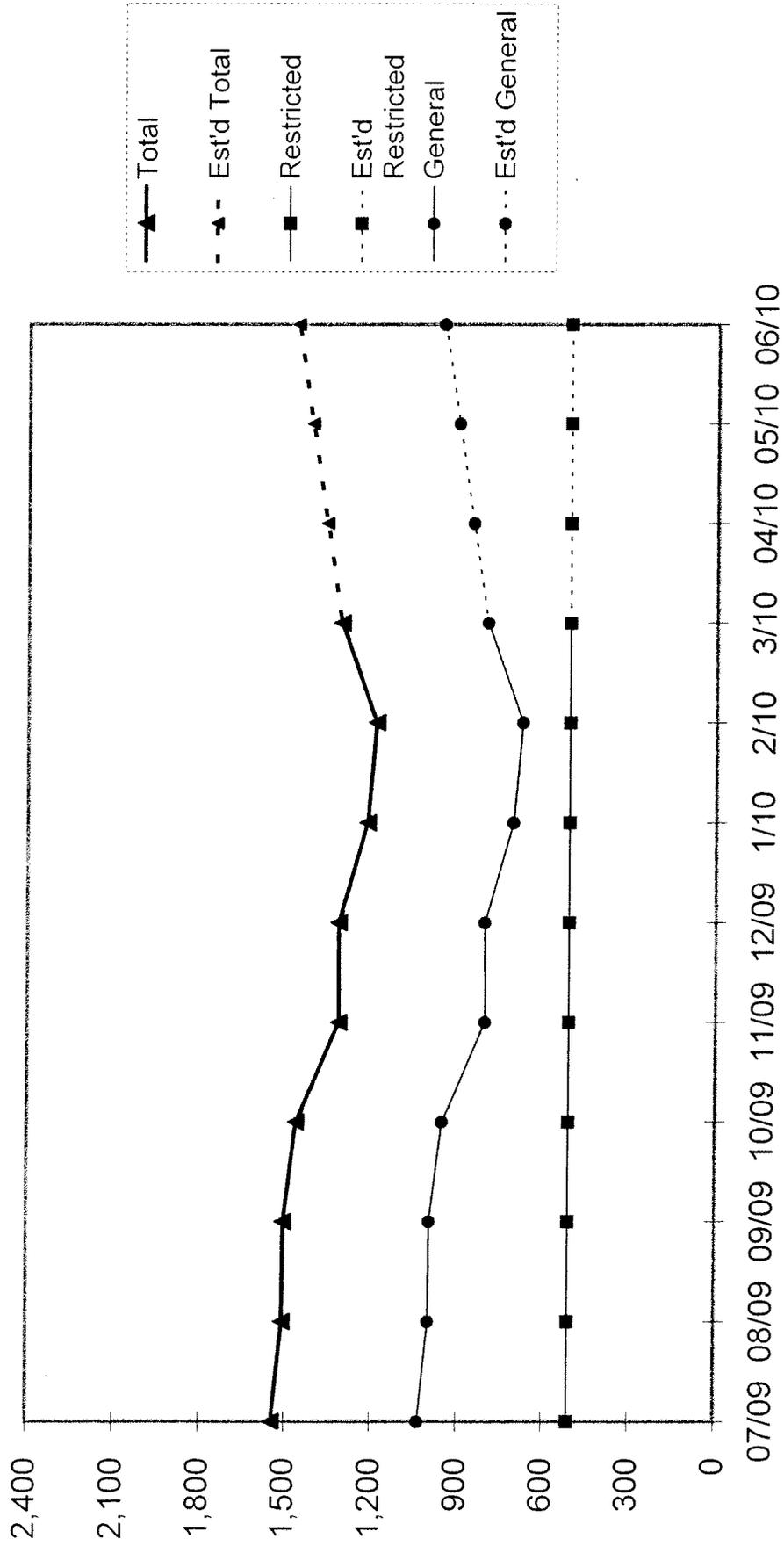
Year-to-date Revenues & Expenses FY 09-10 (\$'000)



ABAG Financial Indices

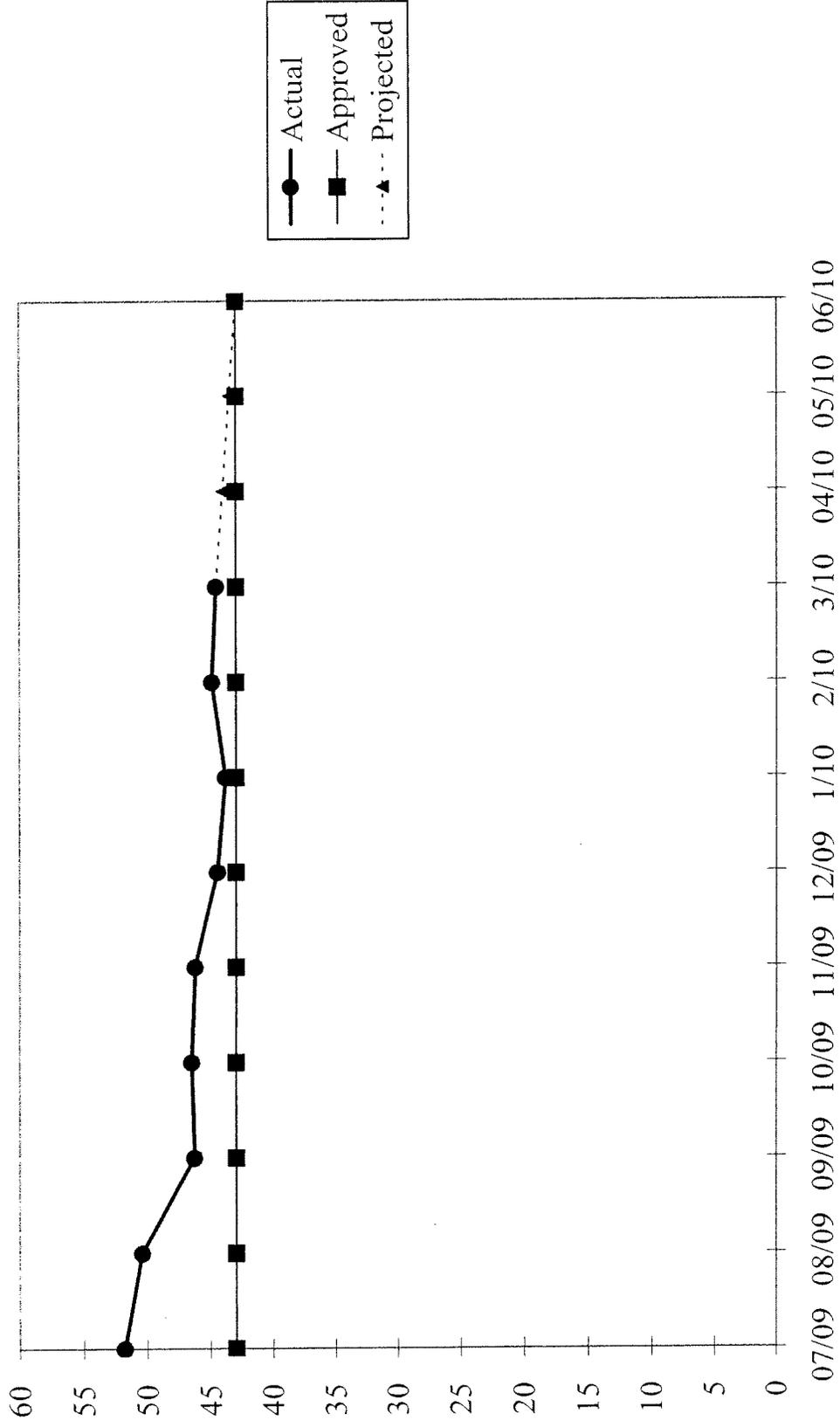
Fund Equity

FY 09-10 (\$'000)



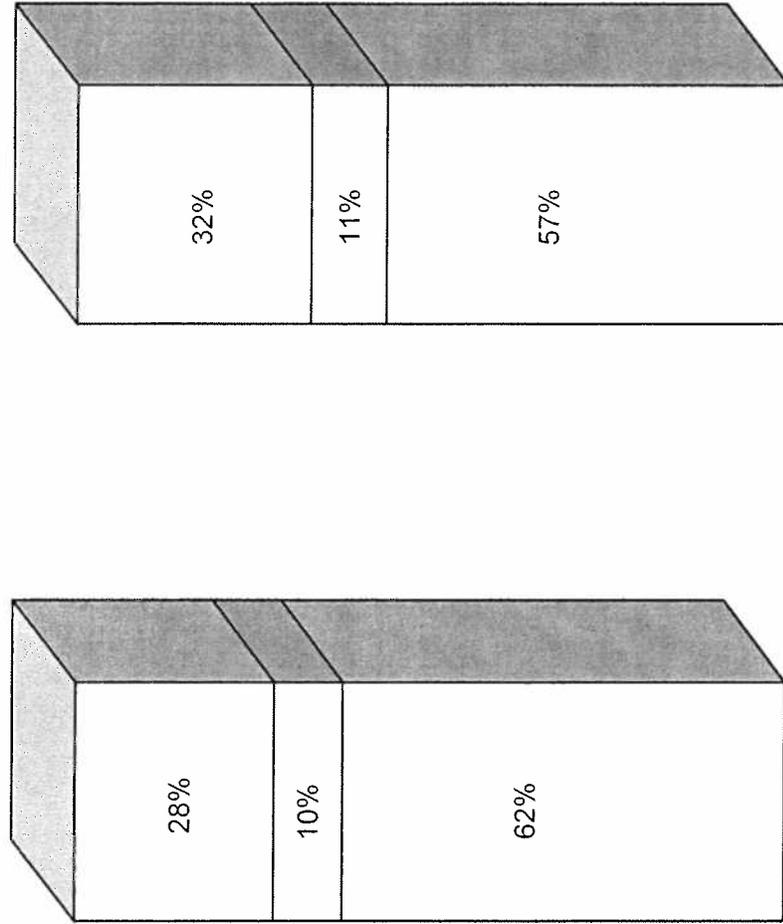
ABAG Financial Indices

Indirect Cost Rate (% of Direct Labor Cost) FY 09-10



ABAG Financial Indices

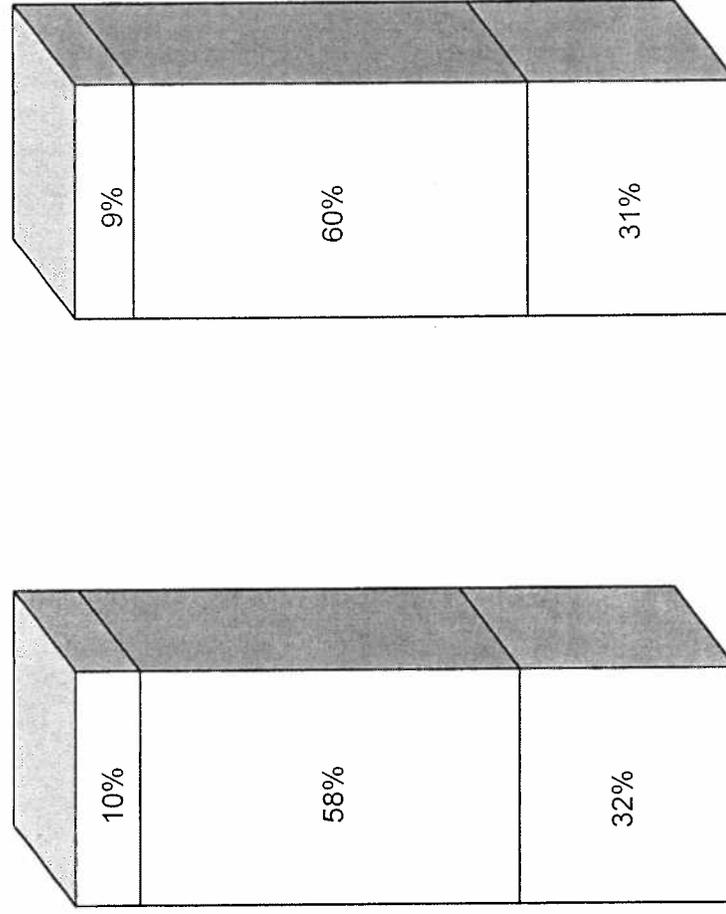
Composition of Expenses FY 09--FY 10 Year to Date (\$'000)



	FY09-10 Expenses (Total \$13,187)	FY08-09 Expenses (Total \$13,952)
<input type="checkbox"/> Consultants	\$3,675	\$4,570
<input type="checkbox"/> Others	\$1,272	\$1,482
<input type="checkbox"/> Payroll	\$8,240	\$7,900

ABAG Financial Indices

Composition of Revenues FY 09--FY 10 Year to Date (\$'000)

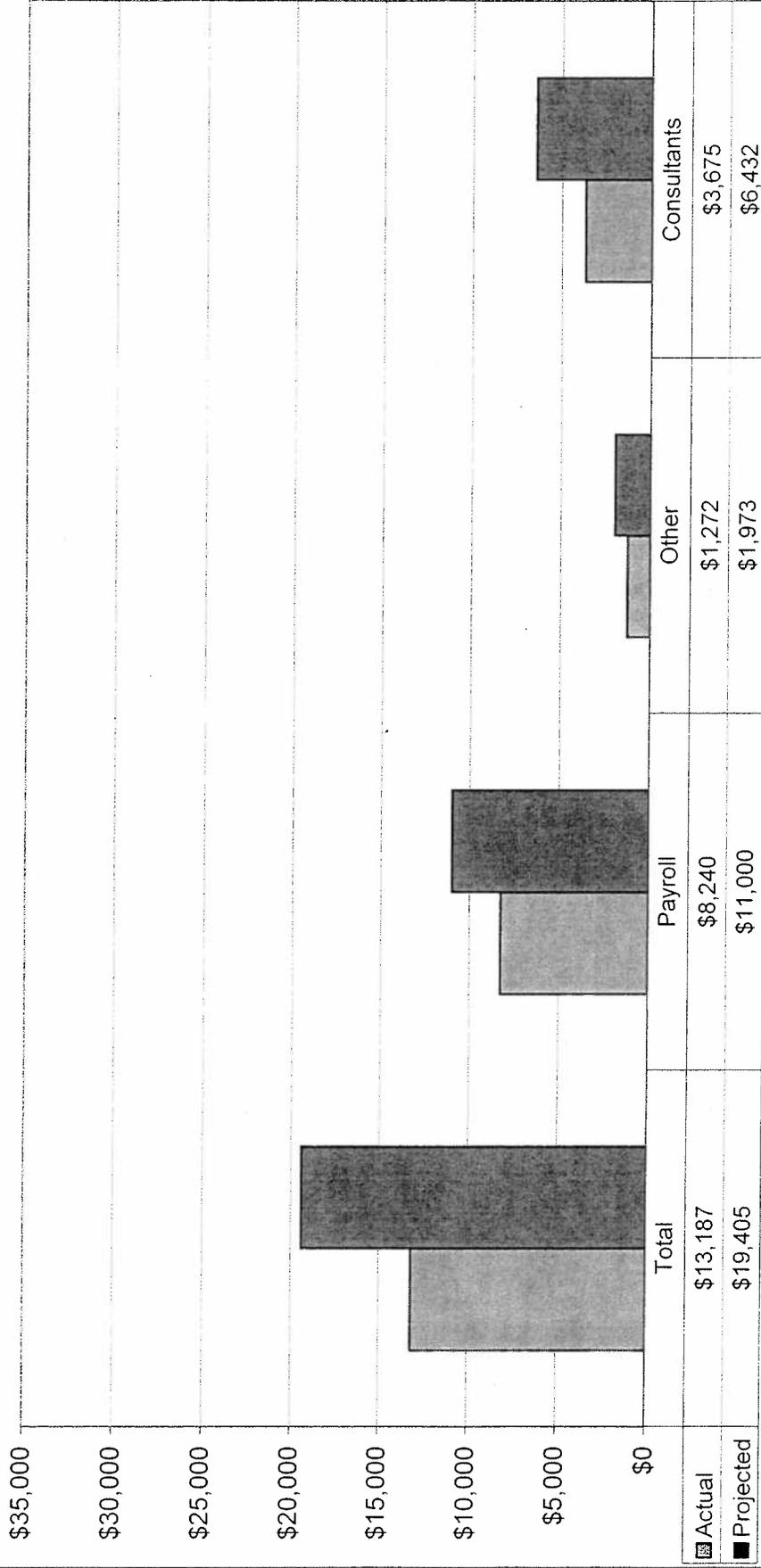


	FY 09-10 Revenue (Total \$12,932)	FY 08-09 Revenue (Total \$13,644)
Membership	\$1,247	\$1,202
Grants	\$7,476	\$8,174
Services & Others	\$4,209	\$4,268

ABAG Financial Indices

Actual vs Projected Expenses--FY 09-10

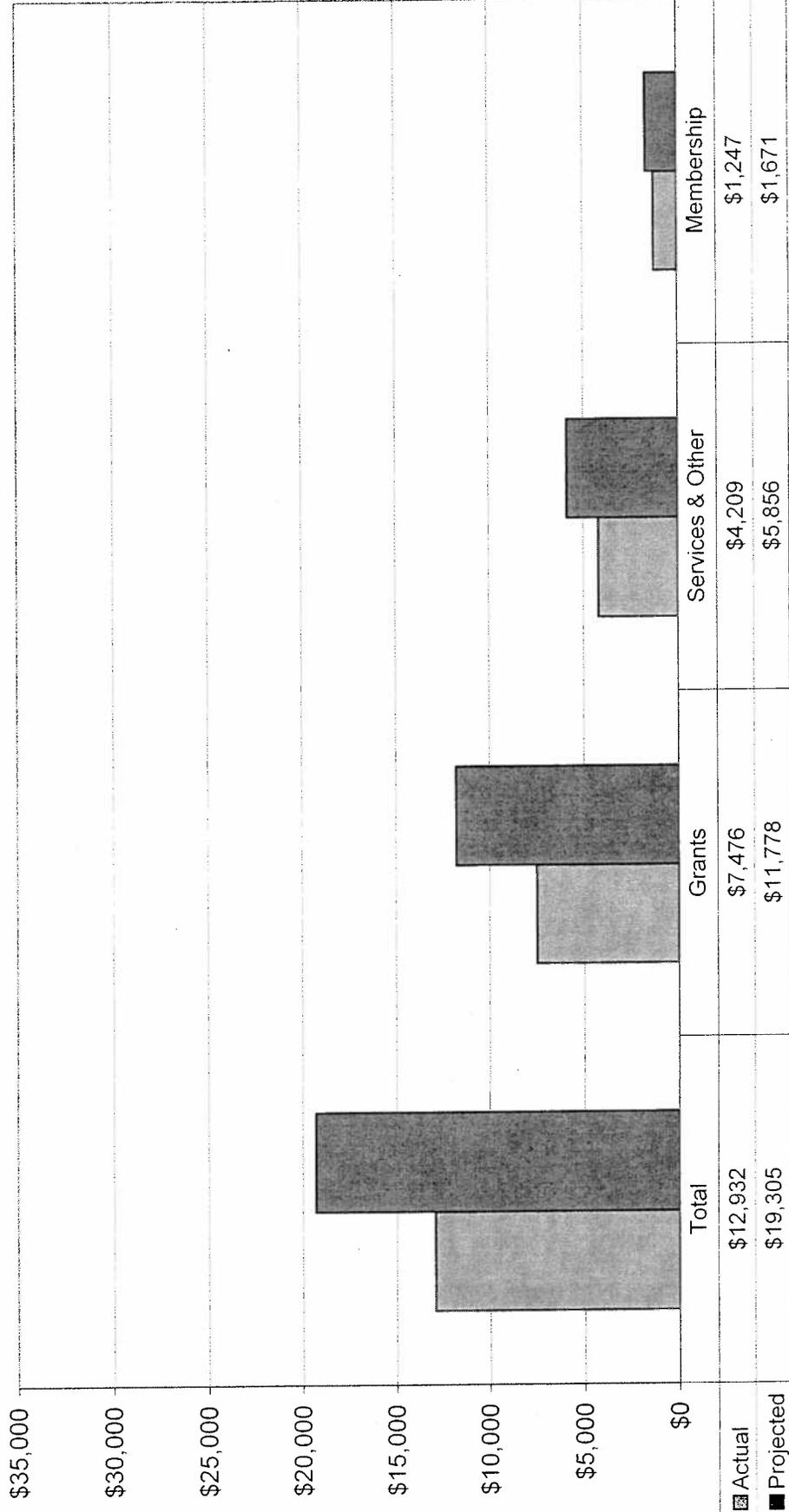
Year to Date (\$'000)



ABAG Financial Indices

Actual vs Projected Revenues--FY 09-10

Year to Date (\$'000)



Description of Charts

Figure 1 -- Cash on Hand

Cash on hand represents the sum total of cash deposited at our bank and the Local Agency Investment Fund (LAIF). This chart shows fluctuation patterns of cash on hand for the current and last fiscal years.

Figure 2 -- Accounts Receivable

Accounts receivable tracked by this chart include receivables generated by grants and service programs over two fiscal years. This chart reflects the reasonableness of our receivable levels. We usually have about six weeks' worth of our annual revenues in receivables.

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Association of Bay Area Governments
Executive Board

Meeting No. 373, May 20, 2010

PRESIDENT Mayor Mark Green, City of Union City
 VICE PRESIDENT Supervisor Susan L. Adams, County of Marin
 IMMEDIATE PAST PRESIDENT Supervisor Rose Jacobs Gibson, County of San Mateo
 SECRETARY-TREASURER Henry L. Gardner
 LEGAL COUNSEL Kenneth K. Moy

County of	Representative	Alternate
ALAMEDA	** Supervisor Gail Steele	Supervisor Alice Lai-Bitker
ALAMEDA	** Supervisor Scott Haggerty	Supervisor Nathan Miley
CONTRA COSTA	* Supervisor Gayle B. Uilkema	Supervisor Susan Boniita
CONTRA COSTA	* Supervisor John Gioia	Supervisor Mary Plepho
MARIN	** Supervisor Susan L. Adams	Supervisor Judy Arnold
NAPA	** Supervisor Mark Luce	Supervisor Bill Dodd
SAN FRANCISCO	** Supervisor John Avalos	Supervisor Chris Daly
SAN FRANCISCO	** Supervisor Ross Mirkarimi	To Be Appointed
SAN MATEO	* Supervisor Rose Jacobs Gibson	Supervisor Mark Church
SAN MATEO	* Supervisor Carole Groom	Supervisor Rich Gordon
SANTA CLARA	** Supervisor Ken Yeager	Supervisor Donald Gage
SANTA CLARA	** Supervisor Dave Cortese	Supervisor George Shirakawa
SOLANO	* Supervisor Barbara Kondylis	Supervisor James Spering
SONOMA	* Supervisor Mike Kerns	Supervisor Shirlee Zane

Cities in the County of	Representative	Alternate
ALAMEDA	* Mayor Beverly Johnson (Alameda)	Mayor Tony Santos (San Leandro)
ALAMEDA	* Mayor Mark Green (Union City)	Mayor Michael Sweeney (Hayward)
CONTRA COSTA	** Councilmember Julie Pierce (Clayton)	Councilmember Dave Hudson (San Ramon)
CONTRA COSTA	** Councilmember Joanne Ward (Hercules)	Councilmember Ben Johnson (Pittsburg)
MARIN	* Mayor Pro Tem Carole Dillon-Knutson (Novato)	Councilmember Shawn Marshall (Mill Valley)
NAPA	* Mayor Jack Gingles (Calistoga)	Mayor Leon Garcia (American Canyon)
CITY OF SAN FRANCISCO	* Mayor Gavin Newsom	Mike Farrah, Senior Advisor to the Mayor
CITY OF SAN FRANCISCO	* Nancy Kirshner Rodriguez, Government Affairs Dir.	Christine DeBerry, Board Liaison
CITY OF SAN FRANCISCO	* Hydra Mendoza, Education Advisor	To Be Appointed
SAN MATEO	** Councilmember A. Sepi Richardson (Brisbane)	Councilmember Pedro Gonzalez (S San Francisco)
SAN MATEO	** Councilmember Richard Garbarino (S San Francisco)	Vice Mayor John Boyle (Menlo Park)
SANTA CLARA	* Councilmember Dan Furtado (Campbell)	Mayor Pro Tem David Casas (Los Altos)
SANTA CLARA	* Vice Mayor Joe Pirzynski (Los Gatos)	Mayor Ronit Bryant (Mountain View)
SOLANO	** Mayor Len Augustine (Vacaville)	Mayor Harry Price (Fairfield)
SONOMA	** Mayor Pamela Torliatt (Petaluma)	Mayor Susan Gorin (Santa Rosa)
CITY OF OAKLAND	* Vice Mayor Jean Quan	To Be Appointed
CITY OF OAKLAND	* Councilmember Jane Brunner	To Be Appointed
CITY OF OAKLAND	* Councilmember Nancy Nadel	To Be Appointed
CITY OF SAN JOSE	* Councilmember Sam Liccardo	Councilmember Rose Herrera
CITY OF SAN JOSE	* Councilmember Kansen Chu	Councilmember Nancy Pyle
CITY OF SAN JOSE	* Councilmember Ash Kalra	Mayor Chuck Reed

Advisory Members	Representative	Alternate
RWQCB	Terry Young	Bill Peacock

* Term of Appointment: July 1, 2008 - June 30, 2010

** Term of Appointment: July 1, 2009 - June 30, 2011



ABAG

Meeting Schedule **2010**

Executive Board Meetings

January 21
March 18
May 20
July 15
September 16
November 18

START TIME

7:00 PM

LOCATION

Joseph P. Bort MetroCenter Auditorium
101 Eighth Street
Oakland, California 94607
Across from the Lake Merritt BART Station

Spring General Assembly

April 22
Oakland Marriott City Center

Fall General Assembly

October 21
San Francisco