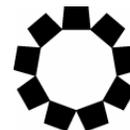


# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



ABAG

## AGENDA

### REVISED

#### ABAG EXECUTIVE BOARD MEETING NO. 401

Thursday, July 17, 2014, 7:00 PM

Location:

Joseph P. Bort MetroCenter  
Lawrence D. Dahms Auditorium  
101 8<sup>th</sup> Street  
Oakland, California

*The ABAG Executive Board may act on any item on this agenda.*

*Agenda and attachments available at [abag.ca.gov](http://abag.ca.gov)*

*For information, contact Fred Castro, Clerk of the Board, at (510) 464 7913.*

#### 1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

#### 2. PUBLIC COMMENT

Information

#### 3. ANNOUNCEMENTS

Information

#### 4. PRESIDENT'S REPORT

Information

#### 5. EXECUTIVE DIRECTOR'S REPORT

Information

#### 6. CONSENT CALENDAR

**ACTION.** Unless there is a request by an Executive 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 of Meeting No. 400 held on May 15, 2014**

*Attachment: Summary Minutes of May 15, 2014*

## **ABAG Executive Board**

July 17, 2014

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

With Executive 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.

*Attachment: Grant Applications*

### **C. Ratification of Committee Appointments**

The Executive Board is requested to ratify the following committee appointments.

#### Regional Planning Committee

Martin Engelmann, Deputy Director for Planning, Contra Costa Transportation Authority (replaces Linda Jackson, Planning Director, Transportation Authority of Marin)

#### Finance and Personnel Committee

Pat Eklund, Councilmember, City of Novato (At-Large Alternate)

#### San Francisco Bay Restoration Authority Governing Board

Ted Lempert, President, Children Now (former State Assemblymember representing Counties of San Mateo and Santa Clara and former County of San Mateo Supervisor)

### **D. Adoption of Resolution No. 10-14 Authorizing Submitting Grant Application and Entering into Contract with the Metropolitan Transportation Commission (MTC) for Bridge Toll Funds to Support the San Francisco Bay Trail Project**

*Attachments: Bay Trail MTC Funding Support; Resolution No. 10-14*

### **E. Ratification of Application to US Environmental Protection Agency (EPA) for FY 2014-2015 National Estuary Program Funding**

*Attachment: National Estuary Program Funding*

### **F. Ratification of Application to US Environmental Protection Agency (EPA) for Suisun Marsh Water Quality Objectives Attainment: Source Reduction Field Testing Project**

*Attachment: Suisun Marsh Water Quality Objectives Attainment*

### **G. Ratification of Application to US Environmental Protection Agency (EPA) for Urban Greening Bay Area: LID Planning, Implementation and Tracking**

*Attachment: Urban Greening Bay Area*

### **H. Ratification of Amendment to the Interagency Agreement with the County of Marin to Provide Technical Support for Permit Writing**

*Attachment: County of Marin Technical Support*

### **I. Adoption of Resolution No. 11-14 Authorizing Entering into and Executing a Cooperating Technical Partners Partnership Agreement with the Federal Emergency Management Agency (FEMA)**

*Attachments: FEMA Cooperating Technical Partners Partnership Agreement; Resolution No. 11-14*

## **ABAG Executive Board**

July 17, 2014

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### **J. Adoption of Resolution No. 13-14 Authorizing Executing a License Agreement with Regional Economic Models, Inc. (REMI), and to Accept Funds from ABAG Finance Authority for Non-Profits (FAN) for License Fees**

*Attachments: Regional Economic Models License Agreement; Resolution No. 13-14*

## **7. REVISIONS TO PRIORITY CONSERVATION AREA CRITERIA**

**ACTION.** Mark Shorett, ABAG Regional Planner, and Laura Thompson, Bay Trail Project Manager, will provide an overview of the Priority Conservation Area (PCA) criteria, including proposed changes recommended by Regional Planning Committee, e.g., PCA designations, funding and application process.

*Attachment: PCA Program Update; PCA Designations; Application Form; PCA July 2014; Resolution No. 12-14*

## **8. PLAN BAY AREA 2017: OVERVIEW OF TASKS AND TIMELINE**

**Information.** Miriam Chion, ABAG Planning and Research Director, will present an overview of the upcoming tasks related to the 2017 Update of Plan Bay Area along with a summary of the timelines.

*Attachment: Plan Bay Area 2017 Update*

## **9. PDA SHOWCASE—DOWNTOWN SAN LEANDRO**

**Information.** Duane Bay, ABAG Planning and Research Deputy Director, will introduce a presentation on San Leandro's Downtown Priority Development Area (PDA). Tom Liao, Planning Director for Redwood City, will present recent trends, challenges, and opportunities in the city's Downtown Priority Development Area.

*Attachments: PDA Showcase San Leandro; Downtown San Leandro TOD Excerpt*

## **10. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

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

*Attachment: LGO Committee Agenda; Legislative Summary; Taking Positions*

## **11. FINANCE AND PERSONNEL COMMITTEE REPORT**

**Information/ACTION.** Committee Chair Bill Harrison, Mayor, City of Fremont, will report on Committee activities and request Executive Board approval of Committee recommendations.

*Attachments: FP Committee Agenda Revised; Resolution No. 14-14; Resolution No. 15-14*

**ABAG Executive Board**

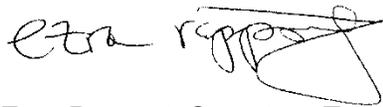
July 17, 2014

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**12. ADJOURNMENT**

The next meeting of the Executive Board will be on September 18, 2014.

Submitted:

A handwritten signature in black ink, appearing to read "Ezra Rapport". The signature is written in a cursive style with a large, sweeping flourish at the end.

Ezra Rapport, Secretary-Treasurer

Date Submitted: July 14, 2014

Date Posted: July 14, 2014

# SUMMARY MINUTES (DRAFT)

ABAG Executive Board Meeting No. 400  
Thursday, May 15, 2014  
Joseph P. Bort MetroCenter  
101 8<sup>th</sup> Street, Oakland, California

## 1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Julie Pierce, Councilmember, City of Clayton, called the meeting of the Executive Board of the Association of Bay Area Governments to order at about 7:00 p.m.

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

A quorum of the Board was present.

### **Representatives and Alternates Present    Jurisdiction**

Mayor Jack Batchelor	City of Dixon
Councilmember Desley Brooks	City of Oakland
Councilmember Ronit Bryant	City of Mountain View
Councilmember Kansen Chu	City of San Jose
Supervisor David Cortese	County of Santa Clara
Dep Dir Tamsen Drew, Leg/Gov Affairs	City of San Francisco
Councilmember Pat Eklund	City of Novato
Mayor Leon Garcia	City of American Canyon
Supervisor John Gioia	County of Contra Costa
Councilmember Pradeep Gupta	City of South San Francisco
Supervisor Scott Haggerty	County of Alameda
Vice Mayor Dave Hudson	City of San Ramon
Councilmember Dan Kalb	City of Oakland
Supervisor Mark Luce	County of Napa
Councilmember Jake Mackenzie	City of Rohnert Park
Supervisor Eric Mar	County of San Francisco
Supervisor Karen Mitchoff	Count of Contra Costa
Mayor Mary Ann Nihart	City of Pacifica
Councilmember Julie Pierce	City of Clayton
Councilmember Joe Pirzynski	Town of Los Gatos
Mayor Jean Quan	City of Oakland
Supervisor David Rabbitt	County of Sonoma
Supervisor Katie Rice	County of Marin
Supervisor Warren Slocum	County of San Mateo
Mayor Jerry Thorne	City of Pleasanton
Dir Joaquin Torres, Econ/Workforce Dev	City of San Francisco

### **Representatives Absent**

Supervisor Cindy Chavez  
Mayor Bill Harrison  
Councilmember Ash Kalra  
Supervisor Jane Kim  
Director William Kissinger

### **Jurisdiction**

County of Santa Clara  
City of Fremont  
City of San Jose  
County of San Francisco  
RWQCB

Mayor Edwin Lee	City of San Francisco
Councilmember Sam Liccardo	City of San Jose
Supervisor Dave Pine	County of San Mateo
Supervisor Linda Seifert	County of Solano
Supervisor Richard Valle	County of Alameda

**2. PUBLIC COMMENT**

Mimi Steel spoke about the Pledge of Allegiance, the Constitution of the United States, and Plan Bay Area.

There were no other public comments.

**3. ANNOUNCEMENTS**

Pat Eklund, Councilmember, City of Novato, spoke on training by the Air Resources Board on a Vehicle Miles Traveled tool and recommended a presentation be made to the Regional Planning Committee.

John Gioia, Supervisor, County of Contra Costa, spoke on sustainable communities strategy and greenhouse gas reduction.

There were no other announcements.

**4. PRESIDENT'S REPORT**

President Pierce recognized Gioia for his service on the Executive Board as he steps down as Executive Board representative from Contra Costa County.

President Pierce reported on the following:

The Bay Trail was selected as the recipient of the 2014 Planning Landmark Award from the American Planning Association, Northern California Section. This prestigious award is given to a project that is at least 25 years old and has had a significant impact on cities or a region over a broad range of time.

This is the 25th anniversary of our SF Bay Trail Project. A series of events to raise awareness and secure funds to complete remaining segments of Trail will be held. Last week, the Bay Trail was featured in Bike to Work Days across the region. Upcoming events including the Rosie the Riveter WWII National Park Rededication & Bay Trail Celebration in Richmond on May 24; and the Hamilton Bay Trail Opening Ceremony on June 26.

The Administrative Committee had a special meeting with the MTC Planning Committee on May 9. The Committee heard a report from MTC Staff on Recommended Priority Development Area (PDA) Planning Grants and Regional Implementation Priorities of \$8.4 million. The Administrative Committee adopted Resolution No. 07-14, approving the staff recommended list of projects and forwarding the list to the Planning Committee of MTC with a recommendation that it also approve the list and recommend funding of the projects on the list by the Metropolitan Transportation Commission.

**5. EXECUTIVE DIRECTOR'S REPORT**

There was no Executive Director's Report.

**6. CONSENT CALENDAR**

President Pierce recognized a request by Eklund to pull Item 6.G., Ratification of Contract for Demographic Forecasting Consulting, from the Consent Calendar.

President Pierce recognized a motion by Scott Haggerty, Supervisor, County of Alameda, which was seconded by Dave Hudson, Vice Mayor, City of San Ramon, to approve the Consent Calendar, except Item 6.G., Ratification of Contract for Demographic Forecasting Consulting.

There was no discussion.

The aye votes were: Batchelor, Brooks, Bryant, Cortese, Drew, Eklund, Garcia, Gioia, Gupta, Haggerty, Hudson, Kalb, Luce, Mackenzie, Mar, Mitchoff, Nihart, Pierce, Pirzynski, Rabbitt, Rice, Slocum, Thorne, Torres.

The nay votes were: None.

Abstentions were: None.

Absent were: Chavez, Chu, Harrison, Kalra, Kim, Lee, Liccardo, Pine, Quan, Seifert, Valle.

The motion passed unanimously.

**A. Approval of Executive Board Summary Minutes of Meeting No. 399 held on March 20, 2014**

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

The Board consented to ABAG transmitting an 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. Ratification of Committee Appointments**

The Board is ratified the following committee appointments.

Regional Planning Committee

Jill Techel, Mayor, City of Napa

Dyan Whyte, Assistant Executive Officer, San Francisco Bay Regional Water Quality Control Board

Nancy Ianni, Regional Governance/Regional Planning, League of Women Voters of the Bay Area

**D. Adoption of Resolution No. 05-14 Authorizing ABAG to Accept Conveyance of Real Property Interest in ABAG Condominium from the City of Oakland**

The Board adopted Resolution No. 05-14 authorization to accept conveyance of real property interest in ABAG condominium from the City of Oakland.

**E. Adoption of Resolution No. 06-14 Authorizing ABAG to Enter into Contract with the State Coastal Conservancy for a Bay Trail Project Block Grant**

The Board adopted Resolution No. 06-14 authorization to enter into a contract with the State Coastal Conservancy for a \$1 million block grant to develop

individual Bay Trail grant projects that will further development of the San Francisco Bay Trail.

**F. Ratification of Submittal of Proposal to the California Public Utilities Commission for Continued Funding of the San Francisco Bay Area Regional Energy Network**

The Board is ratified the submittal of the proposal to the California Public Utilities Commission (CPUC) for continued funding of the San Francisco Bay Area Regional Energy Network (BayREN) in 2015 in the amount of \$13,756,510, and to authorize the Executive Director, or his designee, to enter into negotiations and execute the necessary agreements for acceptance of the approved funding and implementation of the BayREN program.

Members discussed Item 6.G., Ratification of Contract for Demographic Forecasting Consulting, regarding demographic forecasting and carrying capacity of the Bay Area.

The following individuals provided public comment on Item 6.G.: Aubrey Freedman, Libertarian Party of San Francisco; Mimi Steel; Zelda Bronstein.

President Pierce recognized a motion by Jack Batchelor, Mayor, City of Dixon, which was seconded by Desley Brooks, Councilmember, City of Oakland, to approve Item 6.G., Ratification of Contract for Demographic Forecasting Consulting.

There was no discussion.

The aye votes were: Batchelor, Brooks, Bryant, Chu, Cortese, Drew, Eklund, Garcia, Gioia, Gupta, Haggerty, Hudson, Kalb, Luce, Mackenzie, Mar, Mitchoff, Nihart, Pierce, Pirzynski, Quan, Rabbitt, Rice, Slocum, Thorne, Torres.

The nay votes were: None.

Abstentions were: None.

Absent were: Chavez, Harrison, Kalra, Kim, Lee, Liccardo, Pine, Seifert, Valle.

The motion passed unanimously.

**G. Ratification of Contract for Demographic Forecasting Consulting**

The Board is ratified the contract with Analysis and Forecasting, Inc. and Dowell Myers to develop a demographic model for forecasting population growth.

**7. OVERVIEW OF URBANSIM, A LAND USE MODEL**

Miriam Chion, ABAG Planning and Research Director, introduced a presentation on UrbanSim, by Paul Waddell, Professor and Chair of City and Regional Planning Department, UC Berkeley.

Waddell provided an overview of UrbanSim, the land use model for Plan Bay Area. He discussed lessons learned in recent applications and explained the possibilities of addressing policy and investment questions and their impact on land use patterns.

Members discussed existing data and sensitivity to policy and policy across jurisdictions; local government data update and model availability; aesthetic values and view corridors and coastal zone limitations; service capacity and funding;

individual choice impacts; proforma data updates; policy effectiveness analysis or post hoc evaluations.

The following individuals provided public comment on Item 7: Mimi Steel; Fred Volkton.

**8. PDA IMPLEMENTATION—REDWOOD CITY DOWNTOWN**

Chion introduced a presentation on a PDA Showcase of Redwood City Downtown Priority Development Area by Aaron Aknin, Director of Community Development, City of Redwood City, who presented recent trends, challenges, and opportunities in the city's Downtown Priority Development Area.

Aknin described the Downtown Redwood City construction boom and current development near the Caltrain station; and reviewed lessons learned regarding private and public investment, public input, clear and compelling vision, plans and codes, building height, density, setbacks, lot coverage, minimum lot sizes, parking, open space, regulations, aesthetics, and certainty versus flexibility.

The following individuals provided public comment on Item 8: Peter Singleton; Jim Bitter.

Members discussed Redwood City council design choices and city infrastructure.

**9. PRESENTATION ON HOW WE TALK ABOUT PLAN BAY AREA 2017**

Brad Paul, ABAG Deputy Executive Director, described what went well and what did not go well in the process that led up to adoption of the first Plan Bay Area in 2013. He discussed what a more thoughtful and responsive way to talk about Plan Bay Area 2017 might look like, one that better serves the needs of our member jurisdictions, delegates and the public.

Paul reported on lessons learned from meetings to discuss Plan Bay Area 2017, including what worked and what did not go well; talking about Plan Bay Area; putting human needs first; and opportunities, recommendations, and goals.

Members discussed public meetings, facilities and town halls; transparency, responsiveness and civility; Marin County delegates meeting; elected officials involvement; public engagement and communications; disseminating information; acronyms and jargon; scale of communications, general plans, and available local funds; understanding planning and state mandates; workshop format and specific community dialogue.

The following individuals provided public comment on Item 9: Fred Volkton; Mimi Steel; Aubrey Freedman; Peter Singleton; Charles Cagnon; James Bitter; Chris Pareja; Merri Mitchell

**10. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

Committee Chair Scott Haggerty, Supervisor, County of Alameda, reported on Committee activities and requested Executive Board approval of Committee recommendations, including the following: legislation proposed for 2014 Legislative Session, as follows: SB 1021 (Wolk), School Districts: Parcel Taxes, Support; AB 1179 (Bocanegra), Strategic Growth Council, Support; AB 1793 (Chau), Community Development: Affordable Housing, Watch; AB 2145 (Bradford), Electricity:

Community Choice Aggregation, Oppose; AB 2282, Building Standards: Recycled Water Infrastructure, Watch; AB 2280 (Alejo), Community Revitalization and Investment Authorities, Support; SB 1077 (DeSaulnier), Vehicles: Mileage-based Fee Pilot Program, Support; SB 1184 (Hancock), San Francisco Bay Conservation and Development Commission: Sea Level Rise—Regional Resilience Strategy, Watch; SB 1260 (DeSaulnier), Local Government: Affordable Housing, Watch; bills previously considered, including: SB 1 (Steinberg); SB 792 (DeSaulnier), Regional Entities San Francisco Bay Area, Oppose; SB 1014 (Jackson), No Interest; AB 1537 (Levine); AB 2008 (Quirk); and a briefing on cap and trade proposals; and discussion on AB 2493 and HR 29, Governor's May Revise, and local government.

President Pierce recognized a motion by Haggerty, which was seconded by Hudson, to accept the committee report.

Members discussed SB 792.

The aye votes were: Batchelor, Brooks, Bryant, Chu, Cortese, Drew, Eklund, Garcia, Gioia, Gupta, Haggerty, Hudson, Kalb, Luce, Mackenzie, Mar, Mitchoff, Nihart, Pierce, Pirzynski, Quan, Rabbitt, Rice, Slocum, Thorne, Torres.

The nay votes were: None.

Abstentions were: None.

Absent were: Chavez, Harrison, Kalra, Kim, Lee, Liccardo, Pine, Seifert, Valle.

The motion passed unanimously.

## **11. FINANCE AND PERSONNEL COMMITTEE REPORT**

Committee Vice Chair Karen Mitchoff, Supervisor, County of Contra Costa, reported on Committee activities and requested Executive Board approval of Committee recommendations, including the following: approval of minutes of March 20, 2014; presentation and review of financial report for March 2014; report on actions to improve identification and verification of diversity amongst ABAG's contracted services; and a closed session for public employee performance evaluation of Executive Director.

President Pierce recognized a motion by Mitchoff, which was seconded by Hudson, to accept the committee report.

There was no discussion.

The aye votes were: Batchelor, Brooks, Bryant, Chu, Cortese, Drew, Eklund, Garcia, Gioia, Gupta, Haggerty, Hudson, Kalb, Luce, Mackenzie, Mar, Mitchoff, Nihart, Pierce, Pirzynski, Quan, Rabbitt, Rice, Slocum, Thorne, Torres.

The nay votes were: None.

Abstentions were: None.

Absent were: Chavez, Harrison, Kalra, Kim, Lee, Liccardo, Pine, Seifert, Valle.

The motion passed unanimously.

The Board entered Closed Session at about 9:40 p.m.

## **12. CLOSED SESSION**

**A. Conference with Legal Counsel—Existing Litigation  
Government Code Section 54956.9(a)**

Communities for a Better Environment and The Sierra Club v. Metropolitan  
Transportation Commission and Association of Bay Area Governments, et al.,  
Alameda County Superior Court Case No.: RG-13692189.

The Board returned to Open Session at about 9:50 p.m.

**13. REPORT OUT OF CLOSED SESSION**

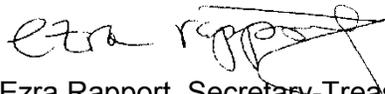
There was no report out of Closed Session.

**14. ADJOURNMENT**

President Pierce adjourned the meeting of the Executive Board at about 9:50 p.m.

The next meeting of the Board will be on July 17, 2014.

Submitted:



Ezra Rapport, Secretary-Treasurer

Date: May 23, 2014

Approved:

*For information or to review audio recordings of ABAG Executive Board meetings,  
contact Fred Castro, Clerk of the Board, at (510) 464 7913 or FredC@abag.ca.gov.*

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**Association of Bay Area Governments  
Executive Board  
Friday, May 30, 2014  
Project Review**

**3.1 Federal Grant Applications Being Transmitted to the State Clearinghouse**

The following federal grant applications which have been transmitted to the state clearinghouse by the applicants, have been entered into the regional clearinghouse by ABAG staff. These applications were circulated in ABAG's Intergovernmental Review Newsletter since the last Executive Board meeting. No comments were received on these projects. If the Executive Board wishes to take a position on any of these projects, it should so instruct the staff.

**MARIN COUNTY**

Applicant: Marin County Transit District  
 Program: Federal Transit Administration  
 Project: Urbanized Area Formula Program (5307)  
 Description: FY2014 Section 5307 funding from UZA-San Francisco-Oakland. The application is for \$3,804,970 in federal funding covering 80% of costs for the following projects: \$2,235,772 for the replacement of four 30 ft diesel transit vehicles, \$891,338 for the replacement of 13 paratransit vehicles, \$677,860 in FY2014 ADA set aside funding for paratransit operations.

Cost:	Total	\$4,733,498.00	Federal Applicant	\$3,804,970.00	State:	\$928,528.00
					Local	
					Other	

Contact: Lauren Gradia (415) 226-0861  
 ABAG Clearinghouse Number 15991

**MARIN COUNTY**

Applicant: Marin County Transit District  
 Program: Federal Transit Administration  
 Project: Urbanized Area Formula Program  
 Description: \$195,897 in FTA Section 5307 funding. \$244,871 for 3 replacement paratransit vehicles and strategies to increase security at paratransit yard.

Cost:	Total	\$244,871.00	Federal Applicant	\$195,897.00	State:	\$48,974.00
					Local	
					Other	

Contact: Lauren Gradia (415) 226-0861  
 ABAG Clearinghouse Number 15992

**MARIN COUNTY**

Applicant: Marin County Transit District  
 Program: Federal Transit Administration  
 Project: Urbanized Area Formula Program  
 Description: Marin Transit will complete a \$258,063 preventative maintenance project for rehabilitation of buses and related equipment. 84% FY2014 STP funds (\$216,017) and 16% local sales tax funding. UZA-San Francisco-Oakland.

Cost:	Total		Federal Applicant		State:	
					Local	
					Other	

Contact: Lauren Gradia (415) 226-0861  
 ABAG Clearinghouse Number 15993

**MARIN COUNTY**

Applicant: Marin County Transit District  
Program:  
Project: New Freedom Funds  
Description: Marin Transit will use \$160,436 in FY12 5317 New Freedom funding for two mobility management initiatives: Expanded Coordination of Transportation Resources, and Services to Isolated Populations. Total project cost \$289,567.

Cost:	Total	\$289,567.00	Federal	\$160,436.00	State:	
			Applicant		Local	\$129,131.00
					Other	

Contact: Lauren Gradia (415) 226-0861  
ABAG Clearinghouse Number 15995

**SAN FRANCISCO CITY AND COUNTY**

Applicant: Bay Area Air Quality Management District  
Program:  
Project: Bay Area Air Quality Management District  
Description: On-Road Truck replacement Project- Replace 45 on-road medium and heavy-duty trucks with Model Year 2013 and newer trucks.

Cost:	Total		Federal		State:	
			Applicant		Local	
					Other	

Contact: Damian Breen (415) 749-5041  
ABAG Clearinghouse Number 16033

# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 7, 2014

To: ABAG Executive Board

From: Laura Thompson  
Bay Trail Project Manager

Subject: **Adoption of resolution and authorization to submit grant application and enter into contract with the Metropolitan Transportation Commission (MTC) for Bridge Toll Funds to support the San Francisco Bay Trail Project**

## Executive Summary

On June 22, 2011, MTC adopted revised programming and allocation policies for the Two Percent Bridge Toll Reserve Funds and Five Percent Unrestricted State Funds. These funds are allocated to projects which are designed to reduce vehicular traffic congestion – such as the San Francisco Bay Trail, a visionary plan for a shared-use bicycle and pedestrian path that will one day allow 500 miles of continuous travel around San Francisco Bay. Resolution No. 4015 establishes annual program management and capital support for ABAG's Bay Trail Project by identifying Bridge Toll funds for this purpose. Bridge Toll Funds provide a stable annual funding source for program management and capital support to complete the remaining 162 miles of planned Bay Trail.

A grant application to the Metropolitan Transportation Commission will be submitted with the attached resolution requesting \$715,380 in Bridge Toll Funds.

## Recommended Action

Bay Trail staff requests the Executive Board adopt the attached resolution authorizing ABAG to submit a grant application for Two Percent Bridge Toll Reserve Funds and Five Percent Unrestricted State Funds and enter into an agreement with the Metropolitan Transportation Commission.

Attachment  
Resolution No. 10-14

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**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 10-14**

**AUTHORIZING THE ASSOCIATION OF BAY AREA GOVERNMENTS TO SUBMIT A  
GRANT APPLICATION TO THE METROPOLITAN TRANSPORTATION  
COMMISSION FOR FY 2014/2015 TWO PERCENT BRIDGE TOLL RESERVE  
FUNDS AND FIVE PERCENT UNRESTRICTED STATE FUNDS AND TO ENTER  
INTO CONTRACT FOR PROGRAM AND CAPITAL SUPPORT OF THE  
SAN FRANCISCO BAY TRAIL**

**WHEREAS**, the San Francisco Bay Trail, administered by ABAG, is a visionary plan for a shared-use bicycle and pedestrian path that will one day allow continuous travel around San Francisco Bay extending over 500 miles to link the shoreline of nine counties, passing through 47 cities and crossing seven toll bridges as a transportation alternative to motor vehicles; and

**WHEREAS**, pursuant to Streets and Highways Code Section 30913(b), MTC has allocated two-thirds of the Two Percent Bridge Toll Reserve Funds of the Regional Measure 1 (RM1) toll increase to projects which are designed to reduce vehicular traffic congestion and improve bridge operations on any bridge, including, but no limited to, bicycle facilities; and

**WHEREAS**, the Five Percent Unrestricted State Funds are to be programmed and allocated for ferry transit and bicycle-related planning and ABAG's Bay Trail Project is identified as the sole priority for the Five Percent Unrestricted State Funds for bicycle planning; and

**WHEREAS**, ABAG's Bay Trail Project has received annual allocations from the Five Percent Unrestricted State Funds since the early 1990s and is an eligible recipient of the Two Percent Bridge Toll Reserve Funds; and

**WHEREAS**, MTC sets forth in adopted Resolution No. 4015 annual funding allocations for ABAG's Bay Trail Project from the Two Percent Bridge Toll Reserve Funds (\$450,000) and the Five Percent Unrestricted State Funds (\$265,380); and

**WHEREAS**, staff has identified a need for program and capital support for projects necessary to complete the remaining 162 miles of Bay Trail.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 10-14**

**NOW, THEREFORE BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments approves the application for funding assistance and authorizes its Executive Director, or his/her designee, to execute and submit allocation requests to MTC for FY 2014/2015 Two Percent Bridge Toll Reserves Funds and Five Percent Unrestricted State Funds and to enter into all agreements necessary to secure these funds.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

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Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

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Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

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Kenneth K. Moy  
Legal Counsel

# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 7, 2014

To: ABAG Executive Board

From: Judy Kelly  
Director, San Francisco Estuary Partnership

Subject: **Ratification of Application to US Environmental Protection Agency (EPA)  
for FY 2014-2015 National Estuary Program Funding**

## 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. Each program is required to apply annually for the NEP funds. The funds are allocated equally to the 28 programs, for the fiscal year beginning October 1, 2014 each program will receive an estimated \$ 538,000. SFEP has been awarded an additional amount of \$30,000 to fund the update of the Comprehensive Conservation and Management Plan (CCMP) for a total grant award of \$568,000.

ABAG/SFEP must provide a 50% project match. ABAG will provide \$21,071 in-kind services and local water agencies and flood control districts will provide \$546,929 in cash match to support ABAG permit writing staff for the next federal fiscal year.

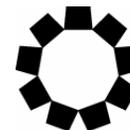
## Recommended Action

The Executive Board is requested to approve the annual ABAG/SFEP application for funds under the National Estuary Program and authorize the Executive Director or designee to enter into a new cooperative agreement or amendment 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, 2015.

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# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 7, 2014

To: ABAG Executive Board

From: Judy Kelly  
Director, San Francisco Estuary Partnership

Subject: **Ratification of Application to US Environmental Protection Agency (EPA) for Suisun Marsh Water Quality Objectives Attainment: Source Reduction Field Testing Project**

## Executive Summary

This project supports TMDL early implementation, provides methods to assess TMDL effectiveness, and would contribute to restoring water quality objectives in the Suisun Marsh ahead of TMDL implementation. The primary goals of this project are to (1) implement Best Management Practices (BMPs) on managed wetlands to control methyl-mercury and dissolved oxygen levels, (2) refine how Fairfield Suisun Sanitary District discharges are managed and the related existing managed wetland water management infrastructure that utilize these discharges (tool for improving hydrology), and (3) investigate additional potential impairment sources and develop approaches to their source reduction. By testing the efficacy of these measures through a combination of field data collection, hydrodynamic and water quality models and engineering tools, and peer reviewed literature; the project will extrapolate from these findings to identify constraints, opportunities and recommendations for meeting TMDL targets.

ABAG/SFEP would partner with San Francisco Bay Regional Water Quality Control Board, Fairfield-Suisun Sewer District, Suisun Resource Conservation District, California Department of Fish and Wildlife, San Francisco Bay Conservation and Development Commission, Delta Conservancy, Delta Science Program, Environmental Science Associates, and TetraTech.

## Recommended Action

The Executive Board is requested to approve ABAG/SFEP application for funds of \$2 million from the U.S. EPA and \$2 million project match from partner agencies and authorize the Executive Director or designee to enter into a cooperative agreement with U.S. EPA should the project be selected for funding. The agreement term is anticipated to be through December 2017.

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# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 7, 2014

To: ABAG Executive Board

From: Judy Kelly  
Director, San Francisco Estuary Partnership

Subject: **Ratification of Application to US Environmental Protection Agency (EPA)  
for Urban Greening Bay Area: LID Planning, Implementation and Tracking**

## Executive Summary

For the last 4 years, the U.S. EPA has received funding under the San Francisco Bay Water Quality Improvement Fund (SFBWQIF) and conducted a solicitation including a concept proposal and a full proposal for certain projects passing the concept proposal phase. ABAG/SFEP on behalf of a group of partners including BASMAA, the San Francisco Estuary Institute, Contra Costa County, and the cities of Oakland, Richmond, San Jose, San Mateo and Sunnyvale is completing a full proposal for the Urban Greening Bay Area: LID Planning, Implementation, and Tracking project.

Urban Greening Bay Area is a large-scale effort to re-envision Bay Area urban landscapes and to standardize a balanced and sustainable approach to new and re-development that incorporates restoration of natural hydrologic function, reduction in polluted runoff, and enhancement of aquatic habitats as the long-term, sustainable means for protecting and restoring impaired water quality in San Francisco Bay. Efforts will include SFEI updating the GreenPlan-IT LID siting tool. Over the long-term, GreenPlan-IT will help municipalities more strategically plan and implement LID/GI, leading to greater, measurable reductions in runoff volumes and pollutant loads. SFEP, SFEI, the cities of Sunnyvale, Oakland, San Jose, and Richmond, as well as Contra Costa County will partner to apply GreenPlan-IT analyses to integrate LID/GI opportunities into existing and upcoming specific plans, capital improvement programs, and/or pilot alternative compliance programs. BASMAA will spearhead a two-year Green Infrastructure Roundtable process, with work groups as needed, to develop a comprehensive road map for integrating green infrastructure with future climate change and transportation investments within the region. BASMAA will conduct a design contest to develop the most cost-effective approaches for integrating LID/GI into standard roadway intersections, with the overall intent of driving down design and implementation costs. The cities of San Mateo and Sunnyvale will construct LID/GI retrofits based upon the winning contest designs. Implementation at an intersection may include multiple LID/GI installations depending on the intersection configuration and tributary roadway segments. SFEI will develop UrbanGreening Tracker, a GIS database to collect a standardized list of LID project-based data, such as: LID

**Ratification of Application to US Environmental Protection Agency (EPA) for Urban Greening Bay Area: LID Planning, Implementation and Tracking**

July 7, 2014

2

type, location, year constructed, capital and annual O&M costs, area treated, and present day photographs.

Recommended Action

The Executive Board is requested to approve ABAG/SFEP application for funds of \$1.7 million from the U.S. EPA and \$1.7 million from a related Prop 84 IRWMP implementation project and authorize the Executive Director or designee to enter into a cooperative agreement with U.S. EPA should the project be selected for funding. The agreement term is anticipated to be through December 2017.

# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 7, 2014

To: ABAG Executive Board

From: Judy Kelly  
Director, San Francisco Estuary Partnership

Subject: **Request for Authorization to Ratify an Amendment to the Interagency Agreement with the County of Marin to Provide Technical Support for Permit Writing**

## Executive Summary

ABAG/SFEP has historically provided institutional support for the San Francisco Regional Water Quality Control Board to assist with preliminary permit review for agency implementation of water quality projects within the San Francisco Bay-Delta region. We request ratification from the Executive Board for an amendment to the existing contract to fund a full time staff member to assist The County of Marin and the Sonoma/Marin Rail Transit District (SMART). The contract's scope of work calls for a dedicated ABAG staff to assist 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.

The amendment is funded for the amount of \$539,839 and the agreement period is extended from July 1, 2014 through March 31, 2018. No ABAG match is required. The project will assist with implementation of the Comprehensive Conservation and Management Plan for the San Francisco Estuary.

## Recommended Action

Ratification of the contract agreement amendment with County of Marin approving the Executive Director or designee, entering into the interagency agreement with the County of Marin to provide technical staff resources to the San Francisco Bay Regional Water Quality Control Board (RWQCB) for permit writing assistance.

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# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 8, 2014

To: ABAG Executive Board

From: Miriam Chion  
Planning and Research Director

Subject: **Authorization to Enter into and Execute a Cooperating Technical Partners Partnership Agreement with the Federal Emergency Management Agency (FEMA)**

## Executive Summary

FEMA encourages strong Federal, State, regional, and local partnerships for the purposes of reducing disaster losses. FEMA and its State, regional, and local partners have determined that it is advantageous to encourage and formalize greater cooperation in the hazard identification and mitigation processes. Many communities and the agencies that serve them have developed considerable capabilities and resources that provide the opportunity to identify and implement actions that mitigate risk.

ABAG's Earthquake and Hazards Program is interested in entering into a Cooperating Technical Partners Partnership Agreement with FEMA to create, develop and disseminate up-to-date hazard data and promote identification and implementation of mitigation actions for the jurisdictions in the Bay Area. Under this Partnership Agreement, ABAG will collaborate on hazard identification, risk communication, community engagement, and mitigation and implementation promotion activities and will consult with FEMA to fully integrate contributions into hazard identification and mitigation efforts.

The Partnership Agreement work will occur in phases with the first phase commencing in October 2014 and concluding in October 2015. The initial funds to support the work associated with first phase amount to \$300,000. There will be additional follow-on funding to support the work associated with subsequent phases. There is no match requirement.

## Recommended Action

Authorization is requested for the Executive Director or designee to enter into a Cooperating Technical Partners Partnership Agreement with in the amount of \$300,000 for the first phase of work and for follow-on funding to support subsequent phases. A proposed resolution approving this agreement is attached.

Attachment:  
Resolution No. 11-14

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**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 11-14**

**APPROVING ENTERING INTO COOPERATING TECHNICAL PARTNERS  
PARTNERSHIP AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT  
AGENCY AND AUTHORIZING EXECUTION OF AGREEMENT AND RELATED  
DOCUMENTS**

**WHEREAS**, the Federal Emergency Management Agency (FEMA) administers the National Flood Insurance Program (NFIP) and is authorized by the National Insurance Act of 1968 to established and update flood-risk zone data in floodplain areas: and

**WHEREAS**, FEMA, through Risk MAP program is tasked with increasing risk awareness and supporting local risk reduction activities through data development and analysis, risk communication, planning and technical assistance; and

**WHEREAS**, FEMA encourages strong Federal, State, regional, and local partnerships for the purposes of reducing disaster losses; and

**WHEREAS**, it is mutually agreed that the parties enter into agreement to work together to create, develop, and disseminate up-to-date hazard data and promote identification and implementation of mitigation actions for the jurisdictions in the Bay Area.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 11-14**

**NOW, THEREFORE BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments authorizes the Executive Director or his designee to enter into a Cooperating Technical Partners Partnership Agreement with the Federal Emergency Management Agency and to execute all documents related to the Agreement.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

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Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

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Ezra Rapport  
Secretary-Treasurer

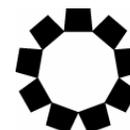
**Approved as To Legal Form**

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Kenneth K. Moy  
Legal Counsel

# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 9, 2014

To: ABAG Executive Board

From: Miriam Chion  
Planning and Research Director

Subject: **Authorization to Execute a License Agreement with Regional Economic Models, Inc. (REMI), and to Accept Funds from Finance Authority for Non-Profits (FAN) for License Fees**

## Executive Summary

ABAG is mandated by the State to generate a forecast of the number of people, households and jobs in the Bay Area periodically. This forecast becomes a critical component of the decision support information underlying numerous public policy deliberations, most notably development and adoption of the Regional Transportation Plan (RTP) and Sustainable Communities Strategy (SCS).

Forecasting requires iterative analysis of the complex interaction of many demographic and economic variables. It is customary to use specialized modeling software to manage this complexity and the computational load. ABAG's Chief Economist reviewed the modeling software and forecasting methodologies employed by ABAG over the past three decades, as well as those currently in use by peer organizations. Based on this technical analysis and consultation with ABAG senior management as to cost-benefit trade-offs it was determined that the REMI model, developed by Regional Economic Models, Inc., would be most appropriate to support forecasting for the 2017 RTP/SCS.

The REMI modeling software and associated software support services are made available to users through a license agreement. The license fee for use of the four geographical modules required for ABAG's purposes is \$90,000. The software support services cost an additional \$20,000 for the first year. ABAG Executive Director submitted a request to the ABAG Finance Authority for Non-Profit Corporations (FAN) to cover these costs, and on June 4, 2014 the Executive Committee of FAN approved the request.

## Recommended Action

Authorization is requested for the Executive Director or designee to enter into a License Agreement with Regional Economic Models, Inc. in the amount of \$110,000 for software licenses and software support. Further, ratification is requested for the Executive Director or designee's acceptance of \$110,000 from FAN to cover this cost. A proposed resolution authorizing these actions is attached.

Attachment:  
Resolution No. 13-14

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**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 13-14**

**APPROVING ENTERING INTO A LICENSE AGREEMENT WITH REGIONAL  
ECONOMIC MODELS, INC. (REMI), AND RATIFYING ACCEPTANCE OF FUNDS  
FROM ABAG FINANCE AUTHORITY FOR NON-PROFIT CORPORATIONS (FAN)  
FOR LICENSE FEES**

**WHEREAS**, the Association of Bay Area Governments (ABAG) is mandated by the State of California to generate a forecast of the number of people, households and jobs in the Bay Area periodically; and

**WHEREAS**, ABAG has determined that acquisition of the right to use economic modeling software, available under license from Regional Economic Models, Inc., (REMI) is reasonable and necessary to support the generation of the State mandated forecast; and

**WHEREAS**, the ABAG Executive Director submitted a request to the ABAG Finance Authority for Non-Profit Corporations (FAN) to cover the cost of REMI licensure; and

**WHEREAS**, and on June 4, 2014 the Executive Committee of FAN approved payment of \$110,000 to ABAG to cover the cost of REMI licensure.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 13-14**

**NOW, THEREFORE BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments authorizes the Executive Director or his designee to enter into a License Agreement with Regional Economic Models, Inc. for software license and software support, in an amount not to exceed \$110,000; and

**FURTHER, BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments ratifies the Executive Director or designee's acceptance of funds from FAN to cover the cost of REMI licensure.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

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Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

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Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

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Kenneth K. Moy  
Legal Counsel

# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 9, 2014

To: ABAG Executive Board

From: Miriam Chion  
Planning and Research Director

Subject: **Priority Conservation Area (PCA) Program Update**

## Executive Summary

This memo describes a proposed update to the Priority Conservation Area (PCA) program. The update, identified as a priority in Plan Bay Area, is the result of consultation with the ABAG Regional Planning Committee, Administrative committee, and stakeholders. A resolution and supporting materials are attached to the memo.

## Recommended Action

Staff respectfully requests that the Executive Board support the recommendations of the ABAG Regional Planning Committee (RPC) by adopting ABAG Resolution No. 12-14 (Attachment D). This addresses the following, which are described in this memo and where necessary in attachments to the memo: a) revised PCA program criteria; b) PCA Designations; c) process for new PCA approvals; d) process for confirming existing PCAs; e) statements of support for expanding funding for the PCA program.

## Attachments:

- Attachment A: PCA Designations
- Attachment B: Updated PCA Application
- Attachment C: Map and List of Existing PCAs
- Attachment D: ABAG Resolution 12-14

## **Background**

The Priority Conservation Area (PCA) program was initiated in 2007 to identify Bay Area open spaces that: 1) provide regionally significant agricultural, natural resource, scenic, recreational, and/or ecological values and ecosystem functions; 2) are in urgent need of protection due to pressure from urban development or other factors; and 3) supported by local consensus. The PCAs were established at the same time as the locally nominated Priority Development Areas (PDAs) through the FOCUS program. Together, the PDAs and PCAs have informed the development of Plan Bay Area and implementation initiatives such as the One Bay Area Grant (OBAG).

The PCA program helped spur collaboration between local governments, public agencies, and nonprofit organizations to nominate more than 100 PCAs. Nominations were reviewed by staff, regional committees, and local governments. The ABAG Executive Board adopted the first set of PCAs on July 17, 2008.

The first PCA projects were funded in 2013 and 2014 through OBAG. OBAG provided \$5 million in funding for a competitive program in San Francisco, San Mateo, Santa Clara, Alameda, and Contra Costa counties managed by the Coastal Conservancy. Another \$5 million in OBAG funding was divided between the North Bay county Congestion Management Agencies—each of which managed its own program.

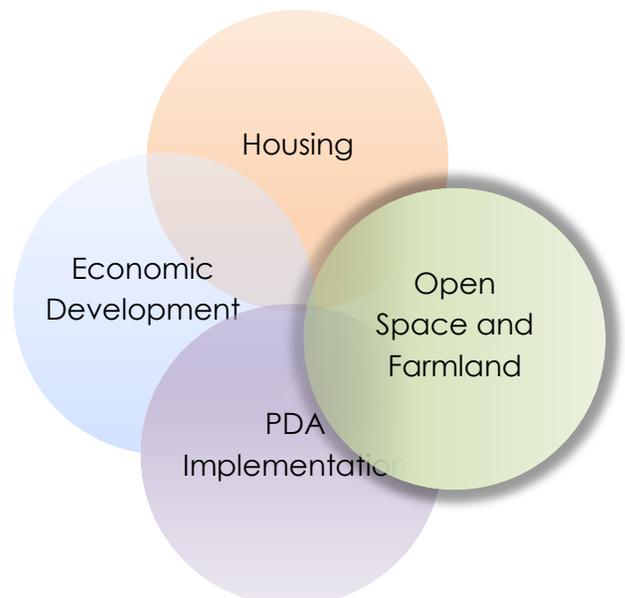
During meetings in 2012 and 2013, the ABAG Regional Planning Committee and Executive Board requested that staff revise the PCA program to provide greater specificity about the qualities and function of different types of PCAs—using an approach more in line with the Place Types utilized to categorize PDAs. In addition, RPC and Executive Board members stressed the importance of urban parks and green spaces. This feedback was formalized in Plan Bay Area, which directs staff to update the program to define the role of different kinds of PCAs and ensure that local jurisdictions are consulted on updates to individual PCAs.

## **PCA Program Update**

As part of the broader Plan Bay Area Implementation effort, over the past six months ABAG staff worked with local jurisdictions, the ABAG administrative committee, the RPC and stakeholders to develop a proposed PCA program update. The update addresses the Open Space and Farmland Plan Bay Area implementation area.

At its April and June 2014 meetings, the RPC reviewed, requested changes to, and recommended for adoption the update presented in this memo and its attachments. The elements of this proposed update are described below.

Figure 1. **Plan Bay Area Implementation Focus Areas**



### ***PCA Program Criteria***

The RPC requested that the PCA criteria adopted in 2007 be modified to recognize the importance of urban greening. This proposed change is underlined in the text below:

The intent of the PCA program is to identify Bay Area open spaces that: 1) provide regionally significant agricultural, natural resource, scenic, urban greening, recreational, and/or ecological values and ecosystem functions; and 2) are in urgent need of protection due to pressure from urban development or other factors; 3) and are supported by local consensus.

### ***PCA Designations (Attachment A)***

The updated application requires that staff from the nominating agency identify one or more of the PCA designations described in Attachment A. The designations recognize the role of different kinds of PCAs in supporting the vitality of the region's natural systems, rural economy and human health. These include:

- **Natural Landscapes**—areas critical to the functioning of wildlife and plant habitats, aquatic ecosystems and the region's water supply and quality.  
*Existing PCA Examples:* Upper Stevens Creek Watershed Area (Santa Clara County); Napa Valley River Corridor (Napa County); Acalanes Ridge Open Space (Walnut Creek and Lafayette)
- **Agricultural Lands**—farmland, grazing land and timberland that support the region's agricultural economy and provide additional benefits such as habitat protection and carbon capture.  
*Existing PCA Examples:* Suisun Valley (Solano County); Napa County Agricultural Lands and Watersheds (Napa County); Coastal Agriculture area (Sonoma County)
- **Urban Greening**—existing and potential green spaces in cities that increase habitat connectivity, improve community health, capture carbon emissions, and address stormwater. Many existing and likely Urban Greening areas are not within PDAs. *Existing PCA Examples:* East Bay Greenway (Oakland/San Leandro/Hayward/Unincorporated Alameda County); Hercules Waterfront (Hercules); and Palou-Phelps, Bayview park/open space connector (San Francisco)
- **Regional Recreation**—existing and potential regional parks, trails, and other publicly accessible recreation facilities.  
*Existing PCA Examples:* Bay Trail (multi-county, multi-jurisdiction); Boethe-Napa Valley State Park to Sugarloaf Ridge State Park (Napa County); Russian River Access (Sonoma County)

Attachment A also identifies benefits and potential co-benefits for each designation (i.e. wildlife and plant habitat, agricultural economy). New PCA applicants are required to discuss how the PCA provides these benefits—referencing data and maps. As noted above, ABAG will work with staff from the nominating agency of existing PCAs to identify a designation and benefits. ABAG will provide resources (e.g. maps, databases, etc) to assist applicants in this process, drawing upon data published by federal and state sources as well as scientific research.

### ***Process for new PCA approvals (Attachment B)***

Attachment B presents an updated PCA application reflecting a revised process for PCA approvals. This requires:

- 1) Adopted resolution of support from the city council, board of supervisors or special district board of the nominating agency
- 2) Map and text describing the general area and boundaries of the PCA
- 3) Selection of one or more PCA designation with text and supporting data
- 4) Copy of public notification of meeting at which resolution was adopted
- 5) Copy of notification sent to all jurisdictions within which the PCA is located

PCA applications may be submitted by jurisdictions or special districts such as open space and park districts. The nominating agency must send notifications to all of the jurisdictions in which the PCA is located. These jurisdictions will have 90 days from receipt of the notification to adopt a resolution of opposition to the PCA. An adopted resolution would invalidate the nomination.

### ***Process for Confirming Existing PCAs***

The process for confirming PCAs that have already been adopted by the ABAG Executive Board will involve the following steps:

- 1) ABAG sends a notification to the nominating agency and to jurisdictions in which the PCA is located
- 2) These jurisdictions have 90 days to adopt a resolution of opposition to the PCA. An adopted resolution nullifies the applicable existing PCA
- 3) If no resolution of opposition is submitted to ABAG within 90 days, the existing PCA will be confirmed

In addition to the confirmation process, ABAG staff will work with the nominating agencies to identify the designation applicable to each PCA and the relevant benefits it provides.

### ***Future Funding***

The RPC identified the need for additional funding to support the PCA program beyond the previously allocated OBAG pilot program. The RPC requested that the Executive Board adopt a statement of support for expanding funding available to PCA Program.

The RPC also requested that the Executive Board recommend: a) prioritizing future OBAG PCA resources for projects that cannot otherwise be funded with OBAG PDA funds, with the exception of transportation improvements that complete portions of the Bay Trail and other regional trails; and b) prioritize funds dedicated to urban parks for projects within or in proximity to high-need PDAs.

**Timeline for PCA Applications and Confirmations**

**July 2014:** Executive Board adoption of PCA application process, confirmation process and designations.

**August 1, 2014:** Beginning of PCA application and confirmation period.

**May 30, 2015:** Deadline for PCA applications and confirmations.

**June 2015:** Following staff review, RPC recommends PCA nominations to the Executive Board for adoption

**July 2015:** Executive Board adopts PCA nominations recommended for adoption by the RPC.

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## ATTACHMENT A: PCA DESIGNATIONS

### Priority Conservation Area Designations

This attachment introduces four Priority Conservation Area (PCA) designations and a set of measurable benefits provided by the PCAs. ABAG staff will provide assistance with interpretation of the Designations and Benefits as needed.

**Designations** describe the primary function of a PCA. In some cases, PCAs with different designations include the same geographic area. For example, a riparian corridor designated as a Natural Landscape PCA may cross an Agricultural Lands PCA and Regional Recreation PCA.

**Benefits** describe specific types of habitats, health outcomes, and other objectives that the designated PCAs support. Each benefit is accompanied by at least one criterion as well as data sources for evaluating whether or not the PCA meets the criterion. ABAG staff will periodically review these sources for accuracy and objectivity. Many PCAs will provide additional benefits beyond the primary ones listed for its designation. These are captured as co-benefits. Proposed PCAs are not required to list co-benefits, but these help describe its full impact.

**Table 1. Summary of Priority Conservation Area Designations**

PCA Designation	Primary Benefit(s)	Potential Co-Benefits	Examples
<b>Natural Landscapes</b>	<ul style="list-style-type: none"> <li>• Terrestrial (Land) Ecosystems</li> <li>• Aquatic Ecosystems</li> <li>• Water Supply and Quality</li> </ul>	<ul style="list-style-type: none"> <li>• Climate and Resilience</li> <li>• Compact Growth</li> <li>• Recreation</li> </ul>	<ul style="list-style-type: none"> <li>• Critical habitat areas</li> <li>• Wetlands targeted for restoration</li> <li>• Riparian Corridors</li> <li>• Watershed land protection</li> </ul>
<b>Agricultural Lands</b>	<ul style="list-style-type: none"> <li>• Agricultural Resources</li> <li>• Agricultural Economy</li> </ul>	<ul style="list-style-type: none"> <li>• Wildlife Habitat</li> <li>• Water Supply and Quality</li> <li>• Recreation</li> <li>• Climate and Resilience</li> <li>• Compact Growth</li> </ul>	<ul style="list-style-type: none"> <li>• Farmland or grazing land</li> <li>• Timberlands</li> </ul>
<b>Urban Greening</b>	<ul style="list-style-type: none"> <li>• Community Health</li> <li>• Recreation</li> <li>• Climate and Resilience</li> </ul>	<ul style="list-style-type: none"> <li>• Wildlife Habitat</li> <li>• Water Supply and Quality</li> <li>• Recreation</li> </ul>	<ul style="list-style-type: none"> <li>• Potential “edible park” sites (park + community garden)</li> <li>• Urban forest areas</li> <li>• Urban portion of riparian corridor</li> </ul>

## ATTACHMENT A: PCA DESIGNATIONS

<b>Regional Recreation</b>	<ul style="list-style-type: none"> <li>• Recreation</li> </ul>	<ul style="list-style-type: none"> <li>• Wildlife Habitat</li> <li>• Water Supply and Quality</li> <li>• Climate and Resilience</li> <li>• Community Health</li> <li>• Compact Growth</li> </ul>	<ul style="list-style-type: none"> <li>• Regional trail network</li> <li>• Potential regional park sites</li> </ul>
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**Table 2: Priority Conservation Area Benefits and Criteria**

Benefit	Criteria Required and ( <i>Optional</i> )	Data Sources for Evaluation
<b>Terrestrial (Land) Ecosystems</b>	<ul style="list-style-type: none"> <li>• Protects land within Conservation Lands Network (CLN)                             <ul style="list-style-type: none"> <li>1. Essential, 2. Important, 3. Fragmented, or</li> <li>4. For Further Consideration; or</li> </ul> </li> <li>• Protects Bay Area Critical Linkage</li> <li>• (<i>Protects Other Critical Habitat</i>)</li> </ul>	<ul style="list-style-type: none"> <li>• Conservation Lands Network (CLN) <a href="http://www.bayarealands.org/explorer/">http://www.bayarealands.org/explorer/</a></li> <li>• USFWS Critical Habitat Portal <a href="http://ecos.fws.gov/crithab/">http://ecos.fws.gov/crithab/</a></li> <li>• Locally identified data</li> </ul>
<b>Aquatic (Water) Ecosystems</b>	<ul style="list-style-type: none"> <li>• Protects wetlands identified in Baylands Ecosystem Habitat Goals; or</li> <li>• Protects subtidal Habitat identified in Subtidal Habitat Goals; or</li> <li>• Protects stream identified as a Stream Conservation Target in the CLN</li> <li>• (<i>Protects Other Important Features</i>) <i>e.g. Nationally Important Marine Features</i></li> </ul>	<ul style="list-style-type: none"> <li>• EcoAtlas <a href="http://www.ecoatlas.org/regions/coregion/bay-delta">http://www.ecoatlas.org/regions/coregion/bay-delta</a></li> <li>• Conservation Lands Network (CLN) <a href="http://www.bayarealands.org/explorer/">http://www.bayarealands.org/explorer/</a></li> <li>• Center for Ecosystem Management and Restoration</li> </ul>
<b>Water Supply and Water Quality</b>	<ul style="list-style-type: none"> <li>• Protect urban water supply                             <ul style="list-style-type: none"> <li>○ Reservoir Catchment Area</li> <li>○ Aquifer recharge zone</li> <li>○ Critical stream</li> <li>○ Priority stream; or</li> </ul> </li> <li>• Support watershed health</li> </ul>	<ul style="list-style-type: none"> <li>• Greenbelt Mapper <a href="http://www.greenbelt.org/greenbelt-mapper/">http://www.greenbelt.org/greenbelt-mapper/</a></li> <li>• USFWS Critical Habitat Portal <a href="http://ecos.fws.gov/crithab/">http://ecos.fws.gov/crithab/</a></li> </ul>
<b>Agricultural Resources and Economy</b>	<ul style="list-style-type: none"> <li>• Supports agricultural economy/preserves land with soil important for food production                             <ul style="list-style-type: none"> <li>○ Farmland identified in Farmland Mapping and Monitoring Program</li> <li>○ Grazing Lands identified in FMMP</li> </ul> </li> <li>• Supportive of local or state agricultural policy</li> <li>• Completes contiguous area of farm or grazing lands</li> <li>• Supports production on soil with reduced environmental impacts from agriculture</li> </ul>	<ul style="list-style-type: none"> <li>• Greenbelt Mapper, CA Farmland Mapping and Monitoring Program <a href="http://www.greenbelt.org/greenbelt-mapper/">http://www.greenbelt.org/greenbelt-mapper/</a></li> <li>• General Plans/Other Land Use Plans</li> <li>• Greenbelt Mapper <a href="http://www.greenbelt.org/greenbelt-mapper/">http://www.greenbelt.org/greenbelt-mapper/</a></li> <li>• Local Data</li> </ul>

**ATTACHMENT A: PCA DESIGNATIONS**

**Table 2: Priority Conservation Area Benefits and Criteria**

Benefit	Criteria Required and ( <i>Optional</i> )	Data Sources for Evaluation
<b>Community Health</b>	<ul style="list-style-type: none"> <li>• Improve access to neighborhood parks in areas with high park need</li> <li>• Increase/complete urban tree canopy</li> <li>• Increase urban tree cover in areas expected to experience urban heat island effect</li> <li>• Supports Local Climate Action Plan/Greening Plan Goals related to Urban Greening</li> <li>• Increase tree canopy, food access, and/or park access in Community of Concern</li> </ul>	<ul style="list-style-type: none"> <li>• ParkScore® Index <a href="http://parkscore.tpl.org/">http://parkscore.tpl.org/</a></li> <li>• Local Data/Analysis</li> <li>• Local Data (e.g. tree inventories)</li> <li>• Heat Island Effect Source</li> <li>• Local Climate Action Plans</li> <li>• MTC Communities of Concern <a href="http://geocommons.com/maps/118675">http://geocommons.com/maps/118675</a></li> </ul>
<b>Recreation</b>	<ul style="list-style-type: none"> <li>• Proposed Regional Trails               <ul style="list-style-type: none"> <li>○ Bay Trail</li> <li>○ Ridge Trail</li> </ul> </li> <li>• Acreage of regional park added</li> <li>• (<i>Local data sources</i>)</li> </ul>	<ul style="list-style-type: none"> <li>• Greenbelt Mapper <a href="http://www.greenbelt.org/greenbelt-mapper/">http://www.greenbelt.org/greenbelt-mapper/</a></li> </ul>
<b>Climate and Resilience</b>	<ul style="list-style-type: none"> <li>• Protect and/or Increase Areas with Carbon storage potential; or</li> <li>• Address Hazard Risk in Open Spaces (earthquake, flood, sea level rise)</li> </ul>	<ul style="list-style-type: none"> <li>• Greenbelt Mapper <a href="http://www.greenbelt.org/greenbelt-mapper/">http://www.greenbelt.org/greenbelt-mapper/</a></li> <li>• Conservation Lands Network (CLN) <a href="http://www.bayarealands.org/explorer/">http://www.bayarealands.org/explorer/</a></li> <li>• ABAG Earthquake Mapping Update <a href="http://quake.abag.ca.gov/projects/earthquake-mapping-update/">http://quake.abag.ca.gov/projects/earthquake-mapping-update/</a></li> <li>• NOAA Sea Level Rise and Coastal Flooding Impacts Map <a href="http://www.csc.noaa.gov/slr/viewer/#">http://www.csc.noaa.gov/slr/viewer/#</a></li> </ul>
<b>Compact Growth</b>	<ul style="list-style-type: none"> <li>• Protect land with open space benefits with high development pressure and adjacent open spaces;</li> <li>• <i>Support stable urban edges; or</i></li> <li>• Support adopted open space policy protection measures</li> </ul>	<ul style="list-style-type: none"> <li>• Greenbelt Mapper <a href="http://www.greenbelt.org/greenbelt-mapper/">http://www.greenbelt.org/greenbelt-mapper/</a></li> <li>• Greenbelt Mapper <a href="http://www.greenbelt.org/greenbelt-mapper/">http://www.greenbelt.org/greenbelt-mapper/</a></li> <li>• Local General Plans</li> </ul>

# Natural Landscapes

## Description

Areas critical to the functioning of wildlife and plant habitats, aquatic ecosystems and the region's water supply and quality.

## Primary Benefits

Terrestrial (Land) Ecosystems, Aquatic (Water) Ecosystems, Water Supply and Quality

## Potential Co-Benefits

Climate and Resilience, Compact growth, recreation

## Examples

Critical habitat areas, wetlands targeted for restoration, riparian corridors, watershed land protection

## Resources

### Conservation Lands Network

<http://www.bayarealands.org/explorer/>

### US Fish and Wildlife Service Critical Habitat Portal

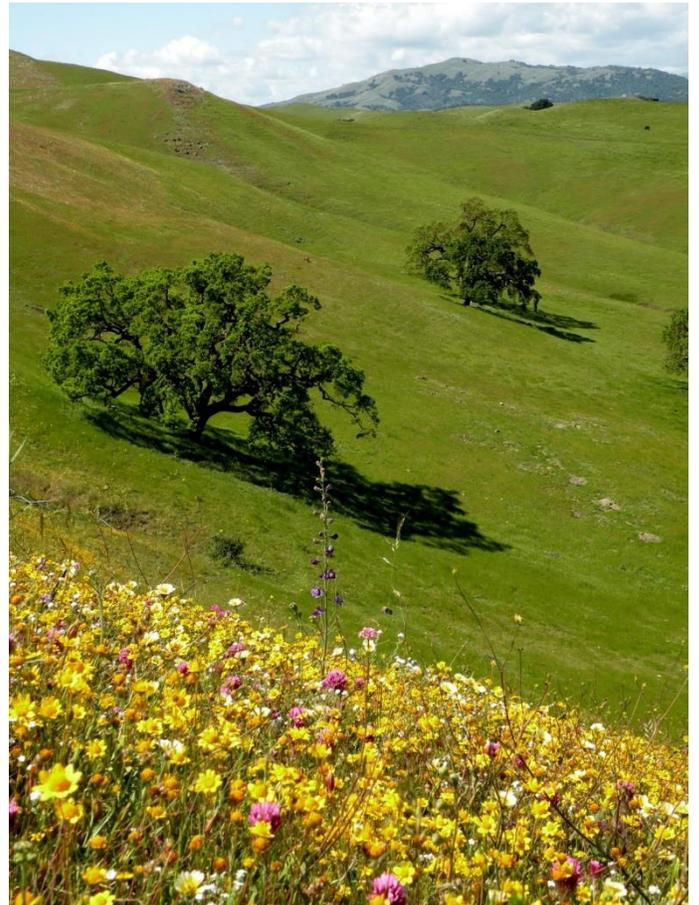
<http://ecos.fws.gov/crithab/>

### EcoAtlas

<http://www.ecoatlas.org/regions/ecoregion/bay-delta>

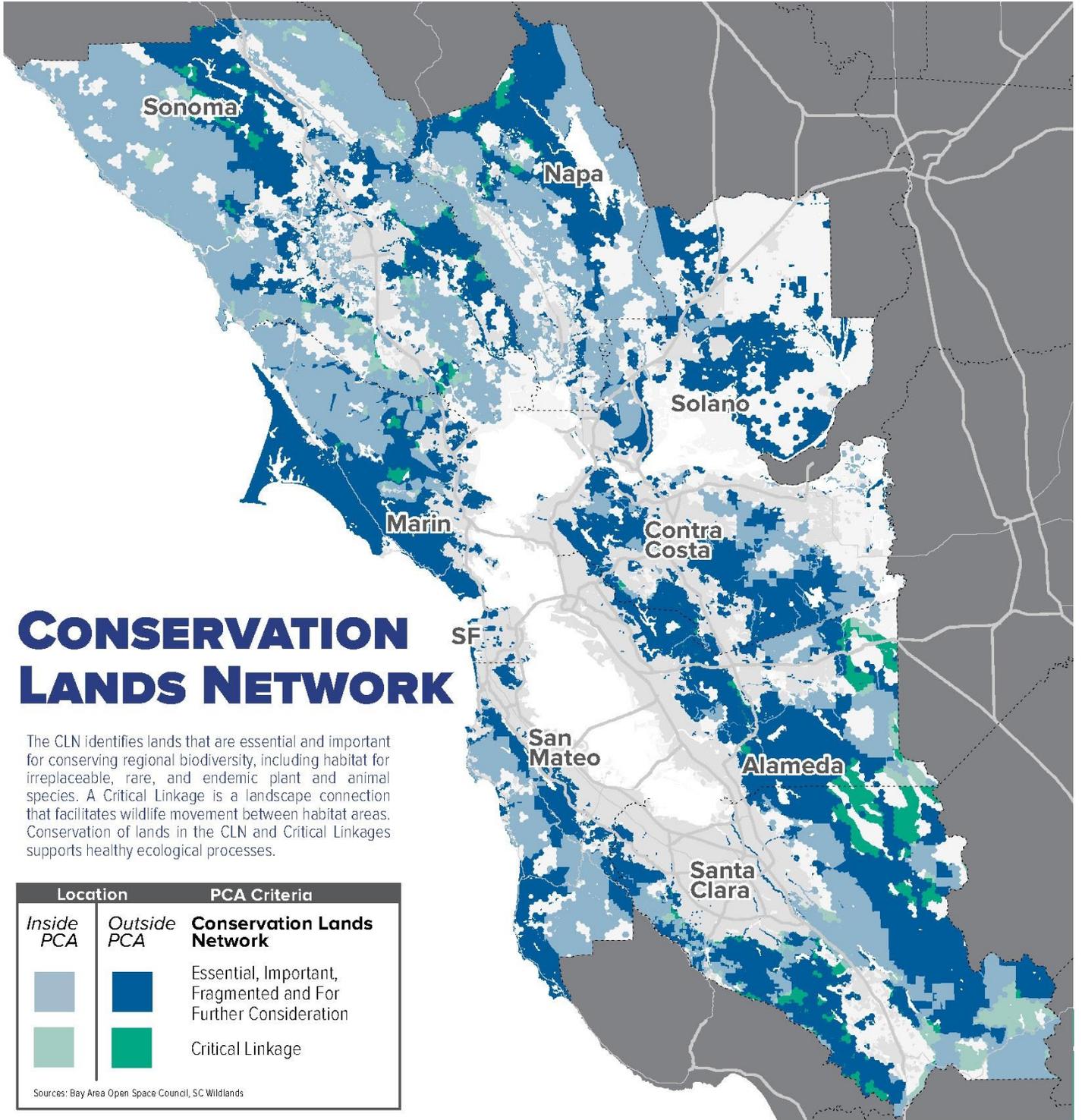


Oak Woodland and Pond, Sunol



Uplands Watershed with Wildflower Field,

Evaluation Resource: Conservation Lands Network



# Agricultural Lands

## Description

Farmland, grazing land and timberland that support the region's agricultural economy and provide additional benefits such as habitat protection and carbon capture.

## Primary Benefits

Agricultural Resources, Agricultural Economy

## Potential Co-Benefits

Wildlife habitat, water supply and quality, recreation, climate and resilience, compact growth

## Examples

Farmland, grazing land, timberlands

## Resources

Greenbelt Mapper

<http://www.greenbelt.org/greenbelt-mapper/>

Local General Plans

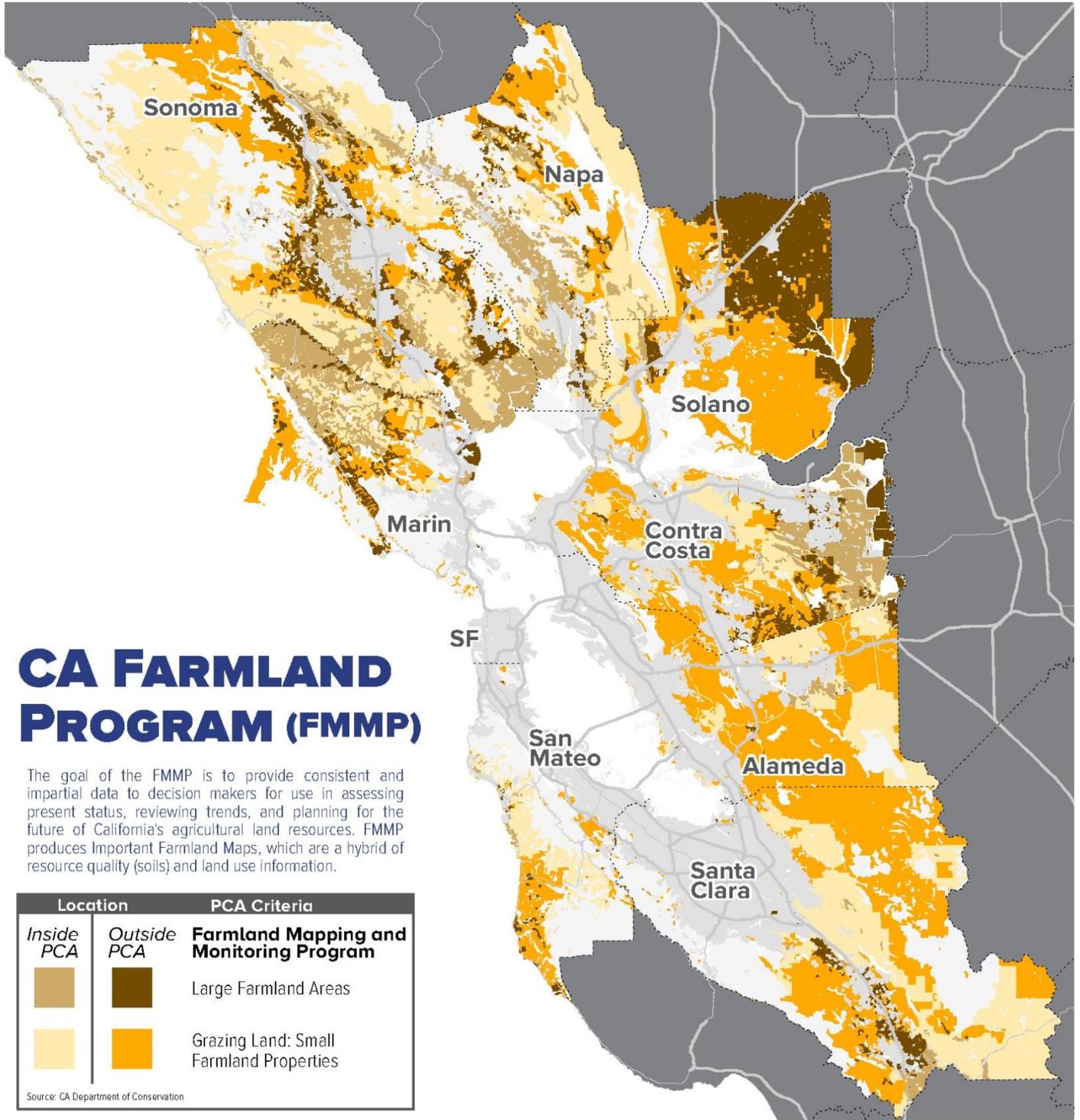


Grazing Land, Sunol



Chiala Farms, Morgan Hill

Evaluation Resource: CA Farmland Mapping and Monitoring Program



# Urban Greening

## Description

Existing and potential green spaces in cities that improve community health, capture carbon emissions, address stormwater, and enhance the public realm.

## Primary Benefits

Community Health, Recreation, Climate and Resilience

## Potential Co-Benefits

Water supply and quality, wildlife habitat, recreation

## Examples

Urban portion of riparian corridors, potential sites for parks and community gardens, urban forest and green street networks

## Resources

ParkScore Index

<http://parkscore.tpl.org/>

Local Climate Action and Urban Greening Plans



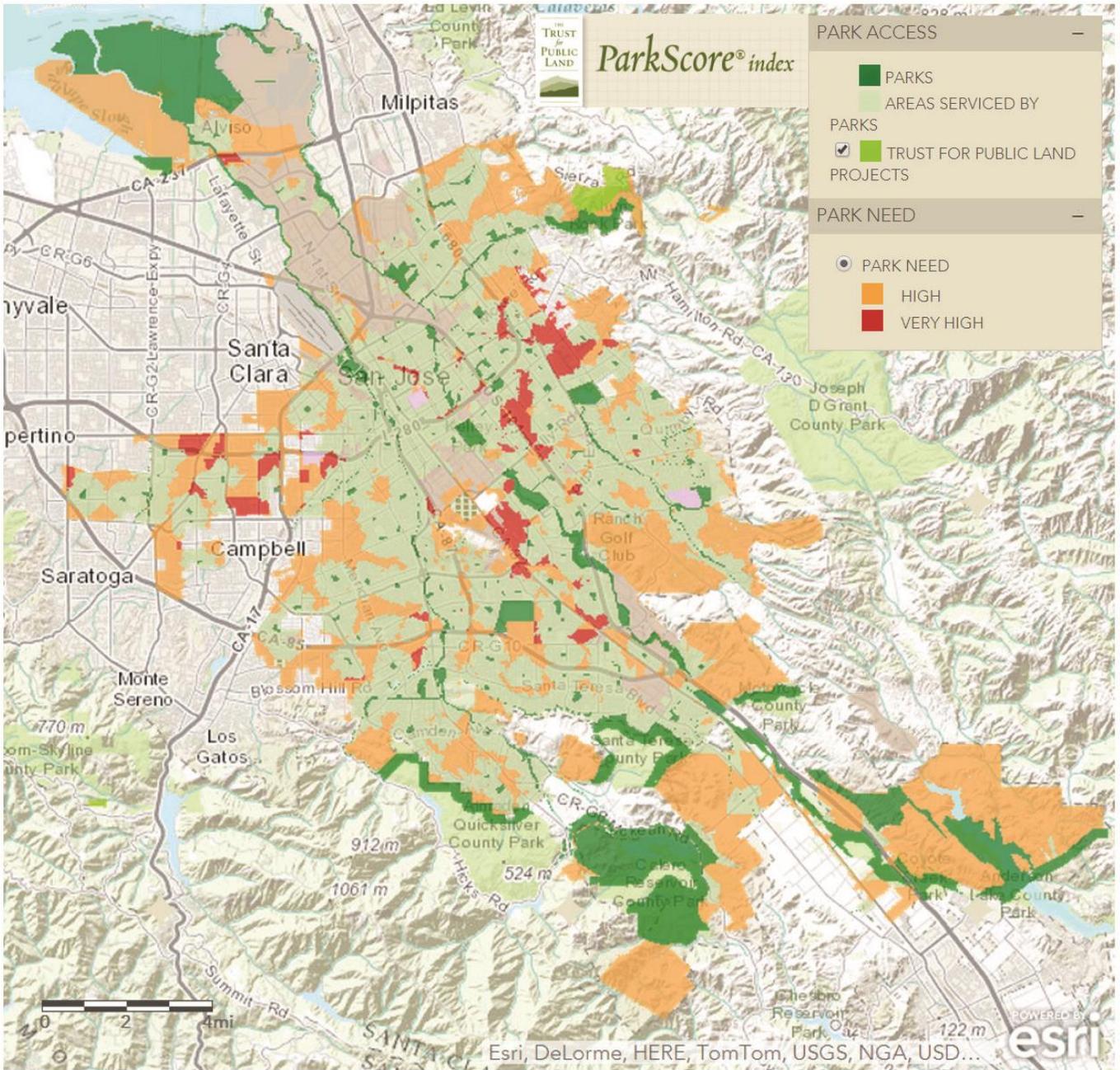
Urban Forest Expansion  
San Francisco



7<sup>th</sup> Street Mural, Garden and Play Area  
People's Grocery, Oakland

Evaluation Resource: Trust for Public Land Park Score Index

### Park Need in San Jose Trust for Public Land



# Regional Recreation

## Description

Existing and potential regional parks, trails, and other publicly accessible recreation facilities.

## Primary Benefit

Recreation

## Potential Co-Benefits

Wildlife habitat, water supply and quality, climate and resilience, community health, compact growth

## Examples

Regional trail networks, areas for potential regional park expansion.

## Resources

Greenbelt Mapper (Regional Trails)

<http://www.greenbelt.org/greenbelt-mapper/>

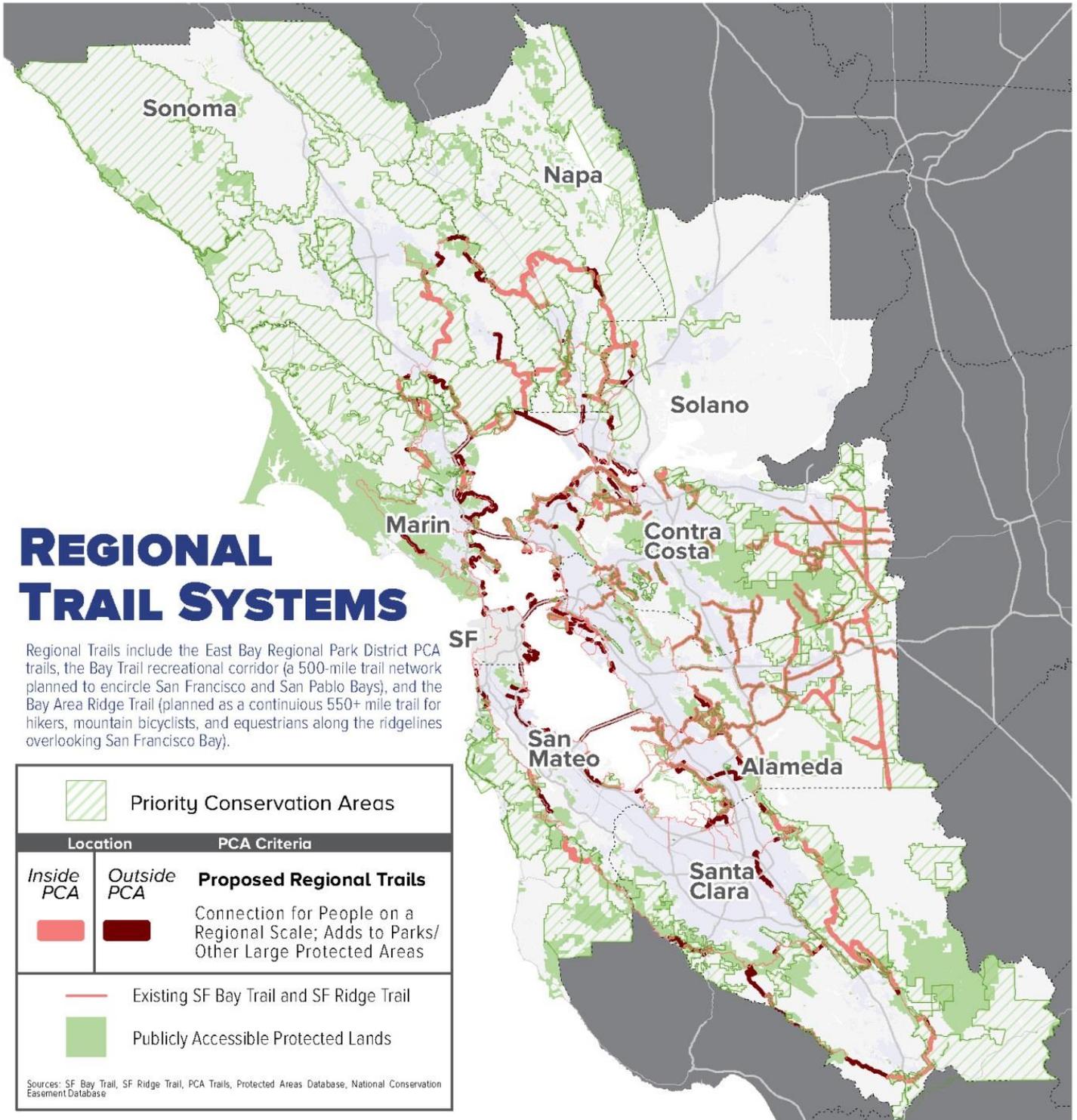


Bay Trail, Tiburon



Bay Area Water Trail

Evaluation Tool: Existing and Proposed Regional Trail Network (Greenbelt Mapper)



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**ATTACHMENT B**  
**Priority Conservation Area**  
**Application Form**

Enter information in the spaces provided. E-mail this completed application form and attachments requested as part of this form to [joannab@abag.ca.gov](mailto:joannab@abag.ca.gov) by **May 30, 2015**. If e-mailing is not possible, a hard copy of materials can be mailed to PCA Applications, Association of Bay Area Governments, P.O. Box 2050, Oakland, CA 94604-2050.

**PART 1: AREA INFORMATION**

Proposed Name	
Description	
Location (include map and text description)	
Total Acreage	

**PART 2: SPONSOR(S)**

Lead Nominating Agency/Organization	
Staff Person	
Address	
Phone Number(s)	
E-mail address	
Partnering Agency(ies)/Organization(s)	

**PART 3: DESIGNATION**

**Selected Designation** – Select one or more designation for the proposed PCA

**Natural Landscapes**       **Agricultural Lands**       **Urban Greening**       **Regional Recreation**

**PART 4: BENEFITS**

**Primary Benefit(s)** – Select one or more benefits and co-benefits for the proposed PCA

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**PART 5: ATTACHMENTS**

*Required*

1. Copy of adopted resolution by City Council, Board of Supervisors, or Open Space or Park District Board.
2. Attach a map showing the proposed general area boundaries and location. Include other relevant information, such as topography or an aerial photograph, to show the context for protection of this area.
3. Provide text, data/maps that demonstrate primary benefit(s) of the relevant designation and co-benefit(s).
4. Copy of public notification of meeting at which resolution was adopted
5. Copy of notification of PCA nomination to jurisdictions in which PCA is located

*Optional*

6. Letters of Support from partner agencies or organizations (*not required*)
7. Additional data, maps, supportive local policies (*not required*)

For questions regarding the application form, please contact JoAnna Bullock at 510 464-7968 or [joannab@abag.ca.gov](mailto:joannab@abag.ca.gov).

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ATTACHMENT C  
Priority Conservation Areas - July 2014

Area Name	Local Jurisdiction	County	Lead Sponsor Agency	Partnering Agencies/Organizations
Regional Trails System Gaps	Unincorporated Alameda and Contra Costa Counties	Alameda & Contra Costa Counties	East Bay Regional Park District (EBRPD)	
Leona Canyon Creek Tributaries	Oakland	Alameda	City of Oakland	Potential partners: EBRPD and local community groups.
Temescal Creek/North Oakland	Oakland	Alameda	City of Oakland	Potential partners: Local community groups
Ridgemont West	Oakland	Alameda	City of Oakland	Potential partners: EBRPD, Friends of Two Creeks, Merritt College and other community groups
South Hills, San Leandro Creek	Oakland	Alameda	City of Oakland	Potential partners: EBRPD, Dunsmuir House and Gardens Inc., and Community Groups
North Livermore, South Livermore Valley	Livermore, Unincorporated Alameda County	Alameda	City of Livermore	
Albany Hill	Albany	Alameda	City of Albany	The non-profit organization Friends of Five Creeks has expressed support for this nomination.
Union City Hillside Area	Union City	Alameda	City of Union City	East Bay Regional Park District
Site 1-Coyote Hills	Fremont	Alameda	City of Fremont	
Chain of Lakes Area	Pleasanton, unincorporated Alameda County	Alameda	East Bay Regional Park District (EBRPD)	
Bethany Reservoir Area	Unincorporated Alameda County	Alameda	East Bay Regional Park District (EBRPD)	
Cedar Mountain Area	Unincorporated Alameda County	Alameda	East Bay Regional Park District (EBRPD)	
Duarte Canyon Area	Unincorporated Alameda County	Alameda	East Bay Regional Park District (EBRPD)	
Potential Oakland Gateway Area	Oakland	Alameda	East Bay Regional Park District (EBRPD)	
Potential Tesla Area	unincorporated Alameda County	Alameda	East Bay Regional Park District (EBRPD)	
East Bay Greenway	Oakland, San Leandro, Hayward, and unincorporated Alameda County	Alameda	City of Oakland	Urban Ecology, City of San Leandro, City of Hayward
Butters Canyon/Headwaters of Peralta Creek	Oakland	Alameda	City of Oakland	Butters Land Trust
San Francisco Bay Trail – Bay Area Ridge Trail	Fremont, Albany,	Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano and Sonoma counties	San Francisco Bay Trail Project	Bay Area Ridge Trail Council
Sutro Tower, Inc	City & County of San Francisco	City & County of San Francisco	California Native Plant Society Yerba Buena Chapter	Nature in the City/Mt Sutro Stewards
Bayview Hill radio property	City & County of San Francisco	City & County of San Francisco	California Native Plant Society Yerba Buena Chapter	Nature in the City
Central Hercules and Waterfront District	Hercules, CA	Contra Costa	City of Hercules	

ATTACHMENT C  
Priority Conservation Areas - July 2014

Big Canyon Preserve	City of San Ramon	Contra Costa	City of San Ramon	
MOSO and NON-MOSO Open Space	Town of Moraga	Contra Costa	Town of Moraga	
Point Edith Wetlands Area	Unincorporated Contra Costa County	Contra Costa	East Bay Regional Park District (EBRPD)	
Delta Recreation Area	Oakley	Contra Costa	East Bay Regional Park District (EBRPD)	
Potential Pinole Watershed Area	Hercules and Pinole	Contra Costa	East Bay Regional Park District (EBRPD)	
Pinole Creek Fish Passage Corridor	Pinole	Contra Costa	Contra Costa Resource Conservation District	
Acalanes Ridge Open Space	Walnut Creek and Lafayette	Contra Costa	City of Walnut Creek	
Indian Valley	Moraga	Contra Costa	East Bay Municipal Utility District	California Department of Fish and Game, Lori Salamack 329 Rheem Blvd, Moraga, CA 94556 925-376-5202
Burton Ridge	Lafayette, CA	Contra Costa	City of Lafayette	
Lafayette Ridge	Lafayette, CA	Contra Costa	City of Lafayette	
Contra Costa County Agricultural Core	Unincorporated Contra Costa County	Contra Costa	Contra Costa County Community Development Department	Brentwood Agricultural Land Trust Kathryn Lyddan, Executive Director 1120 2nd Street, Brentwood, CA 94513 (925) 634-6738 brentwoodagtrust@sbcglobal.net
East Contra Costa County Habitat Conservation Plan / Natural Community Conservation Plan (ECCC HCP/NCCP)	Brentwood, Oakley	Contra Costa	Contra Costa County	Cities of Brentwood, Clayton, Oakley and Pittsburg, Contra Costa County, Contra Costa County Flood Control and Water Conservation District, East Bay Regional Park District, East Contra Costa County Habitat Conservancy, California Department of Fish and Game (CDFG), and United States Fish and Wildlife Service (USFWS)
3rd Valley Creek/Chicken Ranch Beach Conservation Area	Inverness	Marin	Tomaes Bay Watershed Council	Point Reyes National Seashore, Gulf of the Farallones National Marine Sanctuary, State Lands Commission, California Department of Fish and Game, Coastal Commission, California State Parks, Marin County, Inverness Public Utility District, Environmental Action Committee of West Marin, Inverness Association, and private property owners.
San Geronimo Valley headwaters of the Lagunitas Watershed and shore of Tomales Bay	Unincorporated Marin County	Marin	Salmon Protection And Watershed Network	Point Reyes National Seashore (National Park Service)
Marin County Agricultural Lands	Unincorporated Marin County	Marin	Marin Agricultural Land Trust	State Coastal Conservancy, Department of Conservation Farmland Conservancy Program, Marin County, Marin Resource Conservation District, Marin Farm Bureau, Tomales Bay Watershed Council, National Park Service
Marin City Ridge	Marin City	Marin	National Park Service, Golden Gate National Recreation Area	

ATTACHMENT C  
Priority Conservation Areas - July 2014

North GGNRA Lagunitas Creek Parcels	Unincorporated Marin County	Marin	National Park Service, Golden Gate National Recreation Area	Marin County Open Space District, Marin County Bicycle Coalition, Point Reyes National Seashore
Central Marin Ridge lands	Central urban Marin, San Anselmo, Fairfax, Ross, County, San Rafael	Marin	Marin County Parks and Open Space Department	San Anselmo, Ross, Fairfax, San Rafael, Marin Conservation League, County Flood Control, TPL
North County Gateway	Unincorporated Marin County	Marin	Marin County Parks and Open Space Department	Marin Conservation League, Sierra Club, Bay Area Ridge Trail Council, Bay Trail, SCAPOSD, State Parks
Bothin Waterfront	Unincorporated Marin County	Marin	Marin County Parks and Open Space	County Flood Control, City of Mill Valley, Marin Audubon, Bay Trail, MCL, Sierra Club
Big Rock Ridge Lands	Unincorporated Marin County	Marin	Marin County Parks and Open Space Department	Bay Area Ridge Trail Council, City of Novato
Tiburon Ridge Lands	Unincorporated Marin County	Marin	Marin County Parks and Open Space Department	Town of Tiburon, Native Plant Society, Marin Conservation League
Bowman Canyon	Unincorporated Marin County	Marin	Marin Conservation League	Marin County Open Space District, Marin County Flood Control District, Marin Agricultural Land Trust, California State Parks, Sierra Club, Friends of Novato Creek, Bay Area Ridge Trail Council
St. Vincent's and Silveira Properties	Unincorporated area of San Rafael	Marin	Marin Audubon Society/Marin Baylands Advocates	Sierra Club, Marin Conservation League
Central Marin Bayfront, Madera Bay Park	Town of Corte Madera	Marin	Marin Audubon Society/Marin Baylands Advocates	Marin County Open Space District, Sierra Club, Marin Conservation League, Priority Conservation Area Committee
Central Marin Bayfront, Canalways	Unincorporated Marin County	Marin	Marin Audubon Society	Sierra Club, Marin Conservation League, Priority Conservation Area Committee, Marin County Department of Parks and Open Space
Napa Valley - Napa River Corridor	Unincorporated Napa County	Napa	Land Trust of Napa County	Friends of the Napa River, Napa County Regional Park and Open Space District
Napa County Agricultural Lands and Watersheds	Unincorporated Napa County	Napa	County of Napa	Napa County Farm Bureau, Land Trust of Napa County, Napa County Regional Park and Open Space District, City of Napa
Blue Oak Woodlands of the Lake District	Unincorporated Napa County	Napa	Napa County Regional Park and Open Space District	Land Trust of Napa County, The Nature Conservancy, California Department of Fish and Game, Blue Ridge Berryessa Natural Area Partnership
Interior Mountains – Moore Creek to Milliken Creek	Unincorporated Napa County	Napa	Napa County Regional Park and Open Space District	Bay Area Ridge Trail Council
Palisades—Mt St Helena to Anqwin	Unincorporated Napa County	Napa	Napa County Regional Park and Open Space District	Land Trust of Napa County, California State Parks
Southern Mountains -- Skyline Park to Newell Preserve	Unincorporated Napa County	Napa	Napa County Regional Park and Open Space District	County of Napa, County of Solano, Land Trust of Napa County, City of American Canyon
Bothe-Napa Valley State Park to Sugarloaf Ridge State Park Priority Conservation Area	Unincorporated Napa County	Napa	Save-the-Redwoods League	multiple
Redwood & Dry Creek Watersheds Priority Conservation Area	Unincorporated Napa County	Napa	Save-the-Redwoods League	multiple

ATTACHMENT C  
Priority Conservation Areas - July 2014

Lake Curry/Suisun Creek Watershed	Unincorporated Napa County	Napa	Napa County Regional Park and Open Space District	County of Solano
Aquavista/Twin Peaks	San Francisco	San Francisco	City of San Francisco Planning Department	(Jake Sigg of CA Native Plant Society submitted PCA nomination for same parcel - agreed to go w/SF nomination - deleted SF7)
Palou-Phelps, Bayview	San Francisco	San Francisco	City of San Francisco Planning Department	SF Parks + Rec, California Native Plants, Nature In the City
San Francisco Watershed Lands to Wilder Ranch State Park Priority Conservation Area	Unincorporated San Mateo County	San Mateo	Save-the-Redwoods League	multiple
Office of Education Loma Mar Property	Unincorporated San Mateo County	San Mateo	San Mateo County Department of Parks	
Montara Mountain Complex	Montara/El Granada/Moss Beach. Affects Half Moon Bay, Pacifica.	San Mateo	Peninsula Open Space Trust	Golden Gate National Recreation Area, San Mateo County Parks, California Coastal Conservancy
Lobitos Ridge Corridor	South of Half Moon Bay, San Mateo County. Affects Half Moon Bay	San Mateo	Peninsula Open Space Trust	Midpeninsula Regional Open Space District, California Coastal Conservancy
Gateway to the San Mateo County Coast	Affects Half Moon Bay.	San Mateo	Midpeninsula Regional Open Space District	City of Half Moon Bay, San Mateo County Parks and Recreation Department, Peninsula Open Space Trust, Bay Area Ridge Trail Council, Committee for Green Foothills, San Mateo County Resource Conservation District
Pacifica Conservation Area: South of Mussell Rock to McNee Ranch State Park	Pacifica	San Mateo	National Park Service, Golden Gate National Recreation Area	Potential partners could include the Pacifica Land Trust, City of Pacifica, City of San Francisco, and the U.S. Fish and Wildlife Service
Upper San Gregorio Creek Headwaters	Includes parts of Portola Valley	San Mateo	Midpeninsula Regional Open Space District	Peninsula Open Space Trust, San Mateo County Parks and Recreation Department, Bay Area Ridge Trail Council, San Gregorio Environmental Resource Center, Natural Heritage Institute
Upper Stevens Creek Watershed Area	Unincorporated Santa Clara County	Santa Clara	Midpeninsula Regional Open Space District	Santa Clara County Parks & Rec Department, Peninsula Open Space Trust, Santa Clara Valley Water District, State Coastal Conservancy
Upper Los Gatos Creek Watershed	Unincorporated Santa Clara County	Santa Clara	Midpeninsula Regional Open Space District	Peninsula Open Space Trust, Santa Clara County Parks & Rec Dept., Santa Clara Valley Water District, Neighbors Against Industrial Logging, Sierra Club Ventana Chapter
East Berryessa Foothills	San Jose	Santa Clara	Santa Clara County Parks & Recreation Department	Midpeninsula Regional Open Space District (MROSD), Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and County of Santa Clara Habitat Conservation/Natural Communities Conservation Plan Program (HCP/NCCP), San Francisco Bay Trail (ABAG), National Park Service – Juan Bautista de Anza National Historic Trail

ATTACHMENT C  
Priority Conservation Areas - July 2014

Alum Rock Foothills	San Jose	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
Joseph D. Grant to Coyote Ridge	San Jose	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
East Coyote Foothills to Almaden Quicksilver	San Jose	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP); Silicon Valley Land Conservancy
Anderson/Coyote Connection	Morgan Hill	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
East Gilroy Foothills	Gilroy	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
South County Regional Trail Connection	Unincorporated Santa Clara County	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
Lexington Hills	Los Gatos	Santa Clara	Santa Clara County Parks & Recreation Department	Mid-peninsula Regional Open Space District (MROSD), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)

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Priority Conservation Areas - July 2014

Sanborn Skyline	Unincorporated Solano County	Santa Clara	Santa Clara County Parks & Recreation Department	Mid-peninsula Regional Open Space District (MROSD), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
Baylands	San Jose	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), San Francisco Bay Trail (ABAG), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP), National Park Service – Juan Bautista de Anza National Historic Trail Program
Rancho Canada	Unincorporated Santa Clara County	Santa Clara	Santa Clara County Open Space Authority	
South County Agriculture	Unincorporated Santa Clara County	Santa Clara	Santa Clara County Open Space Authority	
Pescadero/Tar Creek	Unincorporated Santa Clara County	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
Paradise Valley to Calero	Unincorporated Santa Clara County	Santa Clara	Santa Clara County Parks & Recreation Department	Santa Clara County Open Space Authority (SCCOSA), Bay Area Ridge Trail Council (BARTC), Peninsula Open Space Trust (POST) and Santa Clara Valley Habitat Conservation Plan/Natural Community Conservation Plan Program (HCP/NCCP)
Soap Lake	Gilroy	Santa Clara	The Nature Conservancy	Pajaro River Watershed Flood Protection Authority, Silicon Valley Land Conservancy
Vacaville-Fairfield-Solano Greenbelt and Cement Hill	Unincorporated Solano County	Solano	City of Fairfield	City of Vacaville, County of Solano
Western Hills (including part of the Vallejo Lakes Property)	Unincorporated Solano County	Solano	Solano County	Solano Land Trust; Napa County Regional Park and Open Space District (supports nomination); City of Fairfield; City of Benicia
Tri City and County Cooperative Planning Area	Unincorporated Solano County	Solano	Solano County	Solano Land Trust; City of Fairfield; City of Vallejo; City of Benicia
Blue Ridge Hills (Vaca Mountains)	Unincorporated Solano County	Solano	Solano County	Solano Land Trust; City of Fairfield; City of Vallejo; City of Benicia (Napa County Regional Park & Open Space District supports this nomination)

ATTACHMENT C  
Priority Conservation Areas - July 2014

Suisun Valley	Unincorporated Solano County	Solano	Solano County	
Upper Mark West Watershed	Unincorporated Sonoma County	Sonoma	Sotoyome Resource Conservation District	Friends of the Mark West Watershed, Department of Fish and Game, Sonoma County Water Agency, NASA, Monan's Rill Institute
Petaluma Watershed Southeastern Portion	Unincorporated Sonoma County	Sonoma	Southern Sonoma County Resource Conservation District	<ul style="list-style-type: none"> <li>• Southern Sonoma County Resource Conservation District</li> <li>• Sonoma County Agricultural Preservation and Open Space</li> <li>• Sonoma Land Trust</li> <li>• Infineon</li> <li>• USDA</li> </ul>
Laguna de Santa Rosa	Unincorporated Sonoma County	Sonoma	Laguna de Santa Rosa Foundation	Sonoma County Water Agency, City of Santa Rosa
Santa Rosa Plain	Unincorporated Sonoma County	Sonoma	Laguna de Santa Rosa Foundation	Sonoma County Water Agency, City of Santa Rosa
Coastal Sonoma to Armstrong Redwoods	Unincorporated Sonoma County	Sonoma	Save-the-Redwoods League	multiple
Pitkin Marsh – Atascadero Creek Watershed	Unincorporated Sonoma County	Sonoma	Sonoma Land Trust	Sonoma County Agricultural Preservation and Open Space District
Sonoma Baylands	Unincorporated Sonoma County	Sonoma	Sonoma Land Trust	Sonoma County Agricultural Preservation and Open Space District, City of Sonoma, Sonoma County Regional Parks Department, and the San Francisco Bay Joint Venture
The Cedars	Unincorporated Sonoma County	Sonoma	Sonoma Land Trust	Sonoma County Agricultural Preservation and Open Space District
Northern Mayacamas	Unincorporated Sonoma County	Sonoma	Sonoma Land Trust	Sonoma County Agricultural Preservation and Open Space District
Coastal Access and Resource Protection	Unincorporated Sonoma County	Sonoma	Sonoma County Agricultural Preservation and Open Space District	Greg Carr, Sonoma County Permit and Resource Management Department; Elizabeth Tyree, Sonoma County Regional Parks Department
Coastal Agriculture	Unincorporated Sonoma County	Sonoma	Sonoma County Agricultural Preservation and Open Space District	Greg Carr, Sonoma County Permit and Resource Management Department; Elizabeth Tyree, Sonoma County Regional Parks Department
Sonoma County Gateway	Unincorporated Sonoma County	Sonoma	Sonoma County Agricultural Preservation and Open Space District	Greg Carr, Sonoma County Permit and Resource Management Department; Elizabeth Tyree, Sonoma County Regional Parks Department
Russian River Access	Unincorporated Sonoma County	Sonoma	Sonoma County Regional Parks Department	Tom Robinson, Sonoma County Agricultural Preservation and Open Space District; Greg Carr, Sonoma County Permit and Resource Management Department; Wendy Eliot, Sonoma Land Trust
Sonoma Mountain	Unincorporated Sonoma County	Sonoma	Sonoma County Agricultural Preservation and Open Space District	Greg Carr, Sonoma County Permit and Resource Management Department; Elizabeth Tyree, Sonoma County Regional Parks Department, Wendy Eliot, Sonoma Land Trust, David Goodison, City of Sonoma

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**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 12-14**

**PRIORITY CONSERVATION AREA PROGRAM UPDATES**

**WHEREAS**, the Executive Board of the Association of Bay Area Governments (ABAG) has previously approved substantive requirements and procedures for the designation of Priority Conservation Areas (PCA); and

**WHEREAS**, in July 2013, the Executive Board adopted Plan Bay Area that included PCAs and directives to update the PCA program, define roles for different kinds of PCAs and ensure that local jurisdictions are consulted on updates to PCAs within their jurisdiction; and

**WHEREAS**, staff presented recommendations to the Regional Planning Committee (RPC) at its April and June 2014 meetings on the substantive criteria for four (4) PCA Designations, and the substantive criteria and procedures for updating PCAs and confirming existing PCAs; and

**WHEREAS**, the RPC recommends that the Executive Board adopt changes to the PCA program presented by staff and further recommends that the Executive Board support expanded funding for PCAs and priorities for current funding, all as set forth in the staff memorandum on this topic dated July 17, 2014.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 12-14**

**NOW, THEREFORE BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments adopts the updates to the Priority Conservation Area Program and expresses its support for expanded funding and priorities for existing funding as set forth in the staff memorandum dated July 17, 2014.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

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Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

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Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

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Kenneth K. Moy  
Legal Counsel

Date: July 17, 2014  
To: Executive Board  
From: Miriam Chion, Director, Planning and Research  
Subject: **Plan Bay Area 2017: Overview of Tasks**

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This is an update of the major milestones to be accomplished at ABAG in preparation for the update of Plan Bay Area to be approved summer 2017. This memo complements the joint ABAG/MTC document presented to the Administrative Committee on July 11, 2014 (Attachment 2), which provides an overview of joint activities. This memo adds some of the specific ABAG responsibilities and projects that will inform Plan Bay Area 2017. The attached graph illustrates the sequence and timing of tasks (Attachment 1).

**Process of collaboration:** Plan Bay Area is an articulation of local visions to support regional prosperity for current and future generations. Priority Development Areas (PDAs), created by local jurisdictions, define the basic framework for future growth. In parallel, Priority Conservation Areas, (PCAs) supported by local resolutions, define the basic framework for retaining and enhancing our natural environment. Three basic stages of collaboration are proposed:

1. 2014 – 2015: Local jurisdictions will revise, remove or propose PDAs and PCAs by summer 2015. They will also provide input on their local visions, plans and strategies, which will be gathered in the revised PDA Showcase website. This local input will inform the Land Use Strategies Report (See Implementation Tasks, next page).
2. 2015 – 2016: Cities/counties and ABAG staff will review and discussed the pattern of growth allocation for jobs, population and housing in the context of the local visions and the regional forecast. City Councils and Boards of Supervisors will discuss the priorities and scenarios that will guide future growth in the region.
3. 2016 – 2017: ABAG Delegates will provide input on the strategies and funding required for an appropriate implementation of the overarching plan.

In addition to our process of collaboration with local jurisdictions, update of the plan will include substantial participation from stakeholders and coordination with State agencies.

**Research and analysis:** Given the complexity of the region due to its size, changing demographics, and emerging industries, ABAG staff has strengthened the analysis of current and future conditions that will inform Plan Bay Area. Two major reports will address this task.

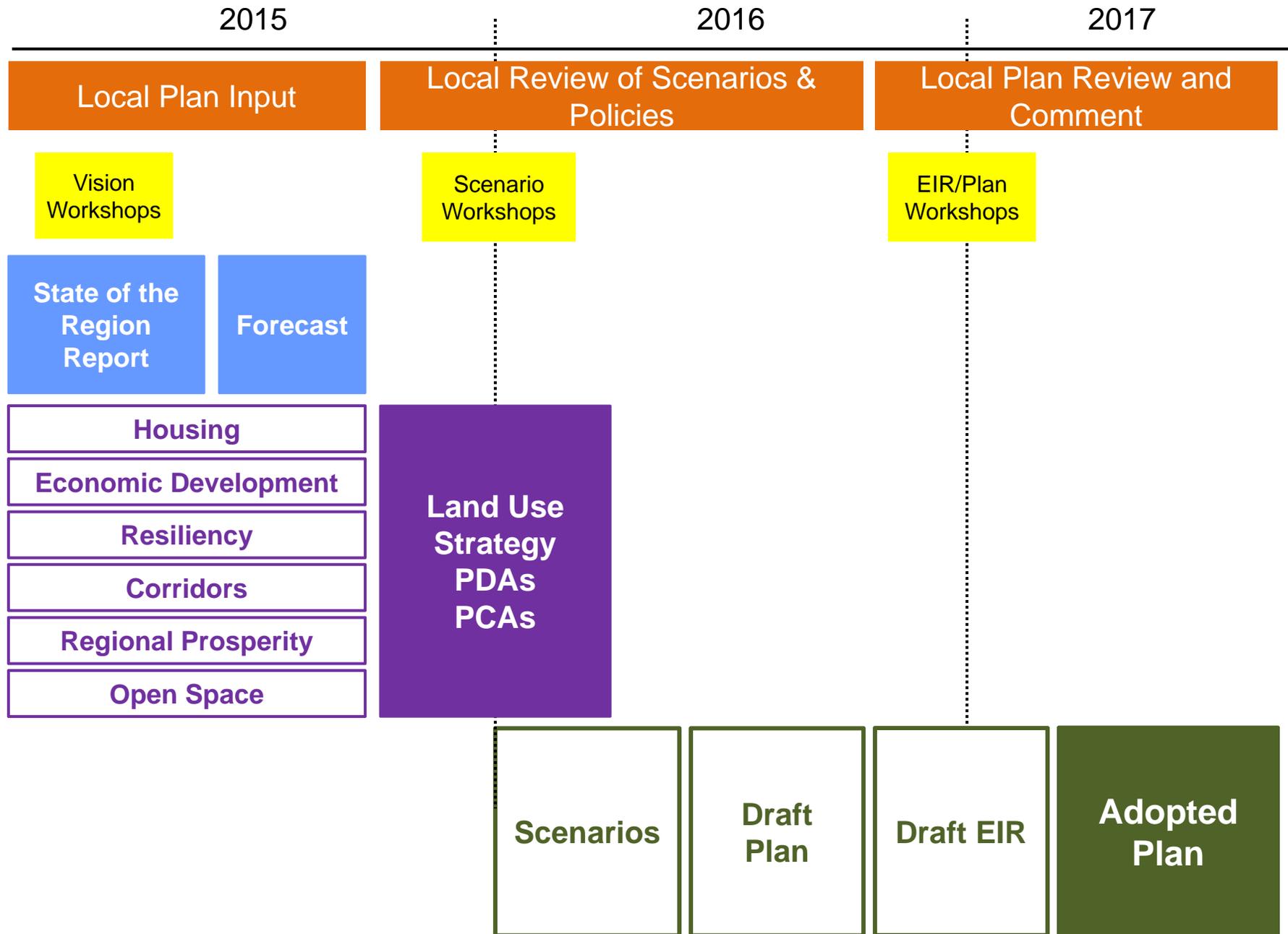
1. The State of the Region Report will be released by the summer 2015. This report will provide an assessment of current economic and housing trends in the Bay Area, based on which we will begin the update of Plan Bay Area 2017.
2. The regional forecast of jobs, population and housing will be released by the end of 2015. This forecast includes a robust assessment of demographic changes, including age and migration patterns, as well as an assessment of changes in regional employment pattern and interregional commute. The forecast methodology, preliminary findings and final results will be discussed at the Regional Advisory Working Group and Regional Planning Committee.

**Implementation tasks:** One of the purposes of revising the Plan every four years is to incorporate the new visions, strategies and accomplishments on the ground. Plan Bay Area 2013 led to a set of projects that will be completed in 2015. These efforts will inform the development of the Land Use Strategy Report which will in turn inform the development of scenarios to Plan Bay Area 2017.

1. **Regional Prosperity Consortium:** To create stronger, more sustainable and equitable communities by defining a regional approach for expanding economic opportunities for low- and moderate-income workers; and providing tools and resources to improve housing affordability near transit while stabilizing low income neighborhoods as new investments raise property values. Outcomes: PDA Development Tracking System 1.0, Fair Housing Equity Assessment, Comprehensive Regional Housing and Economic Strategies
2. **Housing Program:** To increase production of housing, especially affordable housing, and decrease development-related economic displacement by helping jurisdictions identify and entitle housing sites; advocating for increased State, regional, and local housing subsidy sources; promoting effective measures to mitigate displacement; and making the case to local elected officials for affordable housing and displacement mitigation. Outcomes: Local jurisdiction housing permit and policy data, Map RHNA-4 and RHNA-5 Housing Element sites, policy & legislative proposal to facilitate acquisition/rehab/conversion of existing housing.

- 3. Inner Bay Corridors:** To advance implementation of Plan Bay Area and locally adopted land use plans in Inner Bay Area Corridors, including economic development strategies and infrastructure improvements. Placemaking strategies will be a particular focus within the corridors. Outcomes: Corridor Strategy and Action Report/Proposal, Placemaking Strategies Report.
  
- 4. Seismic & Climate Change Resilience:** To increase the region's resilience to natural disasters through studies and research projects, toolkit development, and collaborative development of comprehensive plans. Outcomes: Housing & Population Vulnerability Study, Regional Hazard Mitigation Plan update, Regional Shoreline Resilience update
  
- 5. Bay Trail, Water Trail and Priority Conservation Areas (PCAs):** To support completion of Bay Area Trail, expand implementation of Water Trail and planning and funding of PCAs through coordination with local jurisdictions, state agencies and open space organizations. Outcomes: Revised PCA criteria and process, approval of new and revisions of current PCAs, completion of new Bay Trail segments, local resolutions for Water Trail.

# Plan Bay Area 2017 Process



# BayArea Plan

TO: MTC Planning Committee/ABAG Administrative Committee

DATE: July 3, 2014

FR: MTC Executive Director/ABAG Executive Director

RE: Proposed Process – 2017 Plan Bay Area Update

## **Background**

In July 2013, the Metropolitan Transportation Commission (MTC) and the Association of Bay Area Governments (ABAG) approved *Plan Bay Area* (Plan), the first Regional Transportation Plan (RTP) for the region that also includes a Sustainable Communities Strategy (SCS) as required by Senate Bill 375. Per federal requirements, MTC must update the RTP every four years. This memo outlines the overall approach and schedule for the 2017 update of *Plan Bay Area*.

## **Approach – Focused Update**

The approval of the Plan was the culmination of more than three years of planning and public engagement. Staff and partners from throughout the region are now in the process of implementing projects and programs identified in the 28-year Plan and developing those initiatives highlighted in the Plan for future work. Although the federal guidelines require the RTP to be updated every four years, the plans themselves are long range plans, and many key policy priorities, projects and programs remain the same from one plan to the next. As staff looks towards the 2017 update of the Plan, our approach for this planning cycle is to conduct a limited and focused update of *Plan Bay Area* building off of the core framework established by the 2013 Plan.

One key difference between the 2013 Plan and the 2017 update is that the 2017 update does not include the Regional Housing Needs Allocation (RHNA), which was required in 2013, and will be included again in the 2021 SCS. The RHNA process added a great deal of outreach and planning work that will not be necessary for the 2017 update. In addition, this will not be the region's first SCS, so we can build on lessons learned in the first integrated transportation and land use planning effort.

## **Key Initiatives**

The 2017 update will focus on specific new initiatives and policy issues that were identified in *Plan Bay Area* as being key items to develop and integrate into the 2017 update. These include greater integration with other regional initiatives done in coordination with or led by partner regional agencies such as:

- Sea level rise adaptation planning;
- Healthy infill development guidelines; and
- Economic development and prosperity analysis.

In addition, MTC is advancing a Regional Goods Movement Plan and two transit studies focused on capacity and connectivity of the region's core transit systems. These initiatives will all be key inputs into the 2017 update. Recommendations from these initiatives will be developed on a rolling basis heading into the 2017 update. MTC will coordinate with county Congestion Management Agencies (CMAs) to

ensure coordination with county-level transportation planning efforts. This linkage will be advanced in part through updated County Transportation Plan guidelines currently under development.

ABAG is working with local jurisdictions on the revision of Priority Conservation Areas (PCAs), Priority Development Areas (PDAs) and Inner Bay Corridors, including the East Bay Corridors and Grand Boulevard Initiative. These efforts focus on plan implementation, infrastructure improvements, place-making and economic strategies. Local jurisdictions and CMAs are essential partners in the update of Plan Bay Area; their input will shape the forecast and land use strategies.

Finally, the 2017 update will have to take into account the new or expanded work elements that MTC and ABAG agreed to in settling the litigation brought by the Building Industry Association and Communities for a Better Environment against the 2013 Plan.

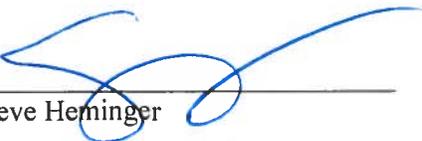
**Outreach Strategy**

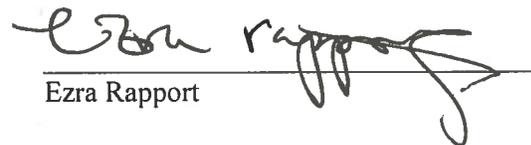
MTC and ABAG will work with other partner agencies to scale public engagement at a level appropriate for this focused 2017 update. A framework for the public engagement will be developed as part of the Draft Public Participation Plan process slated to begin in Fall 2014.

MTC's Policy Advisory Council and ABAG's Executive Board and Regional Planning Committee provided helpful suggestions relative to public engagement that staff is recommending be incorporated into the public engagement process for the 2017 update. Comment opportunities will include the key initiatives mentioned above. Public meetings will be conducted in all nine Bay Area counties, an online forum for public engagement will be provided for those who can't easily attend meetings, presentations to civic groups and community organizations will be structured to ensure significant local community input and MTC and ABAG will work with community-based organizations to involve residents in low-income communities and communities of color. We also expect to rely on our city and CMA partners to convey how the plan is developed with a sensitivity to the varied local conditions across our diverse region.

**Next Steps**

At your July meeting, staff is requesting feedback on the high-level approach outlined here and set forth in Attachments A and B. The feedback we receive will inform the content and structure of the Public Participation Plan slated to commence in the late fall.

  
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Steve Heminger

  
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Ezra Rapport

**Attachments**

- Attachment A: Approach and Tasks: 2017 RTP/SCS
- Attachment B: Schedule

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## Attachment A

# Approach & Tasks: 2017 RTP/SCS

### Proposed Approach

Overall	<ul style="list-style-type: none"> <li>• focused update in 2017           <ul style="list-style-type: none"> <li>◦ no RHNA</li> <li>◦ use overall Plan Bay Area framework</li> <li>◦ local input on PDA and PCA revisions</li> </ul> </li> <li>• emphasis on state of good repair and maintaining performance framework</li> <li>• focus on new initiatives and projects           <ul style="list-style-type: none"> <li>◦ transit core capacity/connectivity</li> <li>◦ goods movement</li> <li>◦ inner bay corridors</li> </ul> </li> <li>• greater integration of other regional agency initiatives such as           <ul style="list-style-type: none"> <li>◦ sea level rise adaptation planning</li> <li>◦ healthy infill</li> <li>◦ economic development</li> </ul> </li> <li>• requirements per settlement agreement(s) including           <ul style="list-style-type: none"> <li>◦ PDA assessment</li> <li>◦ Freight Emissions Reduction Action Plan</li> <li>◦ EIR disclosures regarding Express Lanes</li> <li>◦ Healthy Infill Guidelines</li> </ul> </li> </ul>
<b>Specific Tasks:</b>	
a) Public Outreach	<ul style="list-style-type: none"> <li>• Develop Public Participation Plan</li> <li>• 2 rounds of telephone polls</li> <li>• 3 rounds of open houses (kick-off, scenarios, draft plan)</li> <li>• CBO-hosted focus groups</li> <li>• briefings of elected officials</li> </ul>
b) Call For Projects	<ul style="list-style-type: none"> <li>• update of Plan Bay Area project info</li> <li>• new regional projects largely based on new initiatives</li> <li>• incorporate new county projects per county plans and new funding sources/sales tax measures</li> </ul>
c) Project Performance Evaluation	<ul style="list-style-type: none"> <li>• preserve strongest performance evaluation elements from Plan Bay Area</li> <li>• integrate state of good repair analysis</li> </ul>
d) Job, Population & Housing Forecasts	<ul style="list-style-type: none"> <li>• update job, population &amp; housing forecasts</li> <li>• keep planning horizon at 2040</li> </ul>
e) Transportation revenue Forecast	<ul style="list-style-type: none"> <li>• update revenue forecasts with new base year and growth rates</li> <li>• keep planning horizon at 2040</li> </ul>
f) Scenario Analysis	<ul style="list-style-type: none"> <li>• one round of scenario analysis</li> <li>• scenarios designed to inform the selection of a preferred scenario</li> <li>• same scenario alternatives revised and carried over into EIR</li> </ul>

## Draft Schedule & Tasks: 2017 RTP/SCS

Year	Months	2014												2015												2016												2017								
		Q2			Q3			Q4			Q1			Q2			Q3			Q4			Q1		Q2																					
		Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun																		
<b>Policy Element</b>																																														
1	Programs to feed into 2017 RTP/SCS																																													
1a	HUD Sustainable Communities Strategy	[Blue bar]																																												
1b	Regional Goods Movement Study	[Blue bar]																																												
1c	Economic Development Strategy	1c	[Blue bar]																																											
1d	PDA Assessment per BIA Settlement Agreement				1d	[Blue bar]																																								
1e	Transit Core Capacity/Connectivity Studies				1e	[Blue bar]																																								
1f	Performance Evaluation Framework																1f			[Blue bar]																										
<b>2 Public Outreach</b>																																														
2a	Public Participation Plan				2a	[ ]			[ ]			[ ]			[ ]			[ ]			[ ]			[ ]			[ ]			[ ]																
2b	Open Houses				2b			[ ]			2b			[ ]			2b			[ ]			2b			[ ]																				
2c	Telephone Poll				2c			[ ]			2c			[ ]			2c			[ ]			2c			[ ]																				
3	Schedule, Work Plan, & Roles																3			[ ]			3			[ ]			3			[ ]														
4	Goals & Objectives																4			[ ]			4			[ ]			4			[ ]														
5	Targets, Performance Measures, & Equity Metrics																5			[ ]			5			[ ]			5			[ ]														
<b>Project Evaluation</b>																																														
6	Confirm PBA Project Information																6			[ ]			6			[ ]			6			[ ]														
7	Call For Projects																7			[ ]			7			[ ]			7			[ ]														
8	Performance Assessment																8			[ ]			8			[ ]			8			[ ]														
9	Equity Analysis																9			[ ]			9			[ ]			9			[ ]														
<b>Forecasts</b>																																														
10	Jobs Forecast (regional and subregional)				10	[Blue bar]															10			[ ]			10			[ ]			10			[ ]										
11	Housing Forecast (regional and subregional)				11	[Blue bar]															11			[ ]			11			[ ]			11			[ ]										
12	Revenue Forecast																12			[ ]			12			[ ]			12			[ ]														
<b>Scenario Development &amp; Analysis</b>																																														
13	Define & Evaluate Detailed Scenarios																13			[ ]			13			[ ]			13			[ ]														
14	Investment Tradeoffs																14			[ ]			14			[ ]			14			[ ]														
<b>Document Development</b>																																														
15	Adopt Preferred Scenario & Revise Alternative Scenarios																15			[ ]			15			[ ]			15			[ ]														
16	Draft EIR																16			[ ]			16			[ ]			16			[ ]														
17	Draft Plan																17			[ ]			17			[ ]			17			[ ]														
18	Draft Conformity Analysis																18			[ ]			18			[ ]			18			[ ]														
19	Draft EIR & Plan Outreach																19			[ ]			19			[ ]			19			[ ]														
20	Respond to EIR Comments																20			[ ]			20			[ ]			20			[ ]														
21	Adopt EIR																21			[ ]			21			[ ]			21			[ ]														
22	Adopt Plan																22			[ ]			22			[ ]			22			[ ]														

[ ] committee information  
 [ ] committee action

# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



**ABAG**

Date: July 7, 2014  
To: ABAG Executive Board  
From: Duane Bay  
Research and Planning Deputy Director  
Subject: **PDA Showcase: San Leandro**

Tom Liao, the planning director for the City of San Leandro, will present recent trends, challenges and opportunities in the city's Priority Development Areas (PDAs). Like many cities in the Inner Bay and across the region, San Leandro has been heavily impacted by both the downturn in the economy in 2008 and the recent influx of investment.

Adopted in 2007, the Downtown TOD Strategy designates special policy areas around eight opportunity sites within ½ mile of the San Leandro BART station. The policy areas range from underutilized sites next to the station with no maximum densities to transitional zones bordering single family neighborhoods targeted for lower heights and less intense land uses. The area's public realm is already being transformed through major streetscape and infrastructure projects.



Cornerstone: 200 Units of Affordable Housing Development

The Strategy was developed in coordination with AC Transit in anticipation of the East Bay Bus Rapid Transit project, which provides skip-stop service between the BART station and downtown Oakland along East 14<sup>th</sup> Street and International Blvd. BART also partnered on the project to capitalize on the 2017 extension to San Jose, which will bring San Leandro within a convenient transit commute of Silicon Valley.

## **PDA Showcase: San Leandro**

July 7, 2014

2

The Great Recession dampened demand for residential development in Downtown. The Downtown TOD Strategy allowed the development of a key opportunity site around the BART station to shift from a market and affordable housing project to a project that retains the affordable housing component while replacing the market-rate housing with a transit-oriented tech campus. The development provides much-needed workforce housing while capitalizing on Lit San Leandro—a high speed fiber optic loop that has made the city increasingly attractive to tech companies.



Downtown Tech Campus: Up to 500,000  
Square Feet of Transit-Oriented Office

A take-away from this experience for other communities is the importance of responding to changing market conditions while respecting a plan developed through an extensive public process and continuing to build out public infrastructure to support new growth and improve quality of life for long-time city residents.

Attachment:  
San Leandro Downtown PDA Excerpt



# *Downtown San Leandro Transit-Oriented Development Strategy*

CITY OF SAN LEANDRO  
Community Development Department

FINAL REPORT  
4 September 2007

# 1 | The Strategy

The Downtown San Leandro Transit-Oriented Development Strategy is a document that will lead to a new kind of development in downtown San Leandro. This new development will bring more housing, retail and jobs and will result in more attractive and easy to use streets and sidewalks. With more residents living and working there, downtown San Leandro will be a more vibrant and inviting place, and public transit will be better supported and more able to provide the majority of daily transportation needs.

This Strategy establishes a land use framework, a comprehensive circulation system, design and development guidelines, and a series of implementation actions that will guide new development in downtown San Leandro for the next 20 to 30 years. The Strategy establishes the policies that developers and the City's Planning and Community Development staff will follow for new projects in the downtown area, informing them of required or allowable uses, building heights and various elements of building design. The document also will guide the City in the implementation of various public improvements that will serve as catalysts for or accompany private development.

## PURPOSE OF THE STRATEGY

The City of San Leandro anticipates that the vast majority of residential growth in the city will occur within downtown San Leandro. Downtown San Leandro is an ideal location for Transit-Oriented Development (TOD). It is served by excellent regional public transit consisting of BART and multiple AC Transit lines, with plans under development to introduce Bus Rapid Transit (BRT) to serve the core of downtown and further link it with neighboring East Bay cities. The city's form originated prior to the dominant use of automobiles for transportation, giving its streets and blocks a walkable size and scale. A mix of uses currently exists within the downtown, including residential, retail, office, and civic institutions. The city's General Plan identifies the downtown as a priority area for new mixed-use transit-oriented development that accentuates its role as the shopping district of the city while introducing higher densities and emphasizing a pedestrian-orientation. This Strategy has been prepared to analyze the potential for TOD in the downtown as a means of fulfilling the goals of the General Plan, to indicate the character of TOD that is appropriate to the downtown setting, and

- The primary goals of The Downtown San Leandro Transit-Oriented Development Strategy are to:*
- 1. Increase Transit Ridership, and*
  - 2. Enhance Downtown San Leandro.*

# The Strategy

to make recommendations for policies and practices that are necessary for implementation of downtown TOD.

The Strategy was funded primarily by the Metropolitan Transportation Commission (MTC) through its Station Area Planning Program. This Program is intended to increase transit ridership, enhance station access for pedestrians, bicyclists and transit riders, and promote livable, walkable communities. Additional funding was provided by the Alameda County Transportation Improvement Authority (ACTIA).

Two guiding goals for The Downtown San Leandro TOD Strategy were identified at the onset of the project. These goals are to:

- **INCREASE TRANSIT RIDERSHIP** TOD depends on high quality transit. In order to maximize the cost-effectiveness of transit services, a consistent base of riders must be maintained and increased.
- **ENHANCE DOWNTOWN SAN LEANDRO** Downtown San Leandro should be recast as a distinct, vibrant, pedestrian-oriented destination with a strong sense of place and civic identity.

## THE STUDY AREA

The San Leandro Downtown TOD Strategy study area is located in the northern portion of the city. It encompasses the downtown core, the downtown BART station area, and the Creekside and Best Manor neighborhoods. The

study area contains 4,474 dwelling units and approximately 10,600 residents; another 5,000-6,000 people work there.

The TOD Strategy study area is defined by a half-mile radius circle around the intersection of East 14th and Davis Streets. This particular intersection was chosen because it is the location of AC Transit’s proposed BRT station. The distance of one-half mile was chosen because it is generally accepted by transit

planners as the maximum distance that the average person is generally willing to walk to transit.

The City’s Redevelopment Agency administers two project areas that fall within the study area of the TOD Strategy: the Plaza Redevelopment Project Area and the Joint City of San Leandro/ Alameda County Project Area. Redevelopment areas often benefit development efforts by providing valuable financing options.

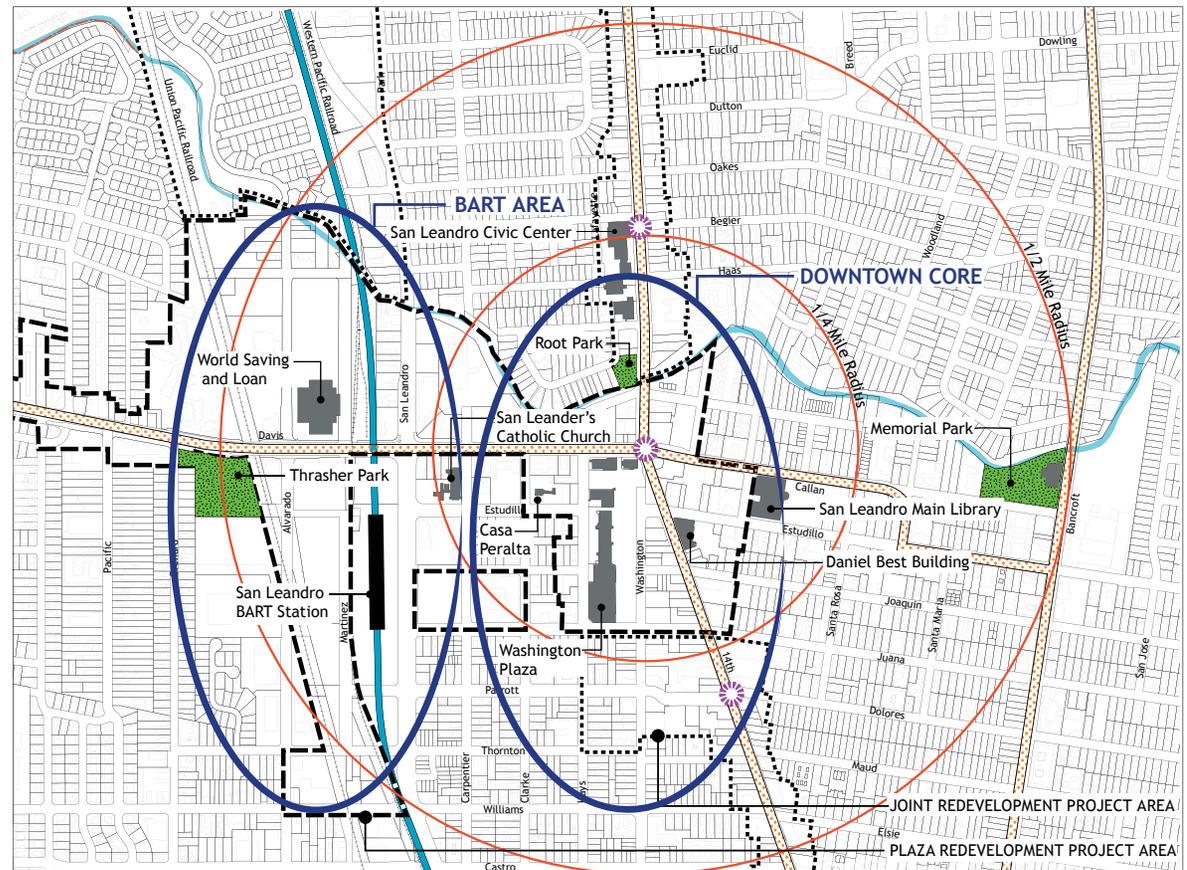


Figure 1: Study Area Overview

## A COMMUNITY EFFORT

An in-depth community involvement process helped define the Strategy's goals, conclusions and recommendations. The three primary sources of information for the project included:

- The Technical Advisory Committee (TAC), consisting of city staff and expert advisors representing a variety of regional transit and planning agencies. The TAC was responsible for the technical analysis of the planning consultants' work;
- A 27-member Citizen Advisory Committee (CAC). The CAC represented a diverse and dedicated cross-section of the community, volunteering their time to work closely with the planning consultants throughout the project. The CAC reviewed the analyses and design and made recommendations based on their thorough knowledge of the city and community;
- The community at large, typically involving a variety of elected officials. The community assembled for three workshops with the CAC and TAC to review the on-going project work, voice concerns and desires, and clarify a vision for the future of the downtown.

With this high degree of detailed involvement by the community, this Strategy represents a consensus view of the potential for TOD in San Leandro and truly can be said to have come directly from the community.

During the course of the three community workshops, the following directions were given

to the design team for inclusion in the Strategy:

- **LAND USE AND DEVELOPMENT**
  - Residential development should not exceed six stories in most of the downtown, while taller buildings are acceptable between the BART and Union Pacific Railroad (UPRR) rights of way;
  - Mixed-use projects should be encouraged. Ground floor retail should be provided as appropriate for the location;
  - Retail development should be locally-owned and operated, reflecting the uses currently used and valued in the downtown. Including national retailers is acceptable, but should not be the focus or primary occupants of retail development;
  - Office development should be done on a small scale, infill basis in the downtown core.
- **OPEN SPACE**
  - A civic plaza or park should be provided in the core of downtown to serve as a gathering space for the community;
  - Neighborhood parks and playgrounds are needed for existing and future residents;
  - A linear "greenway" using railroad or BART right-of-way land is desirable as an exercise and circulation facility;
  - San Leandro Creek should be better used as an element of public open space and be part of the city's park system.



Community meeting to discuss the Strategy, September 2006.



The CAC, consultants and community members touring successful downtowns and TODs in the Bay Area. (Mountain View Civic Center)

# The Strategy

- **PEDESTRIAN ENVIRONMENT**

- o Streetscape improvements are needed to enhance the pedestrian experience on many downtown streets and to encourage walking. East 14th Street's narrow sidewalks are of particular concern as impediments to considering downtown as a pedestrian environment;
- o Streetscape design must account for safety and comfort. Sufficient sidewalk space, adequate lighting, separation from traffic, and activity ("eyes on the street") promote feeling safe and encourage sidewalk use.

- **CIRCULATION**

- o Parking impacts (including the impact on development and the potential for increased traffic associated with greater numbers of vehicles) should be reduced by limiting both parking supply and demand;
- o Public parking facilities should be provided to support retail and to provide development opportunities on surface parking sites;
- o Bicycle facilities should be incorporated in all new development and in streetscape improvements;
- o Hays Street should be closed, if feasible, between Davis and East 14th Streets to facilitate the creation of a creekside park.

## What is Transit-Oriented Development?

Transit-Oriented Development is little different from good town planning: it creates a place where people have convenient access to the goods and services they need on a daily basis, provided in an environment that is attractive, usable, accessible and enjoyable. Transit-Oriented Development recognizes that proximity to transit can be vital to achieving this environment, especially in metropolitan areas where opportunities for living and working are abundant and accessible by such transit. TOD comprises the following characteristics:

- A circulation framework (streets, paths and transit ways) accessible to all members of society, that accommodates all modes of transportation - pedestrians, bicycles, transit and motor vehicles - without allowing one mode to dominate the others. The circulation framework enables and encourages walking;
- A mix of land uses, such as housing, office, retail, and civic and cultural institutions that support transit operations by attracting people to the area;
- Sufficient densities to support transit and the retail, entertainment, services, public spaces and other attractions of the area.

The Metropolitan Transportation Commission has further defined Transit-Oriented Development as places with a mix of homes, jobs, shops and services in close proximity to frequent, high-quality transit services. Such



TOD includes a mix of uses, such as residential and retail, located near transit.



TOD-supportive residential densities range from townhouses to multi-story buildings.



Oakland's Fruitvale Village was built as a TOD and is intended to revitalize its adjacent neighborhoods.



Hayward Civic Center is a TOD that combines a government job center with a mix of residential densities.

development is often compact in form, rather than sprawling, and provides a range of public amenities that creates an enjoyable and attractive environment for daily life. With the right mix of housing, jobs, shopping, recreation and services, and access to abundant transit options, TOD can create an environment where transit and walking can satisfy almost all transportation needs. The use of, or even the ownership of an automobile, can be an option rather than a necessity. Cars are not prohibited from TOD; they simply are needed less often.

To achieve this auto-optional condition, TOD must be developed in a way that makes walking, bicycling and transit use convenient, safe and efficient. Compact form helps satisfy this condition, while policies that encourage a reduction in the expectation of automobile use must also be included. Zoning codes can reduce the amount of parking required by new development, require bicycle facilities such as secure bicycle parking in buildings, or demand that front doors and windows, rather than parking lots, face public sidewalks. General Plans can be modified to allow higher levels of traffic congestion while placing priority on improvements for pedestrians, such as wider sidewalks or narrower intersections. TOD encompasses both the physical design of places well-served by public transit, and the policies and practices needed to ensure that compact development is not overrun by cars.

TOD is a flexible form of development that adapts to local conditions, including both the

kind of transit being served as well as the existing form and character of the community. Regional transit systems (such as BART) with widely spaced high-speed train stations and high ridership numbers often attract larger or more intense development that provides a greater quantity of potential riders, while smaller systems or those with frequent stops (such as light rail or local bus systems) may influence only a few nearby parcels. Development may include new buildings as well as the continued use or renovation of existing buildings. Where undeveloped sites are available, these often are the ideal focus for TOD projects. In addition, parcels that may be underused, such as surface parking lots, vacant buildings, outdated shopping centers or older industrial sites, are perfect targets for the revitalization and increased value brought about by bringing in attractive new uses. In all cases, regardless of the size or location of the transit system or the conditions of the community, TOD comes about because it recognizes people's need and desire for convenient access to work, home and daily goods and services that can be made available without requiring long commutes or land-intensive urban sprawl.

## The Strategy

### Before:

The crossroads of San Leandro no longer feels like the heart of the city. Instead of civic-minded buildings and a gracious plaza, there are low-slung buildings that turn their back to the street, a wide sidewalk where San Leandro Plaza used to sit, vacant buildings fronting a mostly empty parking lot, and a large parking lot serving a suburban style shopping center. It can also be a congested intersection at busy times of the day, where pedestrians don't always feel safe crossing the street. Downtown San Leandro has many positive attributes. Unfortunately, these are not shown to advantage in the heart of the city.



East 14th Street and Davis Street - The Crossroads of Downtown San Leandro

**After:**

Transit-Oriented Development brings a renewed vitality to downtown San Leandro. New stores, restaurants and cafes combine with widened sidewalks and improved streetscape design to return life to the streets. With residences built above the stores, downtown is populated day and night and feels more lively, attractive and safe. Historic San Leandro Plaza is revived and expanded for civic gatherings and festivals, replacing large areas of parking that dominated downtown.

Walking is the preferred means of travel within the downtown.



East 14th Street and Davis Street - The Crossroads of Downtown San Leandro

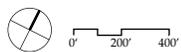
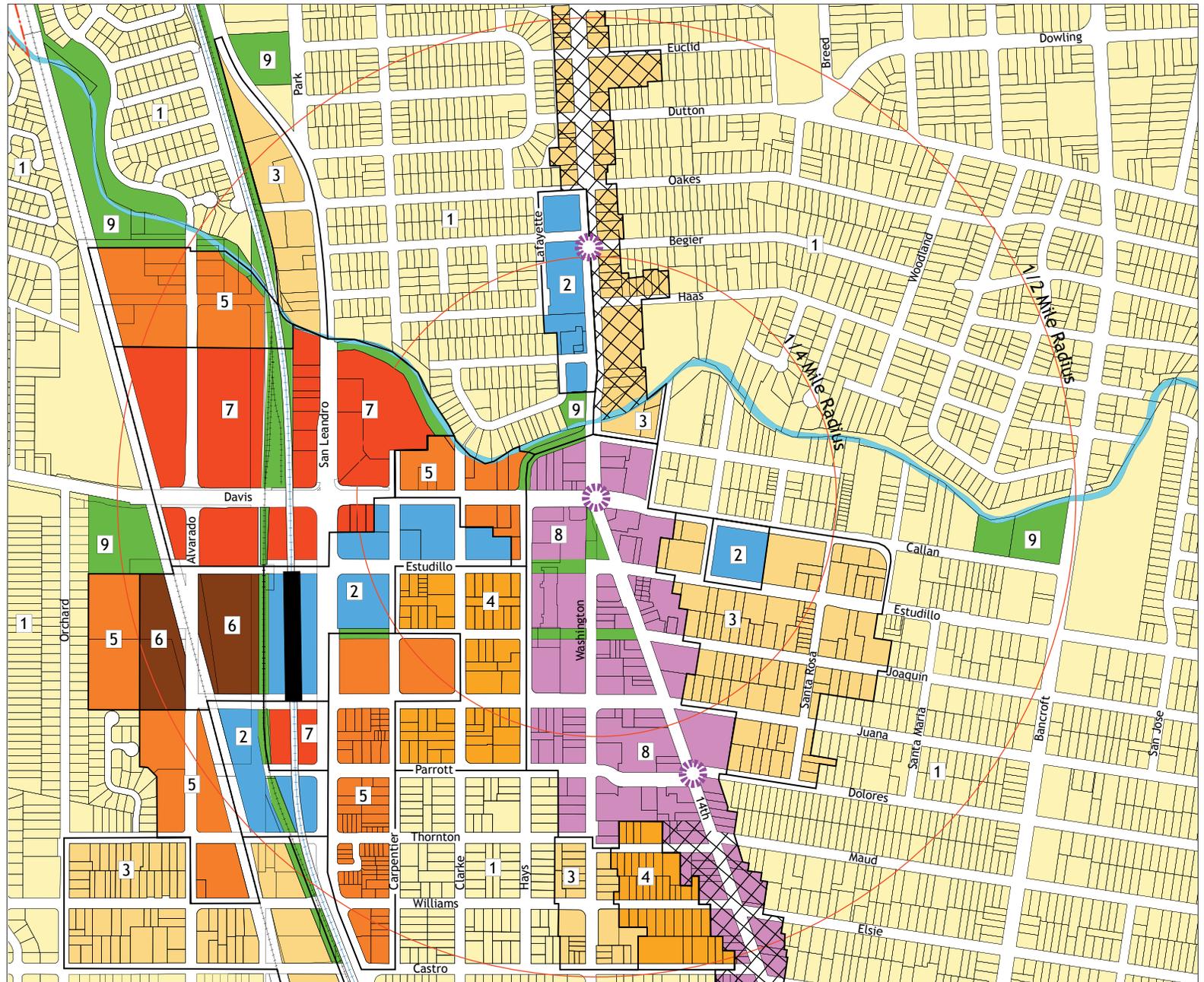
# Land Use

Table 1: Land Use Matrix

		Downtown San Leandro TOD Strategy				
Land Use Category	Existing Zoning Districts (Max. Height)	Primary Land Uses Allowed	Maximum Height	Maximum Density	Minimum Density	Notes
			For parcels above 20,000 s.f.			
1 Residential Neighborhood	Follow Current Policy	Follow Current Policy	Follow Current Policy	Follow Current Policy	Follow Current Policy	
2 Public / Institutional	Follow Current Policy	Follow Current Policy	Follow Current Policy	Follow Current Policy	Follow Current Policy	
3 Multi-Use Infill	<ul style="list-style-type: none"> <li>• CC (50')</li> <li>• CN (30')</li> <li>• IL (35')</li> <li>• IP (35')</li> <li>• NA-1 (30')</li> <li>• NA-2 (30')</li> <li>• P (30')</li> <li>• RD (30')</li> <li>• RM-1800 (50')</li> <li>• RM-2500 (45')</li> <li>• RS (30')</li> </ul>	Residential, Retail, Office	50'	40 du/ acre (res'l) 1.0 FAR (office)	20 du/ acre	Single-use and mixed-use development allowed. Ground floor retail encouraged on East 14th Street and Washington Avenue. Coordinate requirements of NA1 and NA2 districts as necessary.
4 TOD-Transition Mixed-Use	<ul style="list-style-type: none"> <li>• CD (75')</li> <li>• P (30')</li> <li>• RD (30')</li> <li>• RM-1800 (50')</li> </ul>	Residential Required; Retail & Office allowed	50'	60 du/ acre	20 du/ acre	
5 TOD-Residential Mixed-Use	<ul style="list-style-type: none"> <li>• CC (50')</li> <li>• CD (75')</li> <li>• IP (35')</li> <li>• P (30')</li> <li>• PS (n/a)</li> <li>• RD (30')</li> <li>• RM-1800 (50')</li> <li>• RM-3000 (40')</li> </ul>	Residential Required; Limited Retail & Office allowed	60' or 75' (See Figure 8)	100 du/ acre	60 du/ acre	
6 TOD-BART Area Mixed-Use	<ul style="list-style-type: none"> <li>• IP (35')</li> </ul>	Residential Required; Limited Retail & Office allowed	No Limit	No Limit	80 du/ acre	
7 Office Mixed-Use	<ul style="list-style-type: none"> <li>• CC (50')</li> <li>• IL (35')</li> <li>• IP (35')</li> <li>• P (30')</li> <li>• PS (n/a)</li> <li>• RM-1800 (50')</li> </ul>	Office, Residential, Retail	75'	No Limit	60 du/ acre (res) 1.0 FAR (comm)	Office required fronting Davis Street, encouraged fronting San Leandro Boulevard. Service retail allowed in mixed-use projects.
8 Retail Mixed-Use	<ul style="list-style-type: none"> <li>• CC (50')</li> <li>• CD (75')</li> <li>• P (30')</li> </ul>	Retail, Residential, Office	75' 24' minimum (East 14th Street)	75 du/ acre (res) 2.0 FAR (office) 1.0 FAR (retail)	35 du/ acre (res) 1.0 FAR (retail, where required)	Ground floor retail required on East 14th Street and Washington Avenue, encouraged elsewhere with possible density bonus. Ground floor office on East 14th Street limited to 15% of block frontage. Coordinate requirements with <i>East 14th Street South Area Development Strategy</i> as necessary.

Figure 6: Land Use Framework

- Legend**
- 1 Residential Neighborhood
  - 2 Public/Institutional
  - 3 Multi-Use Infill
  - 4 TOD-Transition Mixed-Use
  - 5 TOD-Residential Mixed-Use
  - 6 TOD-BART Area Mixed-Use
  - 7 Office Mixed-Use
  - 8 Retail Mixed-Use
  - 9 Open Space
  - East 14th Street Study Areas
  - BART Track / Station
  - AC Transit Proposed BRT Station



Draft

## LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE

Committee Chair: Supervisor Scott Haggerty—Alameda County  
Committee Vice Chair: Councilmember Desley Brooks—City of Oakland

Staff: Brad Paul – Deputy Executive Director 510/ 464-7955; [BradP@abag.ca.gov](mailto:BradP@abag.ca.gov)  
Kathleen Cha – Senior Communications Officer 510/ 464-7922; [KathleenC@abag.ca.gov](mailto:KathleenC@abag.ca.gov)

**Thursday, July 17, 2014 – 3:30 p.m. to 5:00 p.m.**  
***ABAG Large Conference Room B, MetroCenter, 101 Eighth Street, Oakland***

### AGENDA\*

1.	<b>OPEN AGENDA</b> Committee members may raise issues for consideration; members of the public may speak.	Information/ Action
2.	<b>APPROVAL OF MINUTES</b> Committee will review and approve the minutes of the May 15, 2014, L&GO meeting.	Information/ Action
3.	<b>LEGISLATION PROPOSED FOR 2014 LEGISLATIVE SESSION</b> For review and analysis, the following legislation will be discussed and positions recommended: <ul style="list-style-type: none"><li>• <b>SB 270 (Padilla) Solid Waste: Single-use Carryout Bags</b></li><li>• <b>AB 1893 (Eggman) Home-Generated Sharps Management</b></li><li>• <b>AB 2284 (Williams) Recycling of Household Batteries</b></li><li>• <b>AB 2748 (Environmental Safety and Toxic Material Committee) Hazardous Waste: Business Plan</b></li><li>• <b>AB 2372 (Ammiano) Change in Ownership</b></li><li>• <b>SB 53 (deLeon) CA Ammunition Safe Sales System</b></li></ul> <b>Bills previously considered/amended, will also be updated and/or reviewed:</b> <b>SB 792 (DeSaulnier) Regional Entities San Francisco Bay Area</b> <b>AB 2145 (Bradford) Electricity-Community Choice Aggregation</b> <b>AB 1537 (Levine) General Plan Housing Element-Regional Housing Need</b> <b>SB 1184 (Hancock) San Francisco Bay Conservation and Development Commission: Sea Level Rise—Regional Resilience Strategy</b> <b>SB 1077 (DeSaulnier) Vehicles: Mileage-based Fee Pilot Program</b>	Information/ Action
4.	<b>FORMALIZE POLICY ON TAKING POSITIONS BETWEEN L&amp;GO BI-MONTHLY MEETINGS</b> Establish policy and procedure for taking positions on bills between meetings for L&GO Committee or ABAG.	Information/ Action
5.	<b>BRIEFING ON BUDGET TRAILER BILLS</b> Discussion of legislation and projected funding impact on local government.	Information/ Action
6.	<b>ADJOURNMENT</b> Next meeting is scheduled for <b>September 18, 2014.</b>	Action
	<b>Agenda and other written materials are available at ABAG/Front Desk, 101 8<sup>th</sup> Street, Oakland, or at <a href="http://www.abag.ca.gov/meetings">http://www.abag.ca.gov/meetings</a></b>	

\* 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](http://www.leginfo.ca.gov).

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**LEGISLATION**  
**2014 State Legislative Session**  
**Legislation & Governmental Organization Committee**  
**July 10, 2014**

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary
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<b>*NEW BILLS</b>					<b>Bold Face/Shading in Legislation Summary indicates change/ amendments.</b>
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*Bills to be reviewed are listed in numeric order with Assembly bills listed first, followed by Senate bills*

	New Bills				
<b>*SB 53 deLeon</b>	<b>CA Ammunition Safe Sales System: Ammunition-Purchase Permits</b>	<b>ASM Third Reading</b>	Support		<b>Senate Bill 53 addresses these deficiencies in the law by creating comprehensive ammunition regulations that ensure that criminals and other dangerous individuals cannot purchase ammunition. Under this proposal, a statewide standard on ammunition sales would be created, providing law enforcement with clear information on who is selling and buying ammunition. "Senate Bill 53 requires ammunition vendors to be licensed in order to know who is actually selling ammunition in California. Additionally, SB 53 requires purchasers to pass a background check in order to buy ammunition. The Department of Justice will keep a list of all authorized ammunition purchasers, which vendors will use to verify that individuals are not prohibited from purchasing ammunition. By doing so, this measure will make ammunition accessible only to lawful gun owners, and not dangerous criminals."</b>
<b>*SB 270 Padilla</b>	<b>Solid Waste: Single-use Carryout Bags</b>	<b>ASM Appropriations Suspense File</b>	Support		<b>This bill prohibits retail stores from providing single-use carryout bags to customers, and requires retail stores to provide only reusable grocery bags for no less than 10 cents per bag.</b>
<b>*AB 1893 Eggman</b>	<b>Home-Generated Sharps Management</b>	<b>ASM Appropriations</b>	Support		<b>Requires that customers be given a free sharps disposal container with the sale of 50 or more medical sharps</b>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 2
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					for self-injection. Specifies that the sharps container shall be provided by the sharps manufacturer at no cost and that the container have adequate capacity to hold the number of sharps purchased.	
*AB 2284 Williams	Recycling of Household Batteries	SEN Environmental Quality	Support		Requires the Department of Resources Recycling and Recovery (CalRecycle) to develop and fund up to three local recycling pilot projects for non-rechargeable household batteries.	
*AB 2748 Environmental Safety and Toxic Material Committee	Hazardous Waste: Business Plan	SEN From Consent Calendar-ordered to third reading	Support		This bill provides that a business that handles paint that will be recycled or otherwise managed under an architectural paint recovery program approved by the Department of Resources Recycling and Recovery (CalRecycle) is only required to establish and implement a hazardous materials business plan (HMBP) if it handles postconsumer (leftover) paint above specified quantities.	
*AB 2372 Ammiano	Change in Ownership	SEN Appropriations	Support CSAC Support		<b><u>This bill would specify that if on or after January 1, 2015 90% or more of the direct or indirect ownership interests in a legal entity are cumulatively transferred in one or more transactions, the transfer of the ownership interest is a change in ownership of the real property owned by the legal entity, whether or not any one legal entity or person acquires control of the ownership interests. This bill would require the Franchise Tax Board to include an additional question on corporation and income returns for partnerships, banks, and corporations to assist in the determination of whether a change in ownership as so described has occurred.</u></b> <b>This bill would require the State Board of Equalization to report to the Legislature, no later than January 1, 2020, regarding the implementation of these changes in ownership, including, but not limited to, the economic impact and frequency of reassessments of real property owned by legal entities.</b>	
	<i>Bills previously considered/amended--for review</i>					
AB 2145 Bradford	Electricity: Community Choice Aggregation	SEN Appropriations  Hearing 8/4	Oppose  CSAC oppose LCC oppose	<b>OPPOSE</b>	<b>Amended: July 1, 2014</b> <b>The act requires a community choice aggregator to register with the commission, which may require additional information to ensure compliance with basic consumer protection rules and other</b>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 3</span>
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					<p><b>procedural matters.</b> <u>Existing law requires that a city, county, or city and county that elects to implement a community choice aggregation program within its jurisdiction do so by ordinance, but authorizes a city, county, or city and county to request, by affirmative resolution of its governing council or board, that another entity authorized to be a community choice aggregator act as the community choice aggregator on its behalf, in which case, that other entity is responsible for adopting the ordinance to implement the community choice aggregation program on behalf of the requesting city, county, or city and county.</u></p> <p><b>communication by the community choice aggregator to the public or prospective and existing customers to be consistent with, specified information and would require that the implementation plan filed by a community choice aggregator completely describe <u>certain</u> matter required to be disclosed under existing law. The bill would authorize the commission to require that a community choice aggregator, when registering with the commission, provide additional information to ensure compliance with basic consumer protection and other rules and other procedural matters. <u>If a city, county, or city and county requests another entity that is authorized to be a community choice aggregator to act as the community choice aggregator on its behalf, the bill would require that the entity that is to be the community choice aggregator be in a county that is contiguous to the requesting city, county, or city and county. The bill would provide that, beginning January 1, 2015, no entity may enact an ordinance to serve as the community choice aggregator in more than 3-contiguous-counties, but may serve as the community choice aggregator for any city, county, or</u></b></p>
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Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 4</span>
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					<p><u>city and county that is outside a 3-contiguous-county area, for which it adopted an ordinance prior to January 1, 2015. The bill would make other technical, nonsubstantive revisions to the community choice aggregator provisions.</u></p> <p><u>The Joint Exercise of Powers Act authorizes the legislative or other governing bodies of 2 or more public agencies to jointly exercise by agreement any power common to the contracting parties, as specified. Existing law authorizes any group of cities, counties, or cities and counties whose governing boards have so elected to combine the loads of their programs as a community choice aggregator through the formation of a joint powers agency established pursuant to the Joint Exercise of Powers Act. This bill would prohibit a joint powers agency formed to provide electric service as a community choice aggregator from exceeding the geographical boundaries of 3-contiguous-counties, but would provide that this limitation does not apply where an ordinance authorizing community choice aggregation outside the 3-contiguous-counties was adopted prior to January 1, 2015.</u></p> <p><i>Original language: Makes specific reforms to the community choice aggregation (CCA) program.</i></p> <p><i>1) Requires customers to opt-in to CCA's effective January 1, 2015.</i></p> <p><i>2) Requires CCA implementation plans to include information to customers about the following: a) rates as compared to the incumbent utility; b) greenhouse gas emission rate using protocols established by the California Air Resources Board</i></p> <p><i>3) Authorizes the California Public Utilities Commission (PUC) to process complaints against the CCA, as the incumbent utility, prescribed by law.</i></p>
SB 1014 Jackson	Pharmaceutical Waste: Home Generated	ASM Appropriations	Support As	NO INTEREST AS AMENDED (5/15)	Amended 5/27, 6/10, 6/18/, 6/30: This bill would require the department and the California State Board of

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 5
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			<p>Introduced LCC Support CSAC Support</p>		<p><b>Pharmacy, on or before January 1, 2016, to jointly develop and adopt regulations to authorize a participant to establish a program to collect and properly dispose of home-generated pharmaceutical waste, based upon the model guidelines developed by the department pursuant to those repealed provisions and to include specified provisions in those regulations. The bill would deem a participant operating a program in accordance with those regulations to be in compliance with all state laws and regulations concerning the handling, management, and disposal of home-generated pharmaceutical waste.</b></p> <p><b>Amended 4/21:</b> <u>This bill would require the department to adopt regulations to authorize a participant to establish a program to collect and properly dispose of home-generated pharmaceutical waste, based upon the model guidelines developed by the department pursuant to those repealed provisions and to include specified requirements and provisions in those regulations. The bill would require an entity that elects to implement a home-generated pharmaceutical waste collection program to comply with the requirements specified in those regulations and would deem a participant operating a program in accordance with those regulations to be in compliance with all state laws and regulations concerning the handling, management, and disposal of home-generated pharmaceutical waste</u></p> <p>(Original: Would require producers of pharmaceuticals, as defined, to create, finance and manage a collections system for California consumers to safely and conveniently take-back unwanted pharmaceuticals: a system structured after an existing program in Canada which the industry has efficiently operated for 15 years. <i>“This bill would enact the Home-Generated Pharmaceutical Waste Collection Disposal Act and would define terms for purposes of the act. The bill would require a</i></p>
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Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 6</span>
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					<p><i>producer of covered pharmaceuticals to submit to the Department of Resources Recycling and Recovery, by July 1, 2015, except as specified, a product stewardship plan and would authorize one or more producers to submit a plan or designate a stewardship organization to act as an agent on behalf of the producers to submit a plan. The bill would require the stewardship plan to contain specified elements with regard to the collection and disposal of home-generated pharmaceutical waste, including provisions for the payment of all administrative and operational fees associated with the product stewardship program.”)</i></p>
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<p><b>SB 1077</b> <b>DeSaulnier</b></p>	<p><b>Vehicles: Mileage-based Fee Pilot Program</b></p>	<p><b>ASM Appropriations</b></p>	<p>Watch MTC Support LCC Support in Concept CSAC Watch</p>	<p><b>SUPPORT</b></p>	<p><b>Amended 6/25/14: This bill would establish a Mileage-Based Fee (MBF) Task Force within the California Transportation Commission, as specified. The bill would require the task force to study MBF alternatives to the gas tax and to make recommendations to the Department of Transportation and the commission on the design of a pilot program, as specified. Would also authorize the task force to make recommendations on the criteria to be used to evaluate the pilot program. <i>The bill would require the task force to consult with specified entities and to consider certain factors in carrying out its duties.</i> The bill would require the Transportation Agency, based on the recommendations of the task force, to develop and implement a pilot program by January 1, 2016, to identify and evaluate issues related to the potential implementation of a MBF program in California. The bill would require the agency to prepare and submit a report of its findings to the task force, the commission, and the appropriate fiscal and policy committees of the Legislature by no later than June 30, 2017, as specified. The bill would also require the commission to include its recommendations regarding the pilot program in its annual report to the Legislature, as specified. The bill would repeal these provisions on January 1, 2018.</b></p> <p><i>Original bill: This bill requires the Transportation Agency to develop a pilot program by January 1, 2016, to explore various methods for using a mileage-based fee (MBF) to replace the state's existing fuel excise tax.</i></p>
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Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 7</span>
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AB 1537 Levine	General Plan Housing Element: Regional Housing Need	SEN Appropriations Hearing 8/4	Support  LCC Watch  CSAC Support	SUPPORT	Amended 4/21/14: Would require, <u>until December 31, 2023</u> , a county that is in <u>the San Francisco-Oakland-Fremont Metropolitan Statistical Area of 2,000,000 or more</u> and that has a population of less than 400,000 to be considered suburban for purposes of determining the densities appropriate to accommodate housing for lower income households. The bill would, for that same purpose, also require a city that has a population of less than 100,000 and in incorporated within that county to be considered suburban. <u>The bill would require a county or city so classified to make 2 reports to the Legislature and the Department of Housing and Community Development.</u>
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SB 792 DeSaulnier	Regional Entities San Francisco Bay Area	ASM Appropriations	Watch  LCC Watch  CSAC No Interest	OPPOSE (5/15)	<b>Amended 5/19 and 6/30 with more anticipated 1/28/14</b> This bill requires the San Francisco Bay Areas joint policy committee (JPC) to prepare a plan for consolidating the functions common to its member agencies and requires the Metropolitan Transportation Commission (MTC) to convene a public engagement advisory group to assist in the development of a draft public participation plan, as specified. Requires the inclusion of additional elements in the region's Sustainable Communities Strategy (SCS), and assigns responsibility for those elements to member entities of the JPC.
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	Bills Previously Considered			Positions Taken	
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AB 418 Mullin	Local Government: Special tax, Assessment, or Property-related Fee	ASM Inactive File	Support  LCC Watch  CSAC Watch	SUPPORT	<b>SEN amendment to ASM bill:</b> 1) Authorize C/CAG to impose a special tax, in compliance with Article XIII C of the California Constitution, or to impose a property related fee, in compliance with Article XIII D of the California Constitution, to implement stormwater management programs consistent with the joint powers agreement of C/CAG's member agencies. 2) Allow the special tax or property related fee, at the option of C/CAG, to be collected on the tax rolls of the county in the same manner, by the same persons, subject to the same penalties, and at the same time as county ad valorem property taxes. Allow the county auditor to deduct the amount required to reimburse the county for its actual cost of collection.
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Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 8</span>
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					<p><i>(originally: Would authorize the City/County Association of Governments of San Mateo County, in accordance with CA constitutional provisions, to impose a parcel tax or a property-related fee for the purpose of implementing stormwater management programs consistent with the agencies' joint powers agreement.)</i></p>
<p><b>AB 1179</b> <b>Bocanegra</b></p>	<p><b>Strategic Growth Council</b></p>	<p><b>SEN Appropriations</b>  <b>Hearing 8/4</b></p>	<p>Support  LCC Watch  CSAC Watch</p>	<p><b>SUPPORT</b></p>	<p><b>Amended 6/25 to read:</b>  <b>This bill would add the Superintendent of Public Instruction or his or her designee to the Strategic Growth Council but would authorize him or her to vote only on decisions of the council that are within the jurisdiction of that office.</b></p> <p>Original bill: Would add the Superintendent of Public Instruction or designee to the membership of the Strategic Growth Council. Current membership includes secretaries from the Business, Consumer Services, and Housing Agency, the Transportation Agency, the Health and Human Services Agency, the Environmental Protections Agency, the Natural Resources Agency, the Director of the Governor's Office of Planning and Research, and a public member appointed by the Governor.</p>
<p><b>AB 1690</b> <b>Gordon</b></p>	<p><b>Local Planning Housing Elements</b></p>	<p><b>SEN</b>  <b>Read Second time amended. Ordered to third reading</b></p>	<p>Support  LCC Support  CSAC Support</p>	<p><b>SUPPORT</b></p>	<p><b>Amended 6/30: This bill allows a city or county to accommodate their very low and low-income housing needs on sites designated for mixed uses if those sites allow 100% residential use; and requires that residential use occupy 50% of the total floor area of a mixed-use project.</b></p> <p><i>Existing law requires that the housing element of a community's general plan contain a program that sets forth a schedule of actions during the planning period that the local government is undertaking, or intends to undertake, to implement the policies and achieve the goals and objectives of the housing element through the utilization of appropriate federal and state financing and subsidy programs, and the utilization of moneys in a low- and moderate-income housing fund, as specified. Existing law also requires the program to accommodate at least 50% of the very low and low-income housing need on sites designated for residential use and for</i></p>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 9</span>
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					<p><i>which nonresidential uses or mixed-uses are not permitted, as specified.</i></p> <p>Original: This bill would instead require the program to accommodate at least 50% of the very low and low-income housing need on sites designated for <u>residential use or mixed-uses</u>.</p> <p>Deletes the requirement that a local government, when it fails to identify adequate sites in its housing element and must adopt a rezoning program, rezone at least 50% of its affordable housing sites on land designated for residential use and for which nonresidential uses or mixed-uses are not permitted. This bill would instead require the program to accommodate at least 50% of the affordable housing need on sites designated for residential use or mixed-uses.</p>
<p><b>AB 1793</b> <b>Chau</b></p>	<p><b>Amended-New Title: Redevelopment Housing Successor—Report</b></p> <p><i>Original title: Community Development: Affordable Housing</i></p>	<p><b>SEN Appropriations</b></p> <p><b>Hearing 8/4</b></p>	<p>Watch</p> <p>LCC Watch/ Notice of Concern</p> <p>CSAC Watch</p>	<p><b>WATCH</b></p>	<p><b>Amended 6/17</b></p> <p><u>This bill would require that “posted information to also include, as specified, an inventory of homeownership units assisted by the former redevelopment agency or the housing successor that are subject to covenants or restrictions or to an adopted program that protects the former redevelopment agency’s investment of moneys from the Low and Moderate Income Housing Fund.”</u></p> <p>Original: Authorizes housing successors to transfer the responsibility of enforcing the affordability deed restrictions of below market-rate (BMR) homeownership units of former redevelopment agencies (RDAs) to qualified nonprofit organizations.</p>
<p><b>AB 1961</b> <b>Eggman</b></p>	<p><b>Land Use: Planning – Sustainable Farmland Strategy</b></p>	<p><b>ASM Appropriations</b></p> <p><b>Held under submission</b></p>	<p>Watch</p> <p>LCC Watch</p> <p>CSAC Oppose unless amended</p>	<p><b>WATCH</b></p>	<p>This bill would require each county with significant agricultural land resources, as defined, to also develop, on or before January 2, 2018, a sustainable farmland strategy. The bill would require the Sustainable Farmland Strategy to include, among other things, a map and inventory of all agriculturally zoned land within the county, a description of the goals, strategies, and related policies and ordinances, to retain agriculturally zoned land where practical and mitigate the loss of agriculturally zoned land to nonagricultural uses</p>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 10</span>
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					<p>or zones, and a page on the county's Internet Web site with the relevant documentation for the goals, strategies, and related policies and ordinances, as specified. The bill would exempt any county with less than 4% of its land use base in agriculture, as specified. By increasing the duties of local officials, this bill would impose a state-mandated local program.</p>
<p><b>AB 1970</b> <b>Gordon</b></p>	<p><b>California Global Warming Solutions act of 2006: Community Investment and Innovation Program</b></p>	<p><b>ASM Appropriations</b></p> <p><b>Held under submission</b></p>	<p>Support</p> <p>LCC Support</p> <p>CSAC Support</p>	<p><b>SUPPORT</b></p>	<p>Amended 4/10/14</p> <p>This bill would create the Community Investment and Innovation Program and would require moneys to be available from the Greenhouse Gas Reduction Fund, upon appropriation by the Legislature, for purposes of awarding local assistance grants and other financial assistance to eligible grant applicants, as defined, who submit plans to develop and implement integrated community-level greenhouse gas emissions reduction projects in their region.</p> <p>The bill would require the Strategic Growth Council, in coordination consultation with the state board, to administer the program, as specified.</p> <p><del>The bill would require 25% of the moneys appropriated for purposes of the program be awarded to eligible grant applicants whose projects include and specifically benefit environmental justice communities, as defined.</del></p>
<p><b>AB 2008</b> <b>Quirk</b></p>	<p><b>Transit Village Plans: Goods Movement</b></p> <p><i>(was California Environmental Quality Act: Infill Projects—Goods Movement (was Regional Transportation Plan: Sustainable Communities Strategy-Urban Freight))</i></p>	<p><b>Chaptered 7/7/14</b></p> <p><b>Chapter 88 Statutes of 2014</b></p>	<p>Watch</p> <p>LCC Watch</p> <p>CSAC Watch</p>	<p><b>WATCH</b></p>	<p><b>Final: This bill would require the transit village plan to address demonstrable public benefits beyond the increase in transit usage including any 6 specified benefits. The bill would add as a public benefit the minimization of the impact of goods movement on air quality, traffic, and public safety through the provision of dedicated loading and unloading facilities for commercial space.</b></p> <p><i>Amended 3/28/14</i></p> <p>Requires the California Environmental Quality Act (CEQA) guidelines for infill project performance standards to include projects that promote the minimization of air quality, traffic, and public safety impacts of goods movement through dedicated loading and unloading facilities for commercial space.</p> <p><i>(original: This bill would state the intent of the legislature to enact legislation that would require a sustainable communities strategy</i></p>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary	Page 11
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					<i>to include consideration of greenhouse gas emissions resulting the delivery of urban freight.)</i>	
<b>AB 2170 Mullin</b>	<b>Joint Powers Authorities: Common Powers</b>	<b>SEN Third Reading</b>	Watch LCC Support CSAC Support	<b>WATCH</b>	Amended: This bill would provide that the parties to the agreement may exercise any power common to the contracting parties, including, but not limited to, the authority to levy a fee, <i>assessment</i> , or tax, as specified.	
<b>AB 2280 Alejo</b>	<b>Community Revitalization and Investment Authorities</b>	<b>SEN Appropriations Com Hearing 8/4</b>	Support  LCC Support CSAC Watch	<b>SUPPORT</b>	Allows local governments to establish a Community Revitalization and Investment Authority (Authority) in a disadvantaged community to fund specified activities and allows the Authority to collect tax increment, in particular to administer economic development and affordable housing programs.	
<b>AB 2282 Gatto</b>	<b>Building Standards: Recycled Water Infrastructure</b>	<b>SEN Appropriations Hearing 8/4</b>	Watch	<b>WATCH</b>	This bill would require the Department of Housing and Community Development, in consultation with other designated entities, to conduct research to assist in the development of, and to propose the adoption, amendment, or repeal by the commission, of mandatory building standards for the installation of recycled water infrastructure for newly constructed single-family and multifamily residential buildings.	
<b>SB 391 DeSaulnier</b>	<b>California Homes and Jobs Act 2013</b>	<b>ASM Appropriations— Suspense File  Last Action 8/30/13 No movement</b>	Support  LCC Support  CSAC Watch	<b>SUPPORT If amended</b>	<b><i>Last Action 8/30/13</i></b> : “would enact the California Homes and Jobs Act of 2013. The bill would make legislative findings and declarations relating to the need for establishing permanent, ongoing sources of funding dedicated to affordable housing development. The bill would impose a fee, except as provided, of \$75 to be paid at the time of the recording of every real estate instrument, paper, or notice required or permitted by law to be recorded. By imposing new duties on counties with respect to the imposition of the recording fee, the bill would create a state-mandated local program.”  <i>“The bill would require that revenues from this fee be sent quarterly to the Department of Housing and Community Development for deposit in the California Homes and Jobs Trust Fund, which the bill would create within the State Treasury. The bill would provide that moneys in the fund may be expended for supporting affordable housing, administering housing programs, and the cost of periodic</i>	

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 12</span>
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					<p><i>audits, as specified. The bill would impose certain auditing and reporting requirements."</i></p>
<p><b>SB 848</b> <b>Wolk</b></p>	<p><b>Safe Drinking Water, Water Quality, and Water Supply Act of 2014</b></p>	<p><b>SEN Third Reading</b></p>	<p>Support LCC Watch CSAC Pending</p>	<p><b>SUPPORT</b></p>	<p><b>Amended 7/3: This bill replaces the \$11.14 billion water bond that is currently on the November 2014 ballot with a new \$7,500,000,000 general obligation bond titled "The Safe Drinking Water, Water Quality, and Water Supply Act of 2014," (Act) and seeks voter approval to make unappropriated bond funds from specific water bonds, which were authorized in 2000 and earlier, eligible for appropriation for water supply projects.</b></p> <p>Original: This bill would enact the Safe Drinking Water, Water Quality, and Water Supply Act of 2014, which if adopted by the voters, would authorize the issuance of bonds in the amount of \$6,825,000,000 pursuant to the State General Obligation Bond Law to finance a safe drinking water, water quality, and water supply program.</p>
<p><b>SB 1021</b> <b>Wolk</b></p>	<p><b>School Districts: Parcel Taxes</b></p>	<p><b>ASM Com on Revenue and Taxes Hearing 6-25</b></p> <p><b>Failed Passage in Committee</b></p>	<p>Support CSAC Pending</p>	<p><b>SUPPORT</b></p>	<p><i>Unlike other property taxes limited by Proposition 13, which are based on value, <b>parcel taxes are fixed amounts on property regardless of size or value under current law.</b> Two years ago, a state appellate court ruled that Alameda Unified School District illegally imposed non-uniform parcel taxes – higher levies on some commercial property than on residential parcels.</i></p> <p><b>SB 1021 would overturn the decision and allow differential parcel taxes with two-thirds local voter approval: This bill would provide that special taxes that apply uniformly include any special tax imposed on a per parcel basis, according to the square footage of a parcel or the square footage of improvements on a parcel, according to the <i>classification</i> of a parcel, and at a lower rate on unimproved property. This bill would authorize a school district to treat multiple parcels of real property as</b></p>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 13</span>
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					<p><b>one parcel of real property for purposes of a qualified special tax, where the parcels are contiguous, under common ownership, and constitute one economic unit.</b></p>
<p><b>SB 1122 Pavley</b></p>	<p><b>Sustainable Communities: Strategic Growth Council</b></p>	<p><b>SEN Appropriations</b></p> <p><b>Suspense File</b></p>	<p>Support</p> <p>LCC Watch</p> <p>CSAC Pending</p>	<p><b>SUPPORT</b></p>	<p><u>Amended 3/24, 4/8, 5/5</u></p> <p>This bill would additionally require the Strategic Growth Council to provide financial assistance for its purposes, to be funded from moneys from the Greenhouse Gas Reduction Fund, upon appropriation by the Legislature, and would additionally require the regional plan or other planning instrument to meet the requirements of an applicable sustainable communities strategy.</p> <p>The bill would require the council to <del>develop and implement regional grant programs</del> manage and award financial assistance for the purpose of supporting the implementation of sustainable communities strategies, alternative transportation plans, or other regional greenhouse gas emission reduction plans within a developed area.</p> <p>The bill also would authorize the council to award financial assistance for the development and implementation of agricultural, natural resource, and open space land protection plans that are consistent with the implementation of sustainable communities strategies, alternative transportation plans, or other regional greenhouse gas emission reduction plans.</p>
<p><b>SB 1156 Steinberg</b></p>	<p><b>California Carbon Tax Law Of 2014</b></p>	<p><b>SEN Govt and Finance Hearing cancelled by author</b></p> <p><b>Last action 4/2/14</b></p>	<p>Watch</p> <p>LCC Watch</p> <p>CSAC Pending</p>	<p><b>WATCH</b></p>	<p>This bill, effective January 1, 2015, would impose a carbon tax of an unspecified amount per ton of carbon-dioxide-equivalent emissions on suppliers of fossil fuels. The bill would require the State Board of Equalization to administer and implement the carbon tax, and would require revenues from the tax to be deposited in the Carbon Tax Revenue Special Fund in the State Treasury.</p> <p>The bill would exempt suppliers of fossil fuels subject to the tax from regulations imposed by the State Air Resources Board under the California Global Warming Solutions Act of 2006 relative to the compliance obligation in the second compliance period under which suppliers of specified fuels are required to obtain allowances for carbon-dioxide-equivalent emissions under the cap-and-trade program adopted by the State Air Resources Board.</p>

Bill Author	Subject	Status	Staff Recommendation	L&GO Position	Legislation Summary <span style="float: right;">Page 14</span>
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					<p>The bill would state the intent of the Legislature that revenues from the carbon tax be rebated to taxpayers, particularly low- and medium-income taxpayers, of other taxes, and for implementation of the carbon tax to be revenue neutral.</p> <p>This bill would include a change in state statute that would result in a taxpayer paying a higher tax within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage, the approval of 2/3 of the membership of each house of the Legislature.</p> <p>The bill would take effect immediately as a tax levy.</p>
<b>SB 1184 Hancock</b>	<b>San Francisco Bay Conservation and Development Commission: Sea Level Rise—Regional Resilience Strategy</b>	<b>SEN Appropriations</b>  <b>Held in Com- under submission Suspense File</b>	Watch/ Amend- ment needed  LCC Watch CSAC Pending	<b>WATCH</b>	<b>SB 1184 would require the San Francisco Bay Conservation and Development Commission (BCDC) to prepare a regional resilience strategy for adapting to sea level rise in the San Francisco Bay.</b>
<b>SB 1260 DeSaulnier</b>	<b>Local Government: Affordable Housing</b>	<b>SEN Appropriations</b>  <b>Held in Com under submission</b>  <b>Suspense File</b>	Watch  LCC Watch CSAC Watch	<b>WATCH</b>	<p>SB 1260 would conform the housing requirements in the Infrastructure Financing District (IFD) Law with those of the Community Redevelopment Law, as proposed to be amended by SB 1 (Steinberg). The bill also amends the provisions of SB 1 to require SCIA's to:</p> <ul style="list-style-type: none"> <li>--Replace dwelling units housing low- and moderate-income households that are destroyed or removed from the area by public or private action within two years with units that have an equal or greater number of bedrooms.</li> <li>--Ensure that at least 20% of all new and substantially rehabilitated units developed publicly or privately within the district are affordable to low- or moderate-income households. Forty percent of these affordable units must be affordable to very low-income households.</li> </ul>

**July 10, 2014**

**To:                Legislation and Governmental Organization Committee (L&GO)**

**Subject:        Formalizing Policy and Procedures for Taking Positions on  
Legislation between bi-monthly L&GO meetings**

**From:            Kathleen Cha, ABAG Senior Communications Officer, Legislative Staff**

**Current L&GO policy and procedure** for recommending positions and taking subsequent action supporting/opposing/watching involves the following steps:

- At bi-monthly meetings (January, March, May, July, September, November), the Committee reviews select proposed legislation, assesses importance and priority within legislative priorities, and recommends positions on legislation reviewed for ABAG Executive Board approval.
- The L&GO Chair reports these Committee actions and recommendations to the Executive Board, which meets in the evening on the same day as L&GO. After approval of this Committee Report by Executive Board, these positions become the official ABAG legislative positions.

**Issue:** However, during the legislative cycle there are certain periods and State Legislative committee meetings (in February, April, August) that prompt immediate action because of amendments, requests for support/oppose letters to ensure passage/defeat, or bill alerts on bills that the Committee has not yet reviewed. To ensure that we can make an effective advocacy difference through our support/opposition, it would serve the Committee well and more effectively to have a formalized policy for taking action between L&GO meetings, especially during very active and fast moving legislative periods.

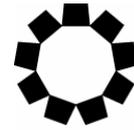
**Recommended Actions:**

- Designate a subcommittee comprised of four members: L&GO Chair and Vice Chair, ABAG President and Vice President.
- If action or change of position on legislation is required that needs immediate response and occurs between L&GO meetings, the designated subcommittee would be authorized via conference call or e-mail to recommend and take action on legislation in a timely manner, in the name of the L&GO committee or ABAG. If it is to be an ABAG official position, then the chair of L&GO will bring this policy and procedure recommendation to the Executive Board for their review and adoption.
- These “inter-meeting” actions will then be reported out to the subsequent L&GO meeting and in the Executive Board Report made by the L&GO Chair.

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# ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



ABAG

## AGENDA

### **FINANCE AND PERSONNEL COMMITTEE**

Thursday, July 17, 2014, 5:00 PM

Location:

Joseph P. Bort MetroCenter  
Association of Bay Area Governments  
101 8<sup>th</sup> Street, Conference Room B  
Oakland, California

*The ABAG Finance and Personnel Committee may act on any item on this agenda.*

*Agenda and attachments available at [abag.ca.gov](http://abag.ca.gov)*

*For information, contact Herbert Pike, Finance Director, at (510) 464-7902.*

#### **1. CALL TO ORDER**

#### **2. PUBLIC COMMENT**

Information.

#### **3. APPROVAL OF MINUTES OF MAY 15, 2014.**

ACTION.

*Minutes of May 15, 2014 meeting attached.*

#### **4. PRESENTATION AND REVIEW OF FINANCIAL REPORTS FOR FISCAL YEAR THROUGH MAY 2014.**

Information/ACTION.

*Financial Report for May 2014 is attached.*

#### **5. RESOLUTION FIXING THE ASSOCIATION OF BAY AREA GOVERNMENTS' CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL ACT FOR EMPLOYER, CODE 1642**

ACTION.

**ABAG Finance and Personnel Committee**

March 20, 2014

2

*Staff report and proposed Resolution is attached to formally advise CalPERS of revised retiree health benefit coverage based upon approval of negotiated labor contract with SEIU Local 1021 and approved by Executive Board in 2009.*

**6. REVISED VENDOR FORM TO MORE ACCURATELY IDENTIFY AND VALIDATE DIVERSITY AMONGST ABAG CONTRACTORS**

Information only.

*A written report and proposed vendor application form is attached to facilitate compilation of the annual Diversity Report as it relates to contractors utilized by ABAG.*

**7. PROCESS AND SCHEDULE FOR PUBLIC EMPLOYEE PERFORMANCE EVALUATION: LEGAL COUNSEL**

Information/ACTION.

Report is attached.

**8. RESOLUTION TO APPROVE AN AMENDED AGREEMENT TO ALLOW FOR RE-FINANCING OF THE AGENCY'S WINDEMERE RANCH CAPITAL FINANCING PROGRAM DEBT**

*Staff and proposed Resolution No. 15-14 is attached to enable the re-financing of the Agency's Windemere Ranch Capital Financing Program debt with substantial savings to accrue.*

**9. ABAG PLAN BOARD DECISION TO CONTRACT OUT CLAIMS ADJUSTING SERVICES AND ITS ASSOCIATED IMPACTS**

Information.

Staff report is attached.

**10. CLOSED SESSION**

**A. Public Employee Performance Evaluation**

Title: Executive Director

**11. ADJOURNMENT**

The next meeting of the Finance and Personnel Committee will be on

September 18, 2014.

Submitted:

Herbert Pike, Finance Director

Date: July 10, 2014

## ABAG FINANCE AND PERSONNEL COMMITTEE

### Summary Minutes

May 15, 2014

#### Members Present

Supervisor Karen Mitchoff  
Supervisor David Rabbitt  
Councilmember Desley Brooks  
Councilmember Ronit Bryant  
Supervisor Scott Haggerty  
Councilmember Julie Pierce  
Supervisor Mark Luce  
Supervisor David Cortese

#### Jurisdiction

County of Contra Costa  
County of Sonoma  
City of Oakland  
City of Mountain View  
County of Alameda  
City of Clayton  
County of Napa  
County of Santa Clara

#### Members Absent

Mayor Bill Harrison  
Supervisor Dave Pine  
Supervisor John Gioia

City of Fremont  
County of San Mateo  
County of Contra Costa

#### Officers and Staff Present

Ezra Rapport, Executive Director  
Bradford Paul, Asst. Exec. Director  
Kenneth Moy, Legal Counsel  
Herbert Pike, Finance Director  
Susan Hsieh, Asst. Finance Director

#### Guests

Mayor Pat Eklund  
John McKenzie

City of Novato  
City of Rohnert Park

1. The meeting was called to order by Supervisor Karen Mitchoff, Committee Vice-Chair, at 5:04 pm.
2. There was no public comment.
3. Summary Minutes of the March 20, 2014 meeting were approved.  
/M/Pierce/S/Haggerty/C/approved unanimously as amended.

4. Pike presented the financial reports for March 2014.  
/M/Haggerty/S/Luce/C/acceptance of the report unanimously.
  
5. Pike presented a review of various databases in the region and how they collect data to monitor the diversity make-up of their vendors. The Committee directed staff to return at the next meeting with a draft of a proposed Vendor Application form following distribution of the draft to members prior to the meeting to obtain feedback from the members.  
By consensus, the report was referred to the next meeting.
  
6. The Committee went into Closed Session and had no action to report out.
  
7. Meeting adjourned at 5:35 pm.

Submitted: Herbert Pike, Finance Director

Date: June 23, 2014

TO: Finance and Personnel Committee

DT: June 20, 2014

FM: Herbert Pike, Finance Director

Re: Financial Reports  
-- May 2014

The following are highlights of the financial reports for May 2014.

### **Overall Summary**

ABAG recognized a surplus of \$486 thousand for the eleven months ended May 2014. A modest surplus of \$200 thousand is projected at year end. The actual surplus will be different depending on year-end accruals and adjustments for vacation, payroll, benefits, and other outstanding commitments. In addition, excess revenues may be used to cover project cost overruns or costs not covered by funding agencies. At least \$50 thousand is expected to be available and set aside for contingency reserve pursuant to the existing policy direction. Revenues and expenses were slightly below budget, but more revenues and expenses will be accrued as part of the fiscal year-end close as subrecipients and consultants catch up with their June/last quarter billings in July. Please refer to the **Table of Financial Report Data Elements** for actual and projected numbers.

### **Cash on Hand**

The cash balance was \$7.31 million at the end of May including \$2.2 million invested with the Local Agency Investment Fund (LAIF). There was an increase of \$565 thousand from the prior month and a significant increase of \$3.13 million from the prior year. Figure 1 depicts the actual cash balances for FY 13 and FY 14 and the projected balance at year end. The high cash balance is primarily attributed to grant advances for SFEP projects and the BayREN/Energy project. Unspent funds of approximately \$5.5 million are recorded as unearned revenues. Funds will be distributed to subrecipients as expenditures are incurred. The cash balance is projected to be about \$6.5 million at the end of the fiscal year. Subrecipients for the BayREN project have not been drawing down the funds for incentive rebates as rapidly as expected. These funds are for single and multifamily energy retrofits. Ultimately, the incentive rebates will be distributed and benefit the Bay Area residents in the nine counties.

### **Receivables**

Receivables from grant and service programs amounted to \$4.74 million at the end of May comprised primarily of \$2.73 million in grants receivables and \$1.93 million in unbilled receivables. The total decreased by \$390 thousand from the prior month and \$643 thousand from the prior year. The overall decrease is reasonable as fluctuations are expected from one period to another (depending on timing of expenditures). Also, Accounting staff have been very diligent in sending out invoices in a timely manner to reduce the average age of outstanding receivables. Figure 2 depicts the actual receivable balances for FY 13 and FY 14 and the projected balance for June. Unbilled receivables will be billed in June and early July. Total receivable is expected to be approximately \$6 million at the end of the year. Subrecipients and consultants are usually behind with their billings during the year and some bill quarterly. With the fiscal year-end close, they will submit invoices in July for expenditures incurred in June or the months prior.

### **Revenues and Expenses**

Year-to-date revenues exceeded expenses by \$486 thousand as of May 31. Total revenues amounted to \$25.69 million, or 90 percent, of the adjusted, budgeted revenues of \$28.58 million. Total expenses amounted to \$25.21 million, or 89%, of the adjusted, budgeted expenses of \$28.38 million. Revenues and expenses are 2 percent and 3 percent below the 92 percent budgeted. Revenues and expenses are expected to increase as part of the fiscal year-end close. ABAG operations are expected to yield a net surplus of \$200 thousand as of June 30, 2014. Figure 3 presents a comparison of current month, year-to-date actual and budgeted revenues and expenses. Figure 4 shows year-to-date revenues by major category, and Figure 5 shows year-to-date expenses by major category.

### **Net Position/Fund Equity**

Total fund equity was \$2.73 million as of May 31 including \$2.07 million in general fund equity and \$660 thousand in restricted fund equity. The fund equity decreased by \$8 thousand compared to the prior month and increased by \$486 thousand compared to the prior year. The restricted fund equity consists of capital, self-insurance, building maintenance and reserves. A portion of the projected net surplus will be reserved for contingency to reflect the commitment to increase restricted reserves by \$50 thousand per year. Figure 6 presents actual and projected general, restricted, and total fund equities for the current fiscal year.

### **Indirect Overhead Rate**

The Agency's actual indirect cost (overhead) rate through May was 42.79 percent, or 0.16 percent below the budget estimate of 42.95 percent. This means that for the eleven months through May, ABAG has charged more to grants for overhead expense than what was actually spent. The actual realized overhead rate is expected to approach the budgeted rate as costs are incurred for updating ABAG's website and to study the possibility of shared services in the new building in San Francisco. Figure 7 shows a comparison between the actual indirect cost rate and the approved rate.

The PLAN Board elected to outsource the claim services unit (four positions) to a third party administrator York at their June 2014 annual board meeting. Although the management and administrative support units will remain with ABAG, the indirect overhead recovery from and direct administrative support for PLAN will be reduced by approximately \$360 thousand in FY 14-15. ABAG is in the process of evaluating strategies to reduce costs which may lead to internal service reduction and/or consolidation.

### **Financial Information by Program**

The **Report by Program of Net Surplus/(Deficit)** is included after the charts. This report presents revenue and expense information by program. It provides an overview of budgeted and year-to-date revenue and expense data for major programs such as the Planning Services, San Francisco Estuary Partnership, Bay Trail and POWER/Energy.

**Association of Bay Area Governments**  
**Table of Financial Report Data Elements**  
(thousands of dollars)

**For the Month Ended May 2014**

Projected percentage of budget is 92%.

Description	Adjusted Budget	Year-To-Date Actual	% of Budget	Budget Balance
<b>ASSETS</b>				
Cash	6,500	7,306	112%	(806)
Receivables	6,000	4,742	79%	1,258
<b>REVENUES</b>				
Membership Dues	1,765	1,623	92%	142
Grants	21,213	18,856	89%	2,357
Charges for Services and Other	5,600	5,214	93%	386
<b>Total Revenues</b>	<b>28,578</b>	<b>25,693</b>	<b>90%</b>	<b>2,885</b>
<b>EXPENSES</b>				
Salaries and Benefits	12,098	11,083	92%	1,015
Pass-through and Consultant Expenses	13,479	11,794	88%	1,685
Other Expenses	2,801	2,330	83%	471
<b>Total Expenses</b>	<b>28,378</b>	<b>25,207</b>	<b>89%</b>	<b>3,171</b>
Change in Net Position	200	486	243%	(286)
Beginning Net Position	2,248	2,248	100%	-
<b>Ending Net Position</b>	<b>2,448</b>	<b>2,734</b>	<b>112%</b>	<b>(286)</b>
<b>NET POSITION BREAKDOWNS</b>				
Unrestricted	1,738	2,074	119%	(336)
Restricted	710	660	93%	50
<b>Total Net Position</b>	<b>2,448</b>	<b>2,734</b>	<b>112%</b>	<b>(286)</b>
<b>INDIRECT OVERHEAD</b>				
Overhead Rate	42.95%	42.79%		

**Item 4**

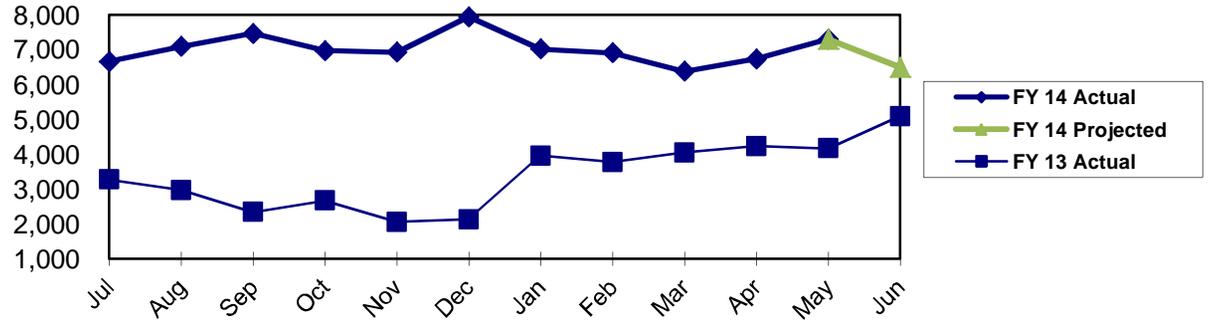
## ABAG Financial Indices

### Cash on Hand FY 13-FY 14 (\$'000)

	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
FY 14 Actual	6,667	7,091	7,472	6,974	6,933	7,943	7,017	6,907	6,385	6,741	7,306	
FY 14 Projected											7,306	6,500
FY 13 Actual	3,272	2,973	2,342	2,669	2,062	2,135	3,959	3,782	4,055	4,238	4,173	5,093

**Represents** the sum total of cash deposited at our bank and the Local Agency Investment Fund. This chart shows fluctuation patterns of cash on hand for the current and prior fiscal years.

**Figure 1--Cash on Hand--FY 13 and FY 14 (\$'000)**

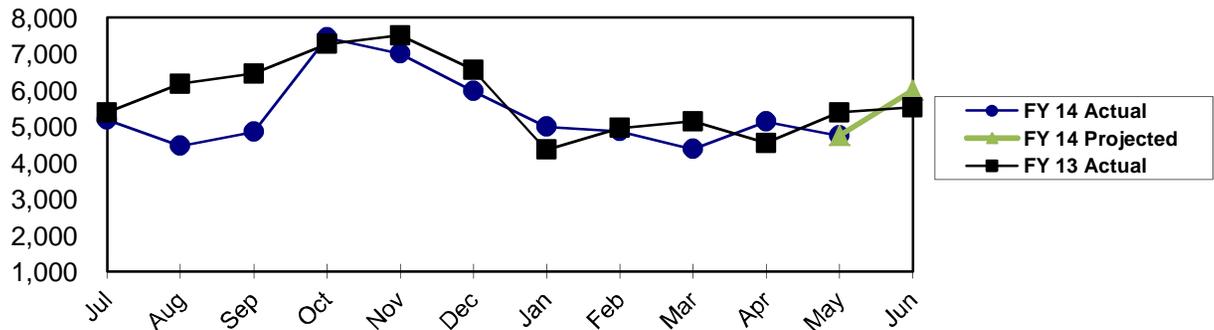


### Accounts Receivable FY 13-FY 14 (\$'000)

	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
FY 14 Actual	5,182	4,463	4,851	7,445	7,006	5,973	4,985	4,862	4,379	5,132	4,742	
FY 14 Projected											4,742	6,000
FY 13 Actual	5,382	6,170	6,452	7,273	7,505	6,560	4,356	4,952	5,141	4,545	5,385	5,521

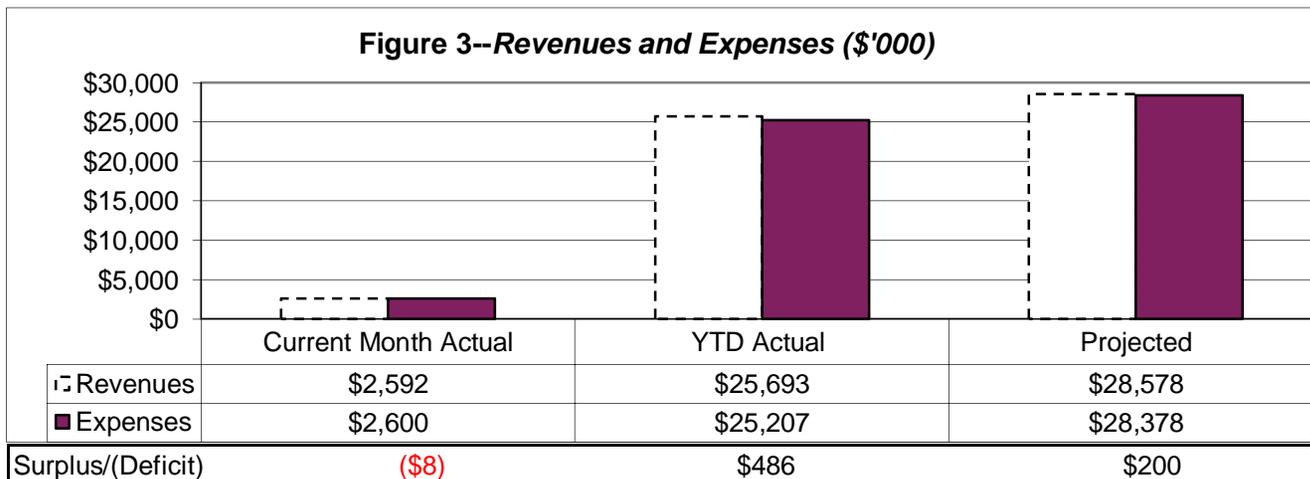
**Accounts** receivable include receivables generated by grants and service programs over two fiscal years. Reflects the reasonableness of our receivable levels; usually have about six weeks' worth of annual revenues in receivables.

**Figure 2--Accounts Receivable--FY 13 and FY 14 (\$'000)**



## ABAG Financial Indices

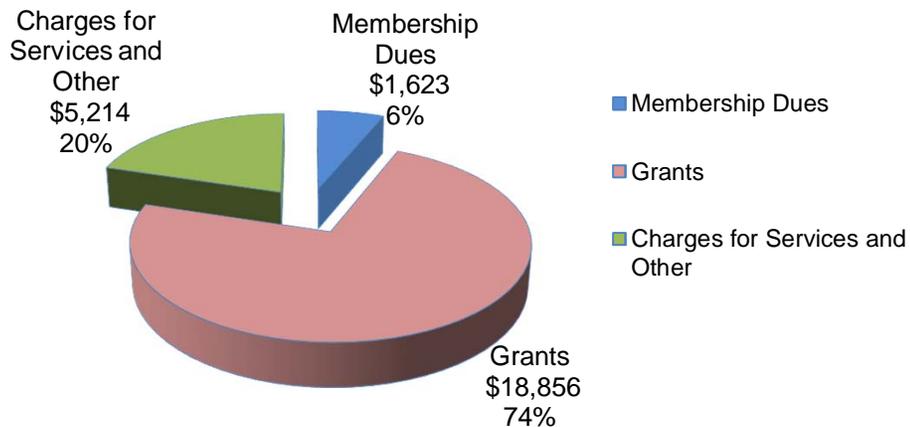
**Presents** a comparison of current month actual, year-to-date actual, and budgeted/projected revenues and expenses.



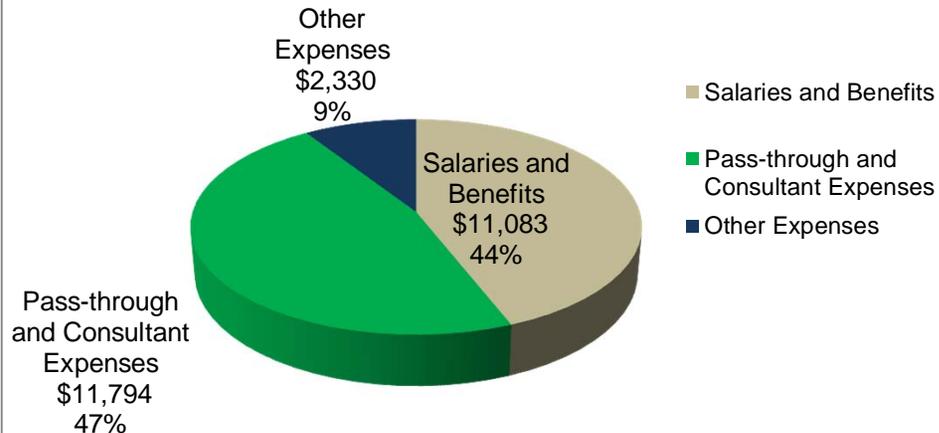
**Shows** year-to-date revenues by major category including membership dues, grants, and charges for services and other.

**Shows** year-to-date expenses by major category including salaries and benefits, pass-through and consultant expenses, and other expenses.

**Figure 4-- Year-to-date Revenues by Category (\$'000)**



**Figure 5-- Year-to-date Expenses by Category (\$'000)**



## ABAG Financial Indices

**Presents** actual and projected general, restricted and total fund equities for the current fiscal year. General fund equity represents unrestricted equity. Restricted equities include building improvement interest, building maintenance, self-insurance, capital and contingency reserve. These restricted equities represent the Association's equities set aside for specific purposes. Total equity is the sum total of general and restricted equities.

**Shows** a comparison between the actual indirect cost rate and the budgeted/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 federal guidelines.

Figure 6--Net Position/Fund Equity (\$'000)

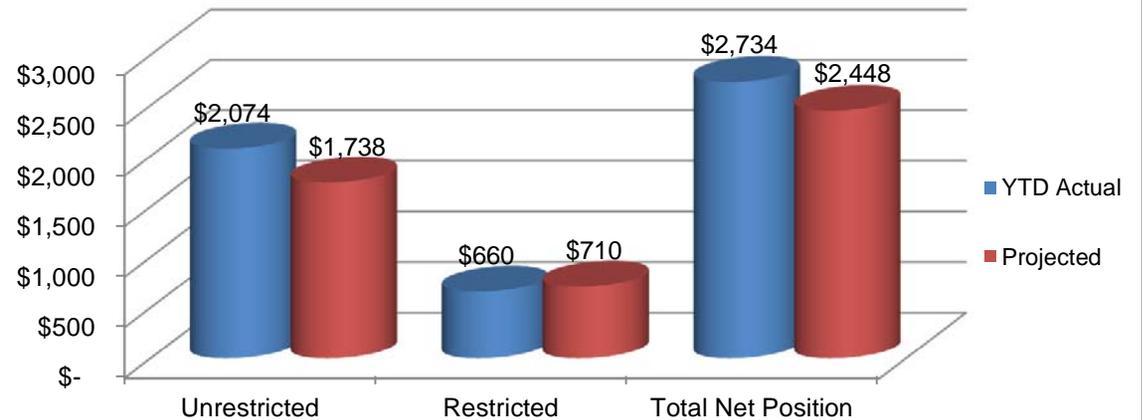
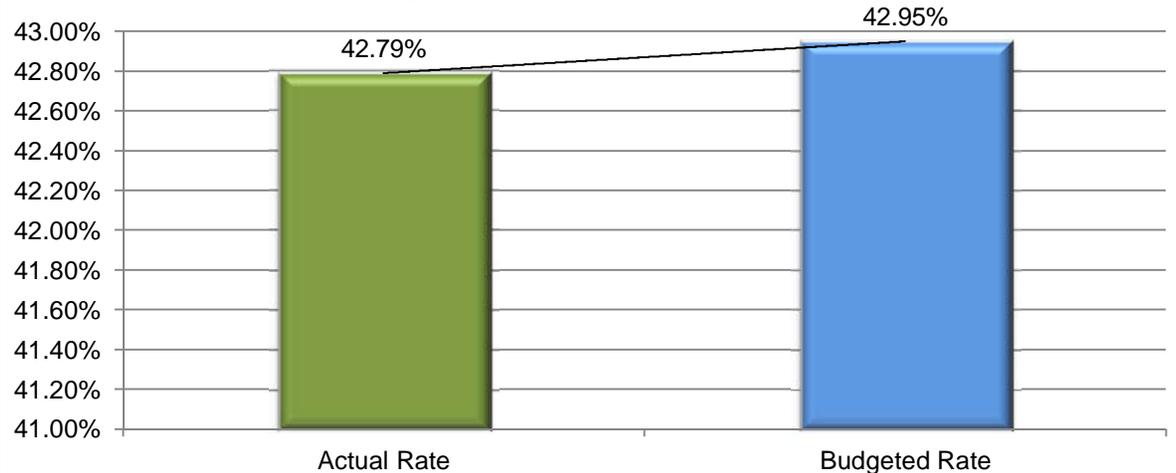


Figure 7--Indirect Overhead Rate



## Association of Bay Area Governments

### Report by Program of Net Surplus/(Deficit) Through May 2014 / 92% of Year Elapsed

Program Description	Approved Budget Expenses *	Adjusted Budget Revenues	Adjusted Budget Expenses	Year-To-Date Revenues	Year-To-Date Expenses	YTD Surplus/(Deficit)	% of Expense Budget	Explanations for Variances over 5%
			A	B	C	D = B - C	E = C/A	
Planning Services	3,865,000	3,902,191	3,902,191	3,577,008	3,577,008	-	92%	
San Francisco Estuary Partnership	5,650,000	5,307,796	5,375,804	4,517,360	4,585,296	(67,935)	85%	More expenses will be accrued as part of the fiscal year-end close. Subrecipients and consultants will catch up with their June/last quarter billings in July.
Disaster Recovery	375,000	219,491	230,505	204,867	211,296	(6,430)	92%	
Bay Trail	1,660,000	1,773,645	1,791,824	1,521,703	1,605,176	(83,473)	90%	
Green Business	120,000	81,531	81,531	74,736	74,736	-	92%	
Training Center, Web Hosting and Publications	604,000	572,241	538,347	542,887	493,485	49,403	92%	
POWER/Energy	5,579,861	10,798,745	10,831,936	9,691,793	9,703,609	(11,817)	90%	
Finance Authority	1,500,000	1,278,011	1,263,298	1,199,011	1,158,023	40,988	92%	
Plan Corporation - Property & Liability Insurance Pool	2,900,000	2,665,421	2,665,421	2,415,732	2,415,732	-	91%	
SHARP - Worker's Comp Pool	110,000	151,788	151,788	139,139	139,139	-	92%	
Fiscal Agent Services	101,200	117,251	100,243	108,397	90,056	18,341	90%	
Communications/Legislative	835,000	599,090	598,553	550,013	544,013	6,000	91%	
Agency Administration	1,109,102	1,110,799	996,561	1,147,893	924,008	223,885	93%	
Payroll Clearing			(150,000)	-	(306,137)	306,137	204%	Year-to-date surplus may be reduced in June due to additional accruals/adjustments for vacation, payroll, and benefits. It also depends on the billable hours generated in June.
Central Overhead	3,236,212	3,306,739	3,314,855	3,031,178	3,020,284	10,894	91%	
<b>Totals</b>	<b>27,645,375</b>	<b>31,884,740</b>	<b>31,692,855</b>	<b>28,721,717</b>	<b>28,235,723</b>	<b>485,994</b>	<b>89%</b>	

\* Approved expenses equal to approved revenues for all programs except for Agency Administration in which a \$50K surplus was budgeted

**DATE:** July 10, 2014

**TO:** Chair and Members of the Finance and Personnel Committee

**FROM:** Herbert L. Pike, Finance Director

**SUBJECT:** **Revised Resolution Fixing ABAG's Contribution Under the Public Employees' Medical and Hospital Care Act (PEMHCA)**

#### STAFF RECOMMENDATION

Staff recommends the Committee forward the attached Resolution 14-14 to the Executive Board with a recommendation to adopt.

#### BACKGROUND AND PURPOSE

ABAG provides retiree health benefits (OPEB) through CalPERS. Before 2009, ABAG's OPEB required ABAG to pay a retiree's health benefits premium in an amount capped at the Kaiser North premium. In 2009, ABAG and Service Employees International Union Local 1021 (SEIU) reached agreement on a revised Memorandum of Understanding (MOU) that created a two-tier system for OPEB. For all employees hired after June 30, 2009 (and employees hired before that date who elected to do so), ABAG funds their OPEB by contributing a fixed monthly contribution into a voluntary employee benefit account (VEBA). The VEBA account is then used to pay a fixed amount towards a VEBA retiree's health benefits premium (PEMHCA). The PEMHCA minimum amount is usually less than ABAG's legacy OPEB amount.

CalPERS instituted a system for implementing VEBA-based OPEB where it provides the insurance to the retiree and applies the PEMHCA minimum against the premium owed. On the advice of Bartel and Associates, ABAG adopted a resolution in March 2014 advising CalPERS of ABAG's two-tier OPEB system and enabling CalPERS to implement the legacy OPEB and the PEMHCA minimum. Prior to our sending the resolution, CalPERS informed us that it cannot administer a two-tier OPEB system.

To maintain the current benefit structure and to comply with CalPERS policies and the MOU, staff proposes that ABAG adopt Resolution 14-14 advising CalPERS to credit all retirees at the PEMHCA minimum level starting in January 2015. ABAG would then initiate a reimbursement program for current and future retirees receiving the legacy OPEB. This would necessitate additional work on ABAG's part, but would preserve the benefit structure.

**F&PC AGENDA ITEM #5**

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 14-14**

**RESOLUTION FIXING THE ASSOCIATION OF BAY AREA GOVERNMENTS'  
CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL  
AND HOSPITAL CARE ACT FOR EMPLOYER, CODE 1642**

**WHEREAS**, the Executive Board of the Association of Bay Area Governments (ABAG) adopted Resolution 7-94 on May 19, 1994, approving ABAG's participation in the Public Employees' Retirement System (PERS) and execution of a contract for such participation; and

**WHEREAS**, ABAG executed said contract effective September 1, 1994; and

**WHEREAS**, the Executive Board of ABAG adopted Resolution 11-94 on October 20, 1994, electing to subject ABAG to the Public Employees' Medical and Hospital Care Act (Act) and to obtain the benefits available thereunder for its employees; and

**WHEREAS**, ABAG has been providing health benefits coverage to ABAG employees through coverage available under PERS as described above; and

**WHEREAS**, Government Code Section 22890 requires a local agency contracting under the Act to fix the amount of the employer's contribution by resolution of the governing body of the agency at an amount not less than the amount required under that section; and.

**WHEREAS**, ABAG's contribution was set pursuant to Resolution 17-01 adopted on November 15, 2001, and

**WHEREAS**, on July 16, 2009, the Executive Board approved changes to the Memorandum of Understanding between ABAG and Service Employees International Union, Local 1021 (MOU) that had the effect of modifying the employer contribution for employee health benefits provided under the MOU, and

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 14-14**

**NOW, THEREFORE BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments hereby approves that effective January 1, 2015:

1. The contribution for each employee or annuitant or survivor shall be the PERS-required minimum employer contribution; and
2. ABAG has establish a Flexible Benefits Account for each full-time regular from which to contribute, on behalf of the employee, up to one hundred twenty percent (120%) of the PERS Kaiser Plan cost for the employee, employee plus dependent, or employee plus family, whichever is applicable, to the PERS-offered program/coverage that the employee has chosen.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

---

Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

---

Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

---

Kenneth K. Moy  
Legal Counsel

# **ASSOCIATION OF BAY AREA GOVERNMENTS**

**P.O. Box 2050, OAKLAND, CALIFORNIA 94604-2050**

SUBJECT: New Vendor Application/Renewal

Dear vendors and suppliers to ABAG and our regional business community,

The Association of Bay Area Governments is endeavoring to update its vendor files and prepare for the potential to accept on-line bidding. At the same time, we would like to increase competition in the bidding process; by categorizing potential vendors by relevant NAICS codes, we will be able to solicit bids from qualified vendors of those specific services. We understand that by increasing competition we can achieve multiple goals including contracts with lower costs, new and emerging ideas and technologies, and further development of our local economy by increasing capacity in our regional, small and diverse businesses.

To gain the greatest benefit from this effort, we again request any and all active and/or interested potential vendors to submit the attached Vendor Application either by regular mail or electronically through the e-mail provided. If you have any questions, please call me at (510) 464-7902 or via e-mail at [HerbertP@abag.ca.gov](mailto:HerbertP@abag.ca.gov)

In advance, thank you for your cooperation.

*Herbert L. Pike, C.P.F.O.*

Finance Director/CFO

Association of Bay Area Governments

# ASSOCIATION OF BAY AREA GOVERNMENTS

## VENDOR APPLICATION/RENEWAL

### 1) Contact Information

Legal Name of Entity		Contact Person (Name & Title)		
Street Address of Entity (No P.O. Box)				
City		State	Zip Code	County
Telephone	Fax #		Cell #	
Email Address		Web Site		

### 2) Company Profile

Primary Service undertaken/offered:		Specialty Service undertaken/offered:		
Date Entity was established (mm/dd/yr)	Does the entity have one of more additional offices outside the Greater Bay Area? __Y __N	Date Bay Area office established (mm/dd/yr)?		
Federal ID Number:	Has this entity operated under a different name during the past five years? __Y __N			
Type of Firm <input type="checkbox"/> Sole Proprietorship <input type="checkbox"/> Joint Venture <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Limited Liability Partnership <input type="checkbox"/> Limited Liability Corporation <input type="checkbox"/> Publicly traded entity <input type="checkbox"/> Non-Profit or Church <input type="checkbox"/> Government Entity <input type="checkbox"/> Other _____		Ethnicity Group of owner(s) that own greater than 50% of the business. (for tracking purposes only) <input type="checkbox"/> Native American <input type="checkbox"/> Black or African American <input type="checkbox"/> Hispanic or Latino <input type="checkbox"/> Caucasian or White <input type="checkbox"/> Asian <input type="checkbox"/> Asian Pacific Islander <input type="checkbox"/> Asian Indian <input type="checkbox"/> Filipino <input type="checkbox"/> Multi ethnic minority ownership <input type="checkbox"/> Other _____		
		Gender (for tracking purposes only) <input type="checkbox"/> Male <input type="checkbox"/> Female		

**3) Certifications:**

Name of Issuing Authority	Type	Number	Expiration Date
City/County Business Tax Certificate:			
Internal Revenue Service(required)--If your firm is a Non-Profit, submit the Letter of Determination of Not For Profit Status			
State of CA/CUCP Certification for DBE/ACDBE firm			
State of CA/SBA Certifiatiion for Small firm			
Other Certification			
Other Certification			

**4) Professional Licenses, Permits and/or Certificates**

Name of Issuing Authority	Type	Number	Expiration Date
State of CA Contractor's License Board--Contractor's License:			
Sate of CA Professional Service License or Permit:			
State of CA Service Provider License or Permit:			
Other:			
Other:			

**5) NAICS Codes: Please indicate below your areas of expertise ranked in order of importance using NAICS codes.**

North American Industry Classification System (222.naics.com) codes avail. at <http://www.census.gov/eped/naics02/>

NAICS Code	Description of Work

**6) In submitting this application, I declare under penalty of perjury that statements in this application are true and correct. \_\_\_ Yes \_\_\_ No**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

\*Unless submitting this Vendor Application to ABAG for the first time in bidding for a contract, in which case you would include this as part of the bid package, please submit the Application or Renewal to:

**Association of Bay Area Governments  
c/o Accounts Payable  
P.O. Box 2050  
Oakland, CA 94604-2050  
email: karinaf@abag.ca.gov**



To: Finance & Personnel Committee  
Fr: Kenneth K. Moy, Legal Counsel  
Dt: July 10, 2014  
Re: Legal Counsel - Performance Evaluation, FY 2014-15

For my performance evaluation, I intend to continue to follow the process in place for the past seven years. To that end, I will send a memorandum describing accomplishments since my last review and proposing goals for FY 2014-15 to all committee members by August 29, 2013.

The committee's consideration of the memorandum and evaluation of my performance will occur at its September 18<sup>th</sup> meeting.

**AGENDA ITEM 7**



# MEMORANDUM

**To:** ABAG Executive Board  
ABAG Finance and Personnel Committee

**Date:** 17 July 2014

**From:** Clarke J. Howatt, ABAG Public Finance Director

**Re:** Supplement to a Fiscal Agent Agreement between ABAG and the ABAG Finance Authority to Facilitate Refinancing of the Windemere Ranch Special Assessment District Bond Debt by the ABAG Finance Authority

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The ABAG Finance & Personnel Committee is asked to consider and recommend out to the ABAG Executive Board, a change, authorized by **Resolution 15-14**, to a document connected with a refinancing proposal that would decrease annual property tax assessments in the Windemere Ranch Special Assessment District in the southern portion of Contra Costa County. The refinancing is being considered by the ABAG Finance Authority under separate governance from ABAG.

## Background

Since 1993 the ABAG organization has offered its Special Assessment Bond Round-Up ("SABR") Program for the financing and issuance of local assessment district and community facilities district bonds. To date, the Agency has brought more than a dozen SABR Program issues to market aggregating more than \$400 million, including several bond issues to fund the cost of public infrastructure improvements in the Windemere Ranch Development in Southern Contra Costa County (now annexed to the City of San Ramon). Authorizing this proposal would help facilitate refinancing by the ABAG Finance Authority of about \$30 million of Series 2007 Bonds at lower interest rates.

*The County delegated formation and financing of the Windemere taxing district to ABAG primarily because of the need to coordinate the interests of the many various agencies of local government that were either directly or indirectly involved. The Dublin San Ramon Services District, a joint powers authority formed in 1972 whose members include the Counties of Alameda and Contra Costa along with the Cities of San Ramon and Dublin, is the provider of record for water services and reclaimed water services for Windemere. The Contra Costa County Central Sanitary District provides sewer services to the development. And, perhaps most significantly; Windemere lies within what was an unincorporated section of Contra Costa County. The County's annexation agreement with the City of San Ramon had the City of San Ramon annex each portion of all the Dougherty Valley developments, including the Windemere Ranch Project, but only after each portion made it to the individual unit permitting stage. Thus, the ultimate governmental party at interest for the Windemere Project is the City of San Ramon although the permitting agency has been Contra Costa County. ABAG has served to balance the interests of these various jurisdictions while forming and operating the taxing district in conformance with County policy.*

## **Windemere Ranch Refinancing**

### **Page 2**

#### **The Development**

Windemere Ranch is a 2,300-acre, master-planned development located in the Dougherty Valley area of southern Contra Costa County, in the City of San Ramon, near the interchange of interstate highways 580 and 680. The property has 5,170 residential units and 380,000 square feet of commercial space. The project was successfully developed in five phases comprising 3,280 single-family homes, 597 condominiums and townhomes, and 1,293 apartment units. The development is fully built out. The apartment units fulfill the development's 25% affordable housing requirement arising from the Dougherty Valley Affordable Housing Program -- adopted by all jurisdictions involved.

From 1984 through 2000, the property was owned by Windemere Ranch Partners, a California Limited Partnership consisting primarily of Somerset Homes, a United Kingdom real estate development company, and Weyerhaeuser Venture Corporation, a wholly owned subsidiary of The Weyerhaeuser Corporation of the United States.

In 2000, the property was sold to a partnership of three major homebuilders: Lennar, Brookfield, and Centex. This partnership (the "Developer") has taken on construction of the approved residential units as well as the responsibilities under the "Windemere Development Agreement" with Contra Costa County which requires that a single "master developer" always be in place to provide continuity and interface with all parties regarding the entire development.

The total cost of public capital improvements for all five phases of the Windemere development exceeded \$500 million. ABAG and its affiliates provided property tax-secured financing of about \$150 million for the project. The Developers and their affiliated merchant builders funded the balance of these costs through partner equity contributions and from proceeds of home sales in the District. All other prior commercial financing on the property has been paid off in full.

#### **The Proposed Refinancing**

Over the past two decades, ABAG and its affiliates have issued several separate series of bonds to fund a portion of the public capital improvements in the District. In 1999, 2000 and 2002 ABAG issued bonds for the District aggregating about \$125,000,000. Separately, the ABAG Finance Authority issued overlapping Special Tax (Community Facilities District) Bonds for the development in 2004. In 2007 a multi-series pooled refinancing of the above four bond issues was issued by the ABAG Finance Authority generating net present value debt service savings of more than \$20 million. Because the credit strength of the District has increased further following on completion of development in the District, certain portions of the 2007 debt can be refinanced again to add savings of more than \$2 million.

#### **Security**

The Agency's debt for the Windemere Development is secured by existing assessments. Repayment of all debt is secured solely by property taxes collected by Contra Costa County on the regular property tax bills sent to property owners/homeowners. The relatively high assessed value of the property in the District compared to the debt on the property provides the primary basis for the expectation of timely payment of the tax lien by the property owner(s). All of the Agency's debt for the District carries investment grade rating(s).

## Windemere Ranch Refinancing

### Page 3

All bond issues for the Development also include cash funded debt service reserve funds equal to maximum annual debt service on the financing.

The Official Statement for the proposed ABAG Finance Authority issue, that the action requested here supports, must carry language having the same effect as the following:

**Neither the faith nor credit of the ABAG, any member of the ABAG, the County, nor any other political subdivision is pledged to the payment of the Bonds. The Bonds are limited obligations payable solely from and secured solely by property taxes constituting liens on the parcels in the District.**

### **The Current Request**

This request is for the ABAG Finance and Personnel Committee to recommend that the ABAG Executive Board authorize **Resolution 15-14** which makes a technical change to a Fiscal Agent Agreement between ABAG and the ABAG Finance Authority. The amendment takes property tax receipts already collected under the Agreement during the 2014 Fiscal Year that have been deposited in debt service payment accounts and move the funds to an escrow that will be set up to pay debt service instead. The ABAG Executive Board is not being asked to approve any new debt. The proposed new debt (Revenue Refunding Bonds) would be issued by the ABAG Finance Authority and only after separate approval by its Board. This matter is a technical amendment required as part of a larger program of refinancing being undertaken by another jurisdiction, the ABAG Finance Authority.

### **District Administration and Financing Team**

The Agency is being assisted in this process by Quint & Thimmig, San Francisco, Bond Counsel for the SABR Program. Stifel, Nicolaus & Company, Incorporated, San Francisco, is serving as Senior Managing Underwriter for the refinancing bond transaction. Disclosure (Underwriter's) Counsel is Jones Hall, San Francisco. The Agency is represented generally in this matter by the Rosales Law Partnership, San Francisco.

The firm of Goodwin Consulting Group, Sacramento, serves as Special Tax Consultant to the SABR Program. NBS Local Government Solutions is Administrator of the Windemere Ranch Special Assessment District and has prepared various reports in connection with the refinancing. The Trustee for the Program is Union Bank of California, San Francisco.

### **Staff Recommendation**

Staff respectfully recommend approval of the enclosed Resolution that will facilitate the proposed refinancing.

ASSOCIATION OF BAY AREA GOVERNMENTS

EXECUTIVE BOARD

RESOLUTION NO. 15-14

**A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SUPPLEMENTAL AGREEMENT NO. 1 TO FISCAL AGENT AGREEMENT IN CONNECTION WITH THE ISSUANCE OF REFUNDING REVENUE BONDS BY THE ABAG FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS**

RESOLVED, by the Executive Board (the "Board") of the Association of Bay Area Governments (the "Agency") that:

WHEREAS, on June 26, 2007, the Agency issued its Limited Obligation Improvement Refunding Bonds, Series 2007-A, Association of Bay Area Governments Windemere Ranch Reassessment District (the "Reassessment Bonds") in the initial principal amount of \$104,520,000 pursuant to a Fiscal Agent Agreement, dated as of June 1, 2007 (the "Fiscal Agent Agreement"), between the Agency and Union Bank of California, N.A. (now known as MUFG Union Bank, N.A.), as fiscal agent (the "Fiscal Agent"); and

WHEREAS, on the date they were issued, the Reassessment Bonds were purchased by the ABAG Finance Authority For Nonprofit Corporations (the "Authority") with proceeds of the Authority's ABAG Finance Authority For Nonprofit Corporations Revenue Bonds, Senior Series 2007-A (Windemere Ranch Infrastructure Financing Program) and its ABAG Finance Authority For Nonprofit Corporations Revenue Bonds, Subordinate Series 2007-B (Windemere Ranch Infrastructure Finance Program) (the "Authority 2007-B Bonds"); and

WHEREAS, the Authority expects to issue bonds to refund the outstanding Authority 2007-B Bonds, and the Agency now desires to amend the Fiscal Agent Agreement to facilitate such refunding; and

WHEREAS, there is on file with the Secretary a Supplemental Agreement No. 1 to Fiscal Agent Agreement (the "Supplement") which sets forth the desired amendments to the Fiscal Agent Agreement, and the Board now desires to approve the Supplement so that the Authority 2007-B Bonds may be refunded in an efficient manner.

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

Section 1. The Supplement, in the form on file with the Secretary, is hereby approved. The Finance Director is hereby authorized and directed to execute and deliver the Supplement on behalf of the Agency in such form, together with such changes thereto as may be approved by the Finance Director upon consultation with Bond Counsel to the Authority, the approval of such changes to be conclusively evidenced by the execution and delivery of the Supplement by the Agency. The Board hereby finds and determines that the modifications and supplements to the Fiscal Agent Agreement set forth in the Supplement do not adversely affect any of the outstanding Reassessment Bonds in any material respect.

Section 2. This Resolution shall take effect immediately upon its adoption.

\*\*\*\*\*

The foregoing was adopted by the Executive Board this 17th day of July 2014.

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Julie Pierce, Chair

ATTEST:

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Ezra Rapport, Secretary-Treasurer

### **Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association) do hereby certify that the foregoing Resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July 2014:

---

Ezra Rapport, Secretary-Treasurer

### **Approved as to Legal Form**

---

Kenneth K. Moy, Legal Counsel

**DATE:** July 10, 2014  
**TO:** Chair and Members of the Finance and Personnel Committee  
**FROM:** Herbert L. Pike, Finance Director  
**SUBJECT:** ABAG PLAN Board Decision to Contract Out Claims Adjusting Services and its Associated Impacts

### **Summary**

On June 25, 2014, the ABAG PLAN Corporation (Corporation) Board of Directors approved an administrative services budget that included the contracting out of claims adjusting services to a third-party administrator, York Risk Services Group, Inc. This decision eliminates four ABAG employee Claims Adjusters assigned to provide said services effective August 1, 2014. The layoffs and the reduction in other direct support services to maintain the PLAN Program's claims processing systems will also reduce ABAG's overhead recoveries from these direct charges. ABAG management is formulating a plan of action to address this reduction and its impact on ABAG's indirect overhead rate.

### **Timeline of Events Leading up to the Decision to Contract Out Claims Adjusting Services**

The PLAN Program is a municipal self-insurance pool for twenty-nine (29) cities that are PLAN participants. The program includes adjusting claims filed against member municipalities, recommending risk management programs for loss control and safety, undertaking insurance program management, and developing an annual budget for the Corporation to pay ABAG for the costs of managing the PLAN Program (Administrative Budget).

In May 2011, the Corporation's Executive Committee directed the Risk Manager to retain a consultant to provide the Corporation with a comparison of the Plan Program's administrative cost to those of comparable municipal self-insurance pools. After issuance of a Request for Qualifications, the firm of Merriwether & Williams (M&W) was retained. M&W presented its report and findings to the Board of Directors (Board) of the Corporation at its retreat in December 2011. A key finding of the M&W report was that the PLAN Program's claims adjusting costs were 14.43% of revenues and the average range of cost for claims adjusting incurred by peer municipal self-insurance pools was 2.30% to 7.15%.

At the 2013 annual meeting of the Board, the Board adopted the Administrative Budget for FY 2013-14 that included direction to the Corporation's Finance Committee and ABAG staff to conduct a review of PLAN administrative costs with a focus on cost reduction.

Agenda Item #9

In September 2013, at the direction of the Corporation's Finance Committee, an RFQ for a Third Party Administrator (TPA) to provide claims adjusting services for the PLAN Program was issued. The responses to the RFQ were presented to the Finance Committee in November 2013.

The RFQ responses were reviewed by four members of the PLAN Executive Committee. Three of the responding TPAs were interviewed by a panel consisting of two members of the Corporation's Executive Committee, an official from AON Corporation's Pooling Practice and the ABAG PLAN Risk Manager, James Hill.

After the interviews, the panel's conclusions were presented to the Corporation's Finance Committee as part of the committee's consideration of a preliminary Administrative Budget for FY 2014-15 in May 2014. In summary, if ABAG's claims adjusting services were replaced by any one of three TPAs, the PLAN Program would realize savings of between \$932,094 (or 32% of the Administrative Budget) to \$622,000 (or 21% of the Administrative Budget).

The Corporation's Executive Committee met on June 4, 2014 to consider the budget recommendation from the Corporation's Finance Committee. At the meeting, the Executive Committee acted to recommend that the Corporation's Board of Directors adopt an Administrative Budget that included the provision of claims adjusting services by a TPA, York Risk Services Group, Inc. (York) and eliminating funding for ABAG's claims adjusting staff.

The Corporation's Board of Directors met on June 25. The Board adopted an Administrative Budget that included the provision of claims adjusting services by York and eliminating funding for ABAG's claims adjusting staff.

#### **ABAG Response to the loss of funding from PLAN's Revised Budget**

ABAG indirect overhead expenses cover costs that cannot be directly charged to a grant, enterprise activity or other dedicated source of funding. Such costs include reception, office support, building maintenance, accounting services, human resources, payroll processing, management and supervision, insurance and bonding, general information systems support, communications, utilities and miscellaneous other services. The cost of these services is budgeted and divided by the personnel costs (salaries plus benefits) to derive an indirect overhead rate. The rate for several years has been 42.95%. There are advantages to keeping the indirect overhead rate at this level, or lower. Many funding sources are capping the indirect overhead rate that they will fund. Further, any increase in the indirect overhead rate imposes additional demands on ABAG's limited general fund.

With the loss of salaries attributed to the layoff of the four claims adjusters, ABAG will need to cover the deficit in the overhead budget that can only be covered by some mix of an increased overhead rate or a reduction of overhead costs. Similarly, the reduced demand for direct

Agenda Item #9

services leaves certain positions unfunded. The combined impact of both reductions is estimated at \$364,000. To bridge those deficits, ABAG must find other funding sources to contribute to such costs and/or reduce indirect overhead costs. Staff is continuing to review the specific impacts to further refine the estimate. In the meantime, staff is working to develop a structural plan, using a balanced approach of increased revenues and reduced costs, to begin to address this fiscal impact during FY 2014-2015.

Agenda Item #9

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**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 14-14**

**RESOLUTION FIXING THE ASSOCIATION OF BAY AREA GOVERNMENTS'  
CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL  
AND HOSPITAL CARE ACT FOR EMPLOYER, CODE 1642**

**WHEREAS**, the Executive Board of the Association of Bay Area Governments (ABAG) adopted Resolution 7-94 on May 19, 1994, approving ABAG's participation in the Public Employees' Retirement System (PERS) and execution of a contract for such participation; and

**WHEREAS**, ABAG executed said contract effective September 1, 1994; and

**WHEREAS**, the Executive Board of ABAG adopted Resolution 11-94 on October 20, 1994, electing to subject ABAG to the Public Employees' Medical and Hospital Care Act (Act) and to obtain the benefits available thereunder for its employees; and

**WHEREAS**, ABAG has been providing health benefits coverage to ABAG employees through coverage available under PERS as described above; and

**WHEREAS**, Government Code Section 22890 requires a local agency contracting under the Act to fix the amount of the employer's contribution by resolution of the governing body of the agency at an amount not less than the amount required under that section; and.

**WHEREAS**, ABAG's contribution was set pursuant to Resolution 17-01 adopted on November 15, 2001, and

**WHEREAS**, on July 16, 2009, the Executive Board approved changes to the Memorandum of Understanding between ABAG and Service Employees International Union, Local 1021 (MOU) that had the effect of modifying the employer contribution for employee health benefits provided under the MOU, and

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 14-14**

**NOW, THEREFORE BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments hereby approves that effective January 1, 2015:

1. The contribution for each employee or annuitant or survivor shall be the PERS-required minimum employer contribution; and
2. ABAG has establish a Flexible Benefits Account for each full-time regular from which to contribute, on behalf of the employee, up to one hundred twenty percent (120%) of the PERS Kaiser Plan cost for the employee, employee plus dependent, or employee plus family, whichever is applicable, to the PERS-offered program/coverage that the employee has chosen.

The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

---

Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

---

Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

---

Kenneth K. Moy  
Legal Counsel

**ASSOCIATION OF BAY AREA GOVERNMENTS**

**EXECUTIVE BOARD**

**RESOLUTION NO. 15-14**

**A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SUPPLEMENTAL AGREEMENT NO. 1 TO FISCAL AGENT AGREEMENT IN CONNECTION WITH THE ISSUANCE OF REFUNDING REVENUE BONDS BY THE ABAG FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS**

RESOLVED, by the Executive Board (the "Board") of the Association of Bay Area Governments (the "Agency") that:

WHEREAS, on June 26, 2007, the Agency issued its Limited Obligation Improvement Refunding Bonds, Series 2007-A, Association of Bay Area Governments Windemere Ranch Reassessment District (the "Reassessment Bonds") in the initial principal amount of \$104,520,000 pursuant to a Fiscal Agent Agreement, dated as of June 1, 2007 (the "Fiscal Agent Agreement"), between the Agency and Union Bank of California, N.A. (now known as MUFG Union Bank, N.A.), as fiscal agent (the "Fiscal Agent"); and

WHEREAS, on the date they were issued, the Reassessment Bonds were purchased by the ABAG Finance Authority For Nonprofit Corporations (the "Authority") with proceeds of the Authority's ABAG Finance Authority For Nonprofit Corporations Revenue Bonds, Senior Series 2007-A (Windemere Ranch Infrastructure Financing Program) and its ABAG Finance Authority For Nonprofit Corporations Revenue Bonds, Subordinate Series 2007-B (Windemere Ranch Infrastructure Finance Program) (the "Authority 2007-B Bonds"); and

WHEREAS, the Authority expects to issue bonds to refund the outstanding Authority 2007-B Bonds, and the Agency now desires to amend the Fiscal Agent Agreement to facilitate such refunding; and

WHEREAS, there is on file with the Secretary a Supplemental Agreement No. 1 to Fiscal Agent Agreement (the "Supplement") which sets forth the desired amendments to the Fiscal Agent Agreement, and the Board now desires to approve the Supplement so that the Authority 2007-B Bonds may be refunded in an efficient manner.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 15-14**

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

Section 1. The Supplement, in the form on file with the Secretary, is hereby approved. The Finance Director is hereby authorized and directed to execute and deliver the Supplement on behalf of the Agency in such form, together with such changes thereto as may be approved by the Finance Director upon consultation with Bond Counsel to the Authority, the approval of such changes to be conclusively evidenced by the execution and delivery of the Supplement by the Agency. The Board hereby finds and determines that the modifications and supplements to the Fiscal Agent Agreement set forth in the Supplement do not adversely affect any of the outstanding Reassessment Bonds in any material respect.

Section 2. This Resolution shall take effect immediately upon its adoption.

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The foregoing was adopted by the Executive Board this 17<sup>th</sup> day of July, 2014.

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Julie Pierce  
Chair

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 17<sup>th</sup> day of July, 2014.

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Ezra Rapport  
Secretary-Treasurer

**Approved as To Legal Form**

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Kenneth K. Moy  
Legal Counsel

PRESIDENT	Councilmember Julie Pierce, City of Clayton
VICE PRESIDENT	Supervisor David Rabbitt, County of Sonoma
IMMEDIATE PAST PRESIDENT	Supervisor Mark Luce, County of Napa
SECRETARY-TREASURER	Ezra Rapport
LEGAL COUNSEL	Kenneth K. Moy

County of	Representative	Alternate
ALAMEDA	** Supervisor Richard Valle	Supervisor Keith Carson
ALAMEDA	** Supervisor Scott Haggerty	Supervisor Nathan Miley
CONTRA COSTA	* Supervisor Karen Mitchoff	Supervisor John Gioia
CONTRA COSTA	* Supervisor Candace Andersen	Supervisor Mary Piepho
MARIN	** Supervisor Katie Rice	Supervisor Susan L. Adams
NAPA	** Supervisor Mark Luce	Supervisor Bill Dodd
SAN FRANCISCO	** Supervisor Eric Mar	To Be Appointed
SAN FRANCISCO	** Supervisor Jane Kim	To Be Appointed
SAN FRANCISCO	** To Be Appointed	To Be Appointed
SAN MATEO	* Supervisor Warren Slocum	To Be Appointed
SAN MATEO	* Supervisor Dave Pine	To Be Appointed
SANTA CLARA	** Supervisor Cindy Chavez	Supervisor Mike Wasserman
SANTA CLARA	** Supervisor David Cortese	Supervisor Joe Simitian
SOLANO	* Supervisor Linda Seifert	Supervisor Erin Hannigan
SONOMA	* Supervisor David Rabbitt	Supervisor Susan Gorin

Cities in the County of	Representative	Alternate
ALAMEDA	* Mayor Bill Harrison (Fremont)	To Be Appointed
ALAMEDA	* Jerry Thorne (Pleasanton)	Mayor Marie Gilmore (Alameda)
CONTRA COSTA	** Councilmember Julie Pierce (Clayton)	Councilmember Brandt Andersson (Lafayette)
CONTRA COSTA	** Vice Mayor Dave Hudson (San Ramon)	Mayor Greg Lyman (El Cerrito)
MARIN	* Councilmember Pat Eklund (Novato)	Councilmember Jessica Jackson (Mill Valley)
NAPA	* Mayor Leon Garcia (American Canyon)	Mayor Ann Nevero (St. Helena)
CITY OF SAN FRANCISCO	* Mayor Edwin Lee	Jeff Buckley, Senior Advisor
CITY OF SAN FRANCISCO	* Jason Elliott, Dir, Legislative/Government Affairs	Tamsen Drew, Dep Dir, Legislative/Gov Affairs
SAN MATEO	** Councilmember Pradeep Gupta (S San Francisco)	Mayor Wayne Lee (Millbrae)
SAN MATEO	** Mayor Mary Ann Nihart (Pacifica)	Vice Mayor David Canepa (Daly City)
SANTA CLARA	* Mayor Greg Scharff (Palo Alto)	Mayor Chris Clark (Mountain View)
SANTA CLARA	* Councilmember Ronit Bryant (Mountain View)	Vice Mayor Jim Davis (Sunnyvale)
SOLANO	** Mayor Jack Batchelor (Dixon)	Mayor Pete Sanchez (Suisun City)
SONOMA	** Councilmember Jake Mackenzie (Rohnert Park)	To Be Appointed
CITY OF OAKLAND	* Mayor Jean Quan	Councilmember Lynnette Gibson McElhaney
CITY OF OAKLAND	* Councilmember Libby Schaaf	Councilmember Dan Kalb
CITY OF OAKLAND	* Councilmember Desley Brooks	To Be Appointed
CITY OF SAN JOSE	* Councilmember Sam Liccardo	Councilmember Rose Herrera
CITY OF SAN JOSE	* Councilmember Kansen Chu	Councilmember Donald Rocha
CITY OF SAN JOSE	* Councilmember Ash Kalra	Mayor Chuck Reed

Advisory Members	Representative	Alternate
RWQCB	William Kissinger	Terry Young

\* Term of Appointment: July 1, 2014 - June 30, 2016

\*\* Term of Appointment: July 1, 2013 - June 30, 2015

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## Meeting Schedule 2014

Approved by the Executive Board, December 5, 2013

### General Assembly

Date: Thursday, April 17, 2014

Time: 8:00 AM to 2:00 PM

Location: Oakland Marriott City Center  
1001 Broadway  
Oakland, California

Contact: Brad Paul, Deputy Executive Director, (510) 464 7955,  
bradp@abag.ca.gov

### Executive Board

Dates: Thursday, January 16, 2014

Thursday, March 20, 2014

Thursday, May 15, 2014

Thursday, July 17, 2014

Thursday, September 18, 2014

Thursday, December 4, 2014—*First Thursday in December*

Time: 7:00 PM to 10:00 PM

Location: Joseph P. Bort MetroCenter, 101 8th Street, Auditorium, Oakland  
*Across from the Lake Merritt BART Station*

Contacts: Brad Paul, Deputy Executive Director, (510) 464 7933,  
bradp@abag.ca.gov

Fred Castro, Clerk of the Board, (510) 464 7913, fredc@abag.ca.gov

# Meeting Schedule 2014

## Administrative Committee

Dates: *Meetings Scheduled as Needed*

Contact: Brad Paul, Deputy Executive Director, (510) 464 7933,  
bradp@abag.ca.gov

## Legislation and Governmental Organization Committee

Dates: *See Executive Board Schedule*

Time: 3:30 PM to 5:00 PM

Location: ABAG Conference Room B

Contact: Kathleen Cha, Senior Communications Officer, (510) 464 7922,  
kathleenc@abag.ca.gov

## Finance and Personnel Committee

Dates: *See Executive Board Schedule*

Time: 5:00 PM to 6:00 PM

Location: ABAG Conference Room B

Contact: Herbert Pike, Finance Director, (510) 464 7902, herbertp@abag.ca.gov

## Regional Planning Committee

Dates: Wednesday, February 5, 2014

Wednesday, April 2, 2014

Wednesday, June 4, 2014

Wednesday, August 6, 2014

Wednesday, October 1, 2014

Wednesday, December 3, 2014

Time: 1:00 PM to 3:00 PM

Location: Joseph P. Bort MetroCenter, 101 8th Street, Auditorium, Oakland  
*Across from the Lake Merritt BART Station*

Contact: Miriam Chion, Planning and Research Director, (510) 464 7919,  
miriamc@abag.ca.gov

# ABAG CALENDAR (JULY & AUGUST 2014)

ASSOCIATION OF BAY AREA GOVERNMENTS [ABAG]

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

ABAG: 510/464-7900 FAX: 510/464-798 E-mail: [info@abag.ca.gov](mailto:info@abag.ca.gov) URL: <http://www.abag.ca.gov>

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## JULY

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**JPC Agency Directors Meeting**

7/7 @ 3:00 pm, MetroCenter, MTC Offices

**Bay Area Regional Prosperity Plan Steering Committee**

7/11 @ 12 pm, MetroCenter, Auditorium

**Bay Trail Steering Committee**

7/17 @ 1:30 pm, MetroCenter, ABAG Conference Room B

**Legislation & Governmental Organization**

7/17 @ 3:30 pm, MetroCenter, ABAG Conference Room B

**Finance & Personnel Committee**

7/17 @ 5:00 pm, MetroCenter, ABAG Conference Room B

**EXECUTIVE BOARD**

7/17 @ 7:00 pm, MetroCenter, Auditorium

**ABAG / BAAQMD / MTC Joint Policy Committee**

7/18 @ 10:00 am, MetroCenter, Auditorium

**San Francisco Bay Restoration Authority Governing Board**

7/23 @ 1:00 pm, MetroCenter, Room 171

**PLAN Claim Committee**

7/24 @ 1:30 pm, MetroCenter, ABAG Conference Room B

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## AUGUST

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**JPC Agency Directors Meeting**

8/4 @ 3:00 pm, MetroCenter, MTC Offices

**Regional Planning Committee (RPC)**

8/6 @ 1:00 pm, MetroCenter, Auditorium

**ABAG Power Executive Board Meeting**

8/20 @ 12 Noon, MetroCenter, ABAG Conference Room B

**SFEP Implementation Committee**

8/27 @ 9:30 am, Elihu M. Harris State Building, Room 10

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\*\* 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.

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