

A G E N D A

REVISED

ABAG EXECUTIVE BOARD MEETING NO. 374

Thursday, July 15, 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. 373 held on May 20, 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.

C. Appointment to Committees

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

Regional Planning Committee

Linda J. Seifert, Solano County Supervisor

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



D. Authorization is Requested to Enter into Agreement with California Department of Natural Resources**

Authorization is requested to enter into agreement with the California Department of Natural Resources to provide support for the Delta Science Program (DSP) and for the Executive Director or designee to sign the amendment on behalf of ABAG/SFEP with the Natural Resources Agency to continue providing support for the Delta Science Program.

E. Authorization to Enter into Agreement with U.S. Environmental Protection Agency (EPA)**

Authorization is requested for Board ratification of the San Francisco Estuary Partnership (SFEP) application for funds under the National Estuary Program and authorization for the Executive Director or designee to enter into a new cooperative agreement with EPA on behalf of the San Francisco Estuary Partnership to provide technical, public involvement and administrative support in implementing the Comprehensive Conservation and Management Plan (CCMP). The agreement term will be through September 30, 2011.

F. Authorization to Modify a Contract with Alameda County and Alameda County Flood Control and Water Conservation District**

Authorization is requested for the Executive Director or designee to sign the modification to the agreement to extend the contract with Alameda County and Alameda County Flood Control and Water Conservation District for one year to August 10, 2011, with the option to extend for a second year to August 10, 2012. The total amount of the contract is increased by \$127,000 for the 2010-2011 year. The funds cover a full-time position to provide assistance with the above described tasks. No ABAG match is required. The project assists with implementation of the Comprehensive Conservation and Management Plan (CCMP) for the San Francisco Estuary.

G. Authorization to Submit Grant Application to the Metropolitan Transportation Commission**

Authorization is requested to submit a grant application in the amount of \$250,000 to the Metropolitan Transportation Commission and if funded to enter into a contract.

H. Authorization to Submit Grant Proposal to California Department of Water Resources in Collaboration with Santa Clara Valley Water District, North Marin Water District, and Bay Area Waste Dischargers Association**

Authorization is requested to submit a proposal to the California Department of Water Resources in collaboration with the Santa Clara Valley Water District, North Marin Water District, and the Bay Area Waste Dischargers Association to work with the cities of Fremont, East Palo Alto, Alameda County, StopWaste.org, and San Francisco Estuary Institute to implement a variety of green infrastructure pilot projects and measure their effectiveness in treating stormwater. SFEP's portion of the request is \$850,000, of which \$675,000 would be subcontracts to partners.

I. Authorization to enter into Contract with CalTrans Division of Aeronautics
Authorization for the Executive Director or designee to enter into contract with CalTrans Division of Aeronautics in the amount of \$400,000 over a three year period for the purpose of analyzing the recovery of the region's airport system following a disaster. ABAG will subcontract for a portion of the services.

J. Authorization to Submit Proposal and if Funded enter into Contract with the California Earthquake Authority

Authorization is requested to submit a proposal to the California Earthquake Authority and if funded to enter into an agreement to implement a statewide incentive program to train retrofit contractors through an online training course, educate local building department staff about program requirements, perform periodic quality assurance checks of completed retrofits, ensure the eligibility of homes receiving incentives, administer the incentives and educate homeowners about retrofit options.

7. COUNTY CORRIDOR PARTNERSHIP PROCESS FOR SUSTAINABLE COMMUNITIES STRATEGY **

Information: ABAG Planning Director Kenneth Kirkey will discuss the planned strategy for SB 375 related county corridor engagement with public officials.

8. CALIFORNIA AIR RESOURCES BOARD GREENHOUSE GAS DRAFT TARGETS

Information/ACTION: ABAG and MTC staff will discuss the Air Resources Board's target setting process and discuss the draft targets announced last month.

9. ABAG 50TH ANNIVERSARY PLANNING

Information/ACTION: President Mark Green will discuss ABAG 50th Anniversary planning process and request Executive Board input.

10. 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 on pending legislation.

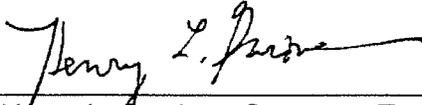
11. FINANCE & PERSONNEL COMMITTEE REPORT**

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

CLOSED SESSION: The following item will be discussed in closed session pursuant to the requirements of the Ralph M. Brown Act:

- Public Employee Performance Evaluation
Title: Legal Counsel

12. ADJOURNMENT


Henry L. Gardner, Secretary-Treasurer

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

ABAG CALENDAR – July & August 2010

ASSOCIATION OF BAY AREA GOVERNMENTS [ABAG]

Joseph P. Bort MetroCenter, 101 Eighth Street, Oakland, CA 94607-4756

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JULY

Regional Advisory Working Group

7/6 @ 9:30 am, MetroCenter, Auditorium

ABAG / BAAQMD / MTC Joint Policy Committee

7/9 @ 10:00 am, MetroCenter, Auditorium

Legislation & Governmental Organization

7/15 @ 3:30 pm, MetroCenter, ABAG Conference Room B

Finance & Personnel Committee

7/15 @ 5:00 pm, MetroCenter, ABAG Conference Room B

EXECUTIVE BOARD

7/15 @ 7:00 pm, MetroCenter, Auditorium

Urban Pesticides Committee

7/20 @ 9:00 am, MetroCenter, Room 171

ABAG Governing Board

7/28 @ 12 Noon, California State Coastal Conservancy, 1330 Broadway, Oakland

Executive Working Group

7/29 @ 1:30 pm, MetroCenter, Auditorium

AUGUST

Regional Advisory Working Group

8/3 @ 9:30 am, MetroCenter, Auditorium

Regional Planning Committee (RPC)

8/4 @ 1:00 p.m., MetroCenter, Auditorium

Bay Trail Steering Committee

8/12 @ 1:30 pm, MetroCenter, ABAG Conference Room B

ABAG Power Executive Committee

8/25 @ 12 Noon., MetroCenter, ABAG Conference Room B

** ABAG programs for which a fee is charged and pre-registration is required. To register or for further information, contact ABAG Receptionist at 510/464-7900.

For ABAG Training Center information contact Chanell Gumbs at 510/464-7964.

M E M O

Date: July 8, 2010
To: Executive Board
From: Henry L. Gardner 
Executive Director
Subject: **Executive Director's Report**

This is my last report to you as Executive Director of ABAG. My seven and a half years have been a thoroughly rewarding experience. Having spent most of my career in local government, ABAG has allowed me to see beyond city borders and recognize the importance, indeed the necessity, of working across jurisdictional boundaries to develop a common vision to shape the future of the Bay Area.

This has been interesting and challenging work. The Bay Area is a very diverse place, socially, economically, politically, geographically, and culturally. It is what makes the area extraordinarily attractive. With that diversity come big challenges. What is apparent to me is that our political leadership and the public are ready to tackle the tough issues to ensure the Bay Area continues to be the envy of the state and the nation.

Your support for the staff and the work we do has allowed ABAG to make some measurable progress in forging cooperation among our regional agencies in developing the Sustainable Communities Strategy, climate change initiatives, air quality improvements, and in recognizing the threat of sea level rise and its effects on the region. Traffic congestion, housing affordability, job development, greenhouse gas emissions all remain major issues to address over the next decade. Yet this is moment of opportunity to effect lasting change in the way we grow into the future, and I believe the Bay Area is poised to seize that opportunity. I will be keeping a close watch.

Long-term financial stability continues to escape us. The most fungible resources we have are membership dues, which constitute only seven percent (7%) of our revenues. We have made two previous attempts with the strong support and leadership of Senator Mark DeSaulnier to get legislative authority to levy a very modest vehicle registration fee. The third attempt is slowly winding its way through the Legislature with an uncertain conclusion. There are two measures pending, and we hope at least one of them will survive and be approved by the Governor. One would generate approximately \$6 million for the Bay Area and the second would generate up to \$24 million. The first is authored by Senator DeSaulnier, to be levied by the State, it would be used by ABAG and MTC to plan for and implement SB 375, the Sustainable Communities Strategy. The second is authored by Assemblywoman Fiona Ma, would be subject to voter approval, and would provide support for ABAG and MTC, but would also fund planning grants and small projects for cities and counties. There are very limited avenues for ABAG to gain financial stability and we are hopeful that one of the measures will become reality.

State Budget

The season of no State budget and no agreement on budget principles to develop one is upon us, with all the uncertainty and dysfunction it creates. There is little chance the eventual adopted budget will be realistic and will most likely have illusory revenues and expenditure reductions as in the past, further complicating the fiscal problems of cities and counties. Initiatives on the November ballot, especially the one sponsored by the League of California Cities, could further exacerbate the State budget problem. Budget reform measures on the November ballot calling for a simple majority of the Legislature to adopt a State budget, but continuing to require a two-third approval for raising taxes and fees, will do very little to fix the problem.

Legislation Update

AB 153 (Ma). This bill authorizes the Bay Area and other regions in the State by a vote of the people to impose a fee up to \$4 on vehicle registrations to pay for regional land use planning activities. Currently in the Senate Rules Committee, the outlook for passage of this particular bill will be determined by action of the Rules Committee when the Legislature Returns to Sacramento from the Summer Recess. The situation is complicated by the fact that the subject matter of the bill is within the jurisdiction of two policy committees (Senate Revenue and Taxation and Senate Local Government) and only one committee (Rev and Tax) has heard the bill though Senate Rules has the ability to send the bill directly to the Appropriations Committee. ABAG is working with the Senate Leadership in an effort to resolve this situation so that the bill may move forward in August.

SB 1205 (Corbett). This bill establishes the Bay Area Disaster Recovery Planning Council to create a long-term regional recovery plan for an earthquake in collaboration with various stakeholders. Currently in the Assembly Appropriations Committee, enactment will require passage by Assembly Appropriations, Assembly Floor, Senate Floor for Concurrence in Assembly amendments, and signature by the Governor.

SB 375 Sustainable Communities Strategy

Item 7 on the agenda provides a comprehensive report on our current work on SB 375, the Sustainable Communities Strategy. A key component of our work is to successfully engage local elected officials in the process, something we fell short of in the Livability Footprint Project several years ago. Staff is currently working on scheduling an evening meeting that will initiate the SCS engagement process in each county. The meetings will be convened by an ABAG Executive Board member and an MTC Commissioner. I would like to urge the Board members to assist us with the SCS process by attending these meetings if at all possible. We look forward to your comments and suggestions about how we ensure meaningful participation.

Regional Airport System Long Term Recovery Planning

In a project funded by Caltrans Aeronautics Division, ABAG will receive \$400,000 over three years to study the long-term recovery of the regional airport system. This project will take a comprehensive look at the Bay Area's airport system and their role in the region's post-disaster recovery. A system of alternate airports capable of surviving a disaster must be developed to compensate for potential loss of capacity at the three

internal airports and numerous access routes must be identified to all airports because of expected road closures.

Regional Agencies Facility

The Bay Area Air Quality Management District is planning to relocate its offices. The current location no longer serves their needs in terms of location near transit, adequate office and meeting room space, and overall condition of the building. They have asked ABAG and MTC to explore with them the possibility of co-locating the three agencies into one building. This is a very preliminary exploration at this point and no commitments have been made to do anything other than to consider the possibility. The presidents and vice presidents, chairs and vice chairs, and the executive directors of the three agencies will be meeting with the firms (CB Richard Ellis and Sedway Consulting) that have been selected by the Air District to analyze the feasibility of such a proposal and report back to the respective boards and commissions. Cost and method of financing will be a major driver, along with close proximity to good public transit. The fact that both ABAG and MTC already own their existing spaces will also have to be taken into consideration. ABAG made its final payment for ownership in December 2009. We will keep the Board apprised of our discussions and analysis.

ABAG POWER

Property Assessed Clean Energy (PACE) financing programs were dealt a set back when Fannie Mae and Freddie Mac notified lenders that they would not accept mortgages with PACE liens. Recently the Obama Administration tried to convince the Federal Housing Finance Agency (FHFA) to change their position, but they were unsuccessful. Subsequently the Energy Department stated the Administration needed to begin contingency planning on what to do with stimulus funding allocated to PACE programs. This decision will not directly affect ABAG's Retrofit Bay Area program, however, it will likely affect some Bay Area counties that were counting on stimulus funding to jump start their PACE program.

ABAG Financial Services

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

SUMMARY MINUTES

ABAG Executive Board Meeting
No. 373, May 20, 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 Consent Calendar Item M was distributed.

Representatives and Alternates Present

Supervisor Susan L. Adams
Supervisor John Avalos
Councilmember Jane Brunner
Mayor David Casas
Councilmember Kansen Chu
Supervisor David Cortese
Mayor Pro Tem Carole Dillon-Knutson
Councilmember Dan Furtado
Mayor Jack Gingles
Supervisor John Gioia
Mayor Mark Green
Supervisor Rose Jacobs Gibson
Councilmember Ash Kalra
Supervisor Mike Kerns
Supervisor Barbara Kondylis
Councilmember Sam Liccardo
Supervisor Mark Luce
Supervisor Ross Mirkarimi
Councilmember Nancy Nadel
Mayor Julie Pierce
Vice Mayor Jean Quan
Councilmember A. Sepi Richardson
Supervisor Gail Steele
Mayor Pamela Torliatt
Supervisor Gayle B. Uilkema
Councilmember Joanne Ward
Vice Chair Terry Young

Representatives Absent

Mayor Len Augustine
Councilmember Richard Garbarino
Supervisor Carole Groom
Supervisor Scott Haggerty
Mayor Beverly Johnson
Education Advisor Hydra Mendoza
Director Nancy Kirshner Rodriguez
Mayor Gavin Newsom
Supervisor Ken Yeager

Jurisdiction

County of Marin
County of San Francisco
City of Oakland
City of Los Altos
City of San Jose
County of Santa Clara
City of Novato
City of Campbell
City of Calistoga
County of Contra Costa
City of Union City
County of San Mateo
City of San Jose
County of Sonoma
County of Solano
City of San Jose
County of Napa
County of San Francisco
City of Oakland
City of Clayton
City of Oakland
City of Brisbane
County of Alameda
City of Petaluma
County of Contra Costa
City of Hercules
RWQCB

Jurisdiction

City of Vacaville
City of South San Francisco
County of San Mateo
County of Alameda
City of Alameda
City of San Francisco
City of San Francisco
City of San Francisco
County of Santa Clara

2. PUBLIC COMMENT

There was no public comment.

3. ANNOUNCEMENTS

Daniel Furtado, Councilmember, City of Campbell, announced that he was attending his last meeting as Representative from the Cities of Santa Clara County, and that Ronit Bryant, Mayor, City of Mountain View, will take his place.

There were no other announcements

4. PRESIDENT'S REPORT

President Green reported on the following:

Since the last meeting ABAG held a very successful joint General Assembly and Regional Summit in partnership with MTC, the Air District, and BCDC. Over 350 people were in attendance, helped by interest in the topic, SB 375.

During the Summit ABAG announced the winners of the 2010 Growing Smarter Together Awards. Winning entries were received from the Cities of Albany, Livermore, Richmond, San Francisco and Contra Costa County. East Bay Regional Park District Director Beverly Lane was the recipient of the Distinguished Leadership Award. The video produced by COMCAST, is on the ABAG website.

The theme, "One Bay Area" was unveiled as the overarching theme or framework for the work that will be undertaken related to SB 375 and other climate action work. Reports, studies, meeting schedules and other information related to these topics will be available on the OneBayArea website at www.onebayarea.org or through a link on any of the regional agency websites.

During the Business Meeting, the Annual Budget and Work Program was approved.

The Fall General Assembly is on October 22nd and will take place in Santa Clara County.

On May 7th the celebration of the opening of the San Leandro Slough Bridge Trail was held, which represents the completion of the 300th mile of the Bay Trail. That segment of the trail and the bridge are named after Bill Lockyer, State Treasurer and Father of the Bay Trail, who was present for the ribbon cutting-ceremony.

President Green participated in more Mayors' and Councilmembers' meetings across the region, including Sonoma County in April; and Contra Costa, Santa Clara and Solano Counties in May; with additional meetings in San Mateo and Marin Counties scheduled in June; and Alameda San Francisco Counties to be scheduled.

5. EXECUTIVE DIRECTOR'S REPORT

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

On April 22nd ABAG and its 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. Over 350 elected officials, staff and non-profit agencies

participated in the launching of the SB 375 Sustainable Communities Strategy planning process that will be ongoing until the spring of 2013 when the SCS will be completed.

The San Francisco Bay Trail held a ceremony on May 7th with the City of San Leandro 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. The dedication also commemorated completion of the 300th mile of the San Francisco Bay Trail.

The San Francisco Bay Improvement Act of 2010 (H.R. 5061) recently introduced by Representative Jackie Speier and co-sponsored by members of the Bay Area delegation 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). This legislation would begin to bring San Francisco Bay/Estuary in line with other large aquatic ecosystems that receive substantial federal funding to achieve restoration objectives.

The San Francisco Estuary Partnership and Pacific Environment hosted a public forum on May 11th to discuss local preparedness for future oil spills in San Francisco Bay. The forum, "Oil Spills in San Francisco Bay: Preparing a Better Response," was designed to raise awareness about the impacts of oil spills and to improve oil spill response in Bay Area waters.

The San Francisco Estuary Partnership kicked off the Bay Area-wide Trash Capture Demonstration Project on May 4th 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. ABAG and SFEP are contracting with vendors to provide trash capture equipment to all Bay Area counties and cities that choose to participate. The Project is funded with \$5 million in American Recovery and Reinvestment Act funds from the State Water Resources Control Board's Clean Water State Revolving Fund.

Last December, ABAG POWER coordinated with three other regions in the state (Los Angeles County, Sacramento and San Diego) to submit a grant application for the DOE Retrofit Ramp-Up funds. Recently Los Angeles 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.

Executive Director Gardner announced his decision to resign as Executive Director effective August 31, 2010. He thanked the members and staff for their support. He remarked on the impact of the state budget on counties and cities.

Members and those present gave Executive Director Gardner a standing ovation.

Members commented on the San Francisco Bay Improvement Act and leadership shown by supervisors from Sonoma County and others.

President Green announced that an executive search firm has been selected to assist in the open recruitment for a new Executive Director. He also reviewed a schedule for recruitment, selection and approval by the Board of an Executive Director, and having the new Executive Director start on September 1st. He advised members to place a hold on July 29th for a special meeting to consider the appointment of an Executive Director.

Members discussed the selection process for an Executive Director, the role of the Finance and Personnel Committee, and the proposed schedule and notice of the proposed special meeting.

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 Jack Gingles, Mayor, City of Calistoga, to approve the Consent Calendar, including a revised Item M. The motion passed unanimously.

A. Approval of Executive Board Summary Minutes**

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

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**

Authorized renewal of 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**

Authorized 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**

Ratified a new inter-agency agreement with Caltrans to continue providing technical support to the North Coast Regional Water Quality Control Board. 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. 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**

Ratified a contract with CEMAR for preparation of an updated State of the Bay Estuary Report. 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)**

Approved Resolution No. 06-10 and authorized 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. 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**

Ratified an application and approved Resolution No. 07-10 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. The proposal amount is \$297,666 and includes an 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**

Approved of Resolution No. 08-10 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**

Authorized 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**

Authorized 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**

Authorized increasing the size of the Administrative Committee by one additional member bringing the total membership to eleven.

7. PROPOSED REGIONAL DAY OF REMEMBRANCE

Alice Lai-Bitker, Supervisor, County of Alameda, gave a presentation on the Alameda County Day of Remembrance event held in October which aims to remember those who have died from domestic violence and to celebrate the lives of those who have survived. She described the event sponsored by Alameda County, proposed the coordination of a region-wide event, and invited members to participate.

Members discussed coordination of city and county events and recommended that a resolution declaring Domestic Violence Awareness Month and encouraging participation in a region-wide event be placed on the next Executive Board meeting agenda.

President Green thanked Supervisor Lai-Bitker for her presentation.

8. GOVERNOR'S MAY REVISE

Michael Arnold, ABAG's Legislative Advocate, gave a briefing on the impact of the Governor's May budget revisions on local government. He compared campaign expenditures by candidates for Governor. He commented on the impacts of term limits on the state budget process. He described the current budget situation in

Sacramento, the \$19.1 billion state deficit, and the Governor's proposals regarding welfare, state-supported child care services, prisons, redevelopment, etc.

Members discussed the state's structural deficit and taxes; SB 1061 related to bicycle lanes on the Bay Bridge; enterprise zones; and retirement reform.

President Green thanked Mr. Arnold for his report.

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**

Jennifer Krebs, Principal Planner, San Francisco Estuary Partnership, gave a briefing 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, including El Cerrito, San Mateo, San Francisco, Pinole and Hercules, Richmond, El Sobrante, Fremont, Alameda County, and Contra Costa County. She announced a green tour of Emeryville in June and an estuary tour in September.

President Green thanked Ms. Krebs for her report.

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

Kenneth Kirkey, ABAG Planning Director, presented the staff recommendation for designation of planned and potential PDAs in the Cities of Oakland and American Canyon and requested Executive Board adoption.

President Green recognized a motion by Gayle B. Uilkema, Supervisor, County of Contra Costa, which was seconded by Joanne Ward, Councilmember, City of Hercules, to approve the staff recommendation to designate American Canyon's potential PDA once the PDA transit criteria is met. Members discussed the commitment to the increased transportation plan. The motion passed unanimously.

President Green recognized a motion by Jane Brunner, Councilmember, City of Oakland, which was seconded by Sepi Richardson, Councilmember, City of Brisbane, to approve the staff recommendation to designate Oakland's planned PDAs. The motion passed unanimously.

President Green thanked Mr. Kirkey for his report.

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

Ezra Rapport, ABAG Deputy Executive Director, gave a briefing 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. He noted that the ABAG Administrative Committee and the MTC Planning Committee will meet jointly on June 11th to discuss the overall engagement strategy.

Members discussed engaging elected officials in the development of the Sustainable Communities Strategy, engaging communities and working with the state, League of California Cities and California LAFCO actions related to SB 375 and AB 32.

President Green thanked Mr. Rapport for his report.

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

Paul Fassinger, ABAG Research Director, and Christy Riviere, ABAG Principal Planner, discussed the potential future action by the Executive Board on California Air Resources Board (CARB) greenhouse gas targets for the region and the adoption of regional housing targets and other targets. Mr. Fassinger provided background information on SB 375; targets supported by T2035 and Projections; he reviewed greenhouse gas targets under SB 375, and described a best alternative scenario.

Members discussed funding for the base year case; low density infrastructure, schools, and recreation; other pollution sources; transit funding; suggestions for legislative approach; consideration of changing technology.

Jenny Bard, Regional Air Quality Director, American Lung Association, commented on MTC's submission to the Air Resources Board. She suggested that the targets and modeling can be more aggressive and ambitious to reduce greenhouse gases, pollution, and promote transportation policies. She called for resolutions of support for AB 32 and SB 375 and Clean Cars Regulation. She announced recent news that Nummi and Toyota will produce electric cars.

Ms. Riviere provided background on changes to regional land use under SB 375, and discussed housing targets and Projections 2009 forecast, and regional funding commitments that support the Sustainable Communities Strategy.

Members discussed loss of jobs in modeling.

President Green thanked Mr. Fassinger and Ms. Riviere for their report.

13. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

President Green recognized Committee Chair Mark Luce, Supervisor, County of Napa, who reported on committee activities, including: approval of minutes of meeting held March 18, 2010; update on bills previously considered, including SB 1205 (support), AB 2103 (support), SB 1445, AB 155 (oppose), AB 2176 (support); bills for consideration for 2010 legislative session, including AB 987 (support), AB 1755 (support), AB 1805 (oppose), AB 2064 (support), AB 2313 (watch), AB 2398 (support), AB 2472 (support), AB 2679 (watch), SB 1006 (support), SB 1061 (support), SB 1189 (oppose), SB 1211 (watch), HR 5061 (support); discussion initiatives on the June ballot, and Proposition 16 (oppose).

Members discussed SB 1205 and the proposed authority's scope of work and stakeholder benefits, planning gaps, and its ability to mandate local governments to do authority work; and SB 1061 regarding the bicycle and pedestrian path on the Bay Bridge.

President Green recognized a motion by Barbara Kondylis, Supervisor, County of Solano, which was seconded by Rose Jacobs Gibson, Supervisor, County of San Mateo, to approve the staff report. The motion passed with one no vote by President Green on SB 1061.

President Green thanked Chair Luce for his report.

14. FINANCE & PERSONNEL COMMITTEE REPORT**

President Green recognized Vice Chair Mike Kerns, Supervisor, County of Sonoma, who reported that the committee met on May 10, 2010, and its recent activities included approval of minutes and notes of meetings held January 21, 2010, and March 18, 2010; approval of financial reports for February 2010 and March 2010; a report on a proposed consolidated regional agencies building; and discussed the recruitment of a Executive Director; and a closed session on a public employee performance evaluation for Executive Director.

President Green recognized a motion by Supervisor Kerns, which was seconded by Sepi Richardson, Councilmember, City of Brisbane, to approve the staff report. The motion passed unanimously.

15. ADJOURNMENT

The meeting was adjourned at approximately 9:20 p.m.


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
Sunday, July 18, 2010**

Project Review

.1 Federal Grant Applications Being Transmitted to the State Clearinghouse

Impact Area **MULTI-COUNTY**
Applicant: Caltrain; Peninsula Corridor Joint Powers Board
Program:
Project: CA-96-X022-02 FY 2009 ARRA Section 5307 Amended Grant Application
Description: Track and Infrastructure Rehabilitation; Replacement of Operations Control Center System; Bicycle Racks on Trains; Operating Assistance

Cost:	Total	\$11,962,776.00	Federal	\$11,962,776.00	State:	\$0.00
			Applicant	\$0.00	Local	\$0.00
					Other	\$0.00

Contact: Joel Slavit (650) 508-6269
ABAG Clearinghouse Number 15009

Impact Area **MULTI-COUNTY**
Applicant: California Department of Transportation - Division of Transportation Planning
Program: Department of Transportation-Federal Highway Administration, Region IX
Project: Statewide Transit Planning
Description: FY 2010 49 U.S.C., Chapter 53, Section 5303 Metropolitan Planning Program - \$14,733,468
FY 2010
49 U.S.C, Chapter 53 Section 5304 State Planning & Research Program - \$2,909,442

Cost:	Total	\$19,928,736.00	Federal	\$17,642,910.00	State:	\$0.00
			Applicant	\$0.00	Local	\$2,285,826.00
					Other	\$0.00

Contact: Tyler Monson (916) 653-8699
ABAG Clearinghouse Number 15012

Impact Area **MULTI-COUNTY**
Applicant: California Department of Transportation - Division of Transportation Planning
Program: Department of Transportation-Federal Highway Administration, Region IX
Project: State Planning and Research Studies
Description: FY 2010/11 FHWA State Planning and Research Studies \$1,059,625 from Partnership Planning Grant Program

Cost:	Total	\$1,324,531.00	Federal	\$1,059,625.00	State:	\$264,906.00
			Applicant	\$0.00	Local	\$0.00
					Other	\$0.00

Contact: Tyler Monson (916) 653-8699
ABAG Clearinghouse Number 15013

Impact Area **MULTI-COUNTY**
Applicant: California Department of Transportation - Division of Transportation Planning
Program: Department of Transportation-Federal Highway Administration, Region IX
Project: Statewide Metropolitan Planning
Description: FY 2010/11 Federal Planning Funds \$40,788,933 in FHWA PL Funds (Estimate)

Cost:	Total	\$46,073,572.00	Federal	\$40,788,933.00	State:	\$0.00
			Applicant	\$0.00	Local	\$5,284,639.00
					Other	\$0.00

Contact: Tyler Monson (916) 653-8699
ABAG Clearinghouse Number 15014

Impact Area **MULTI-COUNTY**

Applicant: Association of Bay Area Governments-San Francisco Estuary Partnership
Program: Environmental Protection Agency
Project: San Francisco Estuary Partnership-Implementation of the Comprehensive Conservation and Management Plan (CCMP) for the San Francisco Bay Estuary

Description: San Francisco Estuary Partnership-Implementation of the Comprehensive Conservation and Management Plan (CCMP) for the San Francisco Bay Estuary

Cost:	Total	\$1,579,989.00	Federal	\$8,000,000.00	State:	\$150,000.00
			Applicant	\$29,989.00	Local	\$600,000.00
					Other	\$0.00

Contact: Judy A. Kelly, Program Manager (510) 622-8137
ABAG Clearinghouse Number 15027

Solano

Applicant: Rio Vista CARE, Inc.
Program: USDA
Project: Rio Vista CARE, Inc. (842812166) Community Facilities Loan
Description: Rio Vista - Real Property Purchase

Cost:	Total	\$400,000.00	Federal	\$400,000.00	State:	\$0.00
			Applicant	\$0.00	Local	\$0.00
					Other	\$0.00

Contact: Naomi Walker (707) 374-1465
ABAG Clearinghouse Number 15006

San Mateo County

Applicant: Community Action Agency
Program: USDA Rural Development
Project: Renovation Project for Low-Income Homeowners in the Rural Coastside Areas of San Mateo County.
Description: Rural Housing Preservation Grant application for Renovation Project for Low-Income Homeowners in the Rural Coastside Areas of San Mateo County.

Cost:	Total	\$140,000.00	Federal	\$70,000.00	State:	\$0.00
			Applicant	\$0.00	Local	\$0.00
					Other	\$70,000.00

Contact: Grace Kanomata (650) 595-1342
ABAG Clearinghouse Number 15034

Sonoma

Applicant: River to Coast Children's Services
Program: USDA
Project: Emergency Food Resource Program
Description: Adding Storage and Refrigerator for Emergency Food Resource Program

Cost:	Total	\$10,190.00	Federal	\$3,566.00	State:	\$0.00
			Applicant	\$6,624.00	Local	\$0.00
					Other	\$0.00

Contact: Donna Joyce Roper (707) 869-3613
ABAG Clearinghouse Number 15035

Sonoma

Applicant: West County Health Centers

Program:

Project: West County Health Centers, Inc. Emergency Preparedness Program

Description: Application for Federal Assistance: West County Health Centers, Inc. Emergency Preparedness Program - to purchase a specially equipped tandem axel 10,000lb GVW trailer to provide shelter, power and house communication systems to be able to communicate to the outside world when phone lines are down. It will also be used for mobile medical treatment and to house available emergency preparedness supplies.

Cost:	Total	\$35,500.00	Federal	\$10,000.00	State:	\$0.00
			Applicant	\$0.00	Local	\$500.00
					Other	\$25,000.00

Contact: Mary Szecsey, Exec Director (707) 869-2849
ABAG Clearinghouse Number 15039

Sonoma

Applicant: Sonoma Valley Unified School District

Program:

Project: Sonoma Valley Unified School District Garden Project

Description: Sonoma Valley Unified School District is in the process of developing school gardens and outdoor classrooms, upgrading kitchen equipment and cold storage, and renovating school kitchens for four elementary schools and one middle school.

Cost:	Total	\$622,950.00	Federal	\$451,762.00	State:	\$0.00
			Applicant	\$171,188.00	Local	\$0.00
					Other	\$0.00

Contact: John Bartholome (707) 935-4248
ABAG Clearinghouse Number 15047

Sonoma

Applicant: County of Sonoma, Architecture Division

Program:

Project: Guerneville Regional Library: Creating a Community Center

Description: Guerneville Regional Library: Creating a Community Center

Cost:	Total	\$2,696,670.00	Federal	\$943,835.00	State:	\$0.00
			Applicant	\$21,000.00	Local	\$1,731,835.00
					Other	\$0.00

Contact: Mark Hummel (707) 565-3211
ABAG Clearinghouse Number 15048

MEMO

Submitted by: Judy Kelly
Director, San Francisco Estuary Partnership

Subject: Authorization to Enter into Agreement with US Environmental Protection Agency (EPA)

Date: July 2, 2010

Executive Summary

The San Francisco Estuary Partnership (SFEP) is one of 28 programs mandated under Section 320: National Estuary Program (NEP) of the Clean Water Act. The US Congress appropriates funds each year for the NEP to be distributed through EPA. The funds are allocated equally to the 28 programs, for the fiscal year beginning October 1, 2010 each program will receive \$ 800,000.

SFEP provides a project match of 1:1. ABAG will provide \$15,000 in-kind services and the State Water Resources Control Board will provide \$550,000 in in-kind match for office space, computers, telephones, printing, mailing and other overhead expenses for 17 Estuary Partnership staff. The remaining match amount of \$235,000 comes from local agency and state contracts for CCMP implementation. SFEP on behalf of ABAG submitted an application and 2011 Work Plan by the June 1, 2010 deadline.

Recommended Action

The Executive Board is requested to ratify the SFEP application for funds under the National Estuary Program and authorize the Executive Director or designee to enter into a new cooperative agreement with EPA on behalf of the San Francisco Estuary Partnership to provide technical, public involvement and administrative support in implementing the Comprehensive Conservation and Management Plan (CCMP). The agreement term will be through September 30, 2011.

Next Steps

When grant is received, the Executive Director is authorized to sign the cooperative agreement.

Item 6.E.



MEMO

Submitted by: Judy Kelly
Director, San Francisco Estuary Partnership

Subject: Authorization to Modify a Contract with Alameda County and Alameda County Flood Control and Water Conservation District to Provide Technical Support for Permit Processing

Date: July 2, 2010

Executive Summary

ABAG has had a contract with the Alameda County Flood Control and Water Conservation District to provide technical support for permit processing since 2004. The last modification to the contract was approved by the Executive Board in July 2007. The District wishes to extend the contract beginning August 2010 with an option to extend another year.

The contract's scope of work calls for staff assistance with processing applications for 401 Water Quality Certifications, Waste Discharge Requirements, programmatic maintenance, and Industrial Stormwater permits, and other County administered water quality protection activities under the County's National Pollutant Discharge Elimination System Stormwater permit.

Recommended Action

The Board is requested to authorize the Executive Director or designee to sign the modification to the agreement to extend the contract for one year to August 10, 2011 with the option to extend it a second year to August 10, 2012. The total amount of the contract is increased by \$127,000 for the 2010-2011 year. The funds cover a full-time position to provide assistance with the above described tasks. No ABAG match is required. The project assists with implementation of the CCMP for the San Francisco Estuary.

MEMO

Submitted by: Laura Thompson, Bay Trail Project Manager

Subject: Request for Authorization to Submit a Grant Application in the amount of \$250,000 and Enter into Contract with the Metropolitan Transportation Commission

Date: July 15, 2010

Executive Summary

Authorization is requested to submit a grant application to the Metropolitan Transportation Commission under the Bridge Toll Funds "Five Percent Unrestricted State Funds" category and to enter into an agreement with MTC in the amount of \$250,000 for administration of the San Francisco Bay Trail Project.

Recommended Action

Executive Board Authorization to submit a grant application in the amount of \$250,000 and enter into contract with the Metropolitan Transportation Commission.

Next Steps

Enter into contract with MTC in an amount of \$250,000 for administration of the San Francisco Bay Trail Project.

Attachments

Item 6.G.



Date: July 15, 2010

To: ABAG Executive Board

From: Laura Thompson, Bay Trail Project Manager

Subject: Request for Authorization to Submit a Grant Application in the amount of \$250,000 and Enter into Contract with the Metropolitan Transportation Commission

The San Francisco Bay Trail Project will submit a funding application request in the amount of \$250,000 to MTC under the FY 2010-2011 Bridge Toll Funds Five Percent Unrestricted State Funds category, pending Executive Board authorization.

The Bay Trail is the foundation of the region's non-motorized transportation system and is closely tied to MTC's mission of supporting the development of bicycle and pedestrian facilities. In recognition of the Bay Trail's role in reducing congestion by providing transportation alternatives, the project has been supported through the Five Percent Unrestricted State Funds program since the early 1990s. In April 2009, MTC adopted new eligibility standards identifying ABAG's Bay Trail Project as the sole priority for the Five Percent State General Fund Revenues for bicycle planning.

The revised policy reads: "Program 5% State General Fund Revenues from the northern and southern bridge groups to ABAG for administration of the San Francisco Bay Trail [P]roject at a \$250,000 funding level. The amount of 5% State General Fund Revenues programmed to ABAG shall be adjusted by the rate of increase in 5% State General Fund Revenues or the rate of increase in the Consumer Price Index, whichever is less, every three years, with the first adjustment occurring with FY 20011-12 based calculations."

MTC's financial contribution to ABAG for administrative support of the Bay Trail Project has made it possible to provide dedicated staff for this regional project and to coordinate the completion of the Bay Trail through education, outreach, fundraising and technical support for shoreline jurisdictions.

MEMO

Submitted by: Jennifer Krebs

Subject: Green Infrastructure Capacity Building Grant to DWR

Date: July 2010

Executive Summary

In collaboration with Santa Clara Valley Water District, North Marin Water District, and the Bay Area Waste Dischargers Association, San Francisco Estuary Partnership requests approval to apply to the California Department of Water Resources for a Integrated Regional Water Management Program Grant. SFEP's portion of the proposal is to work with the Cities of Fremont, East Palo Alto, Alameda County, StopWaste.org, and San Francisco Estuary Institute to implement a variety of Green Infrastructure Pilot Projects and measure their effectiveness in treating stormwater. SFEP's portion of the request is for \$850,000, of which \$675,000 would be subcontracts to partners.

Recommended Action

Authorize ABAG to be co-applicant for DWR Grant

Next Steps

none

Item 6.H.

Submitted by: Ken Kirkey, Planning Director

To: Executive Board

Subject: County/Corridor Partnership Process for the Sustainable Communities Strategy (SCS)

Date: July 7, 2010

Executive Summary

Elected officials representing the Association of Bay Area Governments (ABAG), Metropolitan Transportation Commission (MTC), Bay Area Air Quality Management District (BAAQMD), and Bay Conservation and Development Commission (BCDC) will convene County/Corridor meetings in each county with local elected officials; staff from respective Congestion Management Agencies (CMAs), transit agencies, and local jurisdictions. The initial meeting is designed as a leadership roundtable discussion to create appropriate engagement methods that will foster the participation of local governments and their elected officials to achieve the missions of the SCS. The meetings are targeted for the late July-September 2010 time frame and will be organized by the regional agencies and the CMAs. The meetings will additionally identify key public transit corridors that run through the counties and help establish the geography and engagement for inter-County transportation and land use planning.

Recommended Action

Staff requests that Executive Board members provide input regarding the proposed structure of the County/Corridor engagement process.

To: ABAG Executive Board
From: Ken Kirkey, Planning Director
Date: July 7, 2010
Subject: County /Corridor Partnership Process for the Sustainable Communities Strategy (SCS)

M E M O

Summary

Elected officials representing the Association of Bay Area Governments (ABAG), Metropolitan Transportation Commission (MTC), Bay Area Air Quality Management District (BAAQMD), and Bay Conservation and Development Commission (BCDC) will convene County/Corridor meetings in each county with local elected officials; staff from respective Congestion Management Agencies (CMAs), transit agencies, and local jurisdictions. The initial meeting is designed as a leadership roundtable discussion to create appropriate engagement methods that will foster the participation of local governments and their elected officials to achieve the missions of the SCS. The meetings are targeted for the late July-September 2010 time frame and will be organized by the regional agencies and the CMAs. The meetings will additionally identify key public transit corridors that run through the counties and help establish the geography and engagement for inter-County transportation and land use planning.

Overview

One of the principal objectives of the SB 375 and the Sustainable Communities Strategy (SCS) is for the regional agencies to engage transportation planners at the CMAs, transit agencies, and city planners who are actively managing growth in their jurisdictions to better integrate land use, transportation, air quality, and shoreline (LUTAQS) planning. One of the key methods identified for engagement is to convene meetings at the County/Corridor level to create dialogue that will guide the process of a) identifying how much growth PDAs will reasonably be able to carry over the SCS time period; b) what types of incentives/policies/reforms PDAs will need to be successful; c) how the SCS growth allocations will be spread among the PDA and non-PDA jurisdictions within the County and identified Corridors; d) how regional transportation dollars will be programmed along Corridors to support land use and public transit strategies; and e) how to ensure planning consistency with air quality concerns and the development of a new and adaptive Bay Plan.

The County/Corridor meetings are the initial engagement strategy to meet the challenge of administering and implementing the vision and mandates of SB 375. Elected officials who serve on regional agencies have said on numerous occasions that without local government buy-in, the SCS will not be meaningful. The proposed process is designed to



allow each County/Corridor to tailor their own engagement strategy to best serve the variety of interests within their own County/Corridor.

One of the advantages of the County/Corridor approach is to leverage jurisdictional knowledge within the County structure while also recognizing PDA/transit corridors across County lines. The defined Corridors will benefit from dialogue with transit providers and local governments who may want to trade allocations within the Corridor in exchange for PDA block grants or transit improvements.

Objectives

The objectives of the C/C meetings are:

- Strengthen the linkage between transportation investment and housing/employment growth.
- Confirm the PDA framework as the central strategy to manage growth in the region.
- Share information from existing ongoing work about what incentives, policies and investments are needed for the PDAs to be successful.
- Introduce regional investment strategies designed to achieve the Sustainable Communities Strategy while respecting other key regional objectives.
- Lay the groundwork for local governments' partnership in developing and assigning housing and employment allocations.
- Ensure planning consistency with air quality concerns and regulation, Bay adaptation planning, and transit sustainability.

Building the Partnership Process

Working with Local Leadership

Under the auspices of the Joint Policy Committee (JPC), elected officials representing ABAG, MTC, BAAQMD, and BCDC will convene and facilitate a leadership roundtable in each county with the following participants who already are vested with an interest in land use and transportation planning:

- Elected Officials from local jurisdictions
- CMA Board members and staff
- City Managers and Planning Directors from cities with and without PDAs
- Transit Agency representatives who are already involved in planning and operating corridor transit services, including multi-county corridors.

The first leadership roundtable meetings are targeted for the August-September 2010 time frame and will be planned and scheduled with staff from the regional agencies, CMAs, and local jurisdictions. At these meetings elected officials and staff will discuss the principles, schedules, and guidelines required by SB 375, the relationship between development of the SCS and the Regional Housing Needs Allocation (RHNA) process,

the identification of key public transit corridors, including those that cross county lines, and the future partnership process for inter-County transportation and land-use planning. The partnership will also discuss the process for ongoing partnership with local elected officials through the development and adoption of the SCS.

Working at the Staff Level – (County/Corridor Working Group)

The leadership roundtable will identify the leaders of the staff planning and technical process and structure to take on the responsibilities for the key milestones leading to the adoption of the SCS. It is anticipated that in most counties this process will utilize the CMA or county-level planning director groups that are already in place, and supplemented as necessary. The regional agencies have already been working with the CMAs to engage local government staff and will continue to coordinate with them to shape the agenda and structure of the County/Corridor Working Group meetings.

In addition to meetings held at the county level, the regional agencies will hold meetings of the Regional Advisory Working Group (RAWG) and the Executive Working Group and engage public interest stakeholders throughout the SCS process.

Defining the Content

Corridors

One of the advantages of the County/Corridor approach is to leverage jurisdictional knowledge within the county structure while also recognizing the challenge of planning across County lines. MTC and ABAG will draft preliminary Corridors maps based on major transit and transportation corridors, commute sheds, clusters of PDAs, and places with high levels of interaction. These draft maps will be presented to open or continue conversations on the specific corridor opportunities and challenges, and as a visual foundation for discussing the allocation of growth. Each Corridor will include a mix of place types (i.e. regional center, compact neighborhood center, town center, etc.) with different qualities to absorb various levels of population and employment growth.

The C/C Working group will design a process to define the Corridor boundaries and to distribute growth within each corridor. ABAG and MTC staff will provide the regional data and criteria for growth across place type.

ABAG and MTC will provide baseline regional, county and corridor information such as economic and demographic information, jobs-housing forecast, employment center and commute patterns, transit corridor information, transit sustainability information, PDA assessment findings, and T-2035 investments. Information will be presented at the C/C meetings in phases, as there is much relevant information that exists at the regional level. In addition to the baseline information for the County and Corridor, the SCS process will determine key metrics relevant to SB 375 including emission reduction and housing targets as well as indicators related to economic, environmental and equity issues.

We anticipate that at additional meetings the principles, schedules, and guidelines required under the SB 375 mandates would be discussed. The C/C engagement will have an opportunity to undertake this work effort themselves and are expected to work with regional agencies to refine the growth the SCS allocates in their areas. As mentioned above, it is expected that CMAs or other sub groups would agree to convene the necessary meetings/communications.

Inter-Regional Travel

One of the key issues for the region is to provide sufficient housing closer to the job base in the Bay Area and stem a trend toward in-commuting from the Central Valley where housing and land costs are much lower. These long commutes, if unabated, could result in extreme congestion on major highways that the Bay Area depends on both for goods movement and internal circulation. Planning to reduce mega-regional sprawl will require a deeper understanding of how inter-regional economies work as well as the incentives for persons to engage in long commutes into the Bay Area. While this requires attention from the regional agencies, this issue will be raised in the counties that are most impacted.

Next Steps

The following actions will be taken to advance the C/C Engagement process:

1. Letter from ABAG and MTC to local elected officials announcing the time and meeting of the C/C leadership meeting;
2. Regional agency staff work with CMA staff in each County to handle meeting logistics;
3. Regional agency and CMA staffs coordinate the preparation and distribution of agenda and materials for each Leadership roundtable meeting.

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, July 15 – 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 May 20, 2010, L&GO meeting.	Information/ Action
3.	2010 LEGISLATIVE SESSION—BILLS FOR CONSIDERATION** Update briefing on past state and federal bills considered and committee review of the following new bills: AB 153 (Ma) Land Use and Planning: Environmental Quality AB 234 (Huffman) Oil Spill Prevention and Response: Transfer of Oil SB 1174 (Wolk) Land Use: General Plan—Future Sustainable Communities Pilot Project AB 1810 (Feuer) Crime Gun Tracing Improvement Act AB 1934 (Saldana & Ammiano) Firearms (Open Carrying of Unloaded Handguns) Plastic Bag Bills Proposed: AB 1998 (Brownley) Solid Waste: Single-Use Carryout Bags SB 228 (DeSaulnier) Plastic Bags: Compostable Plastic Bags SB 1454 (DeSaulnier) Recycling: Plastic Products	Information/ Action
4.	REVIEW OF 10 PROPOSITIONS QUALIFIED FOR NOVEMBER BALLOT	Information
5.	ADJOURNMENT Next meeting is scheduled for September 16, 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

** 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
July 2, 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 11-12</p>					
	New Bills				
*AB 153 Ma	Land Use and Planning: Environmental Planning	SEN Re-referred to Com. on Rules	Support		This bill authorizes regions by a vote of the people to impose a mitigation fee of up to \$4 on vehicle registrations to pay for regional land use planning activities. This bill also makes changes to the membership and duties of the Office of Planning and Research's Planning Advisory and Assistance Council. Sponsor ABAG
*AB 234 Huffman	Oil Spill Prevention and Response: Transfer of Oil	SEN Read Second Time, amended, Re-referred to Com. On Natural Resources and Water	Support		This bill would require the administrator to adopt regulations that would require boom to be deployed before all bunkering or lightering operations unless this prebooming is determined not to be safe and effective, and would also raise fees. <i>Specifically, this bill would:</i> --Define "transfer unit" as a vessel involved in a bunkering or lightering operation. --Require the administrator (Office of Oil Spill Prevention and Response-OSPR) to adopt regulations that: <ul style="list-style-type: none"> • Include minimum boom amounts that the vessel must have access, boom positioning and adjustment requirements, and alternatives to prebooming when prebooming is determined not to be safe and effective. • Oblige a transfer unit to develop a safe and effective determination report, that subject to review and approval by OSPR. The report shall include thresholds based on personnel safety, wave height, currents, and wind speed that the transfer unit will use in determining when it is safe and effective to preboom. • Require the transfer unit to notify OSPR when prebooming did not occur and a course of action when the transfer unit did not

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 2
SB 1174 Wolk	Land Use: General Plan—Future Sustainable Communities Pilot Project	ASM Appropriations Com.	Watch LCC Oppose CSAC Oppose APA Oppose		<p>preboom but it was safe and effective to do so.</p> <p>--Require the regulations to be periodically revised.</p> <p>--Raise the per barrel assessment for the OSPAF to \$0.06 and allow the administrator to increase the fee up to \$0.10 if the increase is based on inflation.</p> <p>--Set the nontank vessel fee at \$3,000 per vessel.</p> <p>This bill would create the Future Sustainable Communities Pilot Project under the Strategic Growth Council (SGC) to provide financial assistance to five cities and five counties, as chosen by the SGC, to update their general plans in order to facilitate the transformation of disadvantaged unincorporated communities into sustainable communities, to be funded by a pot of planning money contained in Proposition 84. Once funding is received by the local government, the city or county would then review and prepare amendments to their General Plan to address the presence of these types of disadvantaged unincorporated communities, including the extent to which the households in the communities lack access to sanitary sewer service, municipal water service, paved roads, storm drainage, sidewalks, and street lighting, and how improvements in these areas would encourage sustainable land use.</p>	
AB 1810 Feuer	Crime Gun Tracing Improvement Act	SEN Appropriations Com	Support		<p><i>Existing law prohibits DOJ from retaining or compiling any info from Record of Sale forms or other transfer forms related to long guns. This law would stop the differential treatment relating reporting and recordkeeping requirements between handguns and long guns. This bill would stop destruction of long gun transfer records and require addition of long gun records to the state's Automated Firearm System (AFS) database; require uniformity/same identifying info for the transfer of handguns and long guns; establish uniform reporting and remove exemptions to reporting requirements; and require daily dealer reporting of receipt of long guns, as is currently required for handguns.</i></p> <p>Sponsors: California Chapters of Brady Campaign to prevent Gun Violence and Legal Community Against Violence</p>	
AB 1934 Saldana & Ammiano	Firearms (Open Carrying of Unloaded Handguns)	SEN Appropriations Com	Support		<p>This bill would delete the exception pertaining to firearms carried openly in belt holsters. The bill would also establish an exemption to the offense for transportation of a firearm by members of specified organizations going directly to or from official parade duty or ceremonial occasions, as specified. This bill would make it a misdemeanor, punishable by up to six months in jail, a fine of up to \$1000, or both, for a person to</p>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 3
*AB 1998 Brownley	Solid Waste: Single-Use Carryout Bags	SEN Amended; Re-referred to Appropriations Committee	Watch		<p>carry an exposed and unloaded handgun outside a vehicle on his or her person while in any public place or on any public street in an incorporated city or in any public place or on any public street in a prohibited area of an unincorporated territory.</p> <p>Lists circumstances that would exempt this prohibition to include: peace officers, those in business of gun manufacturing, importing, wholesaling, repairing, licensed dealing; military/civil orgs parades/rehearsals; practicing shooting/target practice; lawful hunting, and other specified activities and circumstances. Sponsors: Brady Campaign to Prevent Gun Violence, California Chapters, and Coalition Against Gun Violence</p> <p>The bill would, on and after July 1, 2013, prohibit convenience food stores, foodmarts, and certain specified stores from providing a single-use carryout bag to a customer. The bill would require a store, on and after July 1, 2013, to only provide reusable bags, as defined, or to make available for sale recycled paper bags at a reasonable cost, but not less than \$0.05. The bill would exempt the sale of certain specified bags from the above prohibition and restriction.</p> <p>--The bill would, beginning January 1, 2013, require a reusable bag manufacturer to obtain a biennial certification from the Department of Resources Recycling and Recovery by submitting a certification fee and a certification that its reusable bag meets specified requirements. The bill would specify administrative civil penalties for a person who violates the above requirements.</p> <p>--The bill would require the department to deposit the certification fees into the Reusable Bag Account, which would be established by the bill in the Integrated Waste Management Fund, and to deposit the penalties and fines collected into the Penalty Subaccount, which would be established by the bill in the account. The bill would provide that moneys in the account and the subaccount would be expended by the department, upon appropriation by the Legislature, to implement the above requirements.</p> <p>--<i>This bill would preempt local regulations on the use and sales of reusable bags, single-use carryout bags, recycled paper bags, or other specified bags at stores, as defined.</i></p> <p><i>Bill Source: Heal the Bay</i></p>	
*SB 228 DeSaulnier	Plastic Bags: Compostable Plastic Bags	ASM Appropriations Com	Watch		<p>This bill would require, beginning July 1, 2011, a manufacturer of a compostable plastic bag meeting ASTM (American Society for Testing and Materials) standards to ensure that the</p>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 4
*SB 1454 DeSaulnier	Recycling: Plastic Products	ASM Appropriations Com	Support		<p>compostable plastic bag is "readily and easily identifiable," as the bill would define that term, from other plastic bags. The bill would prohibit a compostable plastic bag sold in the state from displaying a chasing arrow resin identification code or recycling type of symbol in any form.</p> <p>This bill, sponsored by Californians Against Waste, would expand the scope of current labeling restrictions for plastic bags and food packaging to all plastic products. More specifically, this bill would prohibit manufacturers from claiming their plastic products are "biodegradable" and would allow a labeling claim that a plastic product was "compostable" or "marine degradable" only if it met the relevant technical standard, known as ASTM D6400. Bill intent is to address potential consumer and waste management problems that arise from the practice of some manufacturers of plastic goods in California who market their products as "compostable" or "biodegradable" when those products do not conform to the precise scientific standard the Legislature has reserved for those distinctions.</p> <p><i>According to supporters, the expansion of current labeling restrictions under this bill is justified because (1) unwarranted claims of "compostability" may jeopardize the use of compost end-product, and (2) "biodegradability" claims cannot be verified and may promote littering. This bill is opposed by Green Genius, a company that produces a plastic bag product that it claims is "biodegradable in a landfill environment."</i></p>	
AB 118 Logue	<p>Updates on bills previously considered:</p> <p>California Global Warming Solutions Act of 2006</p>	Died 1/31 ab 118	Oppose	Oppose	<p>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.</p> <p>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</p>	
AB 155 Mendoza (principal co-author)	Local Government: Bankruptcy Proceedings	SEN Inactive File on	Oppose CSAC Oppose	Oppose		

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 5
Torrico, with SEN DeSaulnier, Liu, Wiggins, and other ASM co-authors)		Motion of SEN DeSaulnier 6/14/10 <u>ab 155 mendoza</u> Died 1/31 <u>ab 283 ches bro</u>	LCC Oppose		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		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 987 Ma	Transit Village Development Districts: Infrastructure Financing	SEN Third Reading <u>AB 987 Ma</u>	Support	Support	Amended 5/20/10: 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 development districts . Would recast the area included in a transit village development districts to include all land within not more than ½ mile of the main entrance of a transit station.	
AB 1343 Huffman	Architectural Paint Recycling	SEN Appropriations <u>ab 1343 huffman</u> held under submission 8/09	Support CSAC Support (2009)	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. 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)	
AB 1755 Swanson	Seismic Safety Finance Act	SEN Local Government Committee	Support	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. Sponsor of this bill: City of Oakland	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 6
AB 1805 Calderon	Environment: California Environmental Quality Act	AB 1755 <u>Swanson</u> ASM Natural Resources Committee AB 1805 <u>Calderon</u>	Watch LCC Oppose	Oppose	<p>Amended 6/1/10: The bill would define "public agency," for purposes of financing the installation of seismic strengthening improvements, to mean a city, county, or city and county.</p> <p>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.</p>	
AB 2064 Perez and Bass	Emergency Shelter Operations Account	SEN Read Second Time and re-referred to Appropriations Com AB 2064 <u>Perez & Bass</u>	Support	Support	<p>Amended 7/1/10: Requires the Department of Housing and Community Development (HCD) to issue a Notice of Funding Availability for the balance of funds currently available <i>within the Emergency Housing Assistance Fund</i>. This must be done no later than 30 days from enactment of this measure and <i>to grant awards pursuant to the notice within 180 days of receipt</i>. 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.</p>	
AB 2103 Hill	San Francisco Bay Restoration Authority	SEN From Consent Calendar, ordered to Third Reading	Support	Support	<p>Amended 6/2/10: This bill would require the board of supervisors of each affected county, when the authority proposes a measure to levy a benefit assessment, special tax, or property-related fee for submission to the voters, to call a special election on the measure and place the regional measure on the ballot of the next regularly scheduled election, and would require the county clerk of each county to report the results of the special election to the authority.</p> <p>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. <i>Previously Amended to say: would require the Authority to adopt and implement the regional measure if cumulatively, throughout</i></p>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 7
AB 2138 Chesbro	Recycling: Food Service Packaging—Carryout Bags	ASM Appropriations Committee Held in Submission <u>AB 2138 Chesbro</u>	Watch, pending further information	Watch	<p><i>the authority's jurisdictional boundaries, the regional measure receives the constitutionally required affirmative votes.</i></p> <p>This is a clean-up bill for prior legislation on the Authority.</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>	
AB 2139 Chesbro	Solid Waste: Product Stewardship	ASM Read Third Time, passage refused <u>AB 2139 Chesbro</u>	Support	Support	<p>Amended 6/1/10: Enacts the California Product Stewardship Act (Act) to require the Department of Resources Recycling and Recovery (DRRR) to administer a program to develop product stewardship protocols to foster "cradle-to-cradle" producer responsibility for products.</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>	
AB 2176 Blumenfeld	Hazardous Waste: Lighting Products	ASM Appropriations Held Under	Watch, pending further information	Support (was Watch)	<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</p>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 8
AB 2313 Buchanan	Greenhouse Gas: Emissions— Significant Effects—Regional Transportation Plan	Submission AB 2176 <u>Blumenfeld</u> SEN Environmental Quality Com. AB 2313 <u>Buchanan</u>	Watch LCC supports as amended	3/18) Watch	<p>Substances Control (DTSC) and fee program for inefficient lamps.</p> <p><u>Amended 6/21/10:</u> This bill would authorize a lead agency, in adopting a regional transportation plan for a region in which a residential or mixed-use residential project is located, to use a threshold of significance for greenhouse gas emissions adopted for the residential or mixed-use residential project by the air pollution control district or air quality management district within which the project is located to determine whether the project may have a significant effect on the environment due to the emission of greenhouse gases.</p> <p><u>Gutted and Amended to read:</u> This bill requires the Governor's Office of Planning and Research (OPR), to provide to the Secretary for Natural Resources recommended changes for guidelines for the mitigation of greenhouse gas (GHG) emissions as required by the California Environmental Quality Act (CEQA). The bill also requires the secretary to certify and adopt the recommended changes.</p> <p>Was: 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.</p>	
AB 2398 Perez	Product Stewardship Carpet: Public Procurement (<i>amended title</i>)	ASM Re-referred to Appropriations Com. AB 2398	Support	Support	<p><u>Amended:</u> Would require by September 30, 2011, a manufacturer of carpets sold in the state, individually or through a carpet stewardship organization to submit a carpet stewardship plan to the Department of Resources Recycling and Recovery, which would be required to include specified elements including a funding mechanism that provides sufficient funding to carry</p>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
AB 2472 Huffman	Building Standards: Pilot Program for Green Innovation Building Permits	Perez ASM Business, Professions and consumer Protection Committee Held under Submission AB 2472 Huffman	Support	Support	out the plan. 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.
AB 2679 Eng	Public Building: Energy and Water—Consumption Reductions	ASM Appropriations Held under Submission AB 2679 Eng	Watch	Watch	Amended: Would require that any state building* funded with money from the State General Fund, do the following: --Develop baseline measurements for energy and water consumption by 1/1/2013; --By 1/1/2015, reduce energy usage 15% from baseline and water usage 10% from baseline; --By 1/1/2020, reduce energy 30% and water 20% from baseline; --By 1/1/2025, reduce energy by 60% and water by 30%; --By 1/1/2030, all new and existing buildings shall have zero net energy consumption or be grid neutral. --Public entities (to mean state) 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. *(Deleted provision that included city, county, and city and county facilities)
*SBX8 26 Pavley, Cedillo, Hancock, Padilla, Steinberg, Wolk – Co-Author Senator Alquist	Energy: Property Assessed Clean Energy (PACE) Financing	From ASM Without further action SBX8 26 Pavley	Support	Support	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. 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. 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

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
SB 346 Kehoe	Hazardous Materials: Motor Vehicle Brake Friction Materials	ASM Re-referred to Appropriations Com <u>SB 346 Kehoe</u>	Support CSAC Support (2009)	Support 3/18/10 Was Watch: (questions about brake performance)	<p>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. <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> <p>Amended 6/21/10: Restricts the use of copper and other toxic chemicals in automobile brake pads. 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 1006 Pavley	Natural Resources: Climate Change—Strategic Growth Council	ASM Appropriations <u>SB 1006 Pavley</u>	Support	Support	<p>Amended 6/21/10: 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, fund, and distribute information to local and regional agencies regarding climate change adaptation strategies to protect ecosystem functions, use nonstructural approaches for community protection, and avoid emission of greenhouse gases and environmental degradation. 3) Expand the list of agencies under the urban greening program that can receive financial assistance to include <u>(amended to take out council of governments and metropolitan planning organization.)</u> city-county, special district, non profit organization, or an entity formed under a joint powers agreement if at least one of the parties to the joint powers authority qualifies as an eligible applicant.
SB 1048 Hancock	Local Government: Community Facilities Districts	ASM Re-referred to Appropriations Com <u>SB 1048</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>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
SB 1061 Hancock	San Francisco-Oakland Bay Bridge: Capital Projects	Hancock ASM Referred to Appropriations Com SB 1061 <u>Hancock</u>	Support	Support	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.
SB 1100 Corbett	Product Stewardship: Household Batteries	ASM Referred to Appropriations Com SB 1100 <u>Corbett</u>	Support	Support	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 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.
SB 1189 Correa	Housing Element Law: Regional Housing Need Allocation (RHNA)	SEN Transportation and Housing SB 1189 <u>Correa</u>	Watch	Oppose	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. <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>
SB 1205 Corbett	Bay Area Disaster Recovery Planning Council Act <i>(was San Francisco Bay Area Disaster Recovery Authority)</i>	ASM Appropriations SB 1205 <u>Corbett</u>	Support	Support <i>(was Support with amendments—amendments made)</i>	Amended 3/24, 4/13, 6/1, 6/10: 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

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
SB 1211 Romero-Dutton	Unemployment Insurance: Benefits—Eligibility—Overpayments—Elected Officials	ASM Referred to Appropriations Com. <u>SB 1211</u> <u>Romero</u>	Watch	Watch	<p>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.</p> <p>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>This is an unemployment insurance benefits measure to prevent elected officials from collecting unemployment insurance 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>
SB 1445 DeSaulnier	Planning	ASM Referred to Appropriations Com. <u>SB 1445</u> <u>DeSaulnier</u>	Support/ Watch, pending further information	Support	<p>Amended 5/13: Would increase the registration fee imposed by the state on the registration of each vehicle by \$1 until January 1, 2016 to fund the Planning Advisory and Assistance Council (PAAC) and to fund regional planning related to SB 375 (Steinberg, Chapter 728, Statutes of 2008), for Metropolitan Planning Organizations (MPOs), Councils of Governments (COGs), and county transportation planning agencies; and revises the membership and duties of the PAAC. Would 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 Senate Committee on Rules, in addition to representative from California Indian Tribes and Bands. Seven of the council's members shall be from the governing body of each of the following:</p> <ol style="list-style-type: none"> (1) The Southern California Association of Governments. (2) The Metropolitan Transportation Commission or the Association of Bay Area Governments. The person appointed to the council pursuant to this paragraph shall be a member of the

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 13
					governing body for both the Metropolitan Transportation Commission and the Association of Bay Area Governments. (3) The San Diego Association of Governments. (4) The Sacramento Area Council of Governments. (5) The San Joaquin Valley Regional Policy Council. (6) A metropolitan planning organization or council of governments that is not identified in paragraphs (1) to (5), inclusive. (7) A regional transportation planning agency, as defined in Section 65080, that is neither a metropolitan planning organization nor a council of governments.	
S. 1619 Dodd	The Livable Communities Act of 2009	Senate Committee on Banking, Housing and Urban Affairs 8/6/09	Support	Support	<p>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.</p> <p>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.</p>	
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	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.	
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	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> <p>--establishes a San Francisco Bay Program Office within Region 9 of the U.S. Environmental Protection Agency (EPA)</p>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
					<p>and authorizes the EPA Administrator to appoint a Director of that Program Office to oversee that funding.</p> <p>--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> <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>

ABAG FINANCE AND PERSONNEL COMMITTEE

Thursday, July 15, 2010, 5:00 p.m.
 ABAG Conference Room B
 MetroCenter—8th and Oak Streets
 Oakland, CA

<u>Est. Time in Minutes</u>		<u>Recommendation</u>
	1. Call to Order	
2	2. Public Comments	Information
3	*3. Minutes of the May 10, 2010 Meeting	Action
5	*4. Financial Reports – ABAG <i>The April and May 2010 Financial reports are enclosed with the agenda packet.</i>	Action
5	5. Informational Report Regarding the Air District’s Exploration of a Regional Agencies Headquarters <i>An oral report to the Committee will be provided.</i>	Information
THE FOLLOWING ITEMS WILL BE DISCUSSED IN CLOSED SESSION PURSUANT TO THE REQUIREMENTS OF THE RALPH M. BROWN ACT.		
20	6. Public Employee Performance Evaluation <i>Title: Legal Counsel</i> <i>Materials for this item will be mailed under separate cover.</i>	Action
	7. Adjournment	Action
	* Attachments enclosed with packet.	
	** The Committee may take action on any item on the agenda, which action may be the recommended action, any other action or no action.	

ABAG FINANCE AND PERSONNEL COMMITTEE

Summary Minutes

May 10, 2010

Members Present

Supervisor Scott Haggerty, Chair
Supervisor Rose Jacobs Gibson (by phone)
Supervisor John Gioia
Mayor Mark Green
Supervisor Mike Kerns, Vice Chair
Supervisor Barbara Kondylis (by phone)
Vice Mayor Peter McHugh
Mayor A. Sepi Richardson

Jurisdiction

County of Alameda
County of San Mateo
County of Contra Costa
City of Union City
County of Sonoma
County of Solano
City of Milpitas
City of Brisbane

Members Absent

Supervisor Susan Adams
Supervisor David Cortese

County of Marin
County of Santa Clara

Officers and Staff Present

Henry Gardner, Executive Director
Patricia Jones, Assistant Executive Director
Kenneth Moy, Legal Counsel
Herbert Pike, Finance Director

- 1) The meeting was called to order at 3:30 p.m.
- 2) Roll call was held and a quorum was present, two by phone.
- 3) There were no public comments.
- 3) Summary Minutes of the January 21, 2010 meeting and Summary Notes of the March 18, 2010 session (no quorum) were approved. /M/Green/S/McHugh/C/approved.
- 3) Pike provided an overview of the February and March Financial Reports.
/M/Green/S/Kerns/C/approved.
- 3) Gardner gave an oral, informational report on a proposed consolidated regional agencies building.

- 7) A closed session was held regarding a Public Employee Performance Evaluation of the Executive Director.
- 7) Back in open session, an emergency motion was made to discuss recruitment of a successor Executive Director. /M/Richardson/S/McHugh/C/approved.

Chair Harrington passed the gavel to ABAG President Green to lead discussion. A national recruitment, selection and use of a recruiting firm, a timeline to retain new Executive Director by the end of August, and the Finance & Personnel Committee as the selection committee were all discussed. Green will present Committee recommendations to Executive Board.

- 9) Meeting adjourned at 5:00 pm.

TO: Finance and Personnel Committee

DT: May 28, 2010

FM: Herbert Pike, Finance Director

Re: Financial Reports
--April 2010

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

Cash on Hand (Figure 1)

Cash on hand decreased to \$1.12 million on April 30th from \$1.35 million on March 31st. 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 April balance includes approximately \$740 thousand invested in the Local Agency Investment Fund (LAIF). Currently, ABAG does not hold any other investments. The April 30th cash balance is approximately \$541 thousand more than the prior year, the latter being attributed to more timely reimbursement from granting agencies, especially the State, and the balance of facility renovation loan funds yet to be expensed.

Receivables (Figure 2)

Receivables from grant and service programs amounted to about \$2.92 million on April 30th, an increase of \$265 thousand from the month prior. The increase is primarily attributable to a \$246 thousand increase (to \$1.35 million) in grant receivables; this results from increased quarter-end (through March) billings not yet processed by the granting agencies. Compared to April 30th of the year prior, the total receivables reflect a decrease of approximately \$942 thousand.

Actual vs. Budgeted Expenses (Figure 9)

Total expenses through April 30 amounted to about \$14.75 million, or 78.6 percent, of projected annual expenses of \$18.76 million for FY 09-10.

Actual vs. Budgeted Revenues (Figure 10)

As of April 30, total revenues amounted to about \$14.57 million, or 78.1 percent, of projected annual revenue of \$18.66 million for FY 09-10.

As of April 30th, both revenues and expenses are below "projected" annual totals. While revenues and expenditures might be expected to be 83 percent after the first ten 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 April 30th, general fund equity was approximately \$875 thousand, an increase of \$77 thousand from March 31. 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 43.97 percent of direct labor cost as of April 30, or about 1.02% 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 two months.

Overall (Figures 3, 4, 7 & 8)

At April 30, the Agency's net financial position is reasonably close to forecast with a deficit of roughly \$180 thousand, or 1.24 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 months of the year traditionally incur 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.

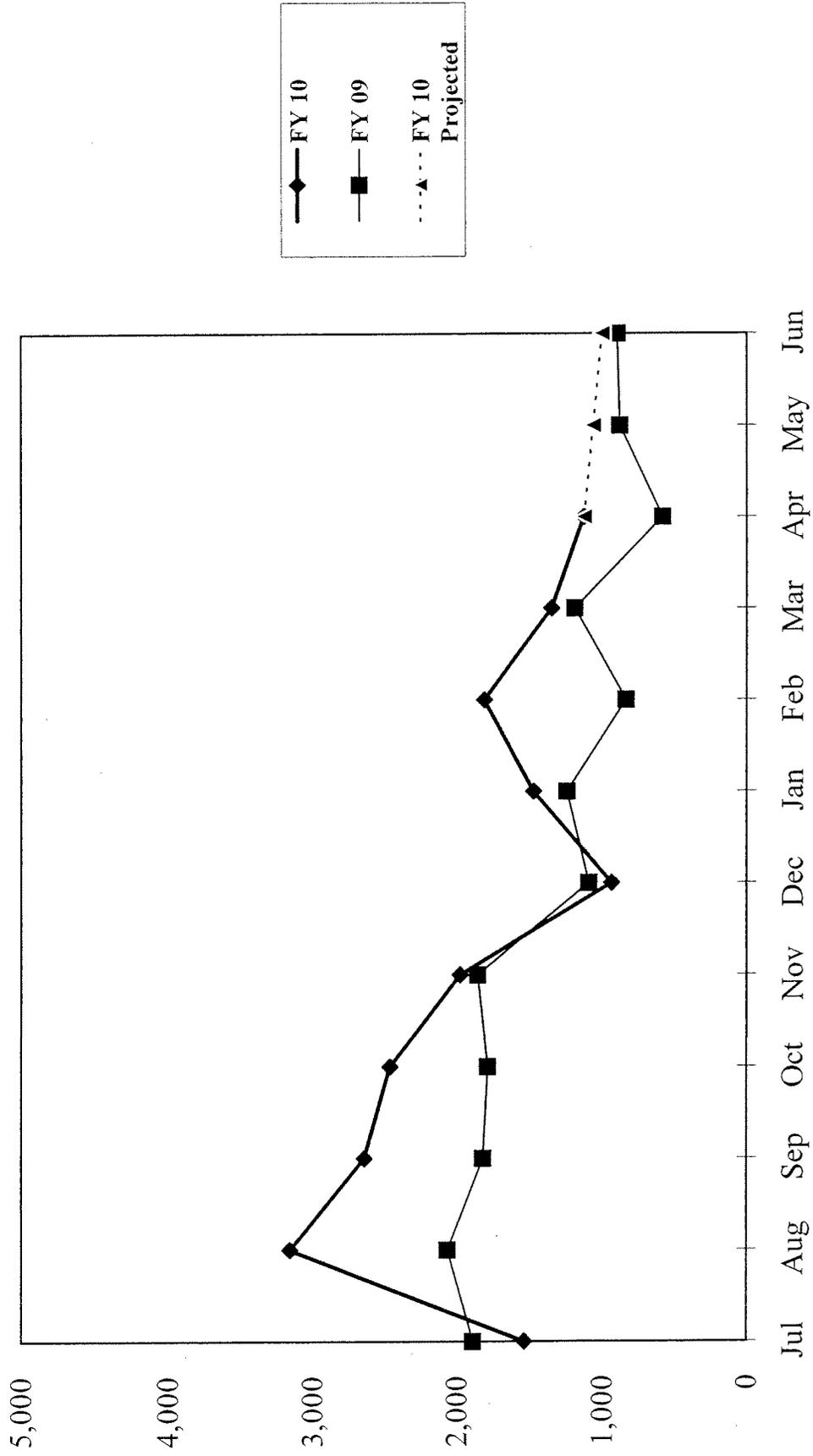
ABAG FINANCIAL REPORTS

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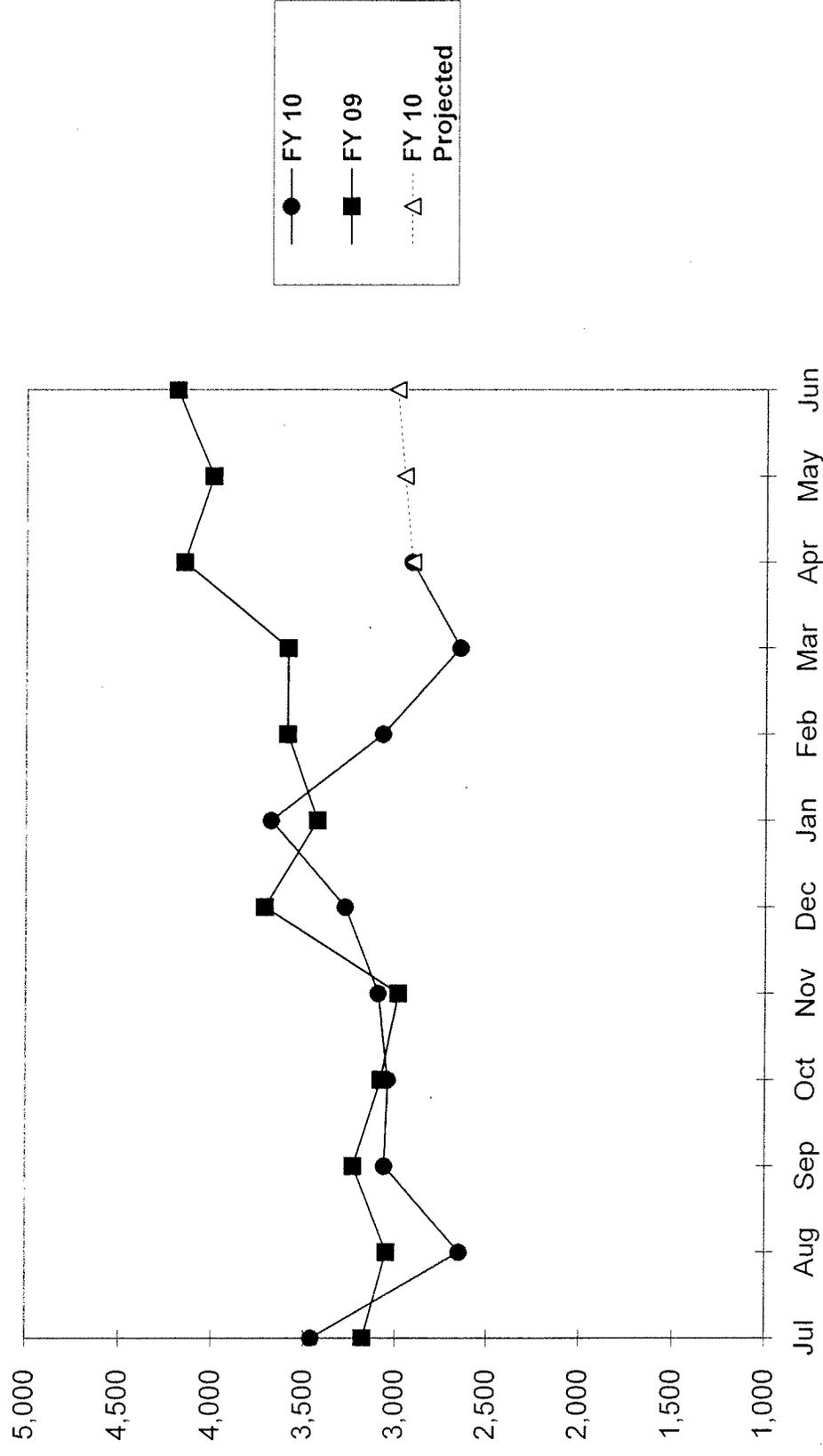
ABAG Financial Indices

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



ABAG Financial Indices

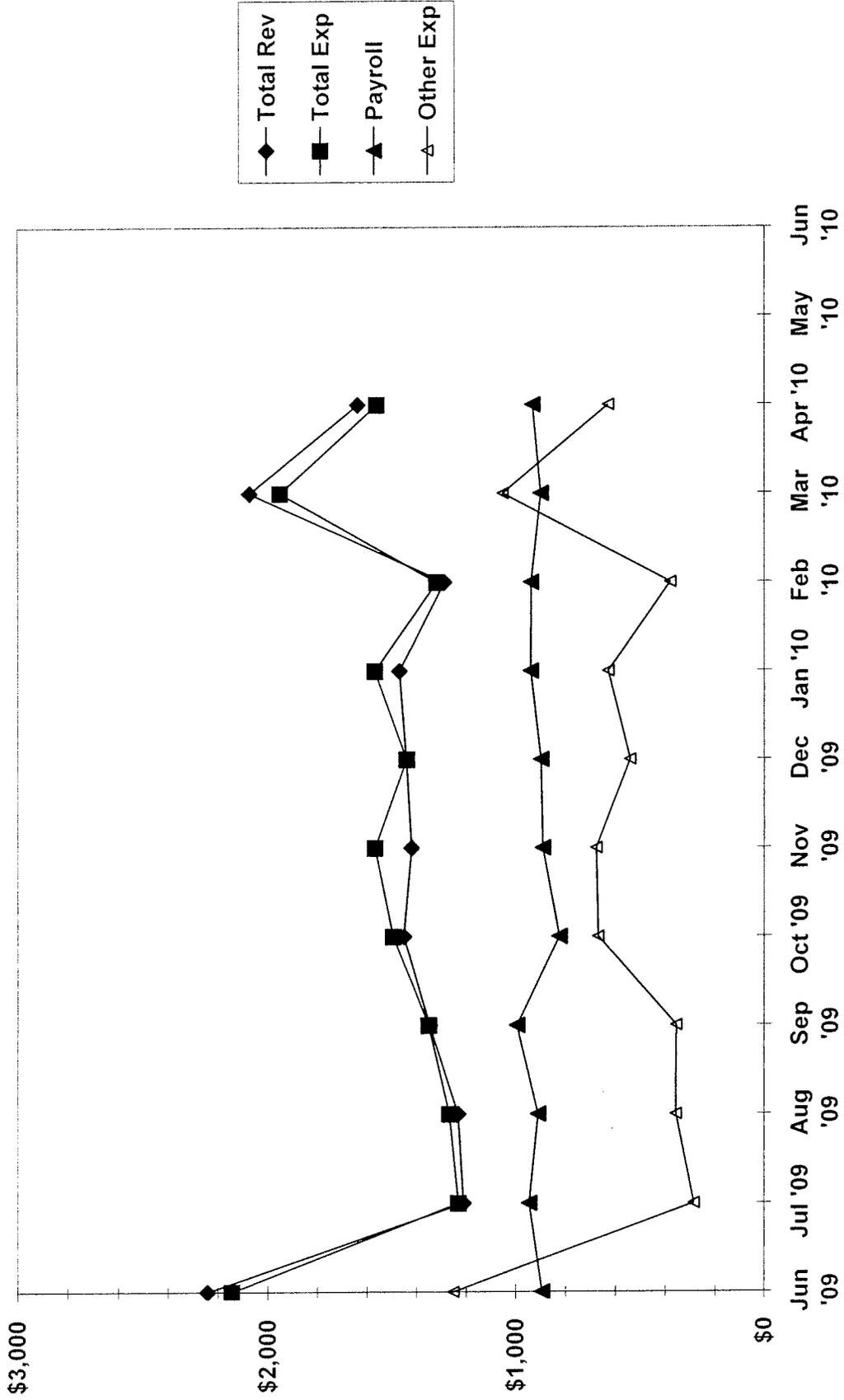
Accounts Receivable FY 09 and FY 10 (\$'000)



ABAG Financial Indices

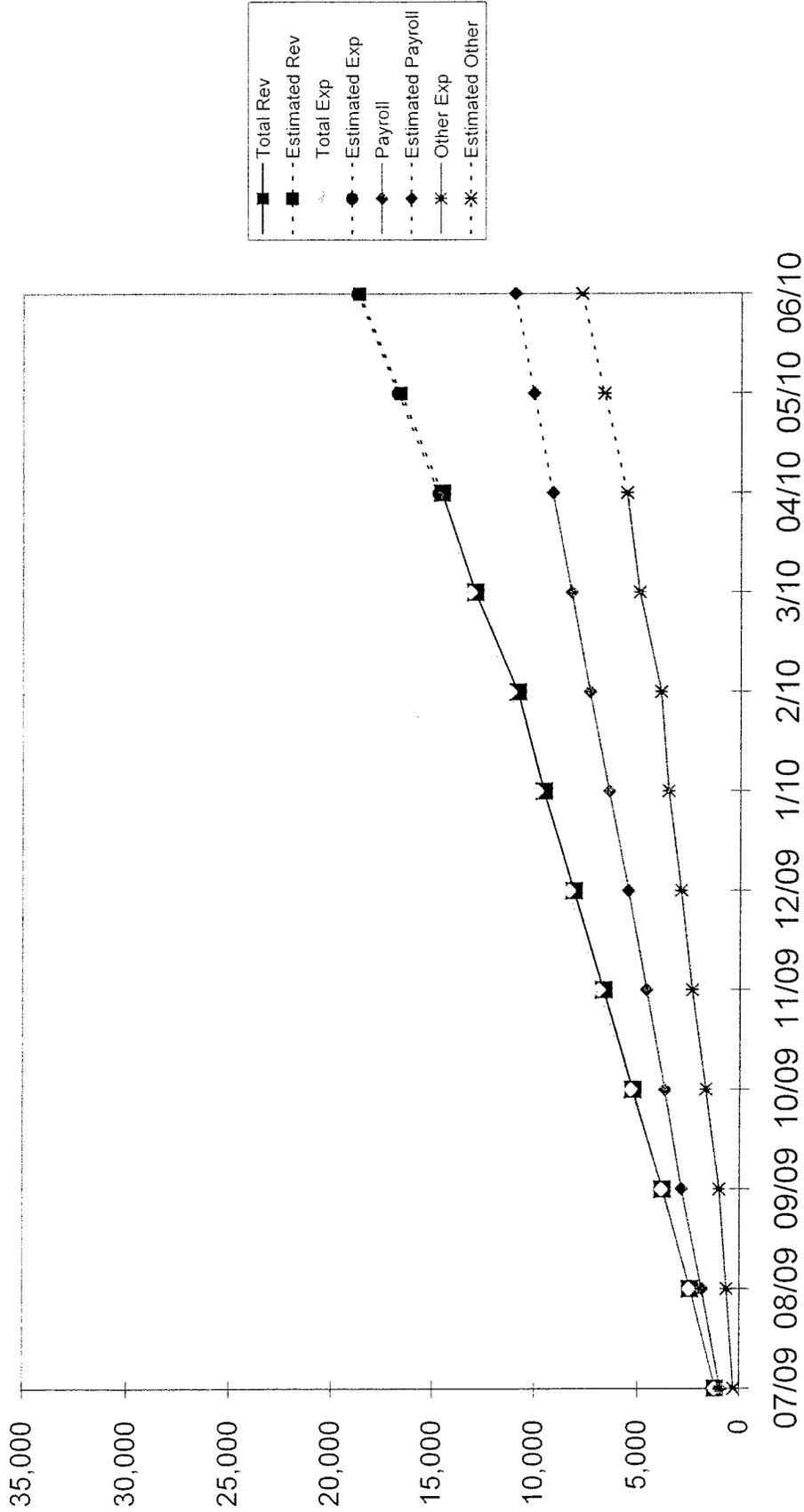
Current Month Revenues & Expenses

FY 09-10 (\$'000)



ABAG Financial Indices

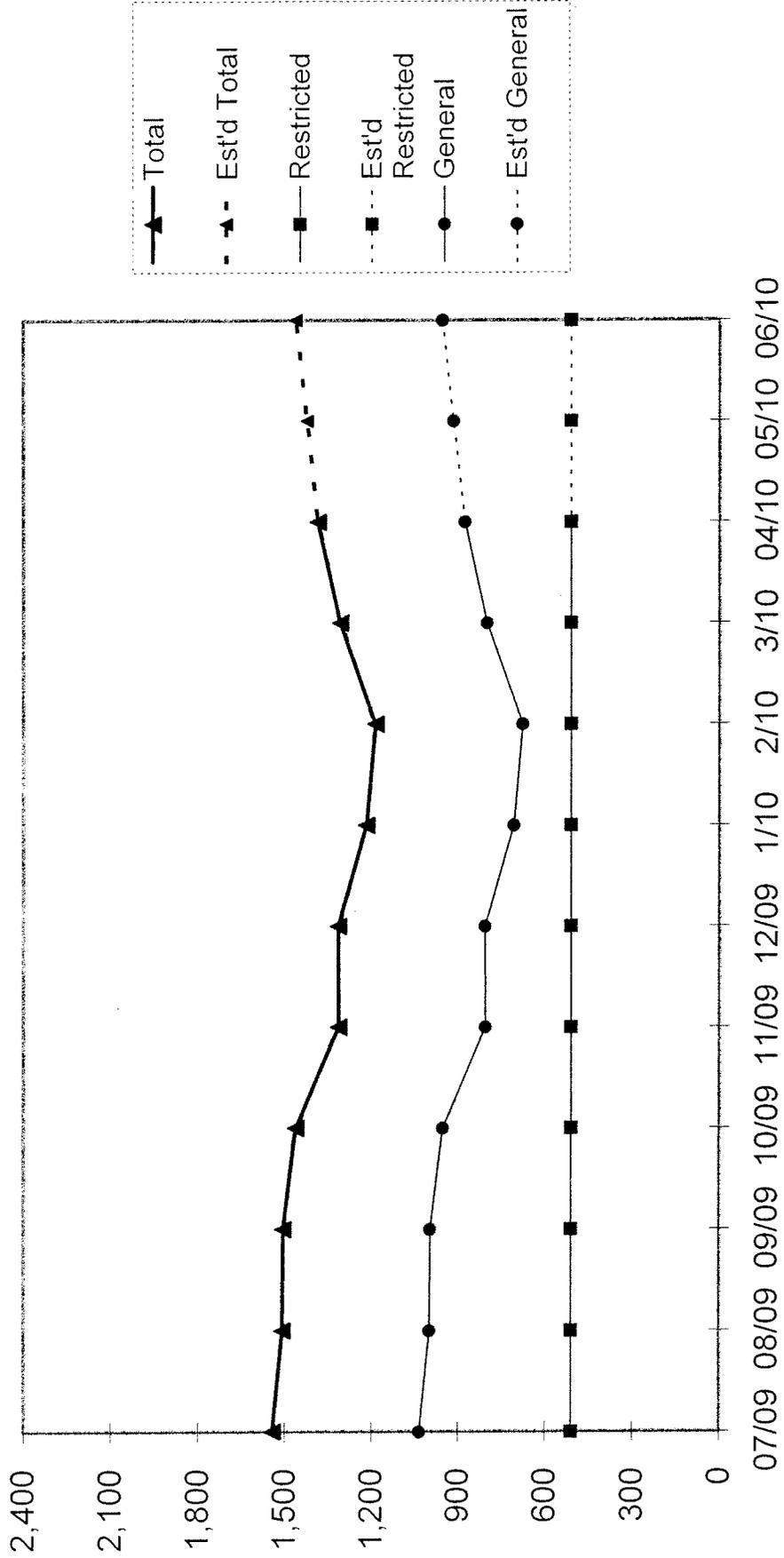
Year-to-date Revenues & Expenses FY 09-10 (\$'000)



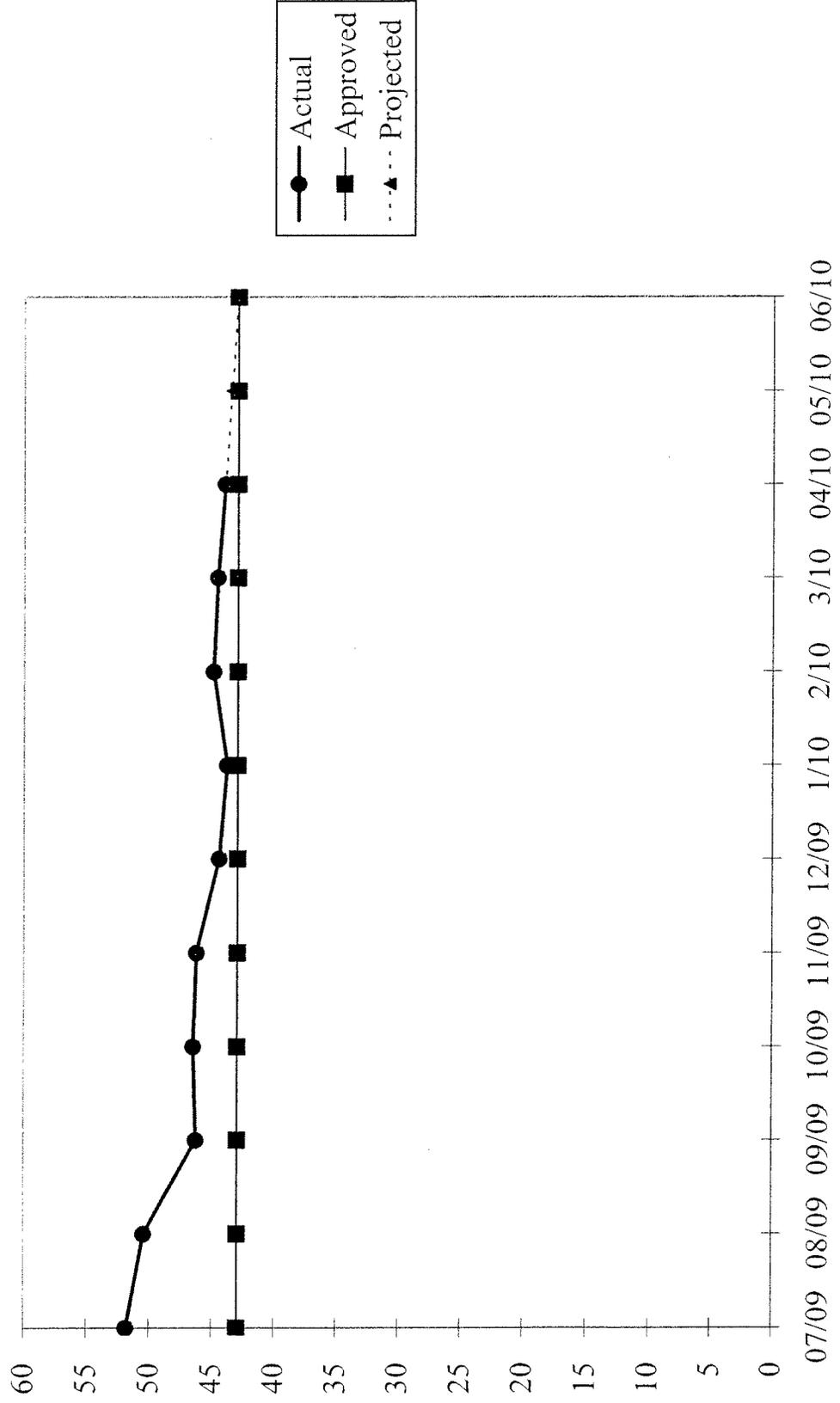
ABAG Financial Indices

Fund Equity

FY 09-10 (\$'000)



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

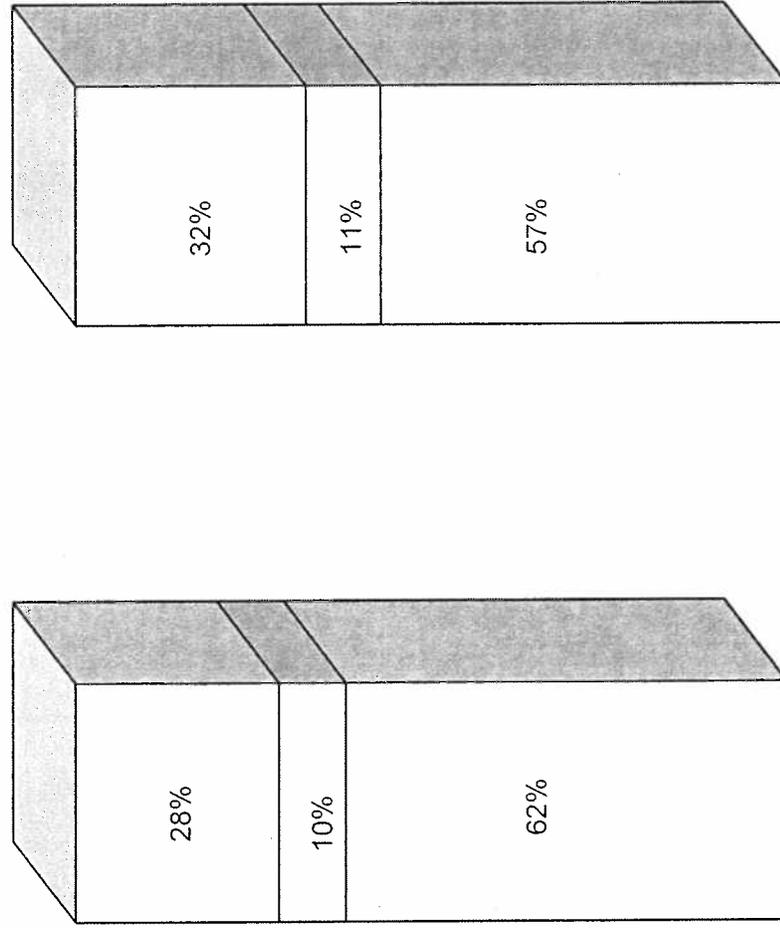


ABAG Financial Indices

Composition of Expenses FY 09--FY 10

Year to Date

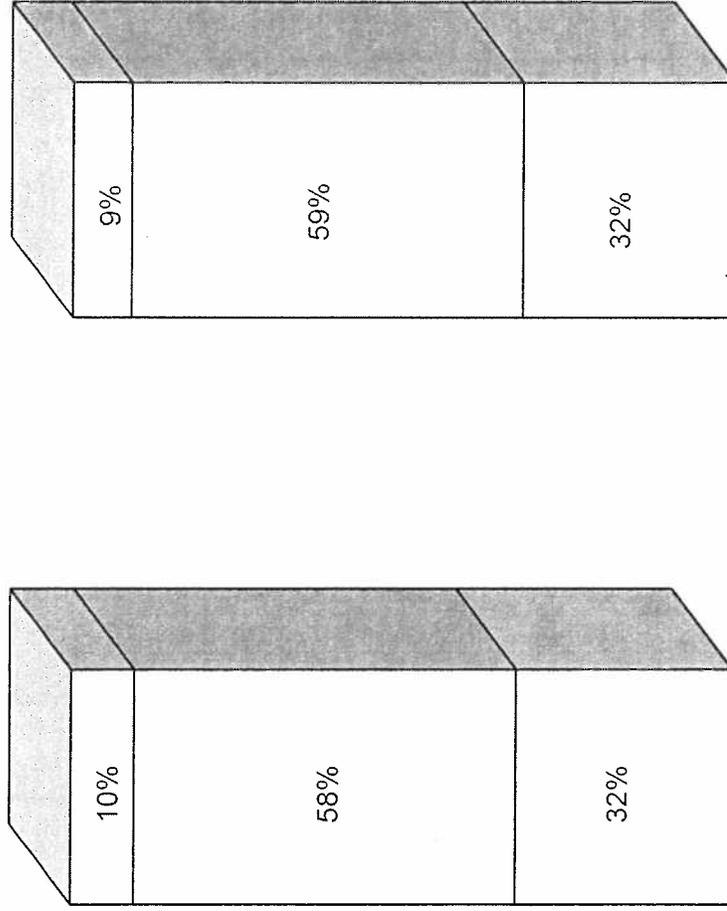
(\$'000)



	FY09-10 Expenses (Total \$14,748)	FY08-09 Expenses (Total \$15,265)
<input type="checkbox"/> Consultants	\$4,191	\$4,922
<input type="checkbox"/> Others	\$1,385	\$1,603
<input type="checkbox"/> Payroll	\$9,172	\$8,740

ABAG Financial Indices

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

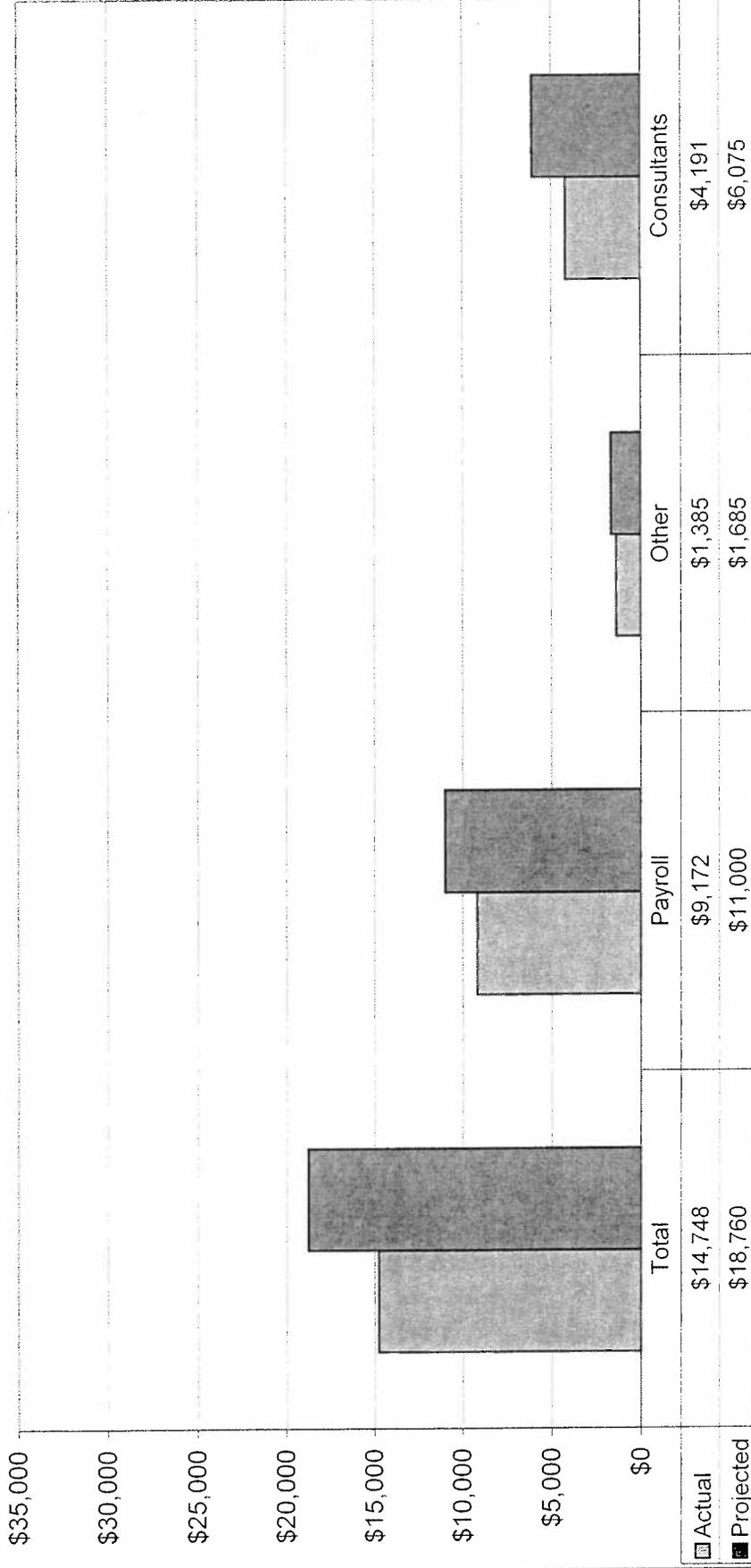


	FY 09-10 Revenue (Total \$14,570)	FY 08-09 Revenue (Total \$15,131)
<input type="checkbox"/> Membership	\$1,385	\$1,335
<input type="checkbox"/> Grants	\$8,440	\$8,976
<input type="checkbox"/> Services & Others	\$4,745	\$4,819

ABAG Financial Indices

Actual vs Projected Expenses--FY 09-10

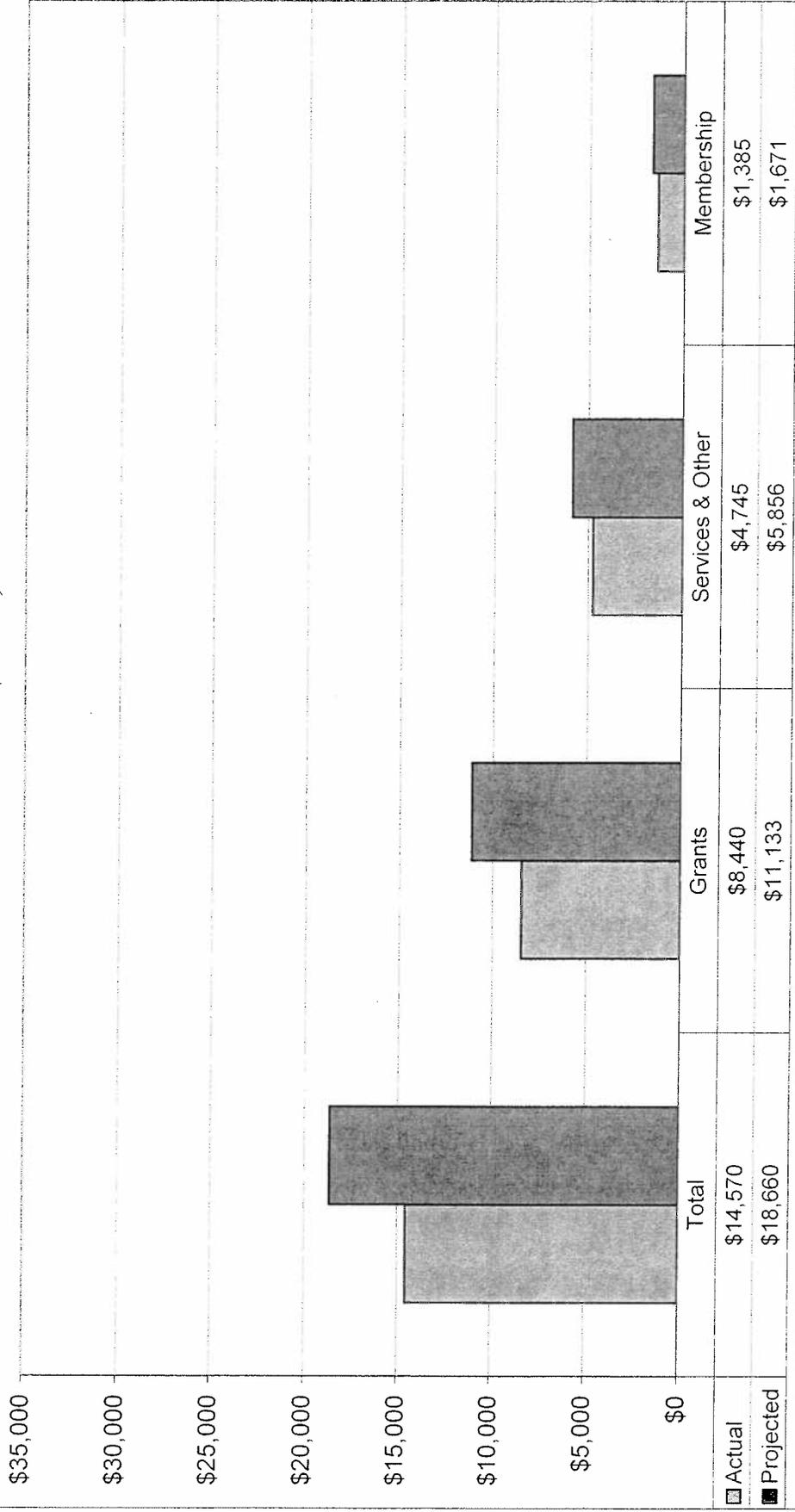
Year to Date (\$'000)



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

Presents year-to-date 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 year-to-date net surplus (or Deficit) for the agency.

Figure 5 --Fund Equity

Presents general, restricted and total fund equities for the current fiscal year. General fund equity represents unrestricted equity. Restricted equities include building bond interest, building maintenance, self-insurance and capital. These restricted equities represent the agency's equities set aside for specific purposes as approved by the Finance and Personnel Committee. Total equity is the sum total of general and restricted equities.

Figure 6 -- Indirect Cost Rate (% of Direct Labor Cost)

This chart shows a comparison between the actual indirect cost rate and the approved rate. The approved indirect cost rate is computed by dividing total estimated overhead expenses by total projected direct labor cost for a fiscal year. This rate is used as a standard overhead cost rate to allocate indirect costs to all projects. This process is performed in accordance with an indirect cost plan, which is prepared annually in accordance with OMB A-87.

Figure 7 -- Composition of Expenses

This chart compares expenses for current and last fiscal years. It groups expenses into two broad categories -- payroll costs and other expenses.

Figure 8 -- Composition of Revenues

Presents a break down of total revenues into four main sources -- membership, grants, services and others. This chart compares revenue sources between current and last fiscal years.

Figure 9 -- Actual vs. Budgeted Expenses

Presents a comparison of actual and budgeted total expenses as well as component categories: payroll costs, consultants and other expenses.

Figure 10 -- Actual vs. Budgeted Revenues)

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: June 30, 2010

FM: Herbert Pike, Finance Director

Re: Financial Reports
--May 2010

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

Cash on Hand (Figure 1)

Cash on hand increased to \$1.22 million on May 31st from \$1.12 million on April 30th. The increase is attributed to collections from grants reflected in overall decline in receivables. The May balance includes approximately \$440 thousand invested in the Local Agency Investment Fund (LAIF). Currently, ABAG does not hold any other investments. The May 31st cash balance is approximately \$340 thousand more than the prior year, the latter being attributed to more timely reimbursement from granting agencies, especially the State, and the balance of facility renovation loan funds yet to be expensed.

Receivables (Figure 2)

Receivables from grant and service programs amounted to about \$2.72 million on May 31st, a decrease of \$192 thousand from the month prior. The decrease is primarily attributable to expedited billing and recovery of grants during May. Compared to May 31st of the year prior, the total receivables reflect a decrease of approximately \$1.27 million.

Actual vs. Budgeted Expenses (Figure 9)

Total expenses through May 31st amounted to about \$16.07 million, or 85.7 percent, of projected annual expenses of \$18.76 million for FY 09-10.

Actual vs. Budgeted Revenues (Figure 10)

As of May 31st, total revenues amounted to about \$15.90 million, or 85.2 percent, of projected annual revenue of \$18.66 million for FY 09-10.

As of May 31st, both revenues and expenses are below “projected” annual totals. While revenues and expenditures might be expected to be 92 percent after the first eleven 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 May 31st, general fund equity was approximately \$884 thousand, an increase of \$9 thousand from April 30th. 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 43.80 percent of direct labor cost as of May 31st, or about 0.85% 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 rate is expected to further converge toward the expected rate over the next month.

Overall (Figures 3, 4, 7 & 8)

At May 31, the Agency's net financial position is reasonably close to forecast with a deficit of roughly \$169 thousand, or 1.06 percent of year-to-date revenues. The cash balance is expected to improve as member dues are collected. In addition, the last month 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. Although a loss for the year of as much as \$100,000 for the year may be anticipated, staff continues to review all potential revenue sources in an effort to minimize the potential overrun.

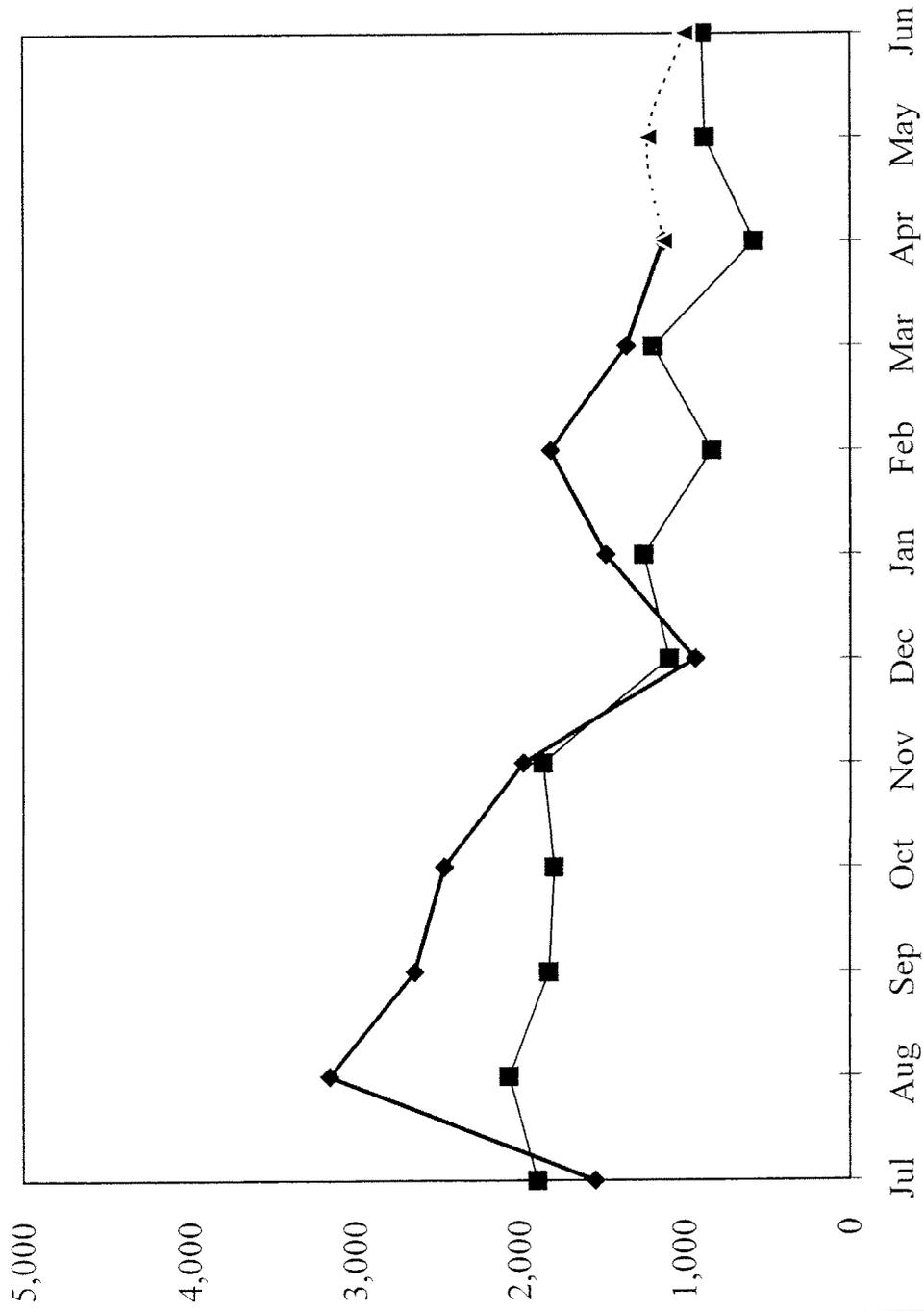
ABAG FINANCIAL REPORTS

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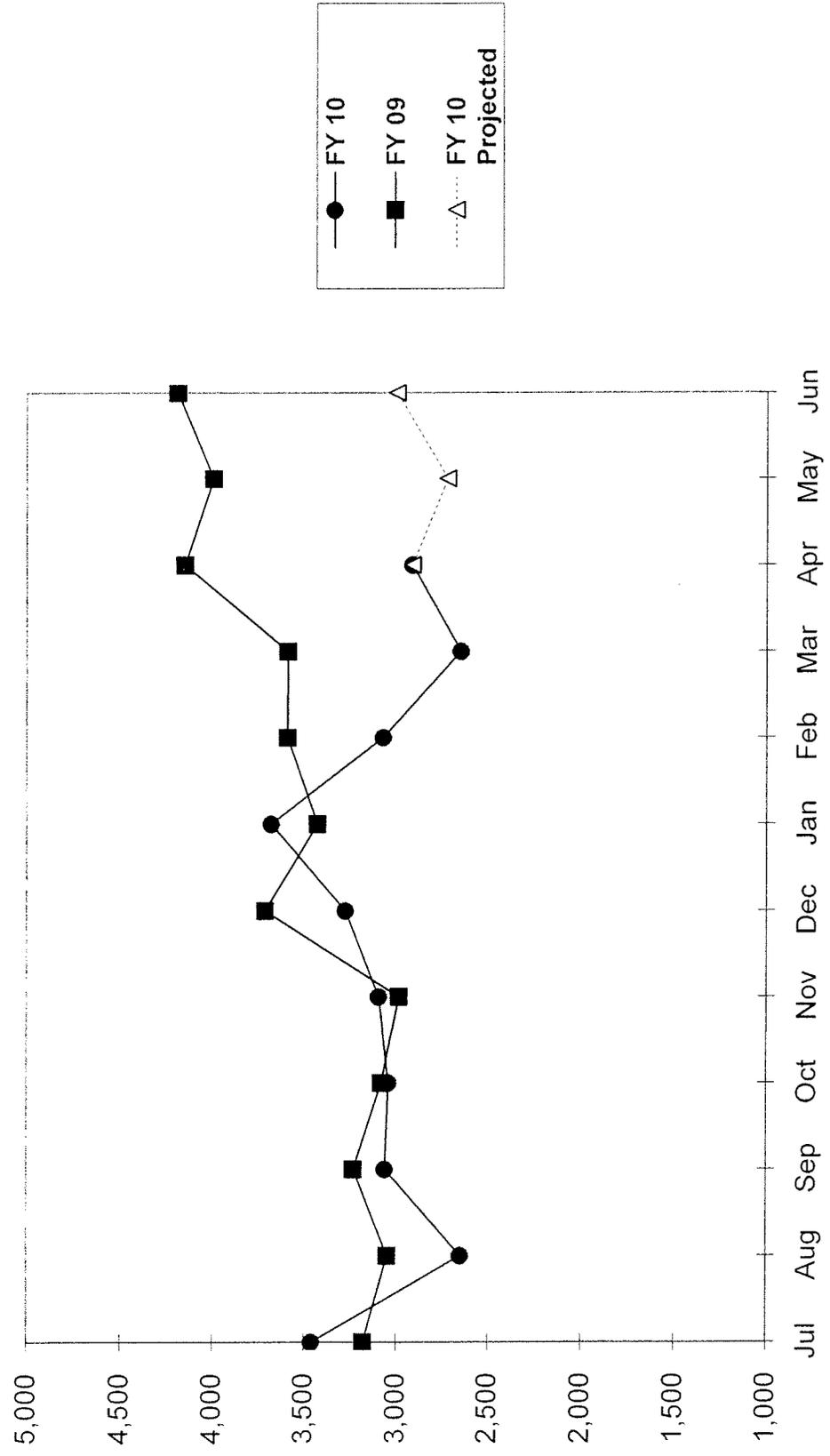
ABAG Financial Indices

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



ABAG Financial Indices

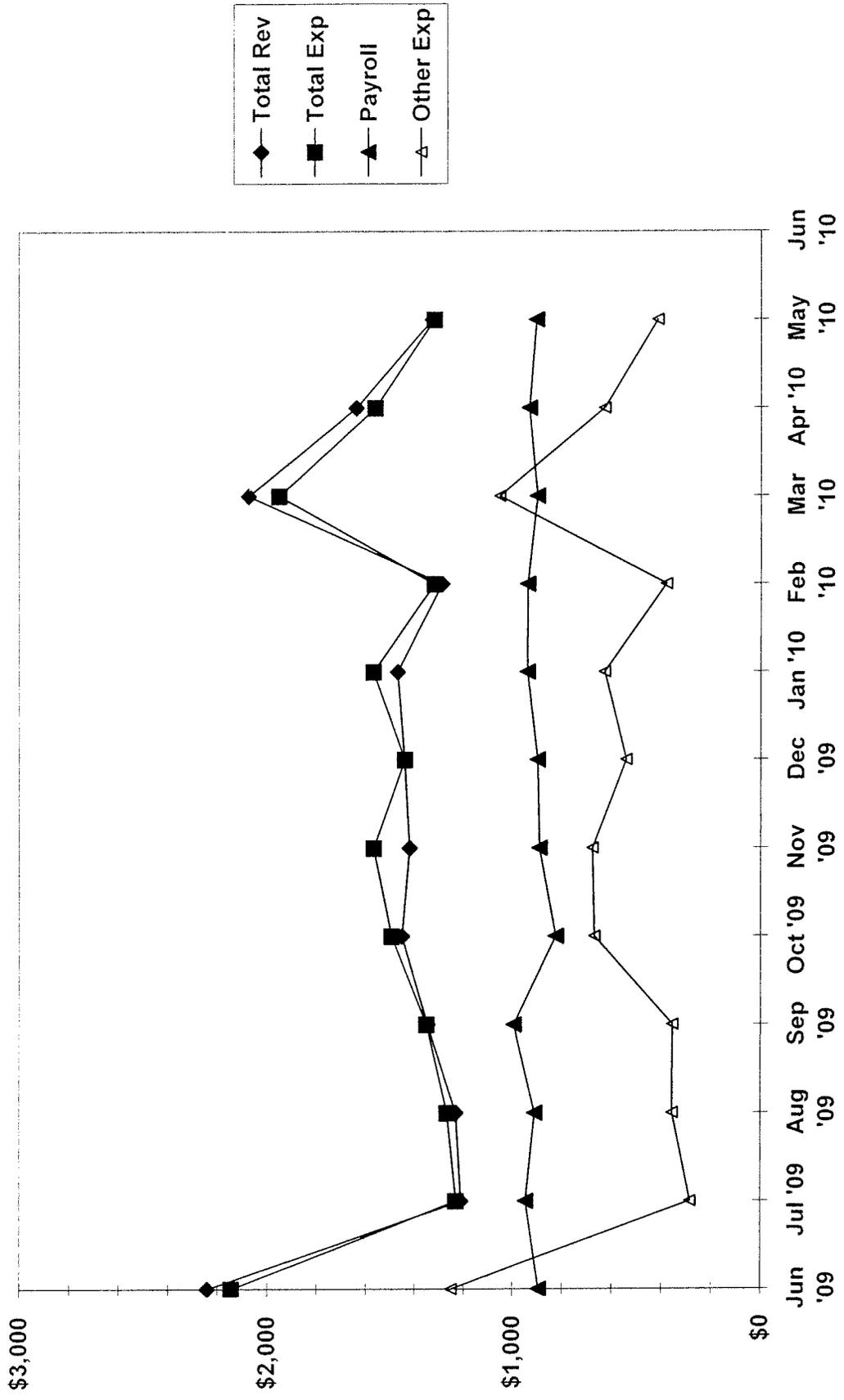
Accounts Receivable FY 09 and FY 10 (\$'000)



ABAG Financial Indices

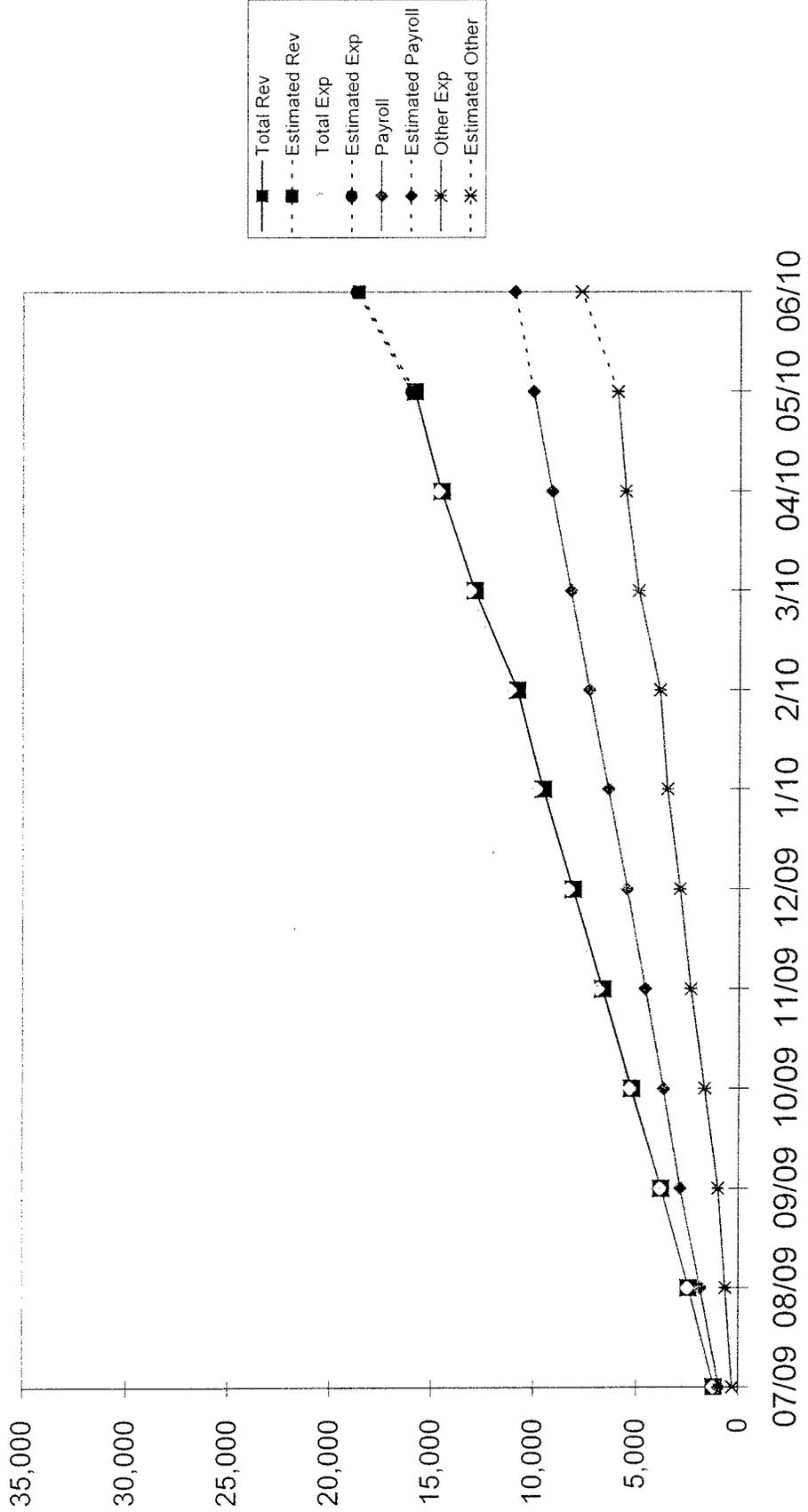
Current Month Revenues & Expenses

FY 09-10 (\$'000)



ABAG Financial Indices

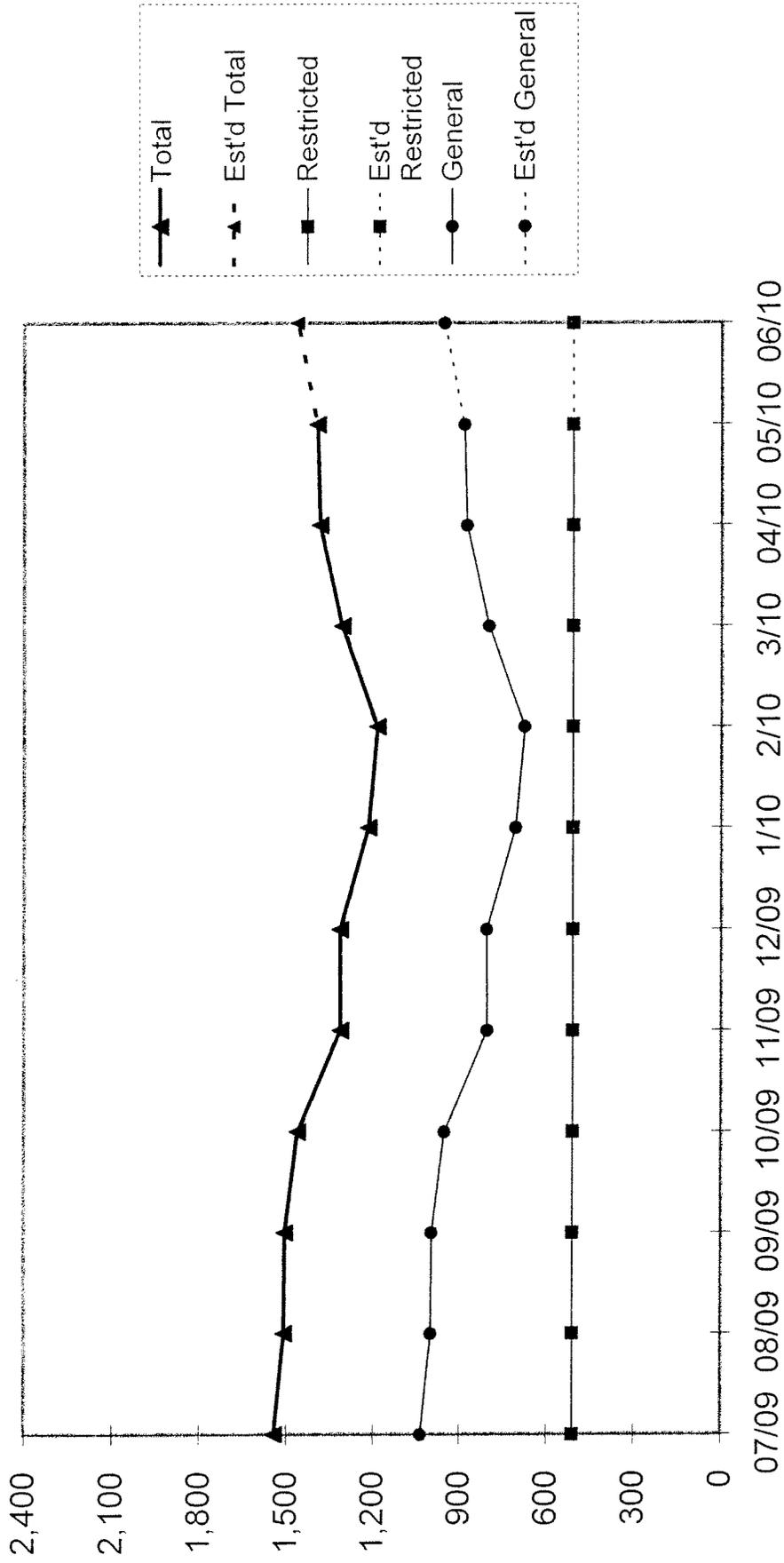
Year-to-date Revenues & Expenses FY 09-10 (\$'000)



ABAG Financial Indices

Fund Equity

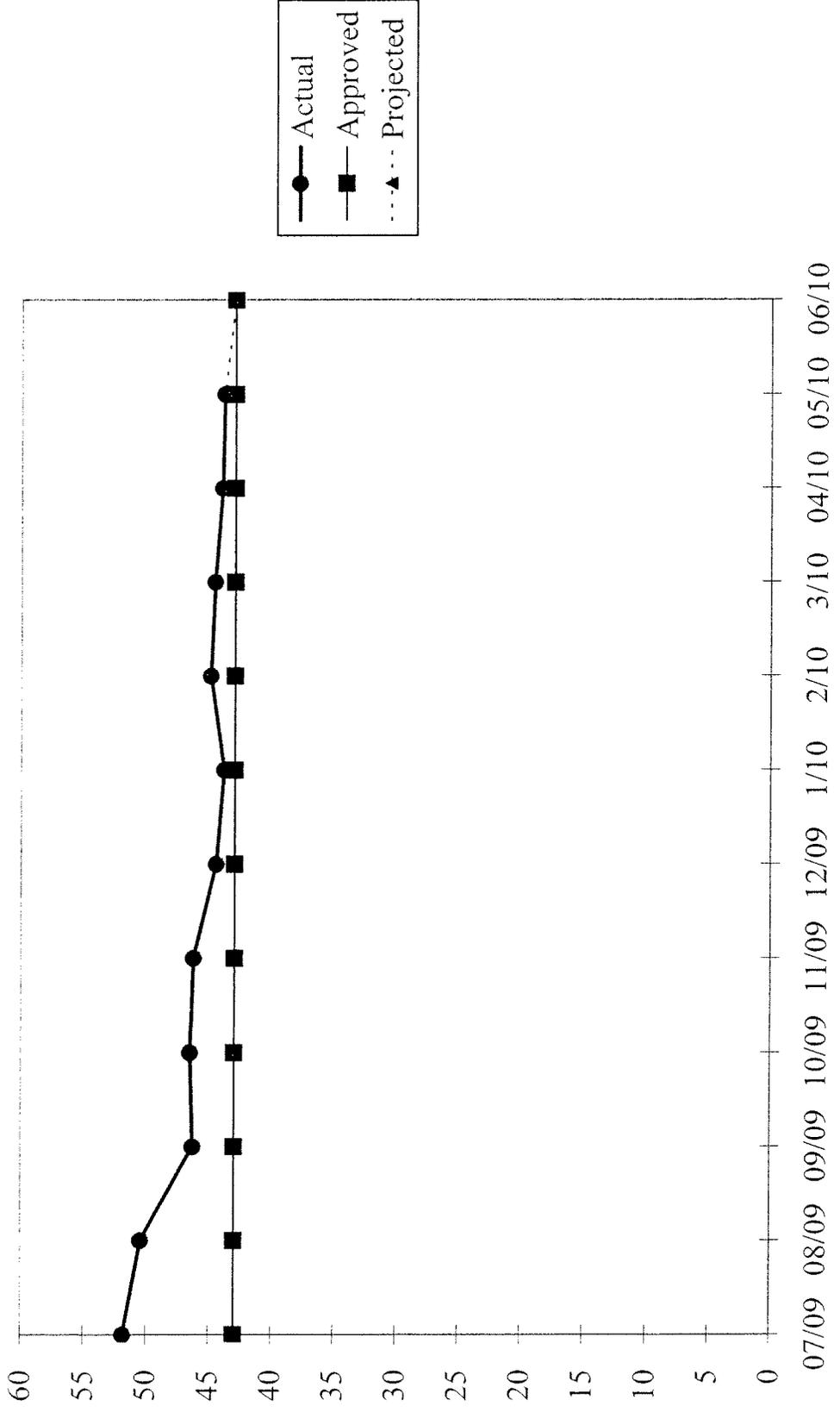
FY 09-10 (\$'000)



ABAG Financial Indices

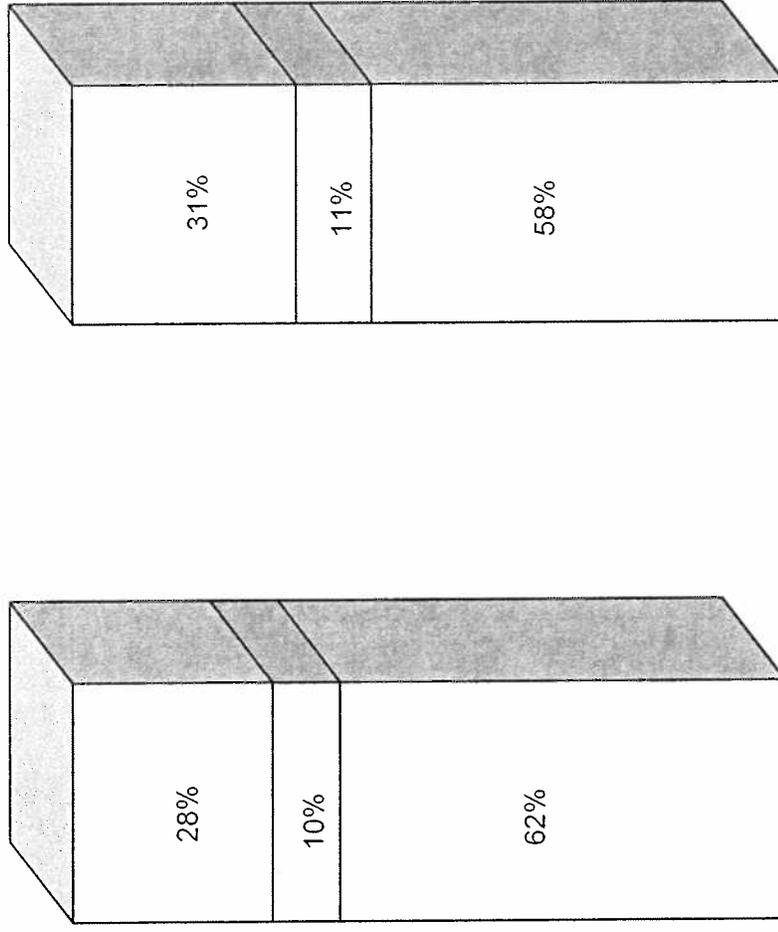
Indirect Cost Rate (% of Direct Labor Cost)

FY 09-10



ABAG Financial Indices

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



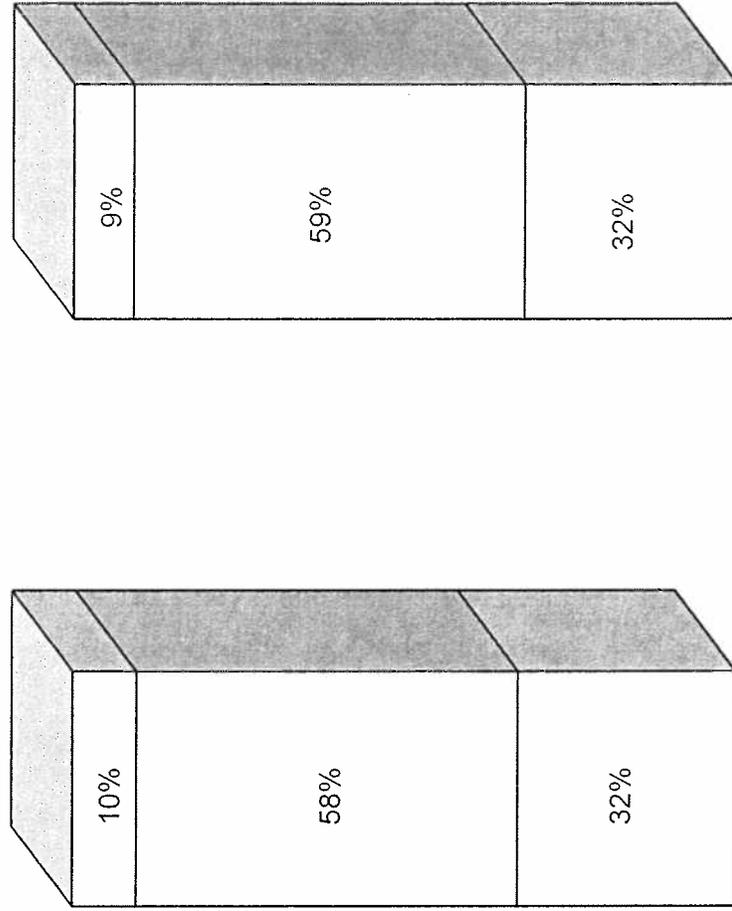
	FY09-10 Expenses (Total \$16,067)	FY08-09 Expenses (Total \$16,510)
<input type="checkbox"/> Consultants	\$4,467	\$5,144
<input type="checkbox"/> Others	\$1,525	\$1,750
<input type="checkbox"/> Payroll	\$10,075	\$9,616

ABAG Financial Indices

Composition of Revenues FY 09--FY 10

Year to Date

(\$'000)

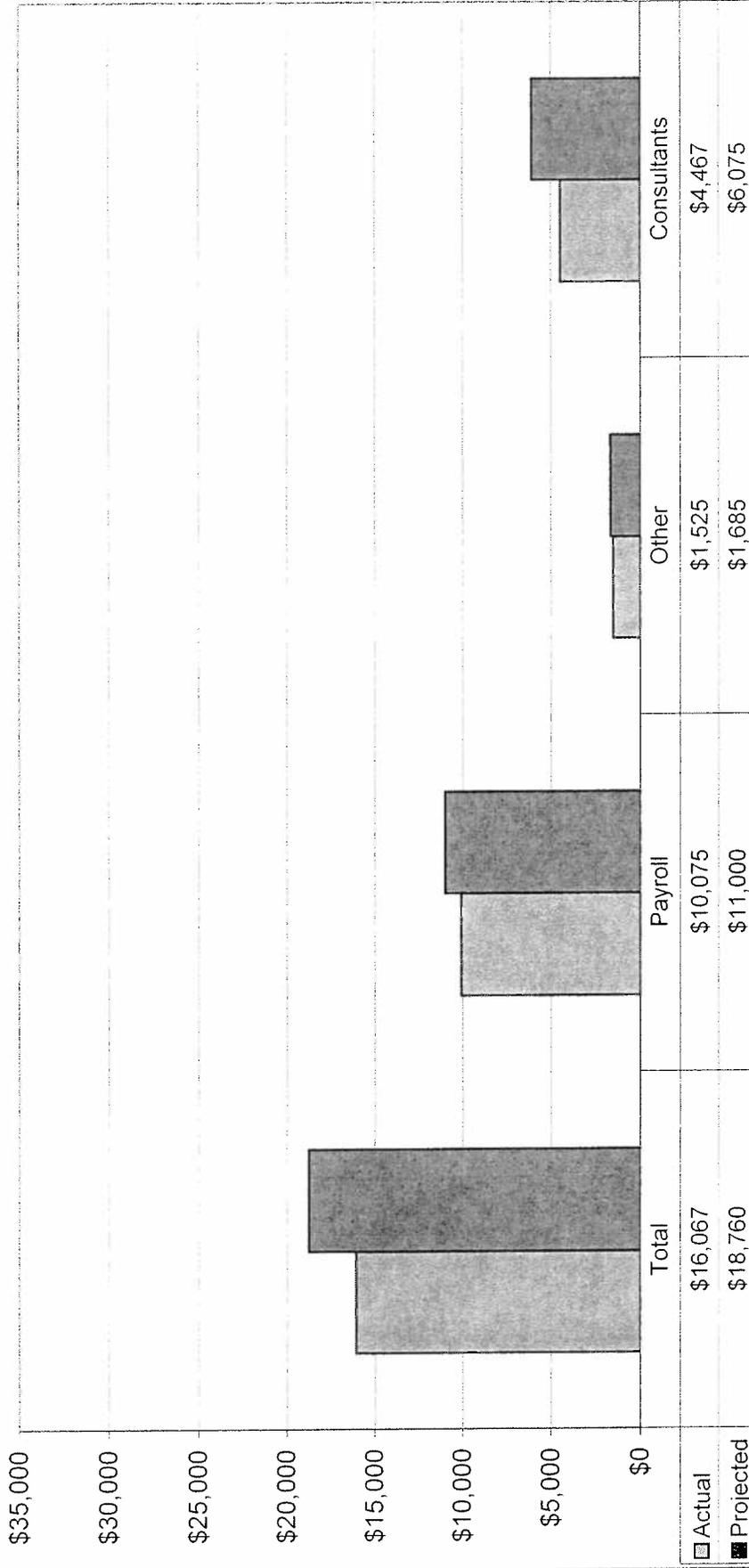


	FY 09-10 Revenue (Total \$15,898)	FY 08-09 Revenue (Total \$16,348)
Membership	\$1,524	\$1,469
Grants	\$9,173	\$9,664
Services & Others	\$5,201	\$5,215

ABAG Financial Indices

Actual vs Projected Expenses--FY 09-10

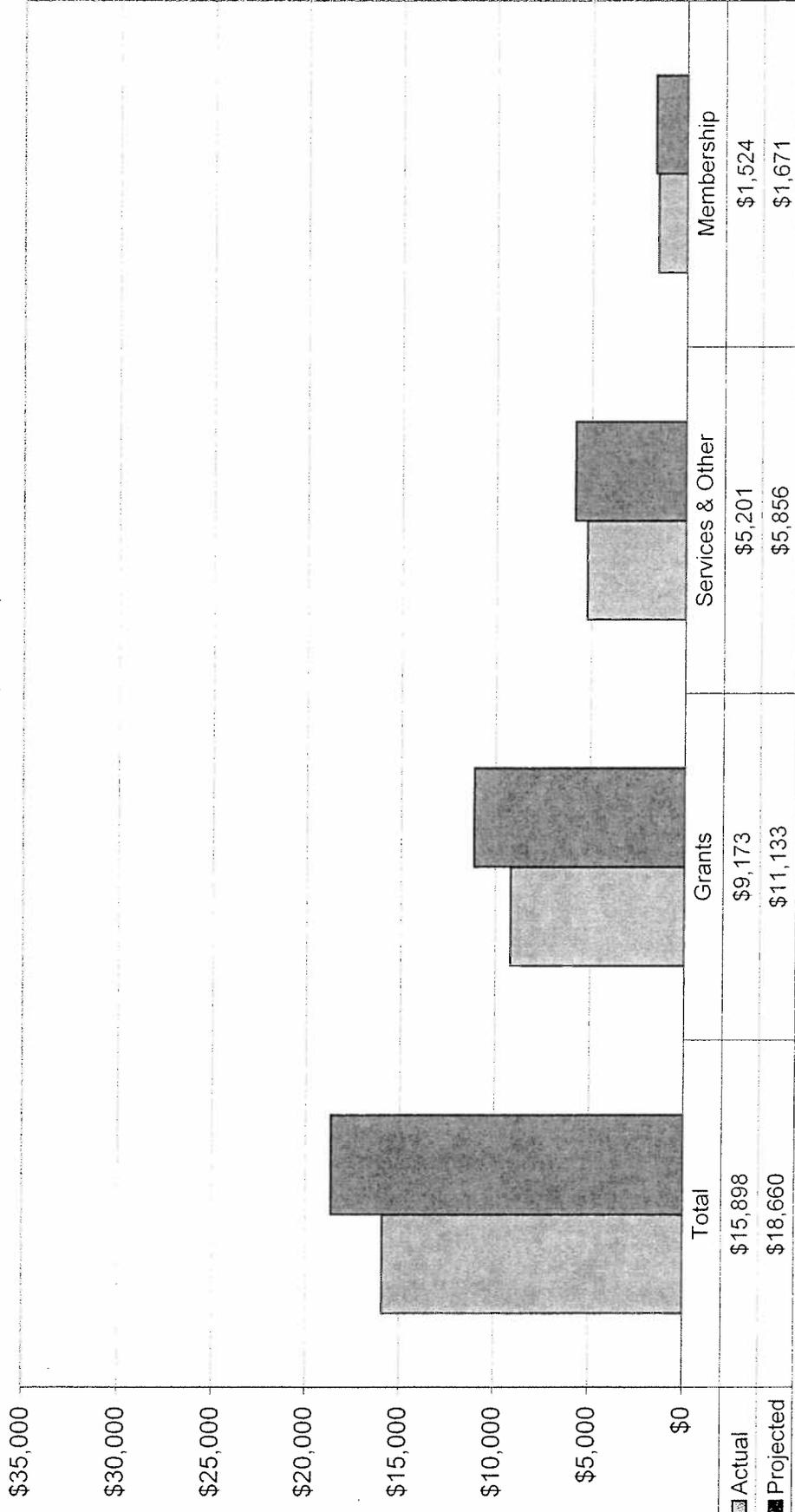
Year to Date (\$'000)



ABAG Financial Indices

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Year to Date (\$'000)



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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 Bonilla
CONTRA COSTA	* Supervisor John Gioia	Supervisor Mary Piepho
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 Sperring
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)	To Be Appointed
NAPA	* Mayor Jack Gingles (Callstoga)	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	* To Be Appointed	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	* Mayor Ronit Bryant (Mountain View)	Mayor Pro Tem David Casas (Los Altos)
SANTA CLARA	* Vice Mayor Joe Przynski (Los Gatos)	Vice Mayor Gilbert Wong (Cupertino)
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, 2010 - June 30, 2012

** 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 Jose