

A G E N D A

ABAG EXECUTIVE BOARD MEETING NO. 363

Thursday, September 18, 2008, 7:00 PM

METROCENTER AUDITORIUM

101 8th Street (at Oak Street)

Oakland, California

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

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

1. CALL TO ORDER

2. PUBLIC COMMENT

3. ANNOUNCEMENTS

4. PRESIDENT'S REPORT

5. EXECUTIVE DIRECTOR'S REPORT**

6. CONSENT CALENDAR

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

A. Approval of Executive Board Summary Minutes**

Summary Minutes of Meeting No. 362 held on July 17, 2008.

B. Grant Applications**

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

C. Reallocation of RHNA Responsibility between Napa County and the City of Napa**

Napa County and the City of Napa have reached an agreement to reallocate 82 units of responsibility from the County to the City. The agreement is allowable and staff recommends approval.

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

D. Request to file *Amicus* Brief**

Pursuant to recommendation of staff and Finance & Personnel Committee (pending) grant Southern California Association of Governments (SCAG) request made in connection with appeal of decision re challenge to their Regional Housing Needs Allocations.

E. Workers Compensation Insurance**

Pursuant to the recommendation of staff and the Finance & Personnel Committee (pending), add volunteers to ABAG's Workers Compensation Insurance by adopting Resolution 06-08.

F. Residential Seismic Strengthening Standard Plan Set**

Staff requests ABAG endorsement of a revised standard plan set for seismic strengthening of wood-frame residential building and recommends adoption of Resolution 07-08. This updates ABAG's endorsement of the previous plan set in 2004.

G. Authorization to Participate in Federal Funding Solicitation in Cooperation with University of California at Davis and California Water/Land Use Partnership**

Authorization is requested to participate in a solicitation of federal funding (\$275,000 to ABAG over five years) for environmental/land use planning and related technical support to participating Bay Area cities, counties, and special districts in the design and implementation of novel urban runoff and related community enhancement projects.

7. GOVERNOR'S DELTA VISION BLUE RIBBON TASK FORCE RECOMMENDATIONS**

Information/ACTION: Report on Governor's Delta Vision Blue Ribbon Task Force recommendations and discussion of what recommendations mean for the region. Kenneth Kirkey, ABAG Planning Director, and Kathleen Van Velsor, ABAG Senior Planner, will also discuss Regional Planning Committee recommendations. Councilmember Arne Simonsen, ABAG's representative to the Delta Vision Stakeholders Group, will help to lead the discussion.

8. SOLAR PERMITTING STANDARDIZATION

Information/ACTION: The Silicon Valley Leadership Group (SVLG) and "SolarTech" (an initiative of the SVLG) will provide an informational briefing on solar energy, a renewable energy source for Bay Area cities' commercial and residential structures, and the need for cities to adopt a standard permit form and move towards adopting standards for the inspection process. A draft resolution encouraging cities to work with SVLG, SolarTech and the Solar Industry to accomplish these objectives will be provided for ABAG's consideration.

9. REGIONAL TRANSPORTATION PLAN UPDATE**

Information: Ashley Nguyen, MTC Senior Transportation Planner, will update the Board on the status of the Regional Transportation Plan.

10. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

Information/ACTION: Committee Chair Pete McHugh, Supervisor, Santa Clara County, will report on Committee activities.

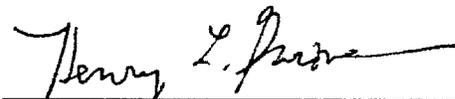
11. FINANCE & PERSONNEL COMMITTEE REPORT**

Information/ACTION: Committee Chair Scott Haggerty, Supervisor, Alameda County, will report on Committee activities, including:

A. Fiscal Year 2007-08 Diversity and Business Opportunity

B. Closed Session
Labor Negotiations

12. ADJOURNMENT



Henry L. Gardner, Secretary-Treasurer

ABAG CALENDAR – September & October 2008

ASSOCIATION OF BAY AREA GOVERNMENTS [ABAG], Joseph P. Bort MetroCenter, 101 Eighth Street, Oakland, CA 94607-4756
ABAG Receptionist: 510/464-7900 ABAG FAX: 510/464-7985 E-mail: info@abag.ca.gov URL: http://www.abag.ca.gov

SEPTEMBER

**ERT Tech Refresher

9/15 @ 8:00 am, MetroCenter, Lobby

Community-Oriented School Facilities for Vibrant

Communities: Development Partnerships, Green Design & Joint Use

9/17 @ 8:30 am, Preservation Park, Nile Hall

Legislation & Governmental Organization

9/18 @ 3:30 pm, MetroCenter, ABAG Conference Room B

Finance & Personnel Committee

9/18 @ 5:00 pm, MetroCenter, ABAG Conference Room B

EXECUTIVE BOARD

9/18 @ 7:00 pm, MetroCenter, Auditorium

ABAG / BAAQMD / MTC Joint Policy Committee

9/19 @ 10:00 am, MetroCenter, Auditorium

**DOT/HazMat Employee

9/22 @ 8:00 am, MetroCenter, Lobby

Regional Airport Planning Committee (RAPC)

9/26 @ 9:30 am, MetroCenter, Auditorium

**40-Hour OSHA HazWoper

9/29 – 10/3 @ 8:00 am, MetroCenter, Lobby

**24-Hour OSHA HazWoper

9/29 – 10/1 @ 8:00 am, MetroCenter, Lobby

OCTOBER

**16-Hour Supplemental HazWoper

10/2 @ 8:00 am, MetroCenter, Lobby

Bay Trail Steering Committee

10/9 @ 1:30 pm, MetroCenter, ABAG Conference Room B

**OSHA 8-Hour HazWoper Annual Refresher

10/10 @ 8:00 am, MetroCenter, Lobby

**24-Hour OSHA ERT Technician

10/15 – 10/17 @ 8:00 am, MetroCenter, Lobby

**ABAG FALL GENERAL ASSEMBLY: Conservation, Efficiency, Sustainability and Resilience

10/24 @ 8:00 am, Oakland Marriott, City Center

Regional Airport Planning Committee (RAPC)

10/24 @ 9:30 am, MetroCenter, Auditorium

ABAG POWER Annual Board Meeting

10/30 @ 10:00 am, MetroCenter, Auditorium

**Title 22 / RCRA HazWaste Handler

10/31 @ 8:00 am, MetroCenter, Lobby

** 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.

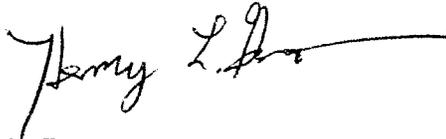
• For additional ABAG Training Center information contact **Sharon McCreddie** at 510/464-7964.

M E M O

Date: September 5, 2008

To: Executive Board

From: Henry L. Gardner
Executive Director



Subject: **Executive Director's Report**

Budget Update

Sixty-seven days after the constitutional required budget adoption and no State budget. None is on the horizon. There is no proposal made by the Governor, Assembly or Senate (Democratic or Republican) that has the necessary two-thirds vote. There will be no budget unless a handful of Republicans in both the Assembly and the Senate agree to any of the proposals that have been made, including the one by the Governor. This stalemate sets the record for budget adoption.

The impacts on local governments have not yet been too severe. Local governments will receive \$4.3 billion in September, with or without a budget. CalWorks, K-12 schools, State civil service employees and Medi-Cal will all receive payments in September, totaling more than \$15 billion. Those not faring well are Medi-Cal providers, K-12 schools categorical programs, mental health, vendors, developmental services regional centers, community colleges, Cal-Grants (college financial aid), Legislator's pay, and Legislative staff pay. These add up to more than \$23 billion.

So far, there have been no direct impacts on ABAG. We have a number of State funded programs, but virtually all of these are from bond funds or other restricted funds, not affected by the general fund shortfalls. We could experience a cash flow problem if processing grant funds is impacted by staff reductions or other cutbacks in program areas where these programs are administered. We believe we have sufficient funds to continue our programs for two months. By then if there is no State budget, carrying out our responsibilities for the State for the programs we administer will be the least of the State's problems.

California Air Resources Board (CARB) Climate Change Draft Scoping Plan

In concert with our regional partners of the Joint Policy Committee (JPC), we submitted comments to Chairman Mary Nichols of the California Air Resources Board (CARB) regarding their Climate Change Draft Scoping Plan. In short, we commented that all of our agencies are working assertively to address issues of climate change and greenhouse gas emissions.

Incentives must be directed to those jurisdictions that support and implement sustainable land use projects. It is our opinion that the Draft Scoping Plan does not go far enough in implementing AB 32. Accordingly, we recommended that the plan provide a clear



distinction between Local Actions and Regional Targets; separate local government actions related to non-land use and land-use related climate change actions; provide incentives for sustainable land use to move beyond minimum reductions and accelerate land use changes and greenhouse gas reductions; establish reduction ranges as the spread between the minimum levels required to achieve the 2020 GHG target and the “aspirational” levels needed to accelerate progress related to the State’s 2050 target; and articulate the potential connection between the Draft Scoping Plan and SB375. We provided a detailed explanation of our reasoning for each of these recommendations.

SFEP Awarded Green Infill – Clean Stormwater Grant Program

Green Infill – Clean Stormwater is a newly awarded grant program to ABAG from US EPA. ABAG received \$996,495, which will be supplemented by partner agency matches of \$2,480,500. The partners are as follows: the Cities of Hercules and Pinole who will restore their downtown wetlands and creek, respectively; Earth Team, an environmental education nonprofit program in Western Contra Costa County, will teach children about ecology and how to be wetlands stewards; and San Francisco Estuary Institute which will develop monitoring tools to measure the success of San Mateo County’s nascent Green Streets and Parking Lots Program.

Green Infill – Clean Stormwater links two important regional programs: San Francisco Estuary Project’s Comprehensive Conservation and Management Plan and FOCUS, a regional incentive-based development and conservation strategy for the Bay Area. SFEP and ABAG staff will manage the grant, and work with partners to promote green infrastructure projects around the region’s Priority Development Areas.

ABAG Energy Watch

ABAG Energy Watch, a local government partnership between ABAG and Pacific Gas and Electric, has provided technical assistance towards the completion of over 100 energy efficiency projects across 33 agencies. Installed projects represented 5,800,000 kWh in annual energy savings by the end of July, and savings are expected to triple over the next five months as over 100 more projects are completed. Once completed, these projects will save local governments approximately \$2.6 million per year and reduce greenhouse gas emissions by 8.5 million pounds of CO₂e¹ per year. Project types include lighting and HVAC retrofits, retro-commissioning services, and computer power management. Energy Watch has also carried out demonstrations of advance lighting technologies (i.e., LED) for street lights and parking garages. ABAG Energy Watch assists local governments achieve energy and cost savings in public facilities as well as create agency-wide and community-wide energy savings through energy efficiency policies and programs. ABAG Energy Watch serves Bay Area cities, counties, and special districts.

ABAG Energy Watch is working with the San Francisco Bay Area Rapid Transit District (BART) to implement energy efficiency improvements in coordination with a solar energy project. ABAG Energy Watch assisted BART in coordinating a green finance firm to establish a power purchase agreement (PPA). Under the PPA, BART will pay for electricity produced by the Photovoltaic (PV) system, which is owned and maintained by the developer. The PPA will allow BART to use solar power without the capital outlay or debt associated with purchasing a PV system; instead, BART can treat solar energy procurement as an operational expense. Energy efficiency supports this effort by reducing the size of the system, and thereby improving the terms of the PPA.

ABAG Financial Services

Financings delivered by ABAG and its affiliated entities since my last report include:

- \$4,500,000 in Variable Rate Demand Multifamily Housing Revenue Bonds on behalf of the **City and County of San Francisco** for acquisition, rehabilitation, and preservation of the affordable status of the 82-unit Reardon Heights Apartments;
- \$22,500,000 in Variable Rate Demand Revenue Bonds for the Branson School in **Marin County**, for construction of new facilities;
- \$22,710,000 in Revenue Bonds on behalf of the **City and County of San Francisco** for capital projects being undertaken by On Lok Senior Health Services;
- On behalf of the **County of Santa Clara**, \$5,526,000 in Multifamily Housing Revenue Bonds for construction of the 28-unit Belovida Senior Apartment Complex in the **City of Santa Clara**; and,
- \$41,405,000 in State-Insured Revenue Bonds for Construction of the Institute on Aging, an outpatient medical facility in **San Francisco**.

SUMMARY MINUTES

ABAG Executive Board Meeting
No. 362, July 17, 2008
MetroCenter Auditorium
101 8th Street, Oakland, CA

1. CALL TO ORDER

President Rose Jacobs Gibson called the meeting to order at approximately 7:05 p.m. She informed members that a revised agenda had been distributed.

Representatives and Alternates Present

Supervisor Susan Adams
Mayor Len Augustine
Vice Mayor David D. Cortese
Supervisor Chris Daly
Councilmember Carole Dillon-Knutson
Mike Farrah, Senior Advisor to the Mayor
Councilmember Dan Furtado
Mayor Jack Gingles
Supervisor John Gioia
Mayor Mark Green
Supervisor Scott Haggerty
Supervisor Rose Jacobs Gibson
Supervisor Mike Kerns
Councilmember Sam Liccardo
Mayor Janet Lockhart
Supervisor Mark Luce
Vice Mayor John Marquez
Supervisor Peter McHugh
Supervisor Ross Mirkarimi
Councilmember Joe Pirzynski
Councilmember Jean Quan
Mayor Gwen Regalia
Mayor Pro Tem A. Sepi Richardson
Supervisor Gail Steele
Mayor Pamela Torliatt
Supervisor Gayle B. Uilkema
Councilmember Forrest Williams

Representatives Absent

Councilmember Jane Brunner
Councilmember Richard Garbarino
Director Nancy Kirshner Rodriguez
Supervisor Barbara Kondylis
Education Advisor Hydra Mendoza
Councilmember Nancy Nadel
Supervisor Adrienne Tissier
Supervisor Ken Yeager

Jurisdiction

County of Marin
City of Vacaville
City of San Jose
County of San Francisco
City of Novato
City of San Francisco
City of Campbell
City of Calistoga
County of Contra Costa
City of Union City
County of Alameda
County of San Mateo
County of Sonoma
City of San Jose
City of Dublin
County of Napa
City of Richmond
County of Santa Clara
County of San Francisco
City of Los Gatos
City of Oakland
City of Walnut Creek
City of Brisbane
County of Alameda
City of Petaluma
County of Contra Costa
City of San Jose

Jurisdiction

City of Oakland
City of South San Francisco
City of San Francisco
County of Solano
County of San Francisco
City of Oakland
County of San Mateo
County of Santa Clara

2. PUBLIC COMMENT

There was no public comment.

3. ANNOUNCEMENTS

President Jacobs Gibson welcomed Joe Pirzynski, Councilmember, City of Los Gatos, representing cities in Santa Clara County, to the Board.

There were no other announcements.

4. PRESIDENT'S REPORT

President Jacobs Gibson reported on the following:

In support of the goal of raising ABAG's visibility, President Jacobs Gibson participated on a televised interview panel on sustainable development, hosted by Peninsula Coalition and Peninsula Forward and moderated by Mark Simon, where she highlighted ABAG's work on RHNA, FOCUS, and the Joint Policy Committee.

A meeting of the Youth Gun Control Task Force—comprised of San Liccardo, Councilmember, City of San Jose; Dan Furtado, Councilmember, City of Campbell; John Gioia, Supervisor, County of Contra Costa; Gayle B. Uilkema, Supervisor, County of Contra Costa; and Gail Steele, Supervisor, County of Alameda—will be scheduled in early Fall.

In May, a subcommittee—comprised of President Jacobs Gibson; Scott Haggerty, Supervisor, County of Alameda; Supervisor Gioia; Carole Dillon Knutson, Councilmember, City of Novato; Gwen Regalia, Mayor, City of Walnut Creek; Arne Simonsen, Councilmember, City of Antioch—was formed to consider AB 2954 on the San Francisco Bay Restoration Authority. The subcommittee voted to support the amended bill which will come before the Senate Appropriations Committee on August 4.

5. EXECUTIVE DIRECTOR'S REPORT

Executive Director Gardner reported on the following:

Herbert Pike has joined ABAG as ABAG's new Director of Finance, replacing Joseph Chan who is retiring after having served the agency for 25 years. Mr. Pike comes to ABAG with a wealth of experience, most recently as Deputy Finance Director for the City of Richmond. Previously, he was Deputy Budget and Financial Services Director and Financial Services Manager for the City of Oakland and Court Administrative Services Officer for the Superior Court of Alameda County. He is a certified Public Finance Officer, member of GFOA, and Chair of the East Bay Chapter of the California Society of Municipal Finance Officers.

The state reached the budget deadline without a budget. ABAG has some grants and contracts administered by state OES and other state agencies that will be impacted during this period.

An inverse condemnation lawsuit involving ABAG PLAN and the City of Half Moon Bay resulted in an agreement that ABAG PLAN pay the City of Half Moon Bay \$5 million to settle the case. As a result of this case, and a similar case involving the City of Pacifica last year, the PLAN Corporation is in the process of redefining its coverage agreement. While ABAG PLAN is administered by ABAG, it is funded by the members of the pool. As a result these payouts had no impact on ABAG.

ABAG received notification from the state Department of Housing and Community Development (HCD) that ABAG's Regional Housing Need Allocation Plan is consistent with existing and future housing needs.

Governor Arnold Schwarzenegger announced the results of the Proposition 1C Housing and Infrastructure Bond Funding's Infill Housing Grant Award Program on July 1. ABAG staff wrote letters of support and contacted HCD on behalf of regional PDA applicants. While the Bay Area did well, not all PDA's were successful in receiving funding. In total, the Bay Area received 24% of the Infill Housing Grant funds, 32% of the Transit Oriented Development (TOD) funds, and 47% of the Multi-Family Housing Program (MHP) funds. Staff will continue to work with HCD and other state agencies to impress upon them the importance of providing the capital funding needed to implement the results of the state funded Blueprint Planning Grants.

The preliminary staff draft of the Delta Vision Strategic Plan has been released for comment for revisions prior to review by the Delta Vision Blue Ribbon Task Force. Five counties in the Bay Area could be significantly impacted by the proposed planning and programmatic elements of the Plan: Solano, Contra Costa, Napa, Alameda and Santa Clara. There could be a potential loss of valuable agricultural land and calls for alternative conveyances for an eastern or western Delta alignment, which has significant environmental, social and economic implications of a refashioned peripheral canal concept. Delta levee improvement costs are estimated at \$20 billion. The Plan seeks to have the Delta recognized as a "National Heritage Area," and as a multi-unit "California Delta State Recreation Area." Given the importance of this proposed Plan to the Bay Area, this item will be discussed at the next Executive Board meeting in September and staff from the Delta Vision Blue Ribbon Task Force and Councilmember Simonsen, a member of the Delta Vision Committee, will be invited to attend and make a presentation.

ABAG is continuing to make progress on developing a regional long-term disaster recovery strategy. The next Regional Planning Committee (RPC) meeting on August 6, will focus on Regional Disaster Recovery Strategy. Executive Board members are invited. The major topics will include: a review of data on the vulnerability of city- and county-owned buildings in our region, a discussion of specific problems of recovery of city services when city facilities (including city halls and community centers) are among the damaged buildings, and the status of a survey ABAG is undertaking on current long-term recovery planning activities of cities and counties in our region.

ABAG will hold its annual Golf Outing on July 18 at Oakland's Metro Links Golf Club to benefit the Bay Trail and the Tranter-Leong Graduate Internship. This year the Tournament honors State Treasurer Bill Lockyer, who is considered the "Father" of the Bay Trail.

Financings delivered by ABAG and its affiliated entities include: Solano County's NorthBay Healthcare Group for \$30,000,000 through an issue of Revenue Bonds to purchase medical equipment and expand hospital facilities; \$14,335,000 in Tax-Exempt Medical Equipment Lease Financing delivered to Dameron Hospital on behalf of in the City of Stockton; the Vintage Square at Westpark, a new 152-unit Senior Apartment Complex in the City of Roseville, received \$13,500,000 for construction through an issue of Multifamily Housing Revenue Bonds.

ABAG will present a Housing Element workshop on July 22 that will cover the Priority Development Areas and best practices.

President Jacobs Gibson thanked Executive Director Gardner for his report.

6. CONSENT CALENDAR

President Jacobs Gibson recognized a motion by Mike Kerns, Supervisor, County of Sonoma, and seconded by Councilmember Dillon Knutson, to approve the consent calendar. The motion passed unanimously.

A. Approval of Executive Board Summary Minutes**

Summary Minutes of Meeting No. 362 held on May 15, 2008.

B. Grant Applications

A list of grant applications was approved for submission to the State Clearinghouse, having been circulated in ABAG's "Intergovernmental Review Newsletter" since the last Executive Board meeting.

C. Appointment to Committees

Approved the following appointments to committees:

Regional Planning Committee

Napa County Supervisor Bill Dodd, MTC Representative
Patty Boyle, Housing Director, League of Women Voters of the Bay Area
(Replaces Stana Hearne)

Legislation and Governmental Organization Committee

Mayor Jack Gingles, City of Calistoga

D. Authorization to Negotiate and Enter into a Contract with PG&E for the ABAG Green Communities Effort 2009-11**

Authorized to enter into a contract with PG&E in an amount not to exceed \$1,500,000 for the three year period beginning Jan. 1, 2009. No matching funds required. An extension of ABAG Energy Watch, this program will continue to assist local governments with their energy management and climate action efforts.

E. Approval of Resolution 05-08 Adding Additional Authorized Institutional Representatives for California Office of Emergency Services Grant Actions**

Approved resolution authorizing three institutional representatives to deal with administrative correspondence with the California Governor's Office of Emergency Services (OES). The current resolution listing Henry Gardner, Executive Director, as ABAG's Authorized Institutional Representative will be modified to list the Executive Director, Assistant Executive Director, and Finance Director.

F. Authorization to Apply for US Environmental Protection Agency Grant for CCMP Implementation Projects under San Francisco Bay Area Water Quality Improvement Funds**

Authorized ABAG/SFEP to submit a proposal for \$5 million dollars in grant funding from US EPA's San Francisco Bay Area Water Quality Improvement Funds, and, if awarded, to enter into an agreement with US EPA. The grant period is 2-4 years (with awards being announced December 2008) and matching funds provided by participating partners. The proposal covers projects in all Bay geographical areas with 12 or more individual projects and partners for wetland restoration,

stormwater management, improved land use functions, biotic monitoring, invasive species, and public outreach.

G. Authorization to Extend Agreement with US Environmental Protection Agency for CCMP Implementation under Section 320 Funds, National Estuary Program**

Authorized the Executive Director or designee to enter into a grant agreement extending the current agreement with US EPA for funding under the National Estuary Program for the period beginning October 1, 2008, through September 30, 2009. The grant agreement extension will provide base funding for the San Francisco Estuary Project for the above time frame in the amount of \$591,750.

H. Ratification of a Contract Amendment with the State Water Resources Control Board for Total Maximum Daily Load (TMDL) Support**

Ratified a contract amendment with the State Water Resources Control Board for TMDL outreach and communication support to increase the contract, previously approved on January 17, 2008, from \$200,000 to \$ 335,000 for additional services for TMDLs under development and in the approval process. Contract term remains through June 30, 2010.

I. Ratification of Contract Amendment with Carol Thornton for SEP Supervision**

Ratified a contract amendment with Carol Thornton, consultant, to continue work for the Estuary project increasing the contract amount from \$28,500 to \$63,700 and extending the contract end date from May 31, 2008, to December 31, 2008. The additional funding will provide for assistance with oversight, including selection and implementation, of Supplemental Environmental Projects authorized by the San Francisco Bay Regional Water Board.

J. Amendment to Regional Airport Planning Committee (RAPC) Memorandum of Understanding Adding Three Representatives from Outside Region**

Approved revisions to the MOU to expand RAPC membership to include representatives from Sacramento, San Joaquin and Monterey Counties. The current Regional Airport Systems Plan update includes the commercial airports in these counties. New members will be non-voting and the quorum will not change.

K. Ratification of Agreement with Bay Area Clean Water Agencies (BACWA) to Provide Support for Development of Strategies for San Francisco Bay Water Quality Improvement**

Authorized the Executive Director or designee to enter into the new contract with BACWA with a contract term from June 30, 2008, to September 30, 2008, and a total contract amount of \$31,250. In November 2005 the Executive Board authorized the Executive Director or designee to enter into an agreement with BACWA, a Joint Powers Agreement of Publicly Owned Treatment Works and ABAG/San Francisco Estuary Project (SFEP) to provide staff and technical resources to the Water Board for the development of Total Maximum Daily Loads (TMDLs) for pollutants in SF Bay. This contract is expiring and BACWA wishes to enter into a three-month contract to complete work begun under the prior agreement.

7. INTRODUCTION OF DIRECTOR GENERAL OF THE TAIWANESE CONSULATE**

President Jacobs Gibson recognized ABAG Vice President Mayor Mark Green who introduced Thomas J.C. Chen, Director General, Taipei Economic and Cultural Office, San Francisco. Mr. Chen described cultural, economic, and political characteristics

of Taiwan, and spoke of the political, economic and cultural ties between the United States and Taiwan. He offered members the services of his office.

President Jacobs Gibson and Mayor Green presented Mr. Chen with an ABAG lapel pin.

Supervisor Gioia and Len Augustine, Mayor, City of Vacaville, indicated that they both had visited Taiwan.

President Jacobs Gibson thanked Mr. Chen for his remarks.

8. LIGHT BROWN APPLE MOTH UPDATE

President Jacobs Gibson recognized California Department of Food and Agriculture Secretary A.G. Kawamura and Dr. Rajiv Bhatia, Director of Occupational and Environmental Health, San Francisco Department of Public Health, who gave updates on the Light Brown Apple Moth (LBAM). Secretary Kawamura shared his views on the steps being taken to eradicate the LBAM, the handling of the eradication program, the impacts on the state's agriculture and food supply and environment, and continuing efforts to eradicate the LBAM. Dr. Bhatia offered his perspectives on the City and County of San Francisco's steps or actions to address the problem of the LBAM and the concerns over the proposed methods of eradication, the positions taken, and proposed steps to be taken to resolve the problems and concerns.

Members discussed pheromones and the use of aerial spraying and twist ties, sterile release, and other methods of eradication, impacts on local farmers markets and regional food systems, and the need for full disclosure of information and transparency of processes.

President Jacobs Gibson thanked Secretary Kawamura and Dr. Bhatia for their presentations.

9. BUILD IT GREEN: GREENPOINT RATED RESIDENTIAL GREEN BUILDING SYSTEM**

President Jacobs Gibson noted that a recommendation to support Build It Green and the GreenPoint Rated Residential Green Building System was forwarded to the Board by the Regional Planning Committee. She recognized Brian Gitt, Build It Green's Executive Director and CEO, who gave a presentation of Build It Green's programs and services. Mr. Gitt was joined by Joseph Perkins, President and Chief Executive Officer of the Home Builders Association of Northern California (HBANC) and member of the Regional Planning Committee, and Cheryl O'Connor, Chair, HBANC Executive Committee. Mr. Gitt described Build It Green's mission and work on green building programs, listed the benefits of promoting green building, and described the development of the GreenPoint Rated system. Mr. Perkins and Ms. O'Connor described HBANC's support of sustainable development and policy on using GreenPoint Rated as the system for their members' residential green building program. Mr. Gitt requested the Executive Board's endorsement for implementation of comprehensive green building programs that include GreenPoint Rated as the residential construction verification system.

President Jacobs Gibson recognized a motion by Susan Adams, Supervisor, County of Marin, and seconded by Supervisor Kerns, to endorse the implementation of consistent green building guidelines and to encourage the rapid adoption by Bay Area cities and counties of green building programs, including GreenPoint Rated as a

verification system for residential projects; to direct staff to identify opportunities to incorporate green building criteria in relevant program activities, including FOCUS; and to direct staff to cooperate with Build It Green, StopWaste.org and other partners in providing information about and publicizing the advantages of comprehensive green building programs and GreenPoint Rated to ABAG member jurisdictions.

The motion passed unanimously.

President Jacobs Gibson thanked Mr. Gitt, Mr. Perkins and Ms. O'Connor for their presentation.

10. FOCUS ADOPTION OF PRIORITY CONSERVATION AREAS**

President Jacobs Gibson recognized Ken Kirkey, ABAG Planning Director, and Jaqueline Guzman, ABAG Regional Planner, who presented background and staff recommendations for adoption of Priority Conservation Areas (PCAs) and the related nomination process. Mr. Kirkey reported that the Joint Policy Committee (JPC), at its May meeting, supported the programmatic addition of PCAs to FOCUS and that the Regional Planning Committee (RPC), at its June meeting, moved to forward the recommendations to the Executive Board for adoption, with the exception of the Tomales Dunes and Albany Waterfront nominations which are under planning review and therefore not presently eligible under PCA criteria. He reviewed the purpose of FOCUS and the PCAs, the PCA nomination process, lessons learned, and next steps. Ms. Guzman described examples of PCA nominations received.

President Jacobs Gibson recognized a motion by Supervisor Adams and seconded by Sepi Richardson, Mayor Pro Tem, City of Brisbane, to approve staff recommendations on adoption of Priority Conservation Area nominations received for inclusion in the FOCUS Program, with the exception of the Tomales Dunes and Albany Waterfront nominations.

Jeremy Madsen, Executive Director, Greenbelt Alliance, commended ABAG staff on their work on the Priority Development Areas (PDAs) and PCAs and stated support for the staff recommendations regarding adoption of PCAs.

Bettina Ring, Director, Bay Area Open Space Council, stated support for the staff recommendations regarding the adoption of PCAs and commended ABAG staff for their work.

The motion passed unanimously.

President Jacobs Gibson thanked Mr. Kirkey and Ms. Guzman for their presentation.

11. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE REPORT**

President Jacobs Gibson recognized Committee Chair Pete McHugh, Supervisor, County of Santa Clara, who reported on Committee activities. Chair McHugh noted the distribution of a letter from the League of California Cities and an email from CSAC regarding the suspension of Proposition 1A funds to balance the state budget. The committee heard a report from the subcommittee formed to review AB 2954 (Lieber/Hancock), San Francisco Bay Restoration Authority. The committee reviewed the following legislation: AB 2954—support; AB 2280 (Saldana & Caballero), Density Bonus—support; SB 303 (Ducheny), Local Government Land Use Planning—oppose; AB 2513 (Caballero), Housing and Emergency Shelter Trust Fund of 2006—support; AB

2347 (Ruskin), Mercury-Added Thermostats Collection Program—support; AB 2939 (Hancock), Building Standards Green Building—support; AB 1654 (Huffman), Integrated Regional Water Management Planning Act—watch; AB 842 (Jones), Regional Plans Traffic Reductions—oppose; AB 1634 (Levine), California Healthy Pets—oppose; AB 2069 (Jones), Local Planning Residential Planning—oppose; AB 2093 (Jones), General Plan Mandatory Elements—oppose; SB 1118 (Negrete/McLeod), Airports Land Use Commission—oppose; AB 2094 (DeSaulnier/Laird), San Francisco Bay Conservation and Development Commission—support.

President Jacobs Gibson recognized a motion by Chair McHugh, and seconded by Mayor Pro Tem Richardson to approve the committee report. Pamela Torliatt, Mayor, City of Petaluma, requested that SB 2093 be considered separately. Members discussed SB 2093 and AB 32.

The motion to approve the committee report, except SB 2093, passed unanimously.

President Jacobs Gibson recognized a motion, which was seconded, to oppose AB 2093.

On the motion to oppose SB 2093, the ayes were 21, the nays were 4 (Torliatt, Luce, Daly, Mirkarimi), the abstentions were 2 (Quan, Adams). The motion passed.

President Jacobs Gibson thanked Chair McHugh for his report.

12. FINANCE & PERSONNEL COMMITTEE REPORT**

President Jacobs Gibson recognized Committee Chair Scott Haggerty, Supervisor County of Alameda, who reported on Committee activities. Chair Haggerty reported that the committee reviewed and approved the financial reports for May 2008, and was introduced to Herbert Pike, ABAG's new Finance Director.

President Jacobs Gibson recognized a motion by Chair Haggerty, and seconded by Forrest Williams, Councilmember, City of San Jose, to approve the committee report and enter into closed session.

The motion passed unanimously.

The Board entered closed session at 9:14 PM to discuss Public Employee Performance Evaluation—Title: Legal Counsel—pursuant to the requirements of the Ralph M. Brown Act.

The Board exited closed session at 9:19 PM.

Chair Haggerty reported that the Finance and Personnel Committee discussed the performance evaluation of Legal Counsel and recommended a salary increase.

President Jacobs Gibson recognized a motion by Chair Haggerty, which was seconded, to approve recommendations regarding Public Employee Performance Evaluation—Title: Legal Counsel.

The motion passed unanimously.

President Jacobs Gibson thanked Chair Haggerty for his report.

13. ADJOURNMENT

Meeting adjourned at approximately 9:19 p.m.

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

Henry L. Gardner, Secretary-Treasurer

** Indicates attachments.

*** For information on the L&GO Committee, contact Patricia Jones at (510) 464 7933 or PatJ@abag.ca.gov, or Kathleen Cha at (510) 464 7922 or KathleenC@abag.ca.gov.

All ABAG Executive Board meetings are recorded. To arrange for review of these tapes, please contact Fred Castro, Clerk of the Board, at (510) 464-7913 or FredC@abag.ca.gov.

**Association of Bay Area Governments
Executive Board
Thursday, September 18, 2008
Project Review**

.1 Federal Grant Applications Being Transmitted to the State Clearinghouse

Impact Area **MULTI-COUNTY**
 Applicant: Golden Gate Bridge Highway Transportation District
 Program: Federal Transit Administration
 Project: Federal Transit - Capital Investment Grants
 Description: FY 2008 (FTA Section 5307) Capital Assistance for various projects including: Ferry fixed guideway connectors, ferry channel and berth dredging and ferry components rehabilitation

| | | | | | | |
|-------|-------|----------------|-----------|----------------|--------|--------|
| Cost: | Total | \$6,172,017.00 | Federal | \$4,937,614.00 | State: | \$0.00 |
| | | | Applicant | \$1,234,403.00 | Local | \$0.00 |
| | | | | | Other | \$0.00 |

Contact: Gayle Prior (415) 923-2373
 ABAG Clearinghouse Number 14422

Impact Area **multi-county**
 Applicant: Golden Gate Bridge, Highway and Transportation District
 Program: Federal Transit - Federal Grants
 Project: FY2008 Capital project for TransLink project
 Description: a universal electronic fare collection system to be implemented on 26 transit operators in the SF Bay Area.

| | | | | | | |
|-------|-------|--------|-----------|--------|--------|--------|
| Cost: | Total | \$0.00 | Federal | \$0.00 | State: | \$0.00 |
| | | | Applicant | \$0.00 | Local | \$0.00 |
| | | | | | Other | \$0.00 |

Contact: Gayle Prior (415) 923-2373
 ABAG Clearinghouse Number 14425

Impact Area **MULTI-COUNTY**
 Applicant: Peninsula Corridor Joint Powers Board / CalTrain
 Program: Federal Transit Administration
 Project: CA-90-Y312-03, FY 05 Capital Improvements (Amendment)
 Description: Deletion of Replace Vintage Rail Cars scope and add a new scope for the South San Francisco Station Improvement Project.

| | | | | | | |
|-------|-------|----------------|-----------|----------------|--------|--------------|
| Cost: | Total | \$3,689,725.00 | Federal | \$2,970,568.00 | State: | \$0.00 |
| | | | Applicant | \$0.00 | Local | \$719,157.00 |
| | | | | | Other | \$0.00 |

Contact: Joel Slavit (650) 508-6476
 ABAG Clearinghouse Number 14465

Impact Area **MULTI-COUNTY**
 Applicant: Peninsula Corridor Joint Powers Board
 Program: Federal Transit Administration
 Project: CA-05-0207-01 FY 06 Capital Improvements Amendment
 Description: Deletion of Replace vintage Rail Cars scope and transfer funding from it to the South San Francisco Station Improvement Project scope.

| | | | | | | |
|-------|-------|----------------|-----------|----------------|--------|--------------|
| Cost: | Total | \$4,566,084.00 | Federal | \$3,644,867.00 | State: | \$0.00 |
| | | | Applicant | \$0.00 | Local | \$911,217.00 |
| | | | | | Other | \$0.00 |

Contact: Joel Slavit (650) 508-6476
 ABAG Clearinghouse Number 14466

San Mateo County

Applicant: San Mateo County Transit District
Program: Federal Transit Administration
Project: CA-012 & CA-014 - Multiple projects which include: Buying replacement fixed route buses; buying replacement cutaway Paratransit vehicles; buying replacement service support vehicles; Replacing fare collection system; Maintenance and operations equipment rehabilitation and replacement; Administrative and maintenance/operating facilities improvements; Preventive maintenance.
Description: Multiple projects which include: Buying replacement fixed route buses; buying replacement cutaway Paratransit vehicles; buying replacement service support vehicles; Replacing fare collection system; Maintenance and operations equipment rehabilitation and replacement; Administrative and maintenance/operating facilities improvements; Preventive maintenance.
Cost: Total \$33,273,805.00 Federal \$26,643,274.00 State: \$5,000,000.00
Applicant \$0.00 Local \$1,630,531.00
Other \$0.00
Contact: Joel Slavit, Manager (650) 508-6200
ABAG Clearinghouse Numbe 14429

San Mateo County

Applicant: Peninsula Corridor Joint Powers Board / CalTrain
Program: Federal Transit Administration
Project: FY 2007-2008 Capital Improvements
Description: Systemwide track rehabilitation & related structures; Systemwide security; Signal/communication rehabilitation; Visual messaging system/public address system integration; Installation of a fixed fueling facility
Cost: Total \$7,065,810.00 Federal \$5,652,648.00 State: \$207,222.00
Applicant \$0.00 Local \$1,205,940.00
Other
Contact: Joel Slavit (650) 508-6476
ABAG Clearinghouse Numbe 14463

San Mateo

Applicant: Penninsula Cooridor Joint Powers Board / CalTrain
Program: Federal Transit Administration
Project: FY 2007-2008 Capital Improvements
Description: Caltrain systemwide station improvements; North Terminal Operational Improvements Phase II; Systemwide track rehabilitation & related structures; Signal/communication rehabilitation; Signal replacement and upgrade program
Cost: Total \$10,762,349.00 Federal \$8,609,879.00 State: \$442,778.00
Applicant \$0.00 Local \$1,709,692.00
Other \$0.00
Contact: Joel Slavit (650) 508-6476
ABAG Clearinghouse Numbe 14464

MEMO

To: ABAG Executive Board
From: Paul Fassinger, ABAG Research Director 
Christy Riviere, Senior Planner
Date: September 4, 2008
Subject: Reallocation of RHNA Housing Units from Napa County to the City of Napa

Summary

In October 2007, unincorporated Napa County and the City of Napa entered into an agreement to reallocate 82 units of responsibility from the County to the City for the current RHNA cycle (2007-2014). State housing law allows such a reallocation between a county and one of its cities after the adoption of the final allocation and before the due date for housing elements. This reallocation does not affect any other jurisdiction.

The staff asks the Executive Board to approve this agreement.

Reallocation of RHNA Housing Units from Napa County to the City of Napa

The agreement between Napa County and the City of Napa would reallocate 82 units of RHNA responsibility from the County to the City. The units would consist of 28 Above Moderate units, 16 Moderate units, 15 low income units, and 23 very-low income units.

The Government Code Section 65584.07(a) states that “during the period between adoption of a final regional housing needs allocation until the due date of the housing element update under Section 65588, the council of governments... shall reduce the share of regional housing needs of a county if all of the following conditions are met:

- (1) One or more cities within the county agree to increase its share or their shares in an amount equivalent to the reduction.
- (2) The transfer of shares shall only occur between a county and cities within that county.
- (3) The county’s share of low income and very low income housing shall be reduced only in proportion to the amount by which the county’s share of moderate and above moderate income housing is reduced...

In the staff’s opinion, these conditions have been met by the agreement. The City accepts the entire unit reduction of the County. The City is within the County boundaries. The reallocation for each income category is about 12.5% of the County’s original allocation.

The staff recommends the approval of the agreement.



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Fax: (707) 253-4336

Hillary Gitelman
Director

August 6, 2008

Mr. Paul Fassinger, Research Director
Association of Bay Area Governments
P.O. Box 2050
Oakland, CA 94604-2050

Re: Reallocation of RHNA Housing Units between Napa County and the City of Napa

Dear Mr. Fassinger,

In October 2007, unincorporated Napa County and the City of Napa entered into an agreement (enclosed) to reallocate 82 units in the current Regional Housing Needs Allocation (RHNA) cycle (2007-2014) from the County to the City, reducing the County's total allocation from 651 to 569 as follows:

| | | | |
|-----------------|----------|------------------|----------|
| Above-Moderate: | 28 units | Moderate: | 16 units |
| Low Income: | 15 units | Very Low Income: | 23 units |

I am writing to request ABAG's approval of this reallocation, pursuant to Government Code Section 65584.07(a) which states that "...during the period between adoption of a final regional housing needs allocation until the due date of the housing element update under Section 65588, the council of governments... shall reduce the share of regional housing needs of a county if all of the following conditions are met..." The enclosed agreement demonstrates conformance with the three conditions contained in CGC Section 65584.07(a)(1), (2) and (3), and would advance long-held city-centered growth policies in Napa County.

We respectfully request ABAG's approval and communication with HCD in conformance with the condition contained in CGC Section 65584.07(a)(4) and would be happy to provide any additional data or analysis you require. Your prompt response would be appreciated so that the County and the City can both reflect the reallocation in their housing element updates, which are underway. Please feel free to contact me (707) 253-4805 or Howard Siegel (707) 253-4621 if you have any questions. Thank you for your consideration and assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Hillary Gitelman".

Hillary Gitelman, Director

cc: Dana Smith, Assistant City Manager, City of Napa
Howard Siegel/Nancy Johnson/File

**CITY OF NAPA AND COUNTY OF NAPA
MEMORANDUM OF AGREEMENT
CONCERNING HOUSING AND REDEVELOPMENT**

This Memorandum of Agreement ("Agreement") is made and entered into as of 10-9-07, 2007 by and between the County of Napa, a political subdivision of the state of California ("County") and the City of Napa, a municipal corporation ("City").

RECITALS:

- A. The City and the County share a mutual commitment to encourage land use policies that preserve agricultural uses and that focus new development in urbanized areas.
- B. The City and the County also share a mutual commitment to cooperate toward pooling available resources in order to meet the housing needs generated within the County, including the regional housing need allocations ("RHNA") identified by the State Department of Housing and Community Development ("HCD") and the Association of Bay Area Governments ("ABAG").
- C. The City and the County have mutual interests in reducing blight, encouraging economic development in distressed areas, and encouraging affordable housing development.
- D. The City and the Napa Community Redevelopment Agency ("NCRA") will consider adoption of the Soscol Gateway Redevelopment Project Area (as summarized during a staff presentation of the Draft Redevelopment Plan at the NCRA meeting of September 18, 2007). The goals of the Soscol Gateway Redevelopment Project Area include, among other goals, providing infill housing along the Soscol Corridor to assist in meeting the housing needs of the City and the County.
- E. On October 7, 2003, the parties entered into a Memorandum of Understanding ("MOU") identified as Napa County Agreement No. 6148, and City of Napa Agreement No. 8428. The MOU identified a range of actions the City and the County agreed to take in order to achieve, among other goals, many of the issues identified in these recitals. While this Agreement is intended to update and supplement some of the terms of the MOU, the parties intend the provisions of the MOU to remain in full force and effect unless specifically modified by this or another Agreement.

NOW THEREFORE, IN CONSIDERATION OF THE MUTUAL PROMISES SET FORTH HEREIN, THE PARTIES AGREE AS FOLLOWS:

1. Support for Soscol Gateway Redevelopment Project Area. The County hereby supports the City's and NCRA's efforts to provide for needed infrastructure upgrades, economic development, and infill housing in areas subject to flooding by establishing the Soscol Gateway Redevelopment Project Area as described in the Draft Redevelopment Project Plan.
2. Repeal of Paragraph 4 of MOU. Paragraph 4 of the MOU relating to Revenue Sharing is hereby deleted in its entirety. The County shall have no obligation to make revenue sharing payments to the City as initially contemplated by Paragraph 4 of the MOU. The deletion of Paragraph 4 from the MOU shall survive any termination of this Memorandum of Agreement.
3. Allocation of City Housing Units to the County.

- a. The parties agree to work together to obtain ABAG approval for the City to identify sites to accommodate 164 housing units to be allocated to the County's RHNA over two HCD planning periods; 82 housing units during the 2007-2014 planning period, and 82 housing units during the subsequent planning period. As soon as ABAG issues a letter accepting the allocation of housing units from the City to the County as set forth in this Agreement, the parties will begin the process of updating their respective Housing Elements in compliance with all laws, including conducting any public hearings, environmental reviews, and related requirements as may be set forth in federal, state, and local laws and regulations.
 - b. After the City Council and the County Board of Supervisors approve the respective update to each party's Housing Element consistent with this Agreement, and after HCD certifies the Housing Elements, the City agrees to allocate built housing units to the County for the life of the Soscol Gateway Redevelopment Plan, up to a maximum of 164 housing units, consistent with the approach described on Exhibit "A," attached hereto and incorporated herein by reference.
 - c. The parties acknowledge and agree that this Agreement is not intended to and shall not in any manner be used to change the baseline for the City's future RHNA determinations by ABAG (other than those specifically identified herein for the planning periods of 2007-2014 and the subsequent period).
4. Notices. All notices required or contemplated by this Agreement shall be in writing and shall be delivered to the respective party as set forth in this section. Communications shall be deemed to be effective upon the first to occur of: (a) actual receipt by a party's Authorized Representative, or (b) actual receipt at the address designated below, or (c) three working days following deposit in the United States Mail of registered or certified mail sent to the address designated below. The Authorized Representative of either party may modify their respective contact information identified in this section by providing notice to the other party. The Authorized Representative of each party shall be identified on the "Attn" line, below:

City of Napa:

Attn: City Manager
P.O. Box 660
Napa, California 94559-0660

Copy: City Attorney
P.O. Box 660
Napa, California 94559-0660

County of Napa:

Attn: Napa County Executive Officer
1195 Third Street, Suite 310
Napa, California 94559

Copy: County Counsel
1195 Third Street
Napa, California 94559

5. Governing Law, Jurisdiction, and Venue. The interpretation, validity, and enforcement of this Agreement shall be governed and interpreted in accordance with the laws of the State of California. Any suit, claim, or legal proceeding of any kind related to this Agreement shall be filed and heard in a court of competent jurisdiction in the County of Napa.
6. Severability. If any term of this Agreement (including any phrase, provision, covenant, or condition) is held by a court of competent jurisdiction to be invalid or unenforceable, this Agreement shall be construed as not containing that term, and the remainder of this Agreement shall remain in full force and effect; provided, however, this paragraph shall not be applied to the extent that it would result in a frustration of the parties' intent under this Agreement.
7. Attorney's Fees. In the event any legal action is commenced to enforce or interpret this Agreement, the prevailing party is entitled to recover reasonable attorney's fees, costs, and expenses incurred, whether or not such action proceeds to judgment.
8. Modifications. This Agreement may not be modified orally or in any manner other than an agreement in writing signed by both parties.
9. Waivers. Waiver of a breach or default under this Agreement shall not constitute a continuing waiver or a waiver of a subsequent breach of the same or any other provision of this Agreement.
10. Entire Agreement. This Agreement, including all documents incorporated herein by reference, comprises the entire integrated understanding between the parties concerning the matters described herein. This Agreement supersedes all prior negotiations, agreements, and understandings regarding this matter, whether written or oral. The documents incorporated by reference into this Agreement are complementary; what is called for in one is binding as if called for in all.
11. Each Party's Role in Drafting this Agreement. Each party to this Agreement has had an opportunity to review this Agreement, confer with legal counsel regarding the meaning of this Agreement, and negotiate revisions to this Agreement. Accordingly, neither party shall rely upon Civil Code section 1654 in order to interpret any uncertainty in the meaning of this Agreement.
12. Signatures. The individuals executing this Agreement represent and warrant that they have the right, power, legal capacity, and authority to enter into and execute this Agreement on behalf of the respective legal entities of County and City.
13. Exercise of Discretion. The parties recognize and agree that nothing in this Agreement is intended to nor shall be interpreted to limit the ability of the individual members of the City Council and the Board of Supervisors to exercise their discretion in whatever manner appropriate.

IN WITNESS WHEREOF, this Agreement was executed by the parties hereto as of the date first above written.

COUNTY OF NAPA

By: Jill Techel
Jill Techel, Mayor

ATTEST:
GLADYS COIL
Clerk of the Board of Supervisors

By: Gladys Coil

APPROVED AS TO FORM:
ROBERT WESTMEYER,
County Counsel

By: Robert Westmeyer

CITY OF NAPA

By: Harold Moskowitz
Chair, Board of Supervisors

ATTEST:
SARA COX
City Clerk

By: Sara J. Cox

APPROVED AS TO FORM:
MICHAEL W. BARRETT
City Attorney

By: Michael W. Barrett

APPROVED 10-9-07
BOARD OF SUPERVISORS
COUNTY OF NAPA

GLADYS I COIL
CLERK OF THE BOARD
By: Gladys Coil Deputy

EXHIBIT "A"

Page 1 of 1

- For ABAG's RHNA planning period for 2007 – 2014, the City will allocate up to 82 housing units to the County. The total number of 82 housing units will be allocated to each income category (very-low, low, moderate, and above moderate) using a percentage distribution equal to the percentage allocated by ABAG to the unincorporated area of the County in the final RHNA allocation for the 2007 – 2014 planning period. Using ABAG's draft RHNA allocation dated June 29, 2007, it is anticipated that the 82 housing units will be allocated to each income category as follows:

| <u>Dates</u> | <u>Very-low</u> | <u>Low</u> | <u>Moderate</u> | <u>Above Moderate</u> | <u>Total</u> |
|--------------|-----------------|------------|-----------------|-----------------------|--------------|
| 2007-2014 | 23 | 15 | 16 | 28 | 82 |

- As each certificate of occupancy is issued for housing units in the City during the ABAG RHNA planning period of 2007-2014, the City will report to HCD the total number of housing units in each income category, and the City will credit the City and the County (respectively) in each income category based on the percentages set forth in the final RHNA allocation for the 2007-2014 planning period. Using ABAG's draft RHNA allocation dated June 29, 2007, it is anticipated that the credits will be distributed based on the percentages set forth below (based on the parenthetical number of units for each entity in each income category):

| <u>Entity</u> | <u>Very-low</u> | | <u>Low</u> | | <u>Moderate</u> | | <u>Above Moderate</u> | |
|---------------|-----------------|-----|------------|-----|-----------------|-----|-----------------------|-----|
| County | (23) | 5% | (15) | 4% | (16) | 4% | (28) | 3% |
| City | (466) | 95% | (381) | 96% | (381) | 96% | (882) | 97% |

For example, if (in year one) the City issued certificates of occupancy for 20 very low income housing units, and 5 low income housing units; the City would credit the County with 1 very low income unit (5% of 20) and 0 low income units, and the City would credit the City with 19 very low income units and 5 low income units. If (in year two) the City issued certificates of occupancy for 10 very low income housing units, and 20 low income housing units; the City would credit the County with 0 very low income unit and 1 low income units (4% of 25), and the City would credit the City with 10 very low income units and 19 low income units.

- For ABAG's subsequent RHNA planning period, the City will allocate up to 82 housing units to the County. The total number of 82 housing units will be allocated to each income category (very-low, low, moderate, and above moderate) using a percentage distribution equal to the percentage allocated by ABAG to the unincorporated area of the County in the final RHNA allocation for the planning period. The housing units allocated to the County will be credited to the City and the County in each income category annually for the life of the Soscol Gateway Redevelopment Plan based on the percentages set forth in the final RHNA allocations for the applicable planning period.

To: Finance & Personnel Committee
Association of Bay Area Governments

Fr: Kenneth Moy
Legal Counsel

Re: SCAG – *Amicus* Brief Request

Dt: August 28, 2008

BACKGROUND AND ANALYSIS

The council of governments responsible for conducting the Regional Housing Needs Allocation process (RHNA) in the Southern California region is the Southern California Association of Governments (SCAG). At the completion of SCAG's RHNA, three cities within the SCAG region – Palmdale, La Mirada and Irvine filed suits challenging their allocations.

The trial court decided the matter in favor of SCAG. It concluded that the current Housing Element Law (Law) does not permit local governments to challenge their RHNA allocations in court. The court based its holding on finding that the 2004 revisions to the Law: deleted a provision explicitly allowing local governments to challenge their allocations in court, provided new and expansive outreach, public comment, revisions and appeals processes and provided for a judicial challenge to the Department of Housing and Community Development's (HCD's) certification, or non-certification, of the local government's revised housing element. The cities have appealed the decisions.

SCAG has asked ABAG to file an *amicus* brief in support of SCAG.

I have reviewed the trial court decision, conferred with SCAG's General Counsel and ABAG staff, and reviewed my workload for the pertinent time period (mid – October to mid – November). In my opinion, the trial court decision is legally sound, benefits ABAG in its capacity as the implementer of RHNA for the Bay Area, and does not disadvantage ABAG members in the aggregate. I can accommodate the request within my current workload.

RECOMMENDATION

Recommend to the Executive Board that I be authorized to file an *amicus* in support of the Southern California Association of Governments (SCAG) in the matters of La Mirada v SCAG and Irvine v SCAG.

The item will be placed on the Executive Board Consent Calendar but will be deleted if F&P does not adopt the above recommendation



MEMO

To: Finance & Personnel Committee
 Association of Bay Area Governments

Fr: Marcus Beverley, Risk Manager MB
 Kenneth Moy, Legal Counsel

Re: Workers Compensation – Volunteers

Dt: September 4, 2008

BACKGROUND AND ANALYSIS

ABAG participates in SHARP¹, a self-funded workers compensation insurance pool with retained limits of Two Hundred Fifty Thousand Dollars (\$250,000) and a pooled purchased excess policy from LAWCCX². Labor Code Section 3363.5 permits local agencies, including ABAG, to extend workers compensation insurance coverage to unpaid volunteers when performing on behalf of the agency. A volunteer is defined as a person who receives no remuneration for the service, other than meals, transportation, lodging, or reimbursement for incidental expenses.

In the past, program staff has had to secure volunteers through third parties that provided workers compensation insurance, obtain liability waivers from volunteers or forego use of volunteers altogether. We are of the opinion that ABAG can better manage the risks associated with the use of volunteers by extending workers compensation coverage to them. ABAG will also be able to accept student interns from programs that require workers compensation coverage for them.

SHARP will not impose a premium increase for including volunteers³. SHARP has reserves in that exceed an actuarial confidence level of ninety five per cent (95%). LAWCCX does not charge any additional premiums for volunteers in non-public safety roles.

REQUESTED ACTION: Staff requests that the committee recommends the Executive Board adopt Resolution 06-08 (attached). The item will be placed on the Executive Board Consent Calendar and withdrawn if the committee declines to make the recommendation.

¹ Members are: City of Saratoga, Towns of Los Altos Hills and Ross and ABAG.

² Local Agency Workers Compensation Excess Pool is a 'pool of pools'.

³ SHARP has reserves sufficient to achieve an actuarial confidence level of ninety per cent (90%).

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 06-08

**RESOLUTION AFFIRMING THAT VOLUNTEERS FOR THE ASSOCIATION OF BAY
AREA GOVERNMENTS (ABAG) SHALL BE DEEMED EMPLOYEES FOR
PURPOSES OF THE STATE WORKERS COMPENSATION LAWS**

The purpose of the California Workers Compensation laws is to provide a protection to persons providing service to employers regardless of the fault of any person and to further provide a non-adversarial process for medical treatment and compensation; and

WHEREAS, volunteers provide invaluable services to ABAG; and

WHEREAS, inclusion of registered volunteers in the ABAG workers compensation program will provide the volunteers with protection and benefits should injury occur to the volunteers while in the course of volunteering for ABAG.

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 06-08**

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Labor Code § 3363.5, the Executive Board of the Association of Bay Area Governments (ABAG) declares that volunteers to ABAG shall be considered employees of ABAG for purposes of workers compensation laws when the following conditions are met:

1. The volunteer has completed and submitted a volunteer application form; and
2. ABAG has accepted and approved the volunteer for service, and that acceptance and approval is current; and
3. The volunteer is injured during the course of performing service that has been authorized and directed by ABAG for that volunteer; and
4. The volunteer is receiving no remuneration for the service, other than meals, transportation, lodging, or reimbursement for incidental expenses, from any other agency or person.

The foregoing adopted by the Executive Board this 18th day of September, 2008.

Rose Jacobs Gibson
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 18th day of September, 2008.

Henry L. Gardner
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel



MEMO

DT: September 4, 2008
TO: Executive Board members
FM: Jeanne Perkins, ABAG Earthquake and Hazards Program Consultant
RE: Residential Seismic Strengthening Standard Plan Set - 2008

In a major earthquake, single-family homes that, are not properly bolted to their foundations, or where the outside walls of their crawl space (“cripple walls”) are inadequately braced, are unsafe when exposed to violent shaking. These homes literally slide and fall off their foundations.

An ABAG study in 1999 found that only a third of these homes had been retrofitted, but, more significantly, less than 10 percent had been adequately retrofitted in the Bay Area. The problem of overly expensive and inadequate retrofitting can be solved, in part, with a regional standard for retrofitting these homes.

At the November 2004 meeting, ABAG’s Executive Board adopted Resolution 12-04 endorsing the residential seismic strengthening plan set, called “Plan Set A,” developed by a committee of building contractors and representatives of the Structural Engineers Association of Northern California (SEAONC), the California Building Officials (CALBO), the International Code Council (ICC) Tri-Chapter (East Bay, Peninsula, Monterey Bay) Plan Check Standards Committee, the Earthquake Engineering Research Institute (EERI) Northern California Chapter and ABAG.

During the past four years, both the cities of Berkeley and Oakland have used this Plan Set as a minimum standard to gain rebates of property transfer taxes to help pay for the costs of the retrofits. As a result of that use, contractors, homeowners, and engineers have discovered several small issues with the plan set. The City of Oakland took the lead in re-constituting the original Plan Set A committee.

The revised plan set can be used by homeowners in obtaining quotes for retrofitting, by contractors when obtaining building permits, and by cities and counties as a basis for a minimum prescriptive retrofit standard. While this standard only applies to a subset of homes needing retrofit work (wood-framed residential structures not more than two stories in height and containing not more than two dwelling units), this plan set is a valuable first step.

The revised plan set is scheduled for formal approval by SEAONC, CALBO, ICC (Tri-Chapter) and EERI (Northern California Chapter).

Therefore, staff is asking ABAG to endorse this revised Standard Plan Set and encourage the cities and counties of the region to utilize the Plan Set.

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 07-08

**RESOLUTION ENDORSING REVISED RESIDENTIAL SEISMIC STRENGTHENING
STANDARD PLAN SET**

WHEREAS, the Bay Area is subject to various earthquake-related hazards including very violent ground shaking; and

WHEREAS, the U.S. Geological Survey has found that there is 62% chance that one or more earthquakes of magnitude 6.7 or greater will occur on one of several active faults in the Bay Area in the next 30 years; and

WHEREAS, ABAG seeks to maintain and enhance a disaster-resistant region by reducing the potential loss of life, property damage, and environmental degradation from natural disasters, while accelerating economic recovery from those disasters; and

WHEREAS, ABAG is committed to helping meet the need of Bay Area residents for safe and disaster-resistant housing that is architecturally diverse and serves a variety of household sizes and incomes; and

WHEREAS, ABAG finds that unbraced or inadequately braced cripple wall houses in the Bay Area represent a significant earthquake risk to the safety of residents and their property; and

WHEREAS, ABAG has previously endorsed a "Standard Plan A: Residential Seismic Strengthening Plan" (Plan Set) to address seismic strengthening of wood frame residential buildings; and

WHEREAS, a revised Plan Set has been developed by a committee representing ABAG's Earthquake Program, building contractors, the committees of the Structural Engineers Association of Northern California (SEAONC), the California Building Officials (CALBO), the International Code Council (ICC) Tri-Chapters (East Bay, Peninsula, Monterey Bay), and the Earthquake Engineering Research Institute (EERI) Northern California Chapter, and each organization has, or is scheduled for, formal approval of the revised Plan Set.

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

a) endorses "Standard Plan A: Residential Seismic Strengthening Plan - 2008" as a prescriptive seismic strengthening plan for cripple wall bracing and foundation sill plate anchorage of light wood-framed residential structures not more than two stories in height and containing not more than two dwelling units, and

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 07-08**

b) strongly encourages the cities and counties of the Bay Area to utilize this Standard Plan Set by encouraging and promoting its use as a minimum standard for seismic retrofitting.

The foregoing adopted by the Executive Board this 18th day of September, 2008.

Rose Jacobs Gibson
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called meeting held on the 18th day of September, 2008.

Henry L. Gardner
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



September 4, 2008

To : Members of the Executive Board
From : Kathleen Van Velsor, Senior Environmental Planner *KVV*
Re: Request for approval to participate in federal funding solicitation in cooperation with the University of California at Davis and the California Water/Land Use Partnership

The Water/Land Use and Coastal Studies Program (WLUCSP) is teaming with University of California at Davis researchers who are soliciting funding from the National Oceanic and Atmospheric Administration for marine pollution prevention demonstration projects in the greater San Francisco Bay Area.

National Oceanic and Atmospheric Administration (NOAA) seeks to establish a national estuarine research and technology program which operates in partnership with the National Estuarine Research Reserve System (NERRS). Funds will be used to conduct collaborative research and transform the best available science into practical innovative tools that coastal managers can use to detect, prevent, and reverse the impacts of coastal pollution and habitat degradation. Additionally, the program will provide coastal and estuarine managers a better understanding of what tools are available, how well they work, and how best to apply them to detect, prevent, and reverse the impacts of coastal pollution and habitat degradation.

Through this funding opportunity, NOAA seeks to establish a national estuarine research and technology program which operates in partnership with the National Estuarine Research Reserve System (NERRS). Funds will be used to conduct collaborative research and transform the best available science and technology into practical innovative tools that coastal managers can use to detect, prevent, and reverse the impacts of coastal pollution and habitat degradation. Additionally, coastal and estuarine managers also need to better understand what tools are available, how well they work, and how best to apply them to detect, prevent, and reverse the impacts of coastal pollution and habitat degradation. Successful applications will be those that foster the development, demonstration, and transfer of new or existing technologies into active use by coastal managers through an integrated collaborative research and technology transfer process between academia, the private sector, and federal, state and local governments. For the purposes of this funding opportunity, collaborative research is defined as the active engagement of stakeholders (e.g., coastal managers, regulators, scientists) essential to the application of technology or knowledge throughout the process of problem definition, technology development and management application.

The WLUCSP will provide sub-consultant services to the 2009 project over five years for a total award of two hundred seventy five thousand dollars. Services will consist of environmental/land use planning and related technical support to the project's technical team and participating Bay Area cities, counties, and special districts in the design and implementation of novel urban runoff and related community enhancement projects.

DATE: September 4, 2008
TO: ABAG Executive Board
FROM: Kathleen Van Velsor, Senior Environmental Planner
RE: Draft Delta Vision Strategic Plan

M E M O

Overview

STAFF is reviewing the Delta Vision Strategic Plan and related materials in preparation for a letter of comment to be issued from the ABAG Executive Board to the State's Delta Vision Blue Ribbon Task Force and other relevant state agencies. At the August 6, 2008 meeting of the Regional Planning Committee (RPC), the RPC supported the staff recommendations as outlined in the attached staff report. In addition and based upon comments from RPC members staff makes the following recommendations.

STAFF RECOMMENDS:

That the Executive Board request that the State:

- 1) Demonstrate that it has complied with all environmental review requirements for the plan, including public participation in the San Francisco Bay Area.
- 2) Expand on its analysis of potential Bay Area land use changes and regulatory impacts; potential Bay Area water supply and water quality impacts; and other infrastructure impacts.
- 3) Identify potential economic, socio-economic and disaster-related impacts for a range of plan alternatives.

This comment letter can subsequently be distributed to all affected and interested Bay Area communities. Additionally, staff will report back to the RPC and the Executive Board, as requested, on progress made in the Delta planning process.



M E M O

DATE: July 28, 2008

TO: ABAG Regional Planning Committee

FROM: Kathleen Van Velsor, Planner, ABAG Water and Land Use Studies Program

RE: Item 7.0 – DRAFT Delta Vision Strategic Plan

Introduction

This agenda item focuses on the state’s draft Delta Vision Strategic Plan. This is the first time that the RPC has examined or discussed this plan. However, some RPC members have reviewed and commented on the draft Plan, or are in the process of doing so as local elected officials.

The State of California has made the Delta/Estuary a high priority, with high profile and partly coordinated planning, funding and engineering initiatives. The declaration of a statewide drought, a gubernatorial interest in passing another water bond, the Katrina disaster and recent academic studies pointing to a comprehensively failing Delta are the underpinnings of a massive public campaign to put a short and long range Delta planning and management program into place.

ABAG Hazards Program and Water/Land Use Studies Program staff have embarked on a team effort to investigate ways to mitigate potential water supply disruptions related to a major earthquake event. Included in this investigation is the Delta/Estuary. Counties in the Bay Region that are most directly affected by local, state and federal water supply programs and planning in the Delta are:

- Solano County
- Contra Costa County
- Napa County
- Santa Clara County
- Alameda County

Discussion

The Preliminary Draft of the State of California’s DELTA VISION STRATEGIC PLAN (DVSP) describes planning and programmatic elements that have the potential to significantly impact the interests of five of our counties (Solano, Contra Costa, Napa, Alameda and Santa Clara Counties) and their communities that rely on Delta waters for drinking water, or on conveyances of drinking water that traverse the Delta.



Proposed Governance

To implement the vision, the state proposes a California Delta Ecosystem and Water Council with authority derived from the federal Coastal Zone Management Act. The Council will have authority to issue debt-financing mechanisms and to approve all water, road, railroad, utility and levee infrastructure projects in the Delta. It will take recommendations from the Delta Protection Commission. The DVSP also recommends the creation of a Delta Conservancy to “assist in restoring as much tidal marsh acreage as physically feasible, and conserve adjacent uplands in geographically linked complexes...and preserve and enhance seasonal wetland complexes and adjacent upland grasslands“ (highest priority sites for marsh restoration are Suisun Marsh, Cache Slough and the south Yolo Bypass, Prospect and Sutter Islands, New Hope, McCormack-Williamson Tracts, and Dutch Slough), a Delta Operations Team and a reformed Delta Protection Commission with greater land use authority over the legal Delta. The Conservancy proposal is controversial due to the potential loss of valuable agricultural land.

Proposed Water Conveyance and Peripheral Canal

State Delta planners are currently estimating the costs—ranging in the billions – of “alternative (water) conveyances” for an either an eastern or western Delta alignment,” (Action 11.1). This approach is generally described as a “peripheral canal” and is a highly controversial area of water management due to the environmental, social and economic implications of a re-fashioned peripheral canal concept which was defeated in 1982 by California voters. Key water leaders believe that an “isolated delta conveyance” will create a strong incentive to neglect the needs of the Delta.

Northern and Southern California water allocation issues are a key consideration, since Southern California claims the bulk of the fresh water that flows through the Delta/Estuary. The Metropolitan Water District in Southern California has received accolades for water management and conservation since the 1980’s; however, Southern California like Northern California lacks a fully coordinated water and land use management strategy.

Levees and Inundation Issues

The related Delta Risk Management Strategy has estimated Delta levee improvement costs at upward of twenty billion dollars. Recommended Action 12.2 (DVSP) argues that not all levees should provide equal level of protection, creating potential balancing issues among certain areas of the Delta and economic interests. The DVSP does not resolve the myriad of levee protection authorities and related conflicts. Concurrently, the strategy seeks to “provide inundation of floodplains on as many years as possible on the three major river systems entering the Delta,” and the creation of “new open water areas within the Delta and Suisun.” The inundation strategy is controversial due to the potential for loss of valuable agricultural lands. Additionally, the strategy seeks to restore variability of water flows (“While completely surrendering our control over these flows is obviously undesirable for necessary water supply and flood control efforts, the ecosystem would benefit from an increase in the variability both within and between years.”) Restored flow variability is a highly controversial area of water management due to potential salinity in Delta waters and the cost of treatment for local water districts.

Reservoirs and Conveyance Systems

Finally, Strategy 9 calls for new wet-period diversions, conveyance and storage systems (reservoirs), including a “Middle River” Conveyance option. New reservoirs and conveyance systems have been the subject of concern over the possibility that the ecosystem restoration component of the proposed Delta Vision strategy would be a minor consideration relative to a massive public works project to build additional dams and canals to meet current and future water demands. Key conservation organizations question whether the delta’s ecological problems (thought to be caused by dams and water diversions) can be resolved by building yet more dams and diversions.

Several of our region’s local governments have identified key concerns and potential impacts associated with this revised state strategy for the Delta:

- Flooding impacts on the local agricultural industry, public services and infrastructure in eastern Solano County, as well as in and around the City of Rio Vista;
- Impacts on drinking water supplies of salinity intrusion due to expanded freshwater diversions;
- Increased salinity may impact private wells/potable water sources that rely on the recharging of the groundwater aquifer serving Rio Vista and nearby communities;
- Changes in the ownership of privately owned agricultural land, requiring greater oversight by the county;
- Potential reduction in property taxes, and increased maintenance and oversight requirements;
- Potential impacts to the protected Suisun Marsh where water quality and water supply management are important issues;
- Protection, preservation and enhancement of Delta agricultural, habitat and recreation resources;
- Loss of water quality from canal operations that could lead to an increase in the concentration of salts, pesticides and other pollution in the Delta;
- Impacts to agricultural operations and land values;
- Impacts to Delta habitat, including highly stressed fisheries;
- Lack of flood and seepage control
- There is an unfounded assumption that regulations or public agencies with authority in the Delta will be able to limit the flow of water through a large canal.

Key Questions

The following key questions are being considered by staff relative to potential recommendations to the Executive Board for referral to the State’s Delta Vision Blue Ribbon Task Force.

Do proposed “improvements” to the Delta system portend even greater declines in fisheries, water quality and water supply (leading to larger impacts to the regional economy), and sustained loss of valuable agricultural lands?

Is the Delta vision appropriately scaled to meet the incremental needs of our region’s communities given climate change and major demographic changes occurring in the region?

Do the Delta Vision Strategic Plan, and its counterpart state plans, strategies and programs, adequately focus on improving the reliability of water supplies to the nine county Bay Area, or is it principally focused on improving the reliability of water supplies to Southern California?

Is the Delta Vision Strategic Plan sufficiently transparent to reveal the true environmental and socio-economic costs to the Delta/Estuary and the Bay Area communities that rely on it?

Have state planners communicated sufficiently and effectively with local governments, ABAG and its partner regional agencies and counterpart regional planning agencies outside of the Bay Area portion of the Delta in the design of the strategic plan?

STAFF RECOMMENDS:

THAT the Regional Planning Committee direct staff to:

1. Review the State's Delta Vision for specific potential impacts with an emphasis on selected topics of interest – e.g. agricultural lands, water supplies, water quality, transportation and energy networks, regional economy, ancillary impacts to areas outside of the Delta.
2. Recommend specific comments on the Delta vision to the ABAG Exec. Board (for referral to the State's Delta Vision Blue Ribbon Task Force).
3. Draft a letter outlining the key features and some potential impacts of the Delta Vision to all affected Bay Area communities.
4. Request a copy of any and all draft or final California Environmental Quality Act and National Environmental Policy Act documentation prepared for the state's Delta Vision Strategic Plan, and for other related state plans and programs listed on page 2 of this memorandum.
5. Provide the RPC with update relative to the Draft Delta Vision Strategic Plan as appropriate.



METROPOLITAN
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Memorandum

TO: Commission

DATE: July 16, 2008

FR: Executive Director

W. I.

RE: Transportation 2035: Adoption of Financially Constrained Program and High-Occupancy Toll (HOT) Network Implementation Principles; MTC Resolution No. 3868

The Planning Committee has approved a financially constrained investment program and companion funding strategy and is seeking Commission adoption. The committee also seeks adoption of a set of objectives that MTC and CMA staffs have developed to guide the Regional HOT Network implementation. Additional summary information is provided in the attached PowerPoint presentation.

Background

The financially constrained investment projects is a key element of the Transportation 2035 Plan that is funded with federal, state, regional and local revenues we expect to be available to the region over the next 25 years. Of the \$223 billion in revenue projected to be available to the region over the next 25 years, \$191 billion is deemed committed by voter mandate, statute or Commission policy towards mostly maintaining and operating our existing transportation system. In January 2008, the Planning Committee provisionally approved "prior commitments criteria" for committed funding and committed projects.

The criteria are summarized on page 6 of the PowerPoint presentation and the Planning Committee is seeking Commission adoption of the criteria as part of the overall financially constrained program.

(Note: Complete Committed and Uncommitted project listings are on MTC's webpage:

http://www.mtc.ca.gov/planning/2035_plan/index.htm)

The remaining \$32 billion is uncommitted discretionary revenues. Transportation priorities vying for this \$32 billion include: transit, local road, and State highway maintenance shortfalls; system operations strategies, including the Freeway Performance Initiative; programs aimed at focused growth, climate protection, and Lifeline service; and numerous capacity expansion projects throughout the region.

Recommended Financially Constrained Investment Program

The financially constrained program investment plan before you today is the culmination of several meetings and numerous hours of Planning Committee discussion. This discussion has been shaped by Commission workshop input and comments received from partner agencies, MTC advisory committees, stakeholders and the general public. The Planning Committee therefore recommends the financially constrained program shown on pages 2-3 of the PowerPoint presentation, with consideration of six key issues that were discussed at the committee's July 11, 2008 meeting:

1. Prior Project/Funding Commitments – the committee asked that staff provide additional information on committed funding and projects.
2. Bicycle and Pedestrian Program Funding Parity – the committee recommended the funding amount shown to complete the regional bicycle network, but asked staff to provide information on how much committed and other discretionary funding is available for pedestrian projects.

3. Reconcile Local and Regional Project Priorities – the committee asked that the CMAs provide written justification for excluding a limited number of high-effectiveness projects and including projects with uncertain need from STIP/SLPP priority lists. Their complete responses are included in Attachment A.
4. Recommended ITIP Program – the committee agreed to add an additional project requested by the Contra Costa Transportation Authority, but asked staff to develop a revised financially constrained program list.
5. HOT Principles – the committee recommends the Commission adopt the principles shown in Attachment B.
6. Resolution 3434 Shortfalls: Transbay Terminal/Caltrain Downtown Extension (DTX)– the committee sought clarification on the funding plan for all phases of the project

The information that the Planning Committee requested on the issues above is summarized in the attached PowerPoint presentation that will be reviewed by staff at your meeting. With regard to the Transbay Terminal: the bus terminal component is fully funded; the DTX is funded through design, has a \$700 million construction reserve, but still carries a \$2 billion construction shortfall and therefore is not part of the financially constrained investment program.

Next Steps

Commission approval of the financially constrained investment program closes one phase of the Transportation 2035 Plan development process and begins several others. Over the next few months, leading to plan adoption in March 2009, staff will be working on a number of issues that will be brought back to the Planning Committee and Commission for review and discussion before and after Transportation 2035 Plan adoption. These include:

- Further Policy Discussions – The financially constrained element is a first step toward achieving performance targets and implementing broader Vision Policy Strategies previously approved by the Commission. The strategies define a continuum of efforts and innovations categorized as short, medium and long-term strategies based on available resources, the state of various technologies, and the time needed to realize the full impact of improvements – a “change in motion” if you will. Staff intends to revisit these policy strategies with the Commission as we begin writing the plan.
- Further RTP Analyses – As required by state law, staff will be conducting a programmatic Environmental Impact Report to assess environmental impacts of the Transportation 2035 Plan and reasonable range of alternatives to the Project (see next agenda item). In addition, staff will loop back and assess how the Transportation 2035 Plan addresses the performance targets approved by the Commission and discussed at the October 2007 ABAG/MTC Fall Forum.
- New Funding Advocacy – There is insufficient known funding (e.g. STP/CMAQ, STIP) to fulfill the recommended program of projects. We expect that “anticipated/unspecified” revenues will likely become available over the RTP period to fund the remainder of the constrained plan. Working with the Commission and our partner agencies, we will need to develop policies on where this new funding should be spent. The single largest share of the anticipated/unspecified revenue is reserved for maintenance shortfalls, which would suggest that investment category should be given priority for any new legislative funding advocacy.

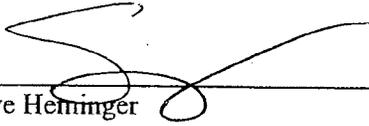
- Program Frameworks - The Commission has routinely adopted follow-on initiatives to implement policies and programs included in the regional transportation plan. One example is its Transit Oriented Development (TOD) Policy adopted for the Resolution 3434 Transit Expansion Program that helped implement MTC's Land Use Platform from Transportation 2030. The Transportation 2035 Plan includes new and expanded regional grant programs. Staff anticipates that the Commission will not only want to ensure that program investments are consistent with existing policies, but that new policies reflect emerging Commission priorities such as climate change and FOCUS. Staff intends to develop new fund programming policies with our partners and the Commission over the next several months.
- HOT Network Implementation - The Commission's adoption of HOT Network Implementation Principles represents a fundamental first step toward developing a regional HOT Network. As Commissioner Yeager cautioned at the Planning Committee, which is reflected in the principles before you, many issues still need to be vetted prior to implementation, most notably: development of HOT revenue distribution policies, development of corridor investment plans and agreement on how the system will be managed. To address these issues the Committee has directed staff to continue its ongoing HOT Network implementation discussions with the CMAs, Caltrans, and the California Highway Patrol over the coming months, with a target of reaching agreement by the end of the year so enabling legislation can be pursued in the 2009 session in Sacramento.

Recommendations

The Planning Committee recommends approval of MTC Resolution No. 3868 and is bringing before the Commission the following recommendations:

1. Approval of the Transportation 2035 Financially Constrained Program.
2. Approval of HOT Network Implementation Principles.

We look forward to further discussion at your meeting.



Steve Heminger

Attachments

SH:DK

J:\COMMITTEE\Commission\2008\g_July 2008\RTP Staff\T2035 FC program of projects_Commission.doc

ACCMA

Justification for excluding two RTP's High Priority Projects from the ACCMA's Countywide Transportation Plan Priority List

MTC requested justification for excluding the following RTP High Priority Cost-Effective Projects from our CWTP Priority list:

1. RTP # 230111 - Implement AC Transit's Transit Priority Measures Element 2, which is a Countywide Plan Vision Project.
2. RTP # 22657 - I-580 WB Truck Climbing Lanes between Grant Line Road and North Flynn, which is not included in the Countywide Transportation Plan

Regarding the AC Transit's Project, the ACCMA is committed to AC Transit's Transit Priority Measures as demonstrated by the inclusion of RTP # 21992, which is Element 1 of the same project, in the County STIP share of our Countywide Transportation Plan. The CMA Board carefully reviewed the County's needs against limited funding and decided to commit a portion of the funds (\$14.8M) to Transit Priority Measures and put the rest in the Vision portion of the plan, so that it could be addressed in the future updates to both RTP and CWTP. We request that MTC honor the CMA Board's action, which AC Transit supports.

~~Regarding the I-580 Westbound Truck Climbing Lane, this project goes against the CMA's long standing gateway policy on the Altamont Pass. Also, it is opposed by the local jurisdictions in the Tri-Valley area as it would worsen the existing congestion in this area during the morning commute by moving in additional congestion by trucks.~~

~~The ACCMA agrees for inclusion of these two projects in the financially constrained plan of the RTP as long as they are included as being funded from the "anticipated/ unidentified" funding category rather than the STIP.~~

Also, it is requested that any new projects for Alameda County submitted directly to MTC and not through the CMA be included only in the Vision, and not in the Financially Constrained portion of the Regional Transportation Plan.



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**transportation
 authority**

15 July 2008

COMMISSIONERS:

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- Donald P. Fretkas
- Federal Glover
- Brad Nix
- Julie Pierce
- Karen Stepper

Doug Kimsey, Director
 Metropolitan Transportation Commission
 101 Eighth Street
 Oakland, CA 94607-4700

RE: Inclusion of the Routes 4 (Bypass)/160 Interchange Connectors in the 2009 Regional Transportation Plan (RTP)

Doug
 Dear Mr. Kimsey:

At its meeting of July 11, 2008, MTC's Planning Committee asked for more information regarding the effectiveness of the subject project, prior to Commission action on July 23rd. As background, the project is part of the Authority's voter-approved Measure J local transportation sales tax expenditure plan. The proposed RTP funding would be derived from Contra Costa's "county share" funds, and is needed to fully fund this project.

Regional Model Not Adequate for This Analysis

As our staff advised MTC staff in January 2008 and on subsequent occasions, our experience with computerized transportation models and our professional judgment lead us to conclude that the cost-effectiveness of an interchange project such as the Routes 4 (Bypass)/160 interchange is difficult to measure using the regional travel model. We believe use of our countywide, more-fine grained model would be more effective, and that impacts on local streets from not constructing these ramp connectors also are more readily forecast and evaluated with our model and more fine-grained tools.

Benefits of the Routes 4/160 Connectors

The primary benefits of the Routes 4 (Bypass)/160 connectors can be summarized as follows:

- ❖ Partial funding for the WB Route 4 to NB Route 160 connector is included in the recently-adopted first Measure J Transportation Sales Tax Strategic Plan covering the period through 2015.
- ❖ The project is included in the East Contra Costa Regional Fee and Financing Authority's (ECCRFFA) Strategic Financial Plan for partial funding from local development fees.
- ❖ The project would provide missing connector links at the Route 4/160 Interchange. *Currently southbound SR160 traffic wishing to travel on the Bypass to SR4 east, and westbound SR4 (Bypass) traffic heading to SR160 north, travel through Oakley local streets to get to the Laurel Road Interchange on-ramp or Main Street on ramp.*
- ❖ The project would remove truck traffic from Oakley local streets, improving safety and reducing congestion in area. *Specifically, two percent of daily traffic on SR4 is truck traffic – approximately 220 trucks per day – that will be removed from local streets.*

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Robert K. McCleary
 Executive Director

Don Tatzin



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15 July 2008

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Doug Kimsey, Director
 Metropolitan Transportation Commission
 101 Eighth Street
 Oakland, CA 94607-4700

RE: Inclusion of I-680/Norris Canyon Direct HOV Ramps in the 2009 Regional
 Transportation Plan (RTP)

Doug
 Dear Mr. Kimsey:

At its meeting of July 11, 2008, MTC's Planning Committee asked for more information regarding the effectiveness of the subject project, prior to Commission action on July 23rd. As background, the project is part of the Authority's voter-approved Measure J local transportation sales tax expenditure plan. The proposed RTP funding would be derived from Contra Costa's "county share" funds, and are needed to fully fund this project.

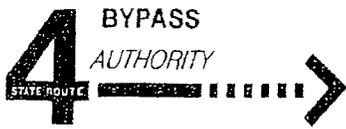
Regional Model Not Adequate for This Analysis

As our staff advised MTC staff in January 2008 and on subsequent occasions, our experience with the computerized transportation models and our professional judgment lead us to conclude that the cost-effectiveness of a localized interchange project such as the I-680/Norris Direct HOV Ramps cannot be reasonably determined through application of the regional travel model. That model is best used at a very aggregated scale to compare the relative effectiveness of extended widening projects, gap closures, transit expansions or similar dramatic investments. In addition, as reflected in MTC's analysis of its own proposed regional programs, there are many simplifying assumptions that go into calculating cost-effectiveness of future investments. As MTC staff has done for the proposed regional programs, the Commission should consider all factors in determining the value of a project, and not just a numeric value that is simplistically derived. While there are finer-grained modeling approaches that could be applied using FREQ or a similar traffic flow analysis, such detail is realistically beyond the scope of the RTP.

Benefits of the I-680/Norris Canyon Direct HOV Ramps

However, when examined from the regional level, we believe it is more important to note:

- ❖ The proposed ramps are intended to provide significantly enhanced bus transit and HOV access to San Ramon's Bishop Ranch office park, one of the East Bay's major employment centers with approximately 32,000 workers.
- ❖ Express Bus service – supported with funding from Bishop Ranch Transportation Association – links the office park with both Walnut Creek BART and Dublin/Pleasanton BART stations.
- ❖ The ramps are expected to save approximately 5 to 10 minutes per trip for the current 45 buses and 1,120 transit trips per day. Improved access would provide



Joint Exercise of Powers Agency

City of Antioch City of Brentwood City of Oakley County of Contra Costa

July 14, 2008

Doug Kimsey, Director of Planning
Metropolitan Transportation Commission
101 Eighth Street
Oakland, California 94607

RE: SR4 Bypass/SR160 Freeway Connectors included in 2009 RTP

Dear Mr. Kimsey:

The SR4 Bypass/SR160 Freeway Connectors (Segment 1, Phase 2 of the SR4 Bypass) are a very high priority for Eastern Contra Costa County. ~~Segment 1, Phase 1 of the SR4 Bypass, which includes the SR4Bypass/SR160 freeway-to-freeway interchange, was opened to traffic in February 2009. However, Segment 1, Phase 1 only includes two freeway connectors at the new SR4/SR160 Interchange. There are two remaining connectors to be constructed as part of Segment 1, Phase 2, the WB SR4 to NB SR160 connector and the SB 160 to EB SR4 connector. These remaining two freeway connectors are included in the CCTA Measure J Strategic Plan and the ECCRFFA Strategic Financial Plan. In addition, these remaining freeway connectors are environmentally cleared and design is scheduled to start in spring 2009.~~

Without the remaining two freeway connectors, SB SR160 and WB SR4 traffic wishing to travel on SR4 east or SR160 north has to either exit at the Main Street off-ramp or Laurel Road off-ramp and travel through Oakley streets to get to the Laurel Road interchange on-ramp, or Main Street on ramp, depending on which direction you are traveling. The lack of freeway connectors is impacting existing facilities in Oakley and generally contributes to cut-through traffic and traffic congestion in the Oakley area. In addition, SR4 is a major truck route from the Central Valley and trucks traveling from SR160 to SR4 Bypass (and vice versa) without freeway connectors have to travel on Oakley streets, thereby impacting residents, a school and businesses adjacent to the local roadways.

The completion of the missing freeway connectors would greatly improve safety by removing trucks and vehicles traveling through Oakley with all its points of conflict, including the above-mentioned school. The total number of accidents would be greatly reduced once the ramps are constructed and additional cars removed from the parallel route. Traffic modeling indicates that Neroly Road in Oakley is the north-south facility that is most likely to carry the bulk of this traffic with the LOS on the roadway suffering

Board of Directors:
Robert Taylor, Chair
Brad Nix, Vice Chair
Mary N. Piepho
Donald P. Freitas

Authority Staff Office:
Contra Costa County
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Martinez, CA 94553
(925) 686-0619

SM C/CAG

To: Doug Kimsey
Fr: San Mateo C/CAG Staff
Re: Justification for SM 92 (I-280 to US 101) passing Lanes

This project will provide both operational and safety improvement to the Route 92 corridor, a key east-west corridor in San Mateo County. It will provide the needed improvements to regional traffic between the San Mateo/Hayward Bridge and the far west end of the Bay Area as well as improve local traffic operation. It has strong local support including from C/CAG, SMCTA, and City of San Mateo. It has been included in the current and new San Mateo County Measure A programs. A Project Study Report has been prepared. During the project development stage, sponsor(s) will continue to refine the project alternatives to maximize the corridor efficiency and benefit.

STA

From: "Robert Macaulay" <rmacaulay@sta-snci.com>
To: "Doug Kimsey" <DKimsey@mtc.ca.gov>
Date: 7/15/2008 9:01:36 AM
Subject: RE: Write-ups

Doug - the SR 12 safety and operations improvements are not included in our funding list because the project is not fully defined, and because we are seeking a local funding source such as a regional impact fee to carry a portion of the financial burden.

The North Connector is being added to the requested project list - see a separate e-mail on that list.

Robert Macaulay
Director of Planning
Solano Transportation Authority
rmacaulay@sta-snci.com
707 424-6006 direct
707 580-0458 cell

-----Original Message-----

From: Doug Kimsey [mailto:DKimsey@mtc.ca.gov]
Sent: Monday, July 14, 2008 6:59 AM
To: rmacaulay@sta-snci.com
Subject: Fwd: Write-ups

Second send attempt.

2009 RTP
BAY AREA EXPRESS (HOT) LANES NETWORK
July 11, 2008

2009 RTP OBJECTIVES

Development and Implementation of a Bay Area Express /High Occupancy Toll (HOT) Lanes Network has four primary objectives:

- More effectively manage the region's freeways in order to provide higher vehicle and passenger throughput and reduce delays for those traveling within each travel corridor;
- Provide an efficient, effective, consistent, and seamless system for users of the network;
- Provide benefits to travelers within each corridor commensurate with the revenues collected in that corridor, including expanded travel options and funding to support non-highway options that enhance effectiveness and throughput;
- Implement the Express/HOT Lane Network in the Bay Area, as shown in exhibit 1 and as amended from time to time, using a rapid delivery approach that takes advantage of the existing highway right of way to deliver the network in an expedited time frame; and
- Toll Revenue collected from the HOT network will be used to operate the HOT network; to maintain HOT system equipment and software; to provide transit services and improvements in the corridors; to finance and construct the HOT network; and to provide other corridor improvements.

IMPLEMENTATION

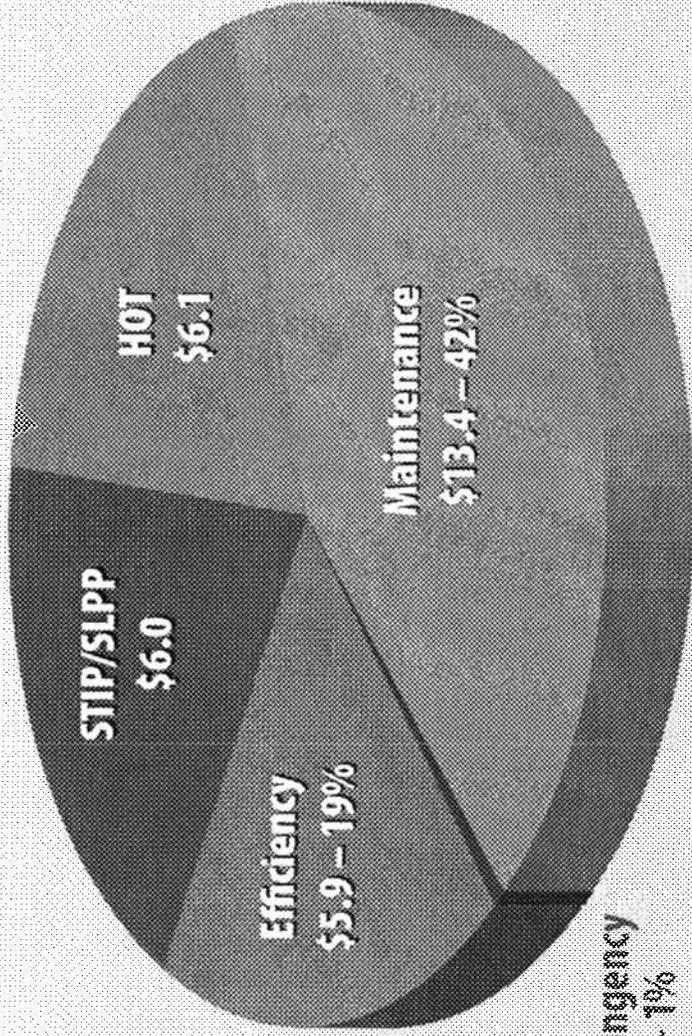
1. Collaboration and Cooperation. To accomplish the objectives requires collaboration and cooperation by numerous agencies at several levels of government, including the Congestion Management Agencies (CMA), Caltrans, California Highway Patrol (CHP) and the Bay Area Toll Authority (BATA). This collaborative process shall establish policies for implementation of the HOT network including, but not limited to, (a) phasing of HOV conversion and HOT construction, (b) phasing of corridor investment plan elements, and (c) occupancy and pricing policies for HOT network operations.
2. Corridor-Based Focus & Implementation. Utilize a corridor-based structure that recognizes commute-sheds and geographic communities of interest as the most effective and user-responsive models for Bay Area Express/HOT Lane facilities implementation.
3. Reinvestment within the Corridor. Recognize that popular, political and legislative support will rest on demonstrating that the revenues collected in a corridor benefit travelers – including the toll payers – in the corridor through a variety of mechanisms, including additional capital improvements on the freeway and parallel arterials, providing support for transit capital and operations that increase throughput capacity in the corridor, and providing funds for enhanced operations and management of the corridor.
4. Corridor Investment Plans. Corridor Investment Plans, developed by stakeholder agencies within the corridor, will direct reinvestment of revenues to capital and operating programs serving the corridor, commensurate with the revenue generated by each corridor.
5. Simple System. Users deserve a simple, consistent and efficient system that is easy to use and includes the following elements: (a) consistent geometric design; (b) consistent signage; (c) safe

Committee Recommendation

(escalated billions of \$)

Total = \$31.6

Expansion
\$12.1 – 38%



- Lifeline – \$0.4
- Bikes – \$1.0
- Climate – \$0.4
- Planning – \$0.3
- TLC – \$2.2
- FPI – \$1.6

Risk Contingency
\$0.2 – 1%

Transit Vehicle
Replacement and
25% to Highest Rated
Transit Assets – \$6.4
Local Road Pavement at
Current PCI – \$7.0

Recommendation: Investment Plan for the \$31.6 Billion Uncommitted Discretionary Funds

(escalated billions \$)

| Investment Category | Amount | % of Total | Rationale |
|-------------------------------------|---------------|------------|---|
| Transit | \$6.4 | 20% | Regional investment priority given to vehicles plus 25% of to-be-determined priority guideway (e.g. track and structures) needs |
| Local Road | \$7.0 | 22% | Regional investment priority given to MTS pavement needs to maintain current PCI of 64 |
| State Hwy | | | Assumes State responsibility for funding shortfall need |
| Subtotal | \$13.4 | 42% | |
| Subcategory | | | |
| Lifeline | \$0.4 | 1% | Extends Commission's current 10-year Lifeline commitment (\$300 million, which includes means-based pilot program) to 25 years for a total investment of \$700 million |
| Regional Bicycle Plan | \$1.0 | 3% | Fully funds Regional Bike Plan network, excepting toll bridge facilities |
| Climate Change/PM Reduction Program | \$0.4 | 1% | Fully funds 5-year Climate Change/Particulate Matter Reduction Program that includes the following elements: 1. Outreach/Incentives Programs - \$27 million/yr 2. Safe Routes to School/Transit - \$ 20 million/yr 3. Transit Priority Program - \$10 million/yr |
| Planning | \$0.3 | 1% | Planning funds for CMAs and Regional Agencies (ABAG, MTC, BCDC) |
| TLC | \$2.2 | 7% | Doubles current program from \$27 million/yr to \$60 million/yr |
| FPI | \$1.6 | 5% | Fully funds capital and maintenance/operations costs |
| Subtotal | \$5.9 | 19% | |
| Expansion | \$12.1 | 38% | Revised HOT revenue estimates increase 25-year projection from \$5.1 billion to \$6.1 billion. STIP/SLPP amount remains at \$6.0 billion |
| STIP | \$5.7 | | |
| SLPP | \$0.3 | | |
| HOT | \$6.1 | | |
| Cost Risk Contingency | \$0.2 | 1% | Includes additional contingency for committed projects to cover potential committed projects cost increases |
| TOTAL | \$31.6 | | |

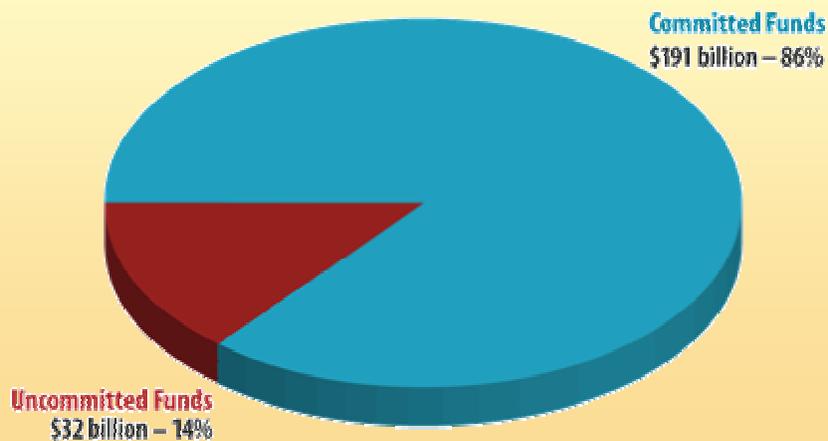


Approved Financially Constrained Investment Plan

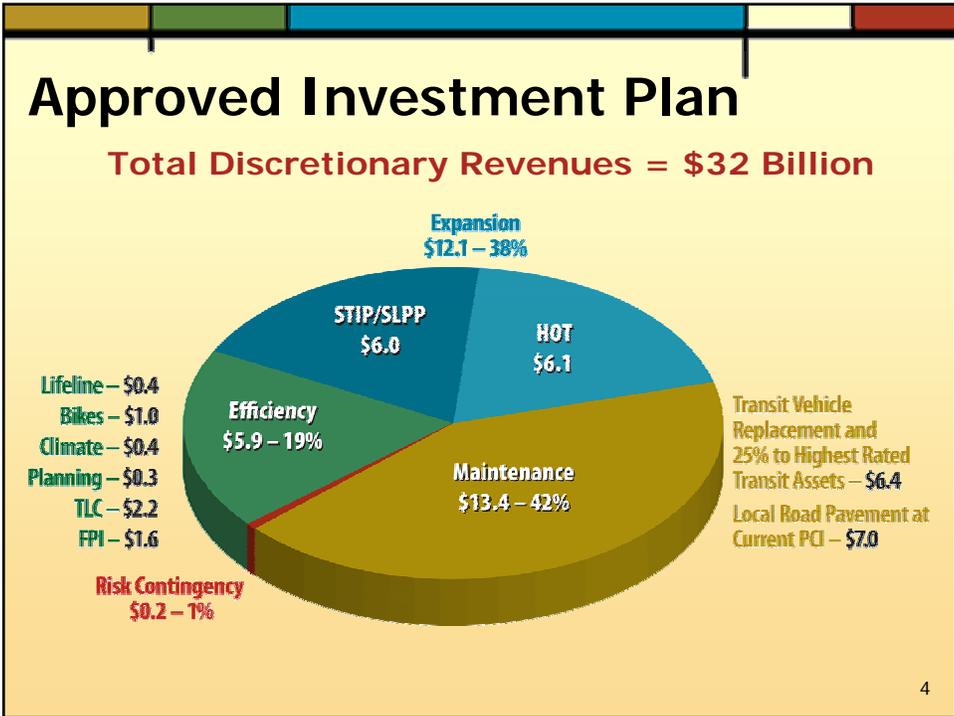
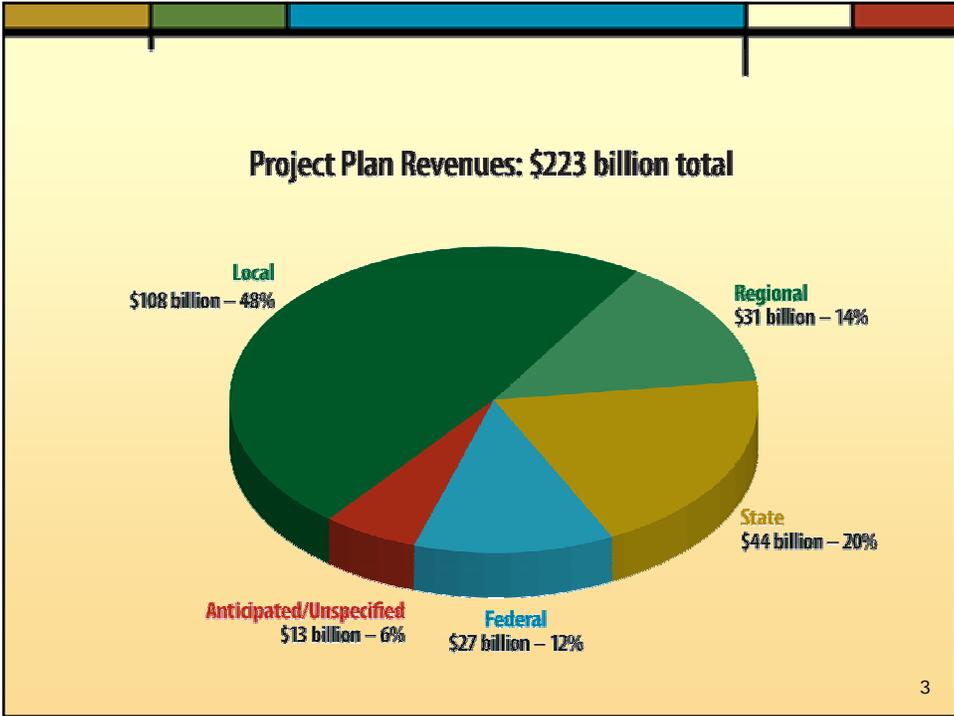
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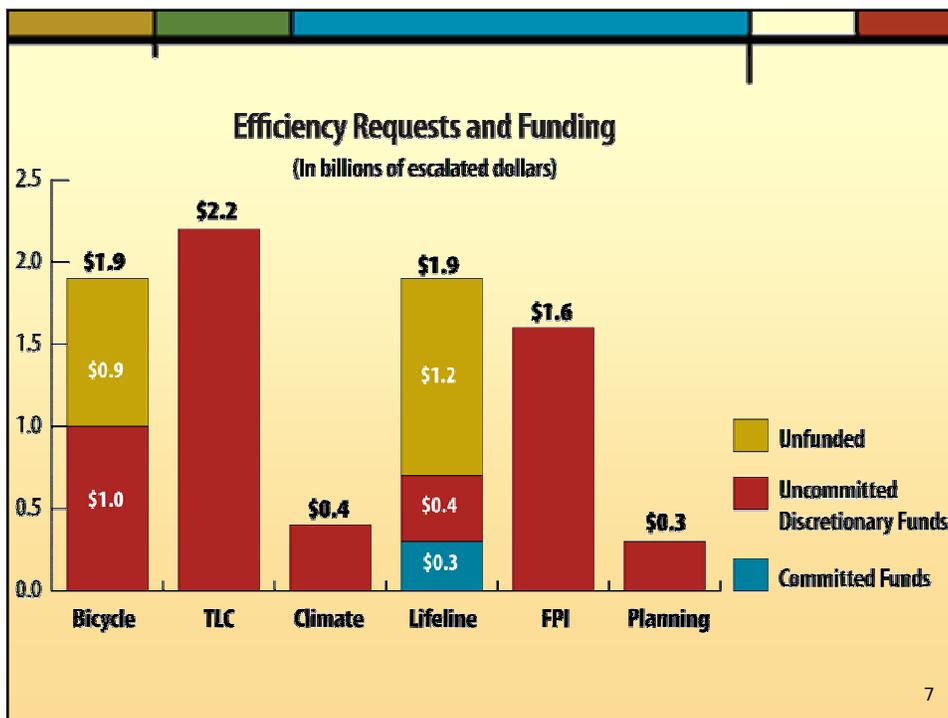
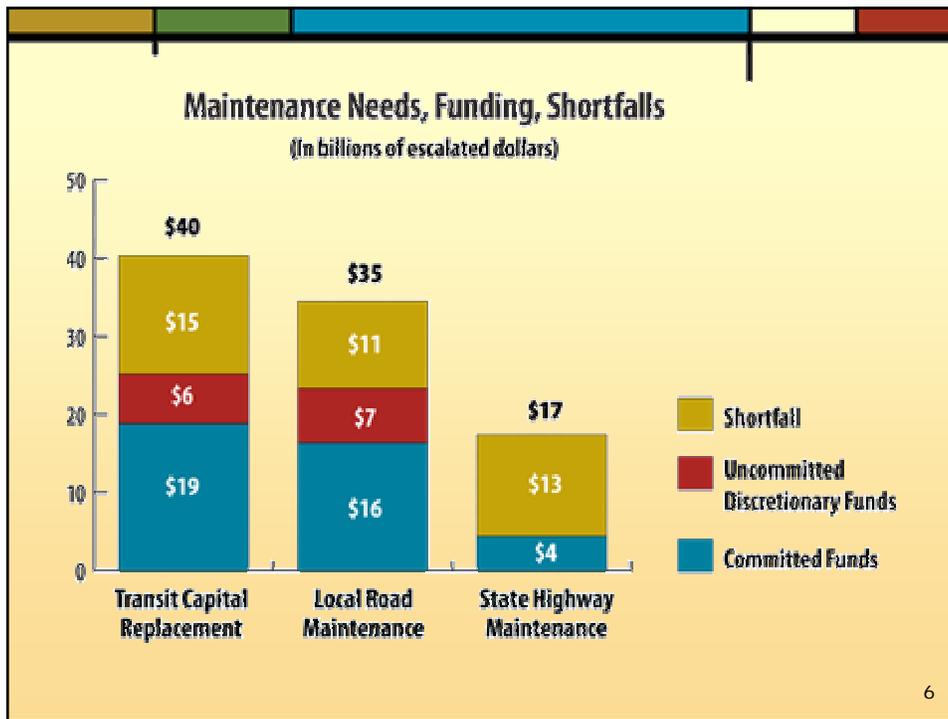
Total T2035 Revenues

Total revenues: \$223 billion



2



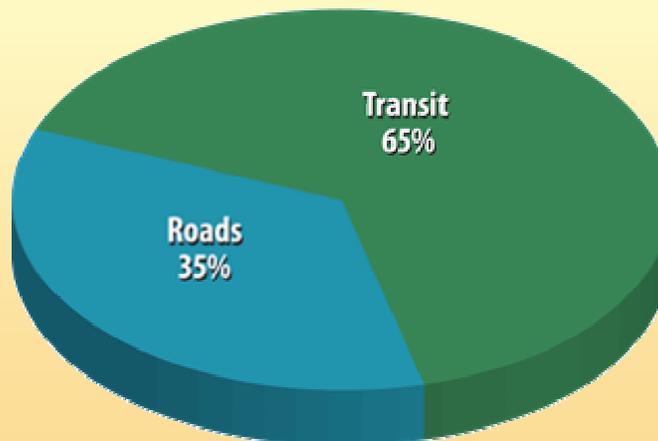


HOT Network Principles

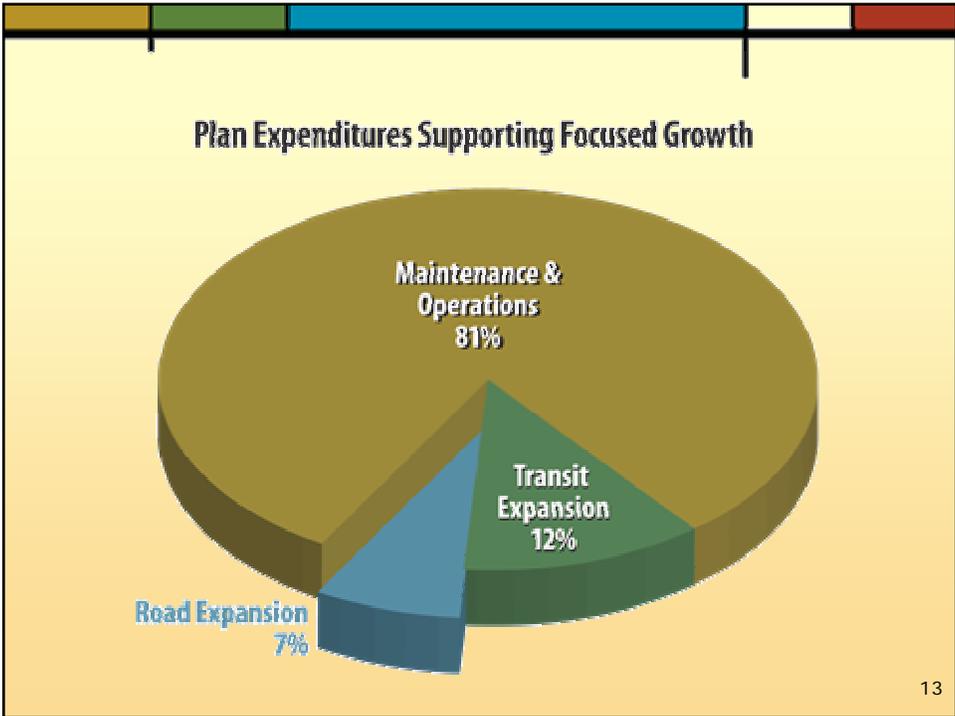
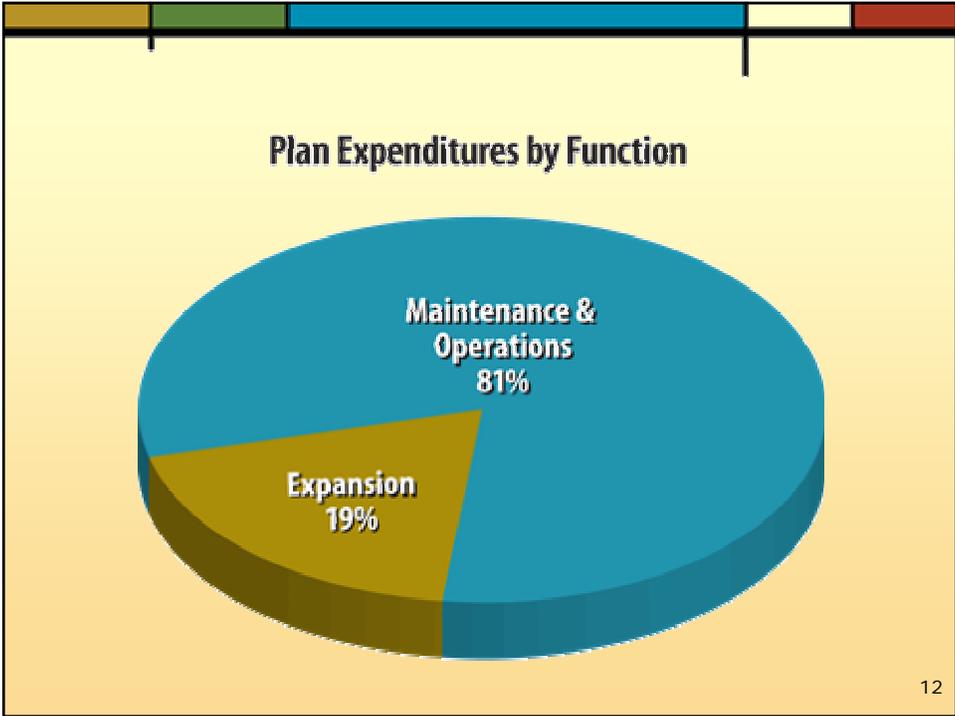
- 1. Collaboration and cooperation** – CMAAs, Caltrans, CHP, BATA
- 2. Corridor-based focus and implementation** – user orientation
- 3. Reinvestment within the corridor** – capital and operating
- 4. Corridor investment plans** – guide reinvestment
- 5. Simple system** – consistent design, signage, marketing
- 6. Toll collection** – BATA
- 7. Financing** – could include BATA toll bridge enterprise

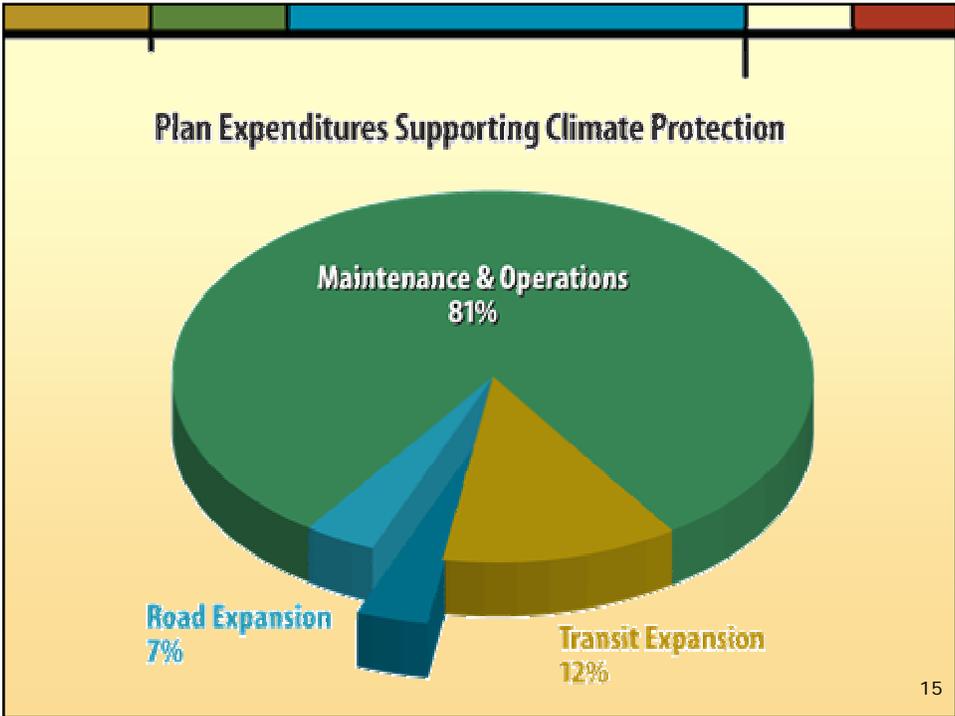
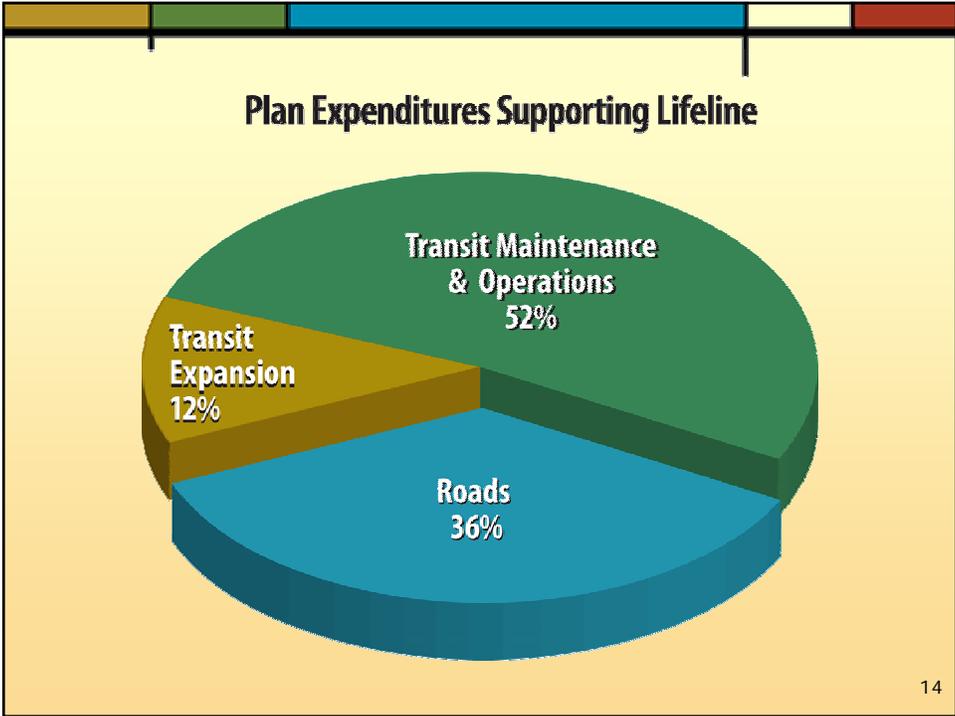
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Plan Expenditures by Mode



11







Next Steps

- **Identify “Future Actions”, and solicit input from partners and the public through Phase 3 outreach**
(October/November 2008)
- **Conduct environmental assessment (EIR) and transportation/air quality conformity analysis**
(August-November 2008)
- **Release Draft Transportation 2035 Plan & EIR**
(December 2008)
- **Adopt Final Transportation 2035 Plan & EIR**
(March 2009)

LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE

Committee Chair: Supervisor Pete McHugh – County of Santa Clara

Committee Vice Chair: Councilmember Carole D. Knutson – City of Novato

Staff: Patricia Jones – Assistant Executive Director 510/ 464-7933; FAX 510/464-7970; PatJ@abag.ca.gov
 Kathleen Cha – Senior Communications Officer 510/ 464-7922; KathleenC@abag.ca.gov

Thursday, September 18, 2008 – 3:30 p.m. to 5:00 p.m.

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

AGENDA*

| | | |
|----|---|------------------------|
| 1. | OPEN AGENDA Committee members may raise issues for consideration; members of the public may speak. | Information/ Action |
| 2. | APPROVAL OF MINUTES Committee will review and approve the minutes of the July 17, 2008, L&GO meeting. | Information/ Action |
| 3. | 2008 LEGISLATIVE SESSION—BILL UPDATE** Review of bills considered by the Committee and current status at close of the 2008 Legislative session and the two-year bill cycle. | Information/ Action |
| 4. | UPDATES ON SB 375 AND AB 2954 Review of bill provisions with fact sheets on <ul style="list-style-type: none"> • SB 375 Steinberg: Transportation Planning: Travel Demand Models: Sustainable Communities Strategy—Environmental Review • AB 2954 Lieber & Hancock: San Francisco Bay Restoration Authority | Information |
| 5. | ADJOURNMENT Next meeting is scheduled for November 20, 2008. | Action |
| | <i>Agenda and other written materials are available at ABAG/Frontdesk, 101 8th Street, Oakland, or at http://www.abag.ca.gov/meetings -- Legislation and Governmental Organization Committee</i> | |

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

** California Bill Texts and actions can be read and printed out from state website: www.leginfo.ca.gov.

Legislative and Governmental Organization Committee

Status Summary of Bills for 2008 Legislative Session

As of September 4th, the status of bills considered by ABAG's Legislative and Governmental Committee was as follows:

| <u>Chaptered</u> | | <u>ABAG Position</u> |
|------------------|----------------|----------------------|
| SB 1732 Romero | Local Agencies | Watch |

Enrolled (passed) and sent to Governor

| | | |
|---|---|----------------|
| AB 38 (Nava) | State Agencies: California Emergency Management Agency | SUPPORT |
| AB 842 (Jones) | Regional Plans: Traffic Reduction | OPPOSE |
| AB 2000 (Mendoza) | General Plans: Housing Element | SUPPORT |
| AB 2016 (HCD Com) | Housing Omnibus Bill | WATCH |
| AB 2069 (Jones) | Local Planning: Residential Development | OPPOSE |
| AB 2094 (DeSaulnier & Laird) | San Francisco Bay Conservation and Development Commission | SUPPORT |
| AB 2280 (Saldana & Caballero) | Density Bonus | SUPPORT |
| AB 2347 (Ruskin) | Mercury-added thermostats: Collection Program | SUPPORT |
| AB 2466 (Laird) | Government Energy Producers | SUPPORT |
| AB 2939 (Hancock) | Building Standards: Green Buildings | SUPPORT |
| AB 2954 (Lieber & Hancock) | San Francisco Bay Restoration Authority | SUPPORT |
| AB 3005 (Jones) | Community Development: Mitigation Fees | OPPOSE |
| SB 375 (Steinberg) | Transportation Planning: Improved Travel Models: Sustainable Communities Strategy—Environmental | SUPPORT Review |
| SB 1124 (Committee on Local Government) | Omnibus Act of 2008 | NO POSITION |
| SB 1731 (Yee) | Vehicles: Fees – MTC—Congestion Mitigation | SUPPORT |

Appropriations Committee (Held under Submission)

| | | |
|---------------------|--|---------|
| AB 2513 (Caballero) | Housing and Emergency Shelter Trust Fund of 2006 | SUPPORT |
| AB 2596 (Jones) | California Global Warming Solutions Act of 2006: Cities and Counties | WATCH |
| SB 303 (Ducheny) | Local Government: Land Use Planning | OPPOSE |
| SB 1508 (Corbett) | Seismic Safety Standards: Strengthening Standards | SUPPORT |

Referred to Committee on Rules

| | | |
|--------------------------|---|-------------|
| AB 1654 (Huffman & Wolk) | Integrated Regional Water Management Planning Act | WATCH |
| AB 2182 (Caballero) | School Facilities | NO POSITION |

Failed Passage/No movement

| | | |
|----------------------|---|---------|
| AB 1756 (Caballero) | Local Infrastructure Development Public-Private Partnerships | WATCH |
| AB 2093 (Jones) | General Plan: Mandatory Elements Climate Change | OPPOSE |
| AB 2744 (Huffman) | Metropolitan Transportation Commission: Fee Motor Vehicle | Watch |
| AB 2870 (DeSaulnier) | Land Use: Environmental Quality | SUPPORT |
| ACA 10 (Feuer) | Bonded Indebtedness: Local Government Transportation Infrastructure | SUPPORT |

AB 94 (Levine)

Public Utilities: Local Publicly Owned Electric
Utilities—Renewable Energy Resources

NO POSITION

SB 900 (Corbett)

Mobilehome Parks: Conversion

SUPPORT

SB 1165 (Kuehl)

Environment: Environmental Impact Report

OPPOSE

Inactive File

AB 1634 (Levine)

California Healthy Pets Act

OPPOSE

SB 1118 (Negrete

Airports: Airport Land Use Commissions

OPPOSE

McLeod)

**SB 375 Steinberg: Transportation Planning: Travel Demand Models:
Sustainable Communities Strategy: Environmental Review
“Aligns transportation and housing planning to reduce greenhouse gas emissions”**

Status: Enrolled; sent to Governor 8/30/08

Brief: This bill requires metropolitan planning organizations to include sustainable communities strategies in their regional transportation plans for the purpose of reducing greenhouse gas emissions, aligns planning for transportation and housing, and creates specified incentives for the implementation of the strategies.

Specifically, this bill

- 1) Requires the Air Resources Board to provide each region with greenhouse gas emission reduction targets for the automobile and light truck sector;**
- 2) Requires a regional transportation plan (RTP) to include a Sustainable Communities Strategy designed to achieve the targets for greenhouse gas emission reduction;**
- 3) Requires the California Transportation Commission to maintain guidelines for travel demand models;**
- 4) Requires cities and counties, in general, to revise their housing elements every eight years in conjunction with the regional transportation plan and complete any necessary rezonings within a specific time period; and**
- 5) Relaxes CEQA requirements for housing developments that are consistent with a Sustainable Communities Strategy.**

Bill Provisions (highlights):

1. Makes findings and declarations concerning the need to make significant changes in land use and transportation policy in order to meet the greenhouse gas reduction goals established by AB 32 (Nunez and Pavley), Chapter 488, Statutes of 2006.

2. Requires Air Resources Board (ARB), no later than January 31, 2009, to appoint a Regional Targets Advisory Committee (Committee) including local transportation agencies as members and to recommend factors to be considered and methodologies to be used for setting greenhouse gas emission reduction targets for the affected regions. Requires the Committee to transmit a report with its recommendations to ARB no later than December 31, 2009, and requires ARB to consider the report prior to setting targets. Relevant issues to be considered include: data needs, modeling techniques, growth forecasts, the impacts of regional jobs-housing balance on interregional travel and greenhouse gas emissions, economic and demographic trends, the magnitude of greenhouse gas reduction benefits from a variety of land use and transportation strategies, and appropriate methods to describe regional targets and to monitor performance in attaining those targets.

3. Requires that, prior to setting the targets for a region, ARB exchange technical information with Caltrans, the MPO, and the affected air district, which may include a recommendation for a target for the region. Requires ARB to update the regional greenhouse gas emission reduction targets every eight years, as consistent with each

MPO's timeframe for updating its RTP under federal law, until 2050. Requires ARB to exchange technical information with the MPOs, local governments, and affected air districts and engage in a consultative process with public and private stakeholders prior to updating these targets.

Sustainable Communities Strategy

4. Requires metropolitan planning organizations (MPOs) to develop a Sustainable Communities Strategy (SCS) – a new element of the regional transportation plan (RTP) – to reach the ARB targets. The SCS will include: (1) a land use component that identifies how the region could house the entire population of the region over the next eight years and next 20 years; (2) a discussion of resource and farmland areas to be protected; (3) a transportation network; and (4) a demonstration of how the development pattern and the transportation network can work together to reduce greenhouse gas emissions to achieve the ARB targets.

5. The bill specifically outlines how the Metropolitan Transportation Commission and the Association of Bay Area Governments will collaborate in the Bay Area preparation of the Sustainable Communities Strategy, which contains eight elements:

As part of MTC/ABAG collaboration, ABAG is responsible for the following five elements:

- “(i) Identify the general location of uses, residential densities, and building intensities within the region
- (ii) Identify areas within the region sufficient to house all the population of the region, including all economic segments of the population, over the course of the planning period of the regional transportation plan taking into account net migration into the region, population growth, household formation and employment growth
- (iii) Identify areas within the region sufficient to house an eight-year projection of the regional housing need for the region pursuant to Section 65584
- (v) Gather and consider the best practically available scientific information regarding resource areas and farmland in the region as defined in subdivisions (a) and (b) of Section 65080.01
- (vi) Consider the state housing goals specified in Sections 65580 and 65581”

MTC is responsible for the following two elements:

- “(iv) Identify a transportation network to service the transportation needs of the region;
- (viii) Allow the regional transportation plan to comply with Section 176 of the federal Clean Air Act (42 U.S.C. Sec. 7506).”

ABAG and MTC are jointly responsible for the outcome element:

- “(vii) Set forth a forecasted development pattern for the region, which, when integrated with the transportation network, and other transportation measures and policies, will reduce the greenhouse gas emissions from automobiles and light trucks to achieve, if there is a feasible way to do so, the greenhouse gas emission reduction targets approved by the state board.”

(Other sections specify how the sub-regional councils of governments within the Southern California Association of Governments will be involved in the preparation of an SCS and how San Diego Association of Governments proceeds.)

6. If the SCS falls short of meeting the ARB targets, the MPO must adopt an “alternative planning strategy” (APS) to achieve them. Unlike the SCS, which is a part of the RTP and subject to federal planning requirements, the APS stands outside of the RTP and may include bolder ideas that might be necessary to reach the targets, but that require additional funds or changes in law.

7. Requires that the SCS and APS (if any) be submitted to the ARB for approval. Does not authorize the ARB to modify either the SCS or APS, but does require the MPO to revise the documents until ARB agrees that at least the APS, if implemented, would reach the targets.

8. Requires the MPO to conduct extensive outreach with local government officials and adopt a public participation plan for the SCS that includes a minimum number of workshops in each county of the region as well as three public hearings on the draft SCS and APS prior to adoption of a final regional transportation plan.

RHNA

9. Changes the regional housing needs allocation (RHNA) cycle from five years to eight years and synchronizes the RHNA process with the RTP and SCS. Requires that rezoning of sites needed to meet RHNA requirements, including adoption of minimum density and development standards, occurs within three years of adoption. The final allocation plan must ensure that the total regional housing need, by income category, is maintained, and that each jurisdiction in the region receives an allocation of units for low- and very low-income households. To achieve this goal, the allocation plan must allocate housing units within the region consistent with the development pattern included in the SCS. The resolution approving the final housing need allocation plan must also demonstrate that the plan is consistent with the SCS in the RTP.

10. Allows the deadline for completing required rezoning to be extended by one year if the local government has completed rezoning at densities sufficient to accommodate at least 75 percent of the sites for each income group and if the legislative body at the conclusion of a public hearing determines, based upon substantial evidence, makes specified findings. Sets up stipulations for approving/disproving projects, if rezonings are not completed by the deadline and that in any actions brought against a local government for failing to complete rezoning, the burden of proof shall be borne by the local government.

11. Requires that, prior to and after the adoption of specified forms, the housing element portion of the annual progress report of a planning agency on implementation of its general plans must include a section that describes the actions taken by the local government towards completion of the programs and status of the local government's compliance with the deadlines in its housing element.

Defines "housing development project" as a project to construct residential units if the project developer provides sufficient legal commitments to the appropriate local agency to ensure the continued availability and use of at least 49 percent of

the housing units for very low-, low-, and moderate-income households at monthly housing costs with an affordable housing cost or affordable rent. Specifies that rental units shall be affordable for at least 55 years, and that ownership units shall be subject to resale restrictions or equity sharing requirements for at least 30 years.

Defines a "residential or mixed-use residential project" as a project where at least 75 percent of the total building square footage of the project consists of residential use or a project that is a transit priority project.

CEQA

12. Specifies that the *Implementation of the Sustainable Communities Strategy chapter of CEQA* applies only to a transit priority project/ residential or mixed-use residential project that is consistent with the general use designation, density, building intensity, and applicable policies specified for the project area in either an SCS or an APS, accepted by ARB that would, if implemented, achieve the greenhouse gas emission reduction targets.

13. Provides that no additional review is required pursuant to CEQA for a transit priority project if the legislative body of a local jurisdiction finds, after conducting a public hearing, that the project meets specified criteria and is declared to be a sustainable community's project. Requires that in the initial study for a sustainable communities environmental assessment or EIR for a transit priority project that has met specified criteria, the lead agency shall determine whether cumulative impacts have been both adequately addressed and adequately mitigated in prior certified EIRs.

14. Requires a transit priority project to (a) contain at least 50 percent residential use, based on total building square footage and, if the project contains between 26 percent and 50 percent nonresidential uses, a floor area ratio of not less than 0.75, (b) provide a minimum net density of at least 20 dwelling units per acre, and (c) be within one-half mile of an existing or planned major transit stop, as defined, or high-quality transit corridor, as defined, as set forth in the applicable RTP.

15. Specifies that, for purposes of defining a transit priority project, all parcels within the project have no more than 25 percent of their area farther than one-half mile from a transit stop or corridor and that no more than 10 percent or 100 residential units, whichever is less, are less than one-half mile from a transit stop or corridor.

16. Authorizes the legislative body of a local jurisdiction to adopt traffic mitigation measures for future residential projects that meet specified criteria, and exempts such a residential project seeking a land use approval from compliance with additional measures for traffic impacts, if the local jurisdiction has adopted those traffic mitigation measures.

ABAG FINANCE AND PERSONNEL COMMITTEE

Thursday, September 18, 2008, 5:00 p.m.
 ABAG Conference Room
 MetroCenter—8th and Oak Streets
 Oakland, CA

| <u>Est. Time in Min.</u> | | <u>Recommendation</u> |
|----------------------------------|---|--------------------------------|
| 2 | 1. Public Comments | Information |
| 2 | *2. Minutes of the July 17, 2008 Meeting | Action |
| 10 | *3. Financial Reports – ABAG <i>The preliminary June 30, 2008 year-end reports and the July 2008 reports will be presented.</i> | Action |
| 10 | *4. Report on Diversity and Business Opportunity—FY 07-08 <i>The Executive Director will present the annual Diversity and Business Opportunity Report.</i> | Action |
| 5 | *5. Amend and affirm the current Investment Policy <i>Amend to require presentation to the Board of Directors only when a change is proposed.</i> | Action |
| 10 | *6. Policies on ABAG Committee Formation, Structure & Membership <i>Consider whether to pay and, if so the amount of, a per diem for attending at meetings via teleconference.</i> | Information/ Action |
| 10 | *7. Request to file Amicus Brief <i>Consider whether to grant Southern California Association of Governments' (SCAG) request made in connection with appeal of decision re challenge to their Regional Housing Needs Allocations.</i> | Action |
| 5 | *8. Workers Compensation Insurance <i>Consider adding volunteers to ABAG's Workers Compensation Insurance.</i> | Action |

THE FOLLOWING ITEM WILL BE DISCUSSED IN CLOSED SESSION PURSUANT TO THE REQUIREMENTS OF THE RALPH M. BROWN ACT.

- 10 9. **Conference with Labor Negotiators** **Action**
Agency designated representatives: Patricia Jones and Austris Rungis [IEDA].
Employee organization: SEIU Local 1021.
10. **Adjournment** **Action**

* Attachments enclosed with packet.

ABAG FINANCE AND PERSONNEL COMMITTEE

Summary Minutes

July 17, 2008

Members Present

Supervisor Scott Haggerty, Chair
Mayor Gwen Regalia, Vice Chair
Vice Mayor David Cortese
Supervisor John Gioia
Supervisor Rose Jacobs Gibson
Mayor Mark Green
Supervisor Mike Kerns
Supervisor Peter McHugh

Jurisdiction

County of Alameda
City of Walnut Creek
City of San Jose
County of Contra Costa
County of San Mateo
City of Union City
County of Sonoma
County of Santa Clara

Members Absent

Supervisor Barbara Kondylis

County of Solano

Officers and Staff Present

Herbert Pike, Finance Director
Joseph Chan, Finance Department Advisor
Henry Gardner, Executive Director
Patricia Jones, Assistant Executive Director
Kenneth Moy, Legal Counsel

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

1. There were no public comments.
2. Minutes of the May 15, 2008 meeting were approved as presented.
/M/Kern/S/Gioia/C/
3. Mr. Gardner introduced the new Finance Director, Herbert Pike, and he was welcomed by members of the Committee.
4. Pike summarized the May 2008 financial reports for ABAG.
/M/McHugh/S/Regalia/C/ to approve.
5. Committee went into Closed Session to conduct the performance evaluation of Legal Counsel.
6. Meeting was adjourned at 5:30 p.m.

AGENDA ITEM 2

TO: Finance and Personnel Committee

DT: August 25, 2008

FM: Herbert Pike, Finance Director 

Re: Financial Reports
--June 2008

The following are highlights of the preliminary financial reports for the fiscal year ending June 30, 2008. Our auditors are in the process of auditing these reports. We expect the audited reports will be available in November.

Cash on Hand (Figure 1)

Cash on hand decreased to about \$1.68 million on June 30 from \$1.97 million on May 31. The June balance includes approximately \$1.2 million invested in the Local Agency Investment Fund (LAIF). Currently, ABAG does not hold any other investments. The June 30 cash balance is reasonable at year-end.

Receivables (Figure 2)

Receivables from grant and service programs amounted to about \$2.5 million on June 30, compared to \$2.2 million a month ago. These balances in receivables are reasonable with respect to the volume of business and the nature of reimbursable grants.

Actual vs. Budgeted Expenses (Figure 9)

Total expenses for FY 07-08 amounted to about \$17.1 million, or 82.8% of the approved budget of \$20.6 million.

Actual vs. Budgeted Revenues (Figure 10)

At June 30, total revenues amounted to about \$17.4 million, or 83.3% of the approved budget of \$20.9 million for the fiscal year.

Both revenues and expenses are below budget for FY 07-08. These positions are largely due to the timing of consultant and sub-contractor expenses that are grant funded. These are typically multi-year programs and their budget balances at fiscal year-end will be carried forward to the following year.

Fund Equity (Figure 5)

As of June 30, general fund equity was approximately \$1.11 million. The agency's restricted fund equity, consisting of building bond interest, capital, self-insurance and building maintenance, amounted to \$510 thousand.

Indirect Cost (Figure 6)

The agency's actual indirect cost (overhead) rate averaged 43.98% of direct labor cost as of June 30, or about 101.1% of the budgeted rate of 43.49% for FY 07-08. Following OMB Circular A87, this budget overrun in the amount of about \$30 thousand is carried forward to be included in the next indirect cost plan.

Overall (Figures 3, 4, 7 & 8)

At the close of FY 07-08, the agency's finances are very close to forecast with a modest surplus of roughly \$312 thousand, or 1.8% of total revenues. Efforts are still underway to secure more reliable funding pursuant to the Long-Term Strategic Plan. Based on our latest financial forecast for FY 08-09, it appears that this fiscal year is adequately funded. The continuing budget impasse at the State is

deferring grant expense reimbursements to the agency and restricting available cash in the short-term, but no long-term reductions in State funding are anticipated.

AGENDA ITEM 3

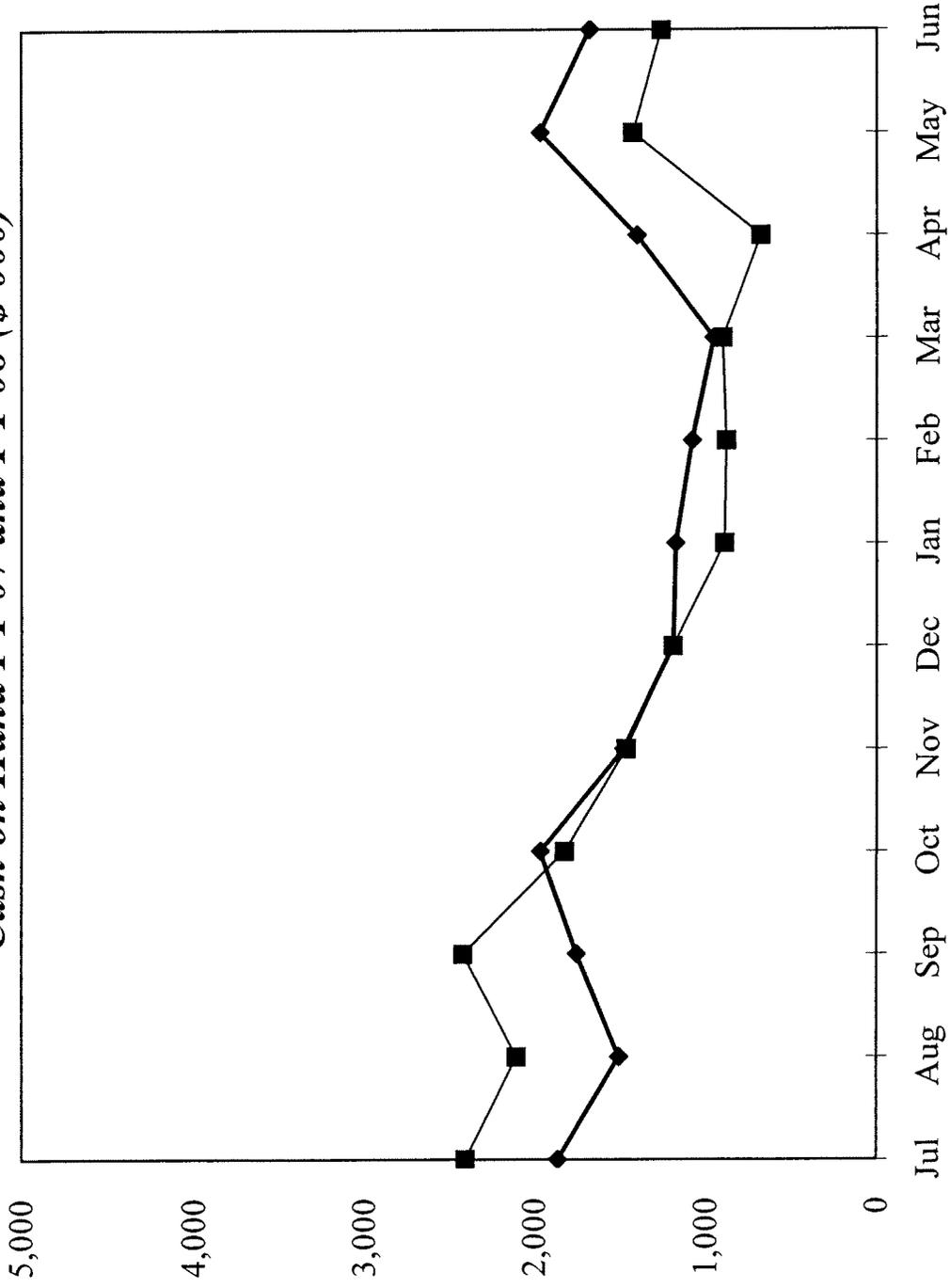
ABAG FINANCIAL REPORTS

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| * Current Month Revenues and Expenses | Figure 3 |
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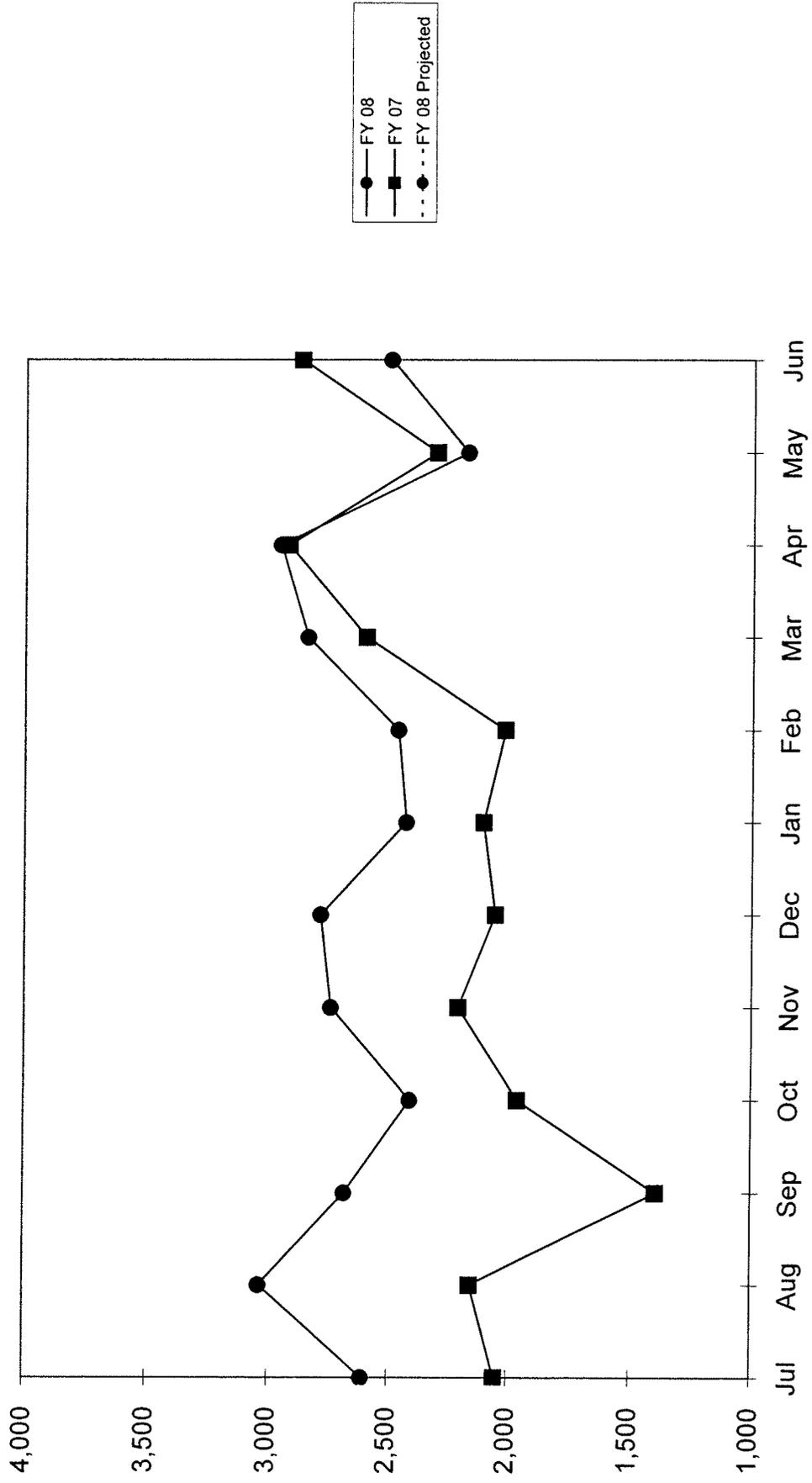
ABAG Financial Indices

Cash on Hand FY 07 and FY 08 (\$'000)

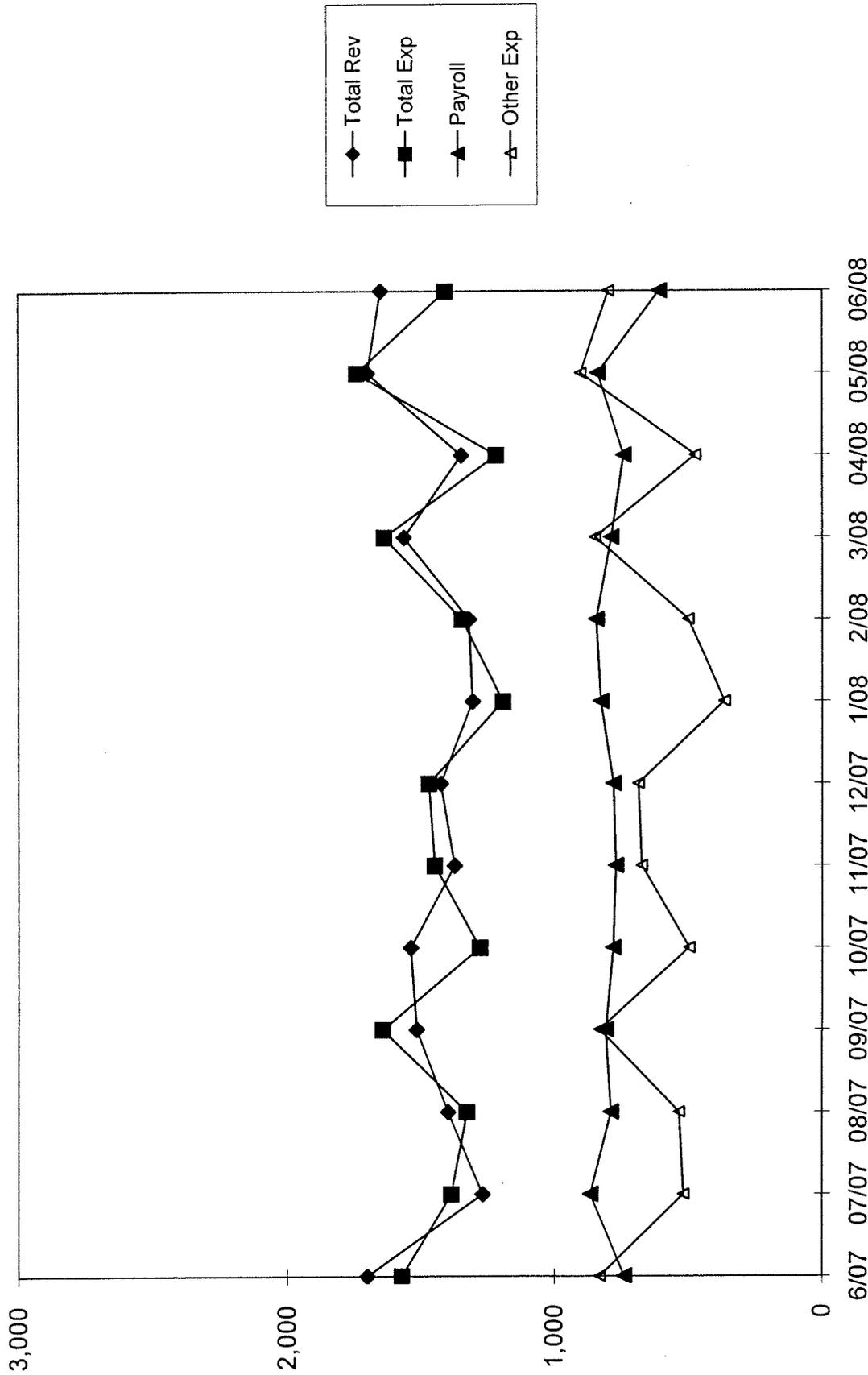


ABAG Financial Indices

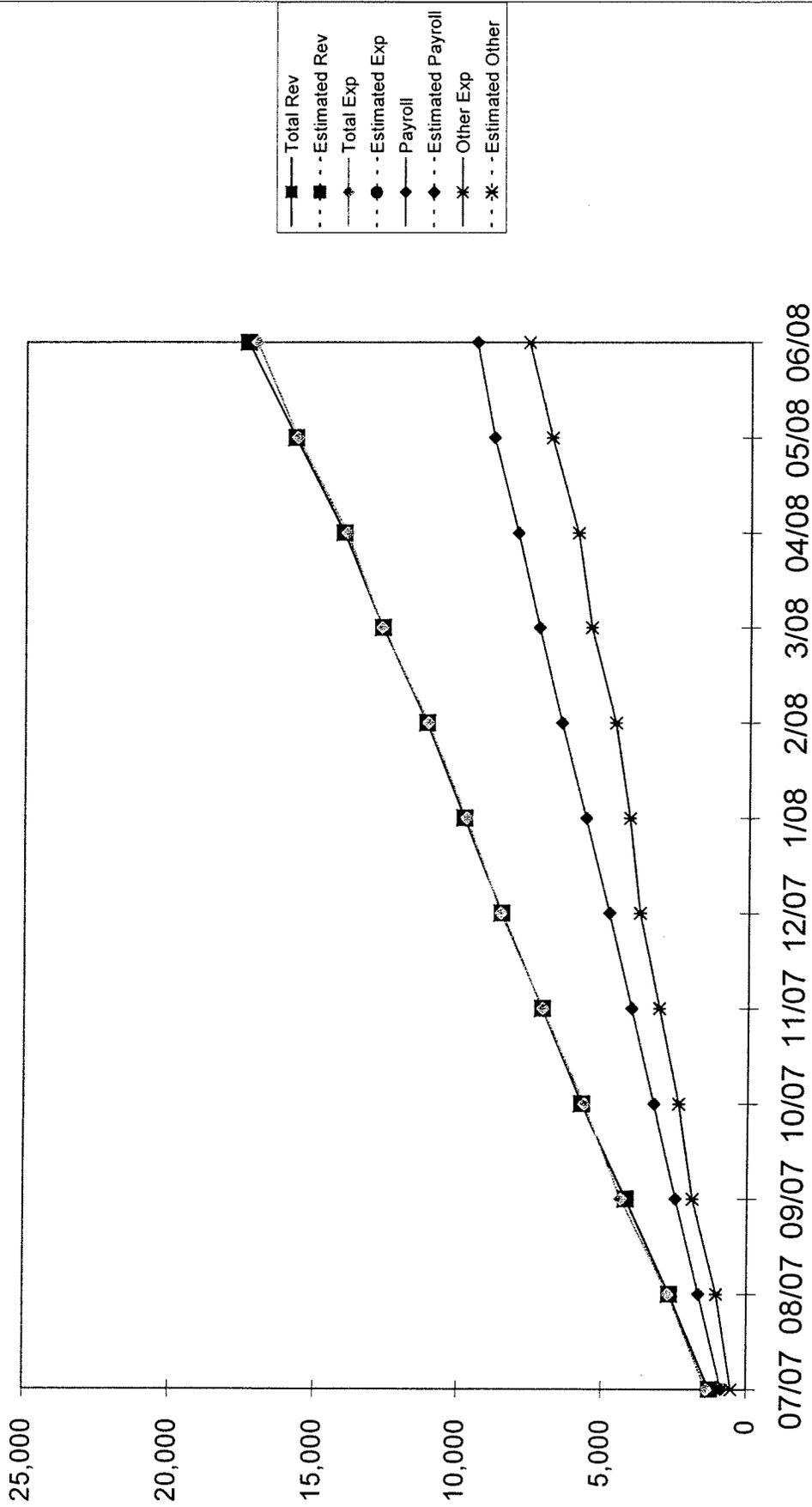
Accounts Receivable FY 07 and FY08 (\$'000)

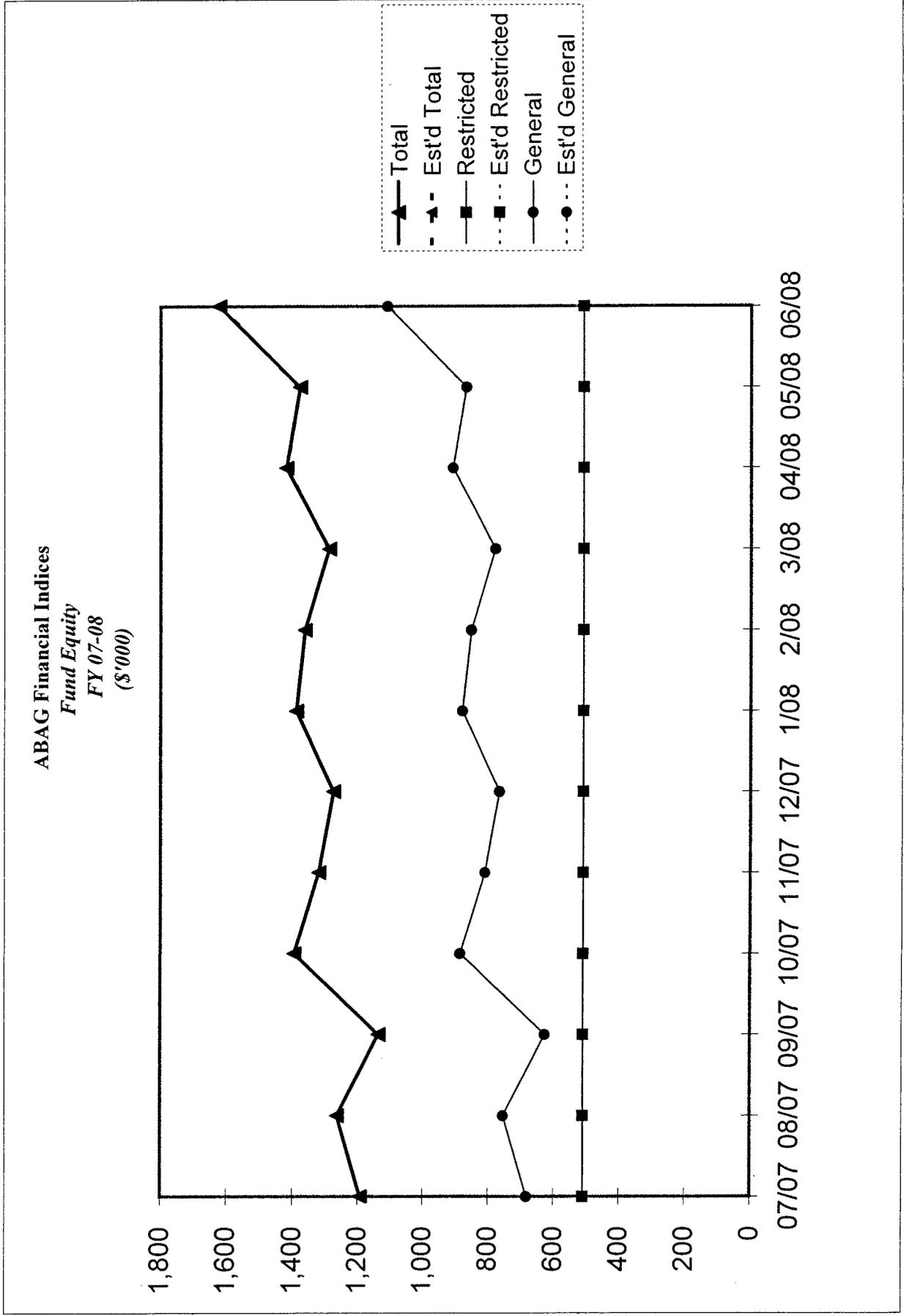


ABAG Financial Indices
 Current Month Revenues & Expenses
 FY 07-08
 (\$'000)



ABAG Financial Indices
Year-to-date Revenues & Expenses
FY 07-08
(\$'000)

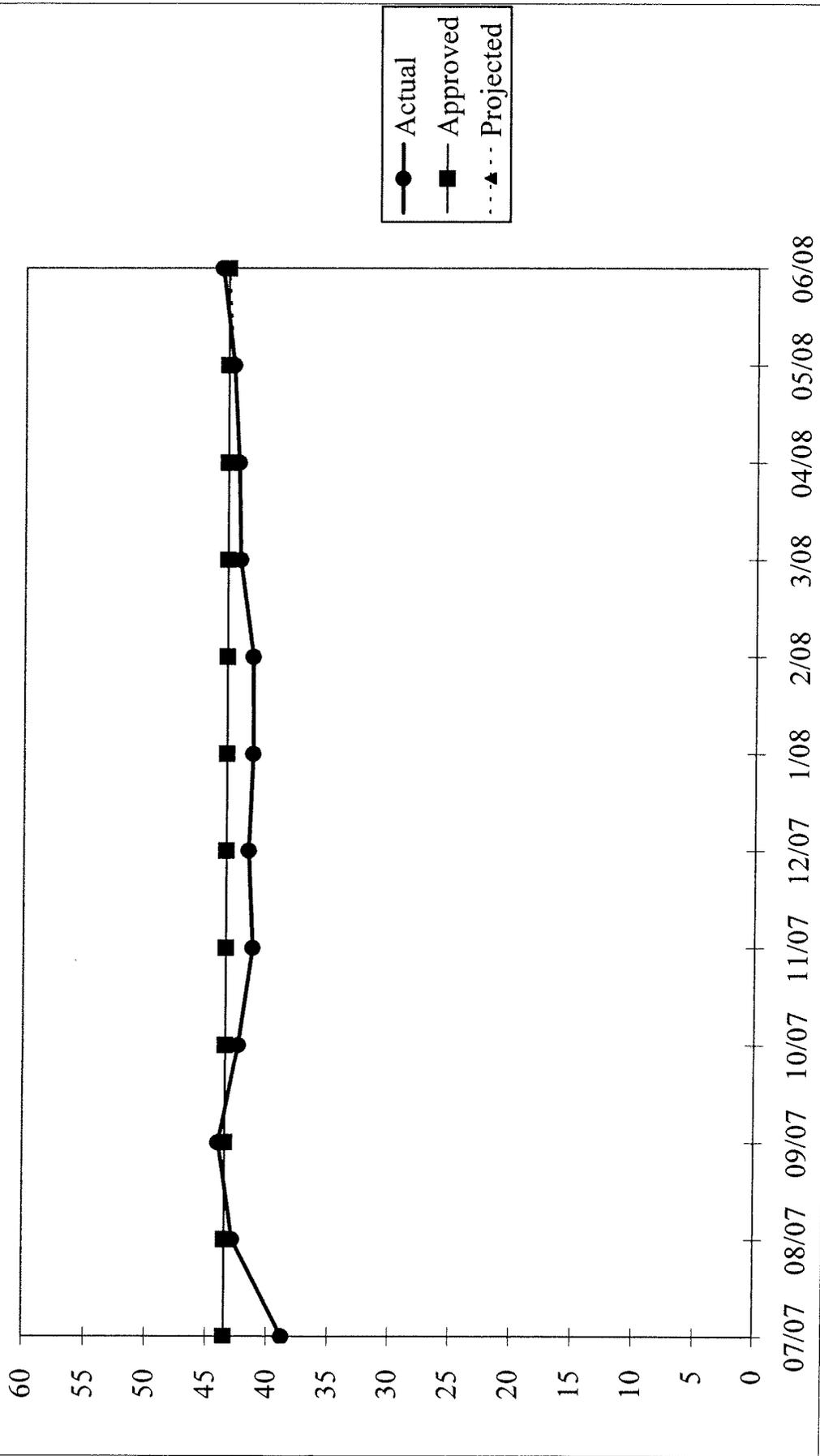




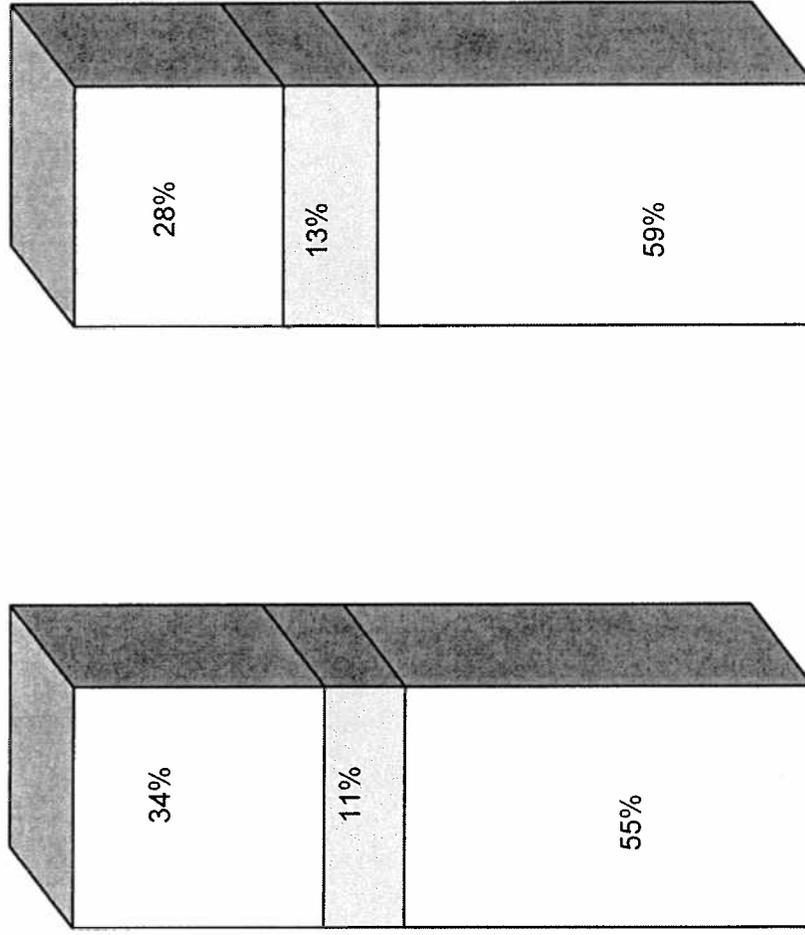
ABAG Financial Indices

Indirect Cost Rate (% of Direct Labor Cost)

FY 07-08

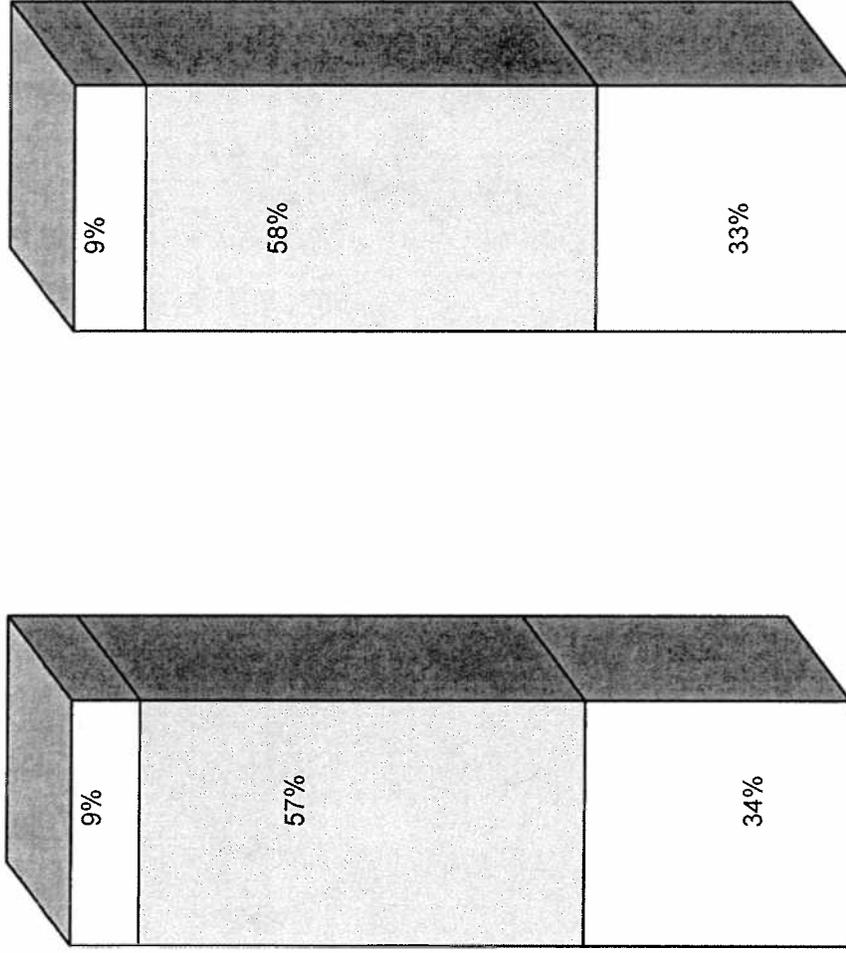


**ABAG Financial Indices
Composition of Expenses FY 07 -- FY 08
Year to Date
(\$'000)**



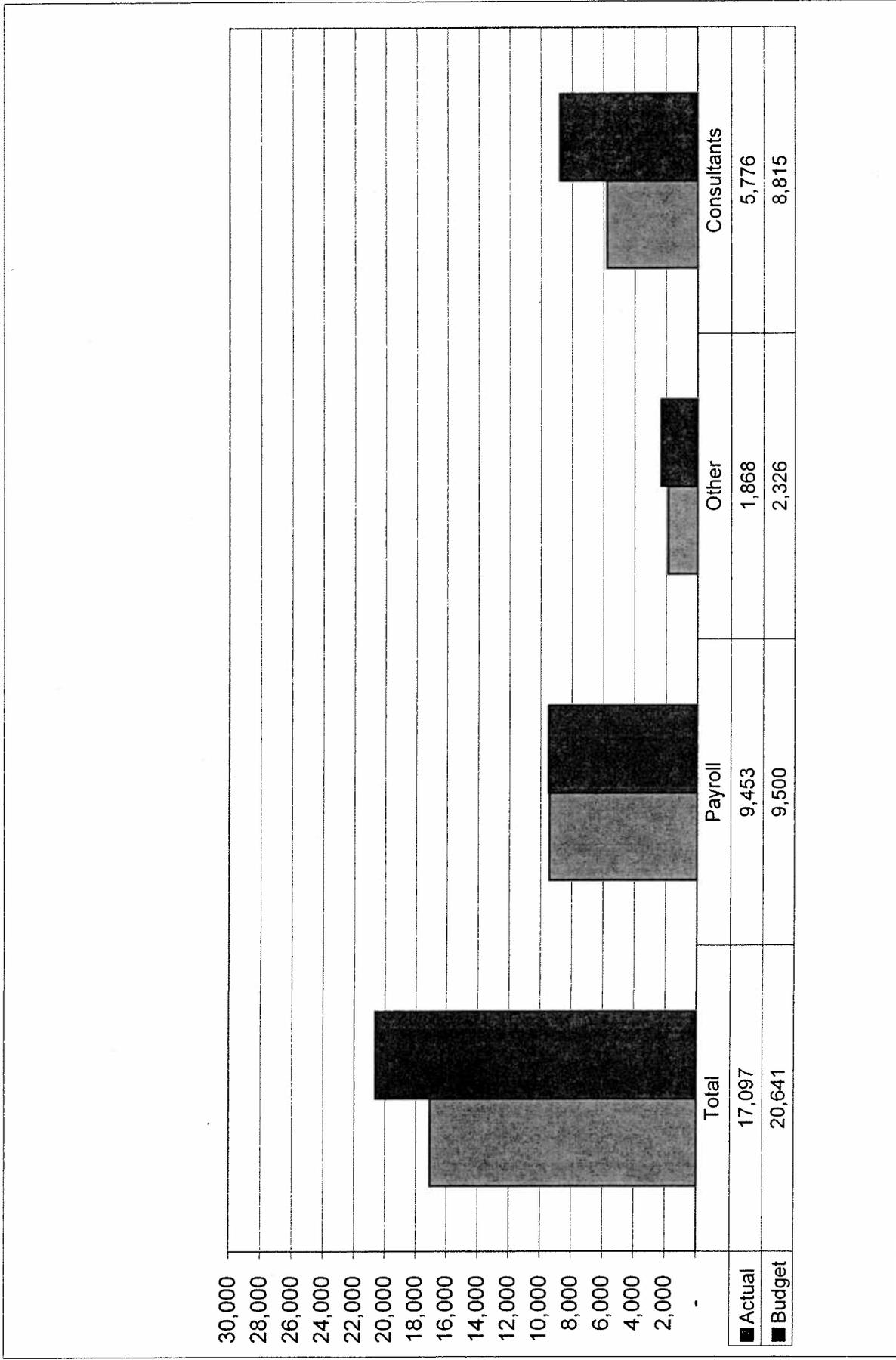
| | FY07-08 Expenses (Total \$17,907) | FY06-07 Expenses (Total \$15,674) |
|--------------------------------------|-----------------------------------|-----------------------------------|
| <input type="checkbox"/> Consultants | \$5,776 | \$4,403 |
| <input type="checkbox"/> Others | \$1,868 | \$1,995 |
| <input type="checkbox"/> Payroll | \$9,453 | \$9,276 |

ABAG Financial Indices
Composition of Revenues FY 07-- FY 08
Year to Date
(\$'000)

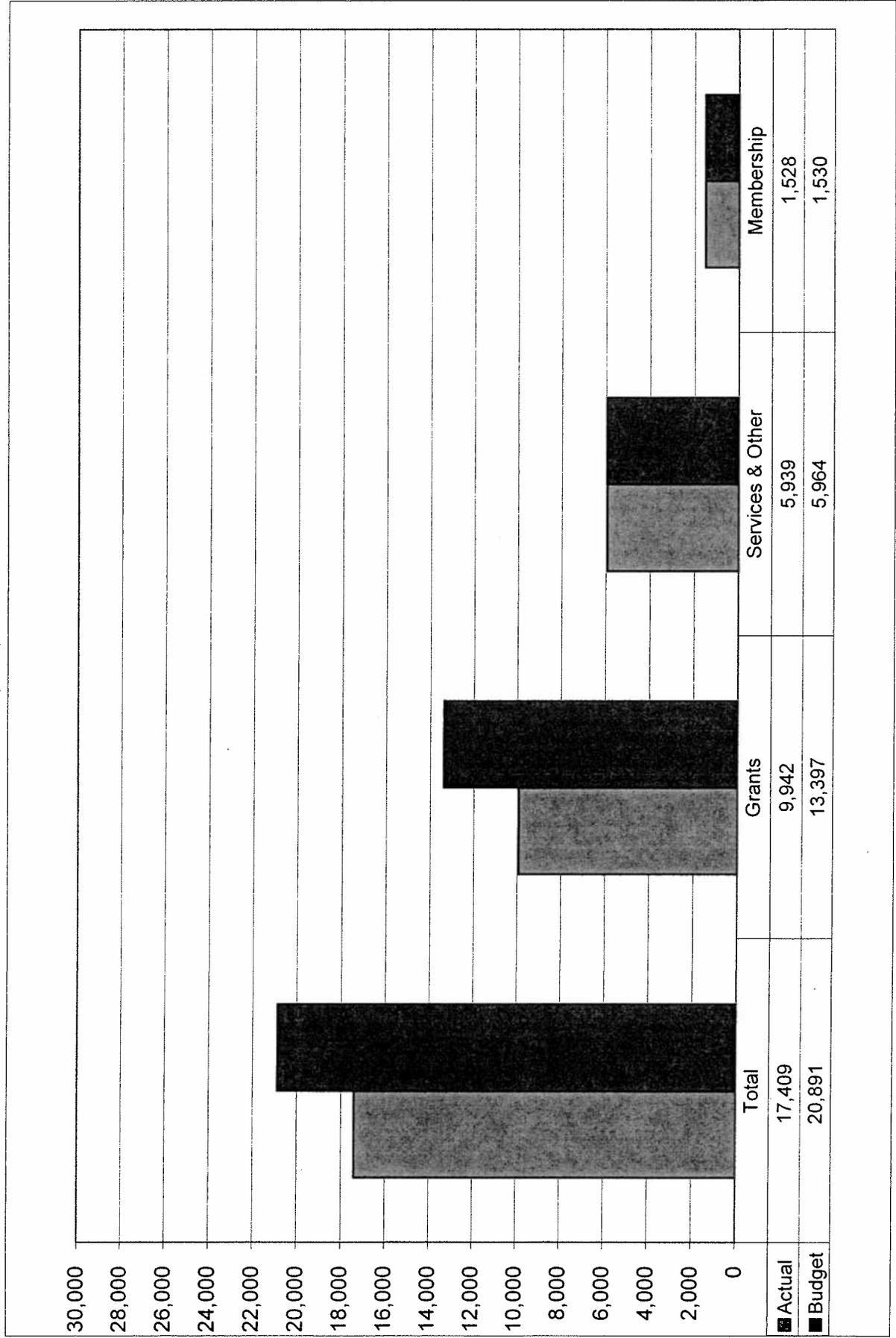


| | FY 07-08 Revenue (Total \$17,409) | FY 06-07 Revenue (Total \$15,801) |
|--|-----------------------------------|-----------------------------------|
| <input type="checkbox"/> Membership | \$1,528 | \$1,447 |
| <input type="checkbox"/> Grants | \$9,942 | \$9,131 |
| <input type="checkbox"/> Services & Others | \$5,939 | \$5,223 |

ABAG FINANCIAL INDICIES
 ACTUAL VS BUDGETED EXPENSES-FY07-08
 YEAR TO DATE
 (\$000)



ABAG FINANCIAL INDICES
 ACTUAL VS BUDGETED REVENUES -FY07-08
 YEAR TO DATE
 (\$000)



Description of Charts

Figure 1 -- Cash on Hand

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

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

Figure 3 -- Current Month Revenues and Expenses

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

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

Presents year-to-date total revenues, total expenses, payroll and other expenses for the current fiscal year. The difference between total revenues and total expenses lines represents the overall year-to-date net surplus (or Deficit) for the agency.

Figure 5 --Fund Equity

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

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

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

Figure 7 -- Composition of Expenses

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

Figure 8 -- Composition of Revenues

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

Figure 9 -- Actual vs. Budgeted Expenses

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

Figure 10 -- Actual vs. Budgeted Revenues)

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

TO: Finance and Personnel Committee

DT: September 2, 2008

FM: Herbert Pike, Finance Director 

Re: Financial Reports
--July 2008

The following are highlights of the financial reports for July 2008.

Cash on Hand (Figure 1)

Cash on hand increased to about \$1.89 million on July 31 from \$1.68 million on June 30. The July balance includes approximately \$1.2 million invested in the Local Agency Investment Fund (LAIF). Currently, ABAG does not hold any other investments. The July 31 cash balance is reasonable and approximates balance of the year prior.

Receivables (Figure 2)

Receivables from grant and service programs amounted to about \$3.2 million on July 31, compared to \$2.5 million a month prior. These balances in receivables are somewhat higher than expected. The lack of timely State reimbursements is surely contributing to the total.

Actual vs. Budgeted Expenses (Figure 9)

Total expenses on July 31 amounted to about \$1.45 million, or 5.4% of the approved budget of \$26.7 million for FY 08-09.

Actual vs. Budgeted Revenues (Figure 10)

At July 31, total revenues amounted to about \$1.5 million, or 5.7% of the approved budget of \$26.7 million for FY 08-09.

Both revenues and expenses are below budget for FY 08-09. These positions are largely due to the timing of consultant and sub-contractor expenses that are grant funded. These are typically multi-year programs and their budget balances at fiscal year-end will be carried forward to the following year. These expenses fluctuate widely from year to year.

Fund Equity (Figure 5)

As of July 31, general fund equity was approximately \$1.17 million. The agency's restricted fund equity, consisting of building bond interest, capital, self-insurance and building maintenance, amounted to \$510 thousand.

Indirect Cost (Figure 6)

The agency's actual indirect cost (overhead) rate was 40.50% of direct labor cost as of July 31, or about 94.2% of the budgeted rate of 43.00% for FY 08-09. This variance is attributed to contractual overhead expenses that will occur later in the fiscal year.

Overall (Figures 3, 4, 7 & 8)

At July 31, the agency's finances are very close to forecast with a modest surplus of roughly \$62.5 thousand, or 4.1% of the month's revenues. It appears that this fiscal year is adequately funded. The continuing budget impasse at the State is deferring grant expense reimbursements to the agency and restricting available cash in the short-term, but no long-term reductions in State funding are anticipated.

AGENDA ITEM 3

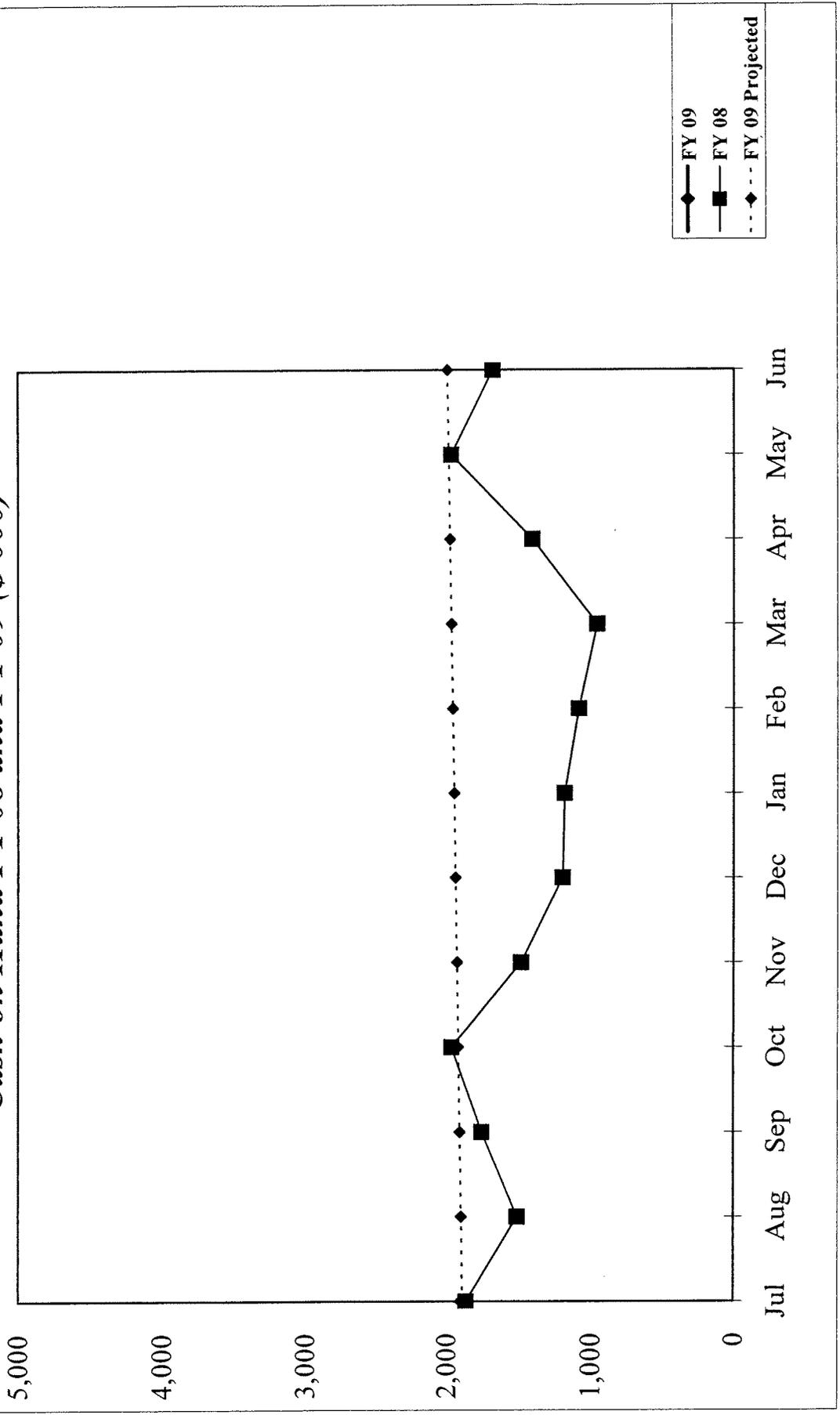
ABAG FINANCIAL REPORTS

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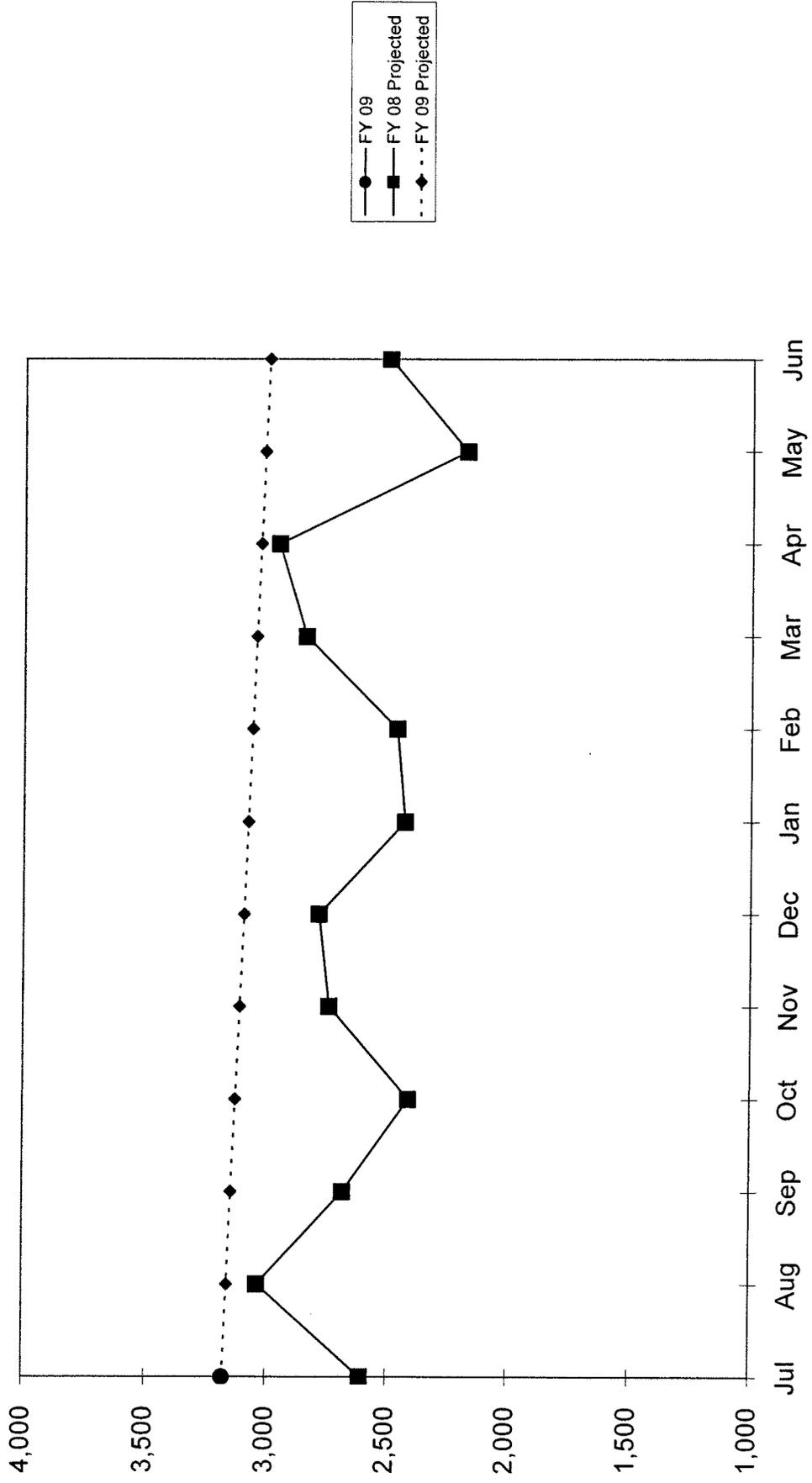
ABAG Financial Indices

Cash on Hand FY 08 and FY 09 (\$'000)

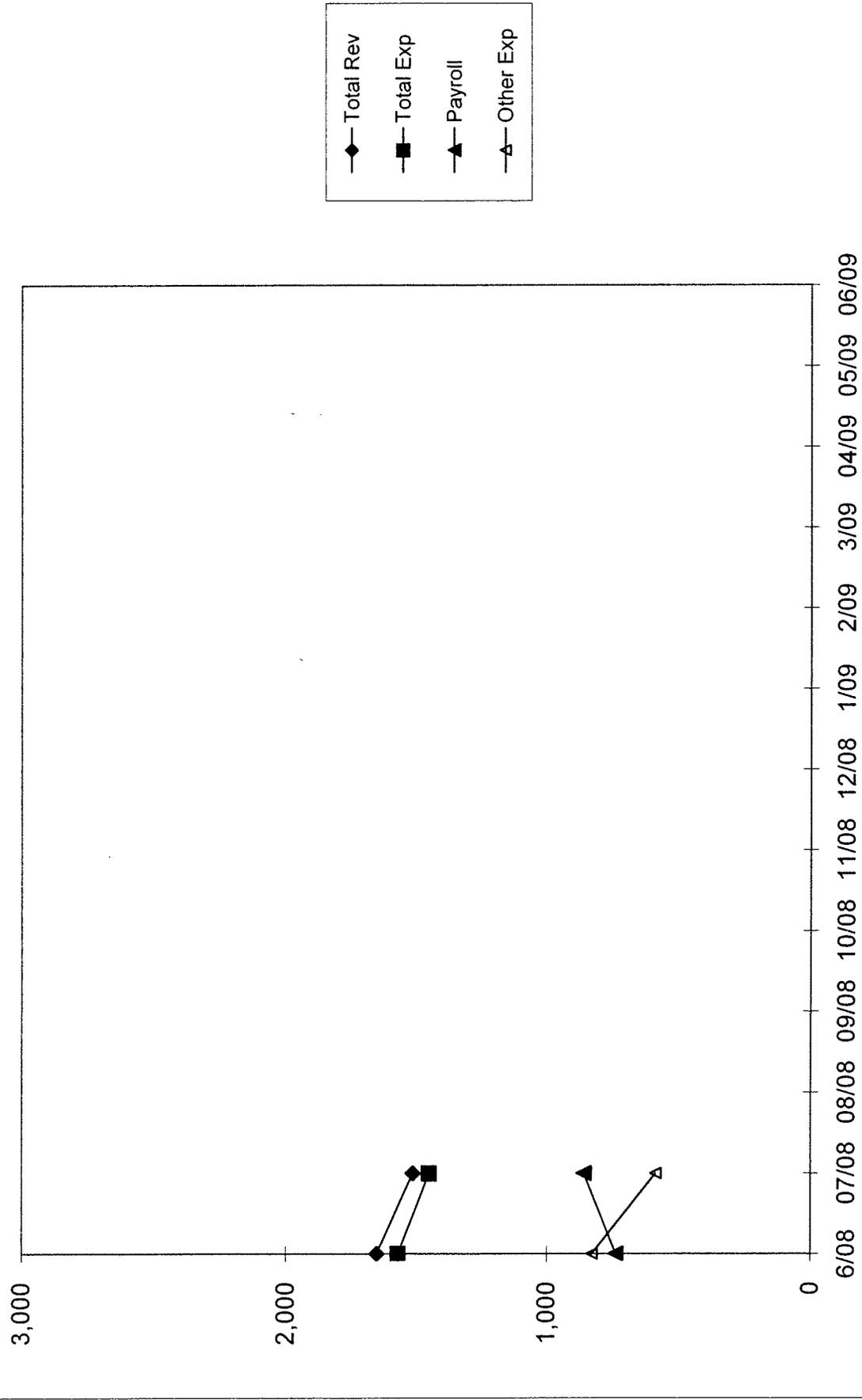


ABAG Financial Indices

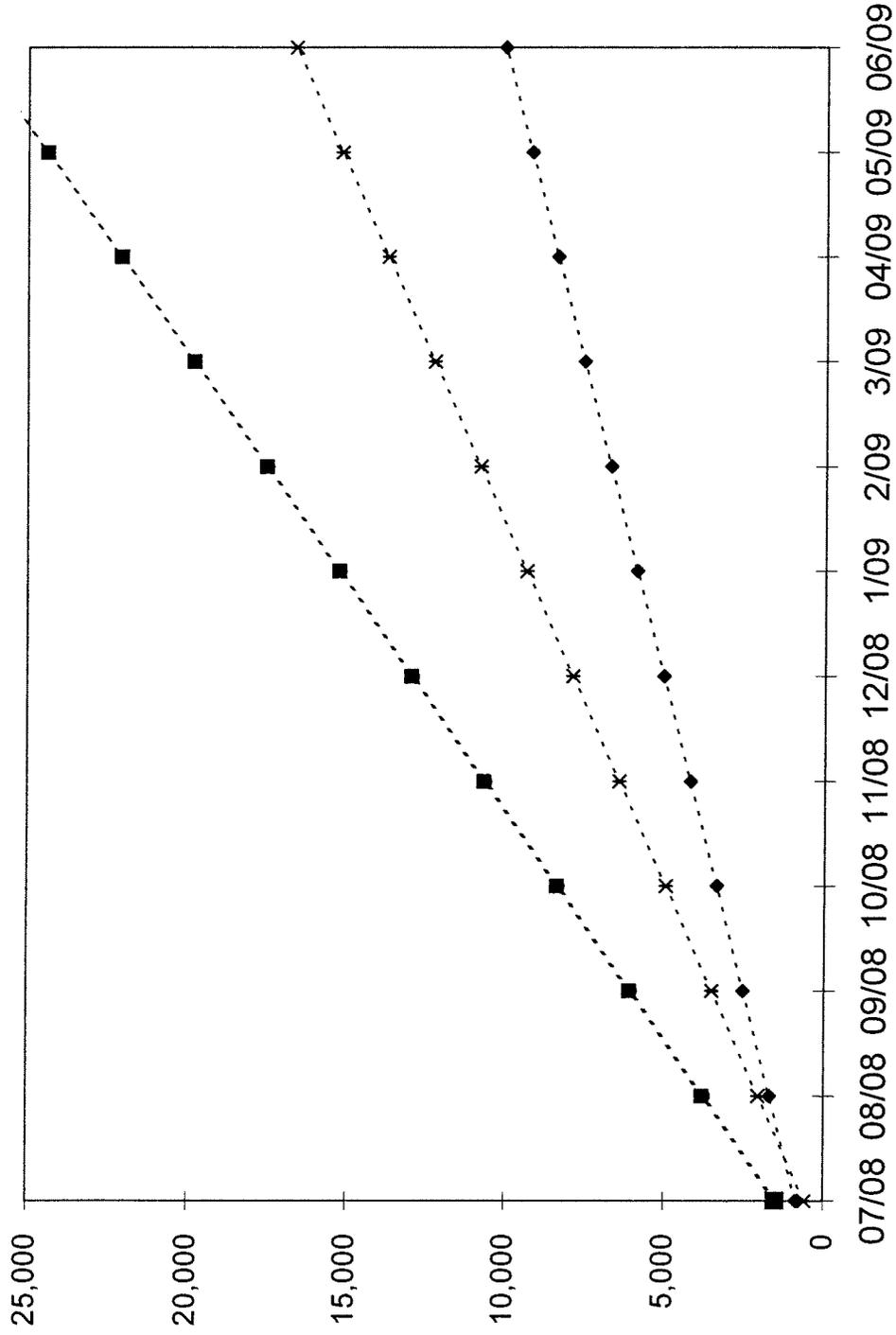
Accounts Receivable FY 08 and FY09 (\$'000)

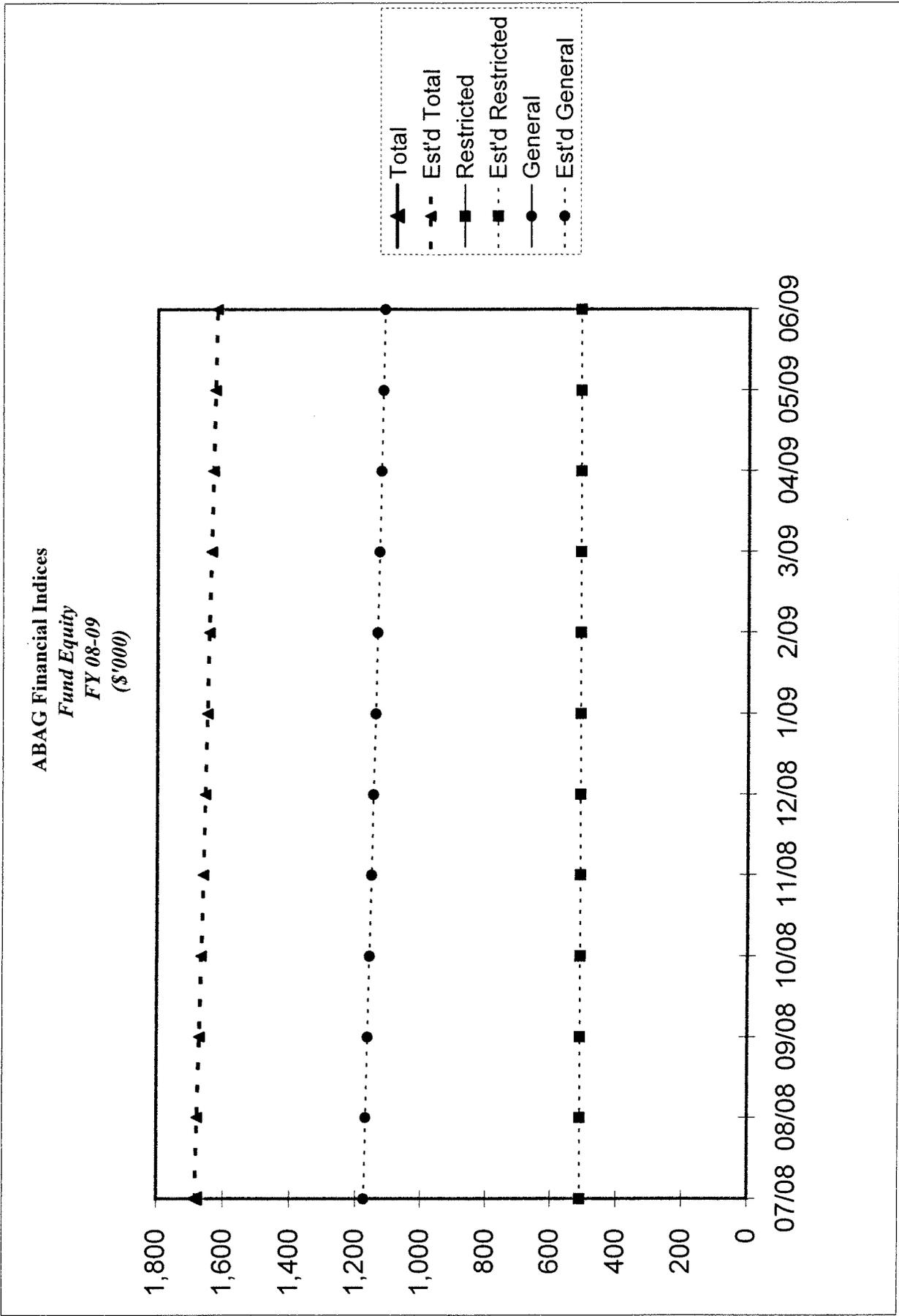


ABAG Financial Indices
 Current Month Revenues & Expenses
 FY 08-09
 (\$'000)

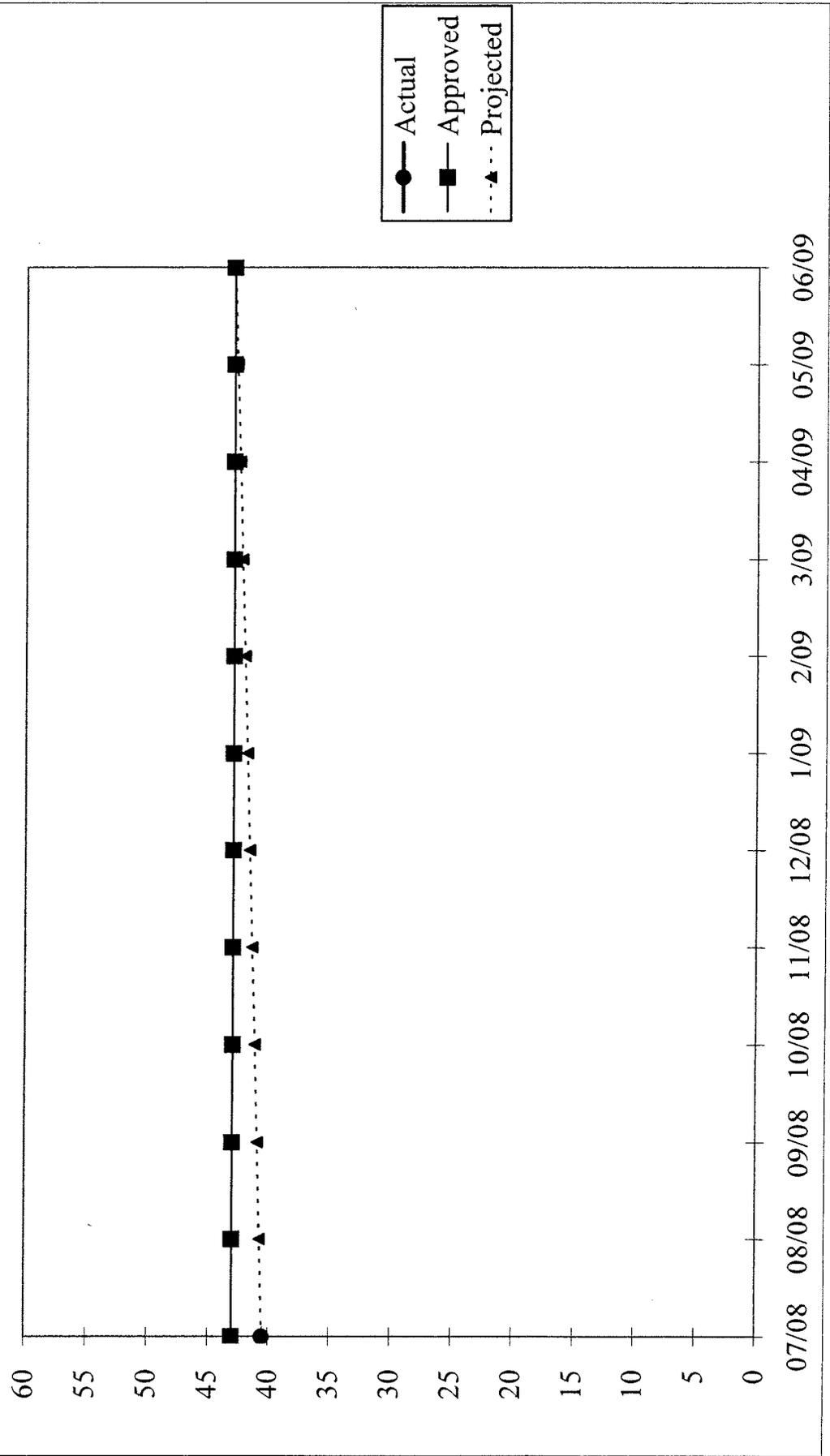


ABAG Financial Indices
Year-to-date Revenues & Expenses
FY 08-09
(\$'000)

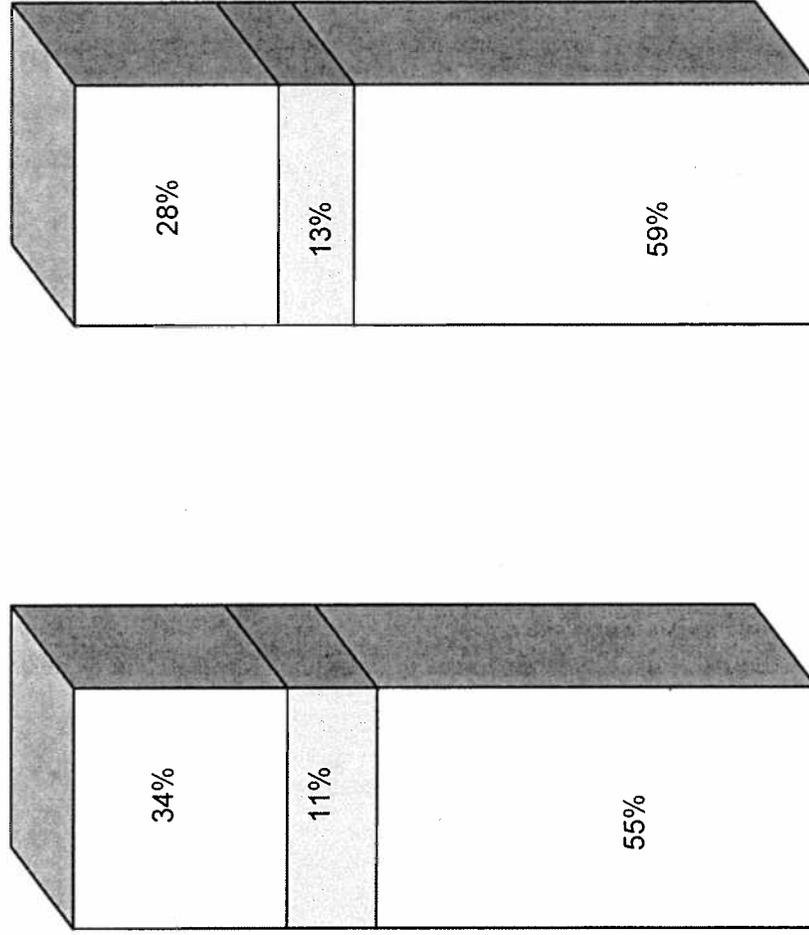




ABAG Financial Indices
Indirect Cost Rate (% of Direct Labor Cost)
FY 08-09

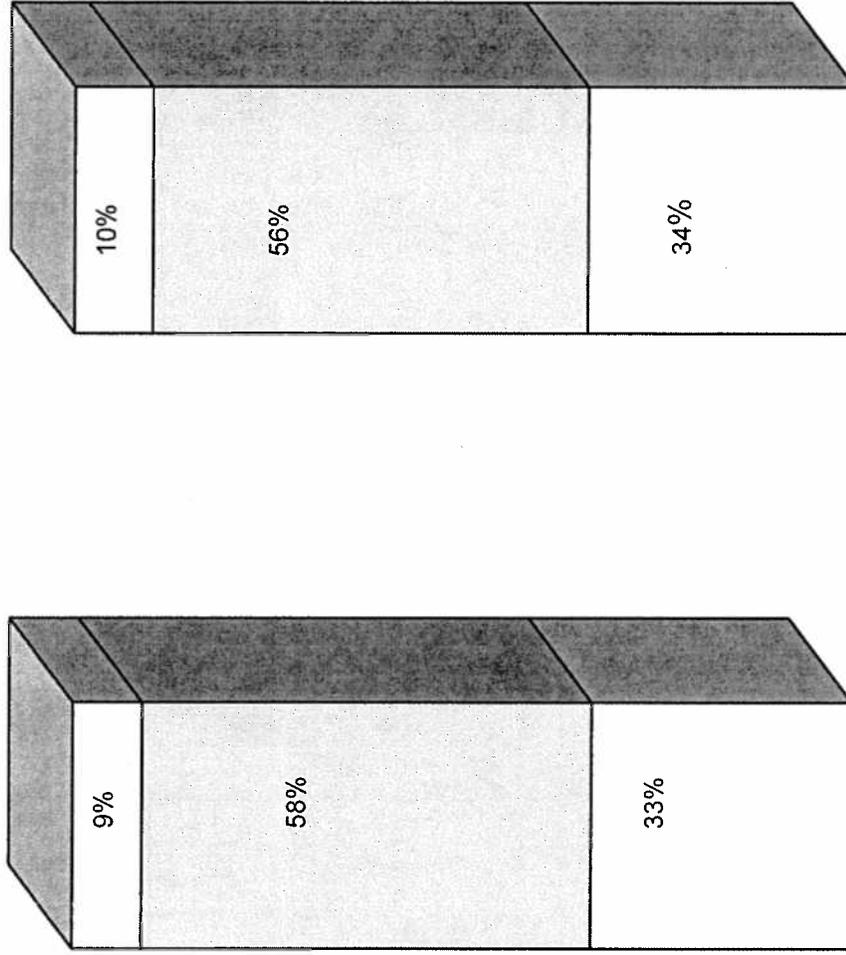


**ABAG Financial Indices
Composition of Expenses FY 08 -- FY 09
Year to Date
(\$'000)**



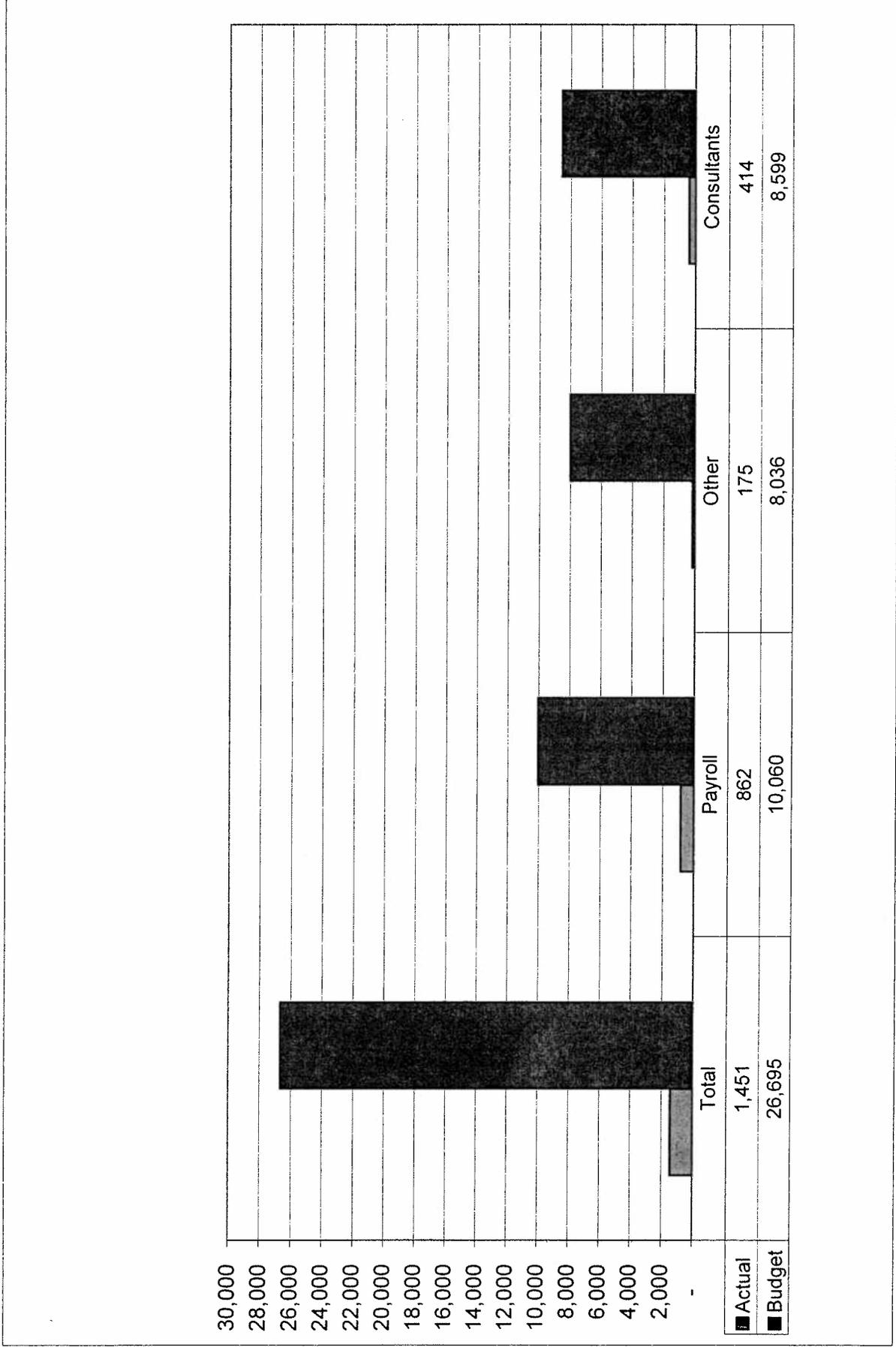
| | FY08-09 Expenses (Total \$1,451) | FY07-08 Expenses (Total \$1,385) |
|--------------------------------------|----------------------------------|----------------------------------|
| <input type="checkbox"/> Consultants | \$414 | \$378 |
| <input type="checkbox"/> Others | \$175 | \$140 |
| <input type="checkbox"/> Payroll | \$862 | \$867 |

ABAG Financial Indices
Composition of Revenues FY 08-- FY 09
Year to Date
(\$'000)

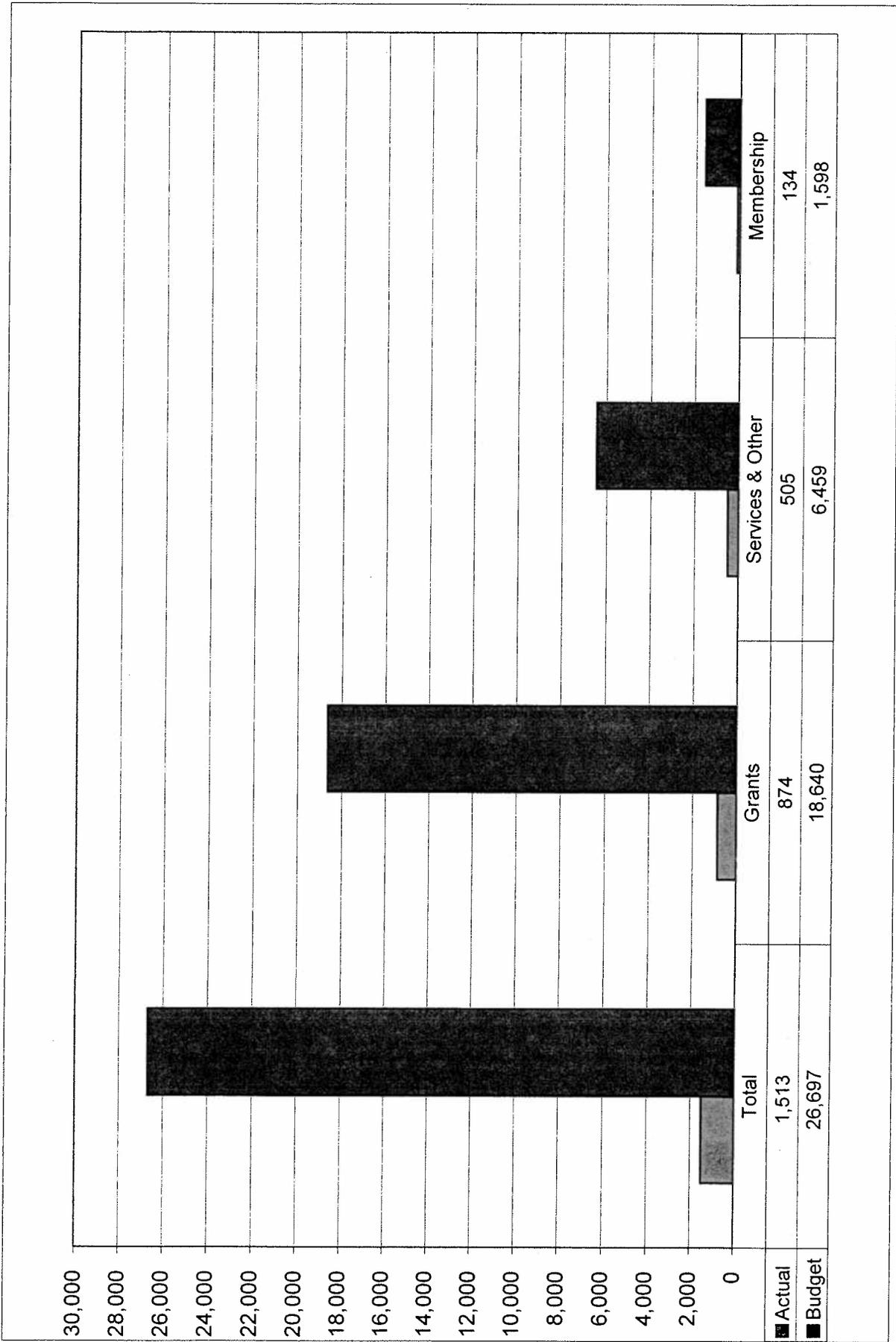


| | FY 08-09 Revenue (Total \$1,513) | FY 07-08 Revenue (Total \$1,282) |
|--|----------------------------------|----------------------------------|
| <input type="checkbox"/> Membership | \$134 | \$127 |
| <input type="checkbox"/> Grants | \$874 | \$718 |
| <input type="checkbox"/> Services & Others | \$505 | \$438 |

ABAG FINANCIAL INDICIES
 ACTUAL VS BUDGETED EXPENSES-FY07-08
 YEAR TO DATE
 (\$000)



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 YEAR TO DATE
 (\$'000)



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Date: September 4, 2008

To: Henry L. Gardner, Executive Director

From: Patricia M. Jones, Assistant Executive Director
Herbert L. Pike, Finance Director

Subject: **Report on Diversity and Business Opportunities - FY 2007/08**

This status report summarizes ABAG's business opportunities, recruitment, promotion and training activities during FY 2007-2008 (ending June 30, 2008) and recommends programs that will continue our record toward improving the Agency's diversity.

Executive Summary

In a small agency such as ABAG (73 employees) there are limited opportunities for employment and promotion. However, during this past fiscal year, ABAG was able to add four females and two males to our professional staff. We promoted one Hispanic female, one White female, one Asian male and one White male all within the professional level.

ABAG's Diversity Program has three goals:

- To achieve in major job classifications (Management, Professional, Support) the same proportion of under-represented group members as exists in the nine-county San Francisco Bay Area labor force;
- To provide opportunities for all under-represented group members employed by ABAG to participate in training and education programs that will improve their personal advancement and contributions to the work of the Agency; and
- To ensure that the promotion of under-represented group members employed by ABAG be consistent with relevant skills, experience and background of the employees, performance requirements of higher job classifications and the needs for particular skills and positions in the Agency's work program.

This policy is consistent with the requirements and objectives set forth in Title VII of the Civil Rights Act of 1964 (42 U.S.C. § 2000e); the Age Discrimination in Employment Act of 1967 (29 U.S.C. § 621 et seq); Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 793); the Americans With Disabilities Act (ADA) of 1990 (42 U.S.C. § 12101 et seq); and California Government Code Sections 12940 et seq.

The following table shows the racial make-up of the total population and the labor force in the nine Bay Area counties. This reflects 2000 census information.

| BAY AREA NINE COUNTIES | TOTAL POPULATION | 18 & Older (Labor Force) |
|-------------------------------|-------------------------|---|
| RACIAL MAKE-UP | 6,783,760 | 5,181,902 |
| Amer. Indian, Eskimo & Aleut | 0.6% | 0.6% |
| Asian & Pacific Islander | 19.5% | 19.8% |
| Black | 7.5% | 7.1% |
| Hispanic* | 19.4% | 16.9% |
| Others | 9.2% | 8.1% |
| White | 58.1% | 60.6% |
| Two or More Races | 4.9% | 3.8% |

The racial make-up of the three counties (Alameda, Contra Costa and San Francisco) from which ABAG staff is primarily drawn differs from the nine-county Bay Area as shown below.

| ALAMEDA, CONTRA COSTA AND SAN FRANCISCO COUNTIES | TOTAL POPULATION | 18 & OLDER (Labor Force) |
|---|-------------------------|---|
| RACIAL MAKE-UP | 3,169,290 | 2,450,122 |
| Amer. Indian, Eskimo & Aleut | 0.6% | 0.6% |
| Asian & Pacific Islander | 20.7% | 20.9% |
| Black | 11.5% | 10.7% |
| Hispanic* | 17.4% | 15.2% |
| Others | 8.1% | 7.1% |
| White | 54.0% | 56.6% |
| Two or More Races | 5.1% | 4.0% |

*Persons of Hispanic origin may be of any race. Percents of White, Black, Asian and Pacific Islander, American Indian, Eskimo and Aleut, Others and Two or More Races may not total 100 percent due to rounding of decimals. Persons who identified themselves in the 2000 census as of Hispanic origin are also included in the racial categories.

Current Composition of Staff

The table below shows the composition of the ABAG staff as of June 30, 2008. Of 73 employees, 47 are White (65 percent); 12 are Asian (16.5 percent); 9 are Black (12 percent); 4 are Hispanic (5.5 percent); and 1 is Other (1 percent). On June 30, 2007, ABAG had 77 employees; the composition was 60 percent White, 17 percent Asian, 14 percent Black, 6 percent Hispanic and 3 percent Other. Because of the relatively small size of the staff, the addition or loss of one or two employees appears significant in percentages.

Progress towards diversity shows some variations for different under-represented members when examined by classification. Hispanics are not currently represented in the management and support classifications. As opportunities become available additional effort will be made to recruit this group.

| ETHNIC BREAKDOWN BY CLASSIFICATION | | | | | | | | |
|------------------------------------|------------|------|--------------|------|---------|------|-------|-------|
| Race | Management | | Professional | | Support | | Total | |
| Amer. Indian | -- | | -- | | -- | | -- | |
| Asian | 1 | 11% | 8 | 15% | 3 | 30% | 12 | 16.5% |
| Black | 1 | 11% | 3 | 5.5% | 5 | 50% | 9 | 12% |
| Hispanic | -- | | 4 | 7.5% | -- | | 4 | 5.5% |
| Others | -- | | 1 | 2% | -- | | 1 | 1% |
| White | 7 | 78% | 38 | 70% | 2 | 20% | 47 | 65% |
| Total | 9 | 100% | 54 | 100% | 10 | 100% | 73 | 100% |

An examination of the composition of staff by classification and sex in the following table shows a need for more females in management and more males in professional and support classifications.

| STAFF COMPOSITION BY CLASSIFICATION & GENDER | | | | | | | |
|--|---------|-------------------|----------|--------------|---------|------------|----------|
| Management (9) | | Professional (54) | | Support (10) | | Total (73) | |
| Male | (7) 78% | Male | (20) 37% | Male | (3) 30% | Total | (30) 41% |
| Female | (2) 22% | Female | (34) 63% | Female | (7) 70% | Total | (43) 59% |

During FY 2007-2008, eleven staff members left the Agency. Nine resigned and two retired. Eight of the eleven members were women or minorities.

| | White* | Black | Asian | Hispanic | Male | Female |
|---------------|----------|----------|----------|-----------|----------|----------|
| Management | 1 | -- | -- | -- | -- | 1 |
| Professional | 7 | 1 | -- | -- | 5 | 3 |
| Support | -- | 1 | 1 | -- | -- | 2 |
| Totals | 8 | 2 | 1 | -- | 5 | 6 |

*White includes American Indian and Other

Recruitment

During FY 2007-2008, the Agency added six staff members. Four of whom are female.

| | White* | Black | Asian | Hispanic | Male | Female |
|---------------|----------|-----------|-----------|-----------|----------|----------|
| Management | 1 | -- | -- | -- | -- | 1 |
| Professional | 4 | -- | -- | -- | 2 | 2 |
| Support | 1 | -- | -- | -- | -- | 1 |
| Totals | 6 | -- | -- | -- | 2 | 4 |

*White includes American Indian and Other

Job openings were advertised in the Sunday issue of the San Francisco Chronicle, Oakland Tribune/Alameda Newspaper Group, and/or the Santa Rosa Press Democrat, Western City Magazine, and other specialized publications. Agency job openings were posted on the Internet and the application was available online.

Interview Panels have, whenever possible, included under-represented group members as well as both genders. This policy will continue. The Human Resources Manager and hiring manager select applicants for interview without knowledge of their ethnic status. If, however, this process does not produce representatives of under-represented groups, they are asked to re-examine the credentials of under-represented candidates. Whenever possible, qualified under-represented applicants are invited to interview.

The following table presents the salary breakdown for classified staff by race and sex as of June 30, 2008.

ASSOCIATION OF BAY AREA GOVERNMENTS
COMPOSITION OF CLASSIFIED STAFF BY SEX, RACE AND SALARY RANGE
(As of June 30, 2008)

| SALARY RANGE | WHITE* | | BLACK | | ASIAN | | HISPANIC | | SUB-TOTAL | | TOTAL |
|---------------------|--------|----|-------|----|-------|----|----------|----|-----------|----|-------|
| | M | F | M | F | M | F | M | F | M | F | |
| MANAGEMENT | | | | | | | | | | | |
| \$115,008-\$151,704 | 6 | 1 | -- | 1 | 1 | -- | -- | -- | 7 | 2 | |
| SUBTOTAL | 6 | 1 | -- | 1 | 1 | -- | -- | -- | 7 | 2 | 9 |
| PROFESSIONAL | | | | | | | | | | | |
| \$94,740-\$114,816 | 1 | 1 | -- | -- | 1 | -- | -- | 1 | 2 | 2 | |
| \$74,880-\$99,348 | 2 | 6 | 1 | -- | 1 | -- | -- | 1 | 4 | 7 | |
| \$68,148-\$82,212 | 5 | 6 | -- | 1 | 3 | -- | -- | -- | 8 | 7 | |
| \$56,712-\$68,148 | 4 | 9 | -- | 1 | 1 | -- | 1 | 1 | 6 | 11 | |
| \$49,416-\$59,304 | -- | 5 | -- | -- | -- | 2 | -- | -- | -- | 7 | |
| SUBTOTAL | 12 | 27 | 1 | 2 | 6 | 2 | 1 | 3 | 20 | 34 | 54 |
| SUPPORT | | | | | | | | | | | |
| \$44,748-\$54,036 | -- | 1 | -- | 3 | -- | 1 | -- | -- | -- | 5 | |
| \$38,880-\$47,124 | -- | -- | -- | 2 | 2 | -- | -- | -- | 2 | 2 | |
| \$35,232-\$42,828 | -- | -- | -- | -- | -- | -- | -- | -- | -- | -- | |
| \$30,300-\$37,008 | 1 | -- | -- | -- | -- | -- | -- | -- | 1 | -- | |
| SUBTOTAL | 1 | 1 | -- | 5 | 2 | 1 | -- | -- | 3 | 7 | 10 |
| | WHITE* | | BLACK | | ASIAN | | HISPANIC | | SUB-TOTAL | | TOTAL |
| | M | F | M | F | M | F | M | F | M | F | |
| TOTAL | 19 | 29 | 1 | 8 | 9 | 3 | 1 | 3 | 30 | 43 | 73 |

*White includes American Indian and Other

Internship Program

In addition to our traditional summer intern program, the Tranter-Leong Graduate Student Intern Program allows students to receive experience in their field of study and provides valuable practical experience for those planning a career in public administration. The Internship Program consistently attracts a high caliber of applicants. The Agency received a total of 47 applications and hired 8 interns who were continuing or had just completed their education. Of the 8 interns, 5 were White (62.5 percent), 2 were Asian (25 percent), and 1 was Black (12.5 percent).

Training

It is the Agency's policy to encourage staff to participate in training to enhance their performance and develop skills for future growth. Fifty-two employees participated in 118 classes with the assistance of our training and development program. The Agency's expenditure was \$29,797 which compares to \$25,176 invested in FY 06/07 and \$19,149 invested in FY 05/06. The participants were from every classification and represented all races and genders. Although not represented in these numbers, the Agency encourages and supports managers and professionals to participate in workshops and associations related to their field. The expenditures for these on-going professional development programs are included in individual program and project budgets.

All program managers will be encouraged to promote the professional growth of their staff. Since funds are limited, they should be allocated to assist those efforts that enhance the position-related qualifications of regular staff members. A special effort will be made to identify under-represented group members who need guidance and encouragement, as well as financial help, to further their careers. This is especially true for those interested in completing their college education.

Promotions

There were four promotions during this fiscal year. Two of those promoted were women. Three of the four promotions were women or from an underrepresented group. All four members were promoted within the professional level.

Business Opportunities - FY 07/08

Our adopted diversity policy states in part that:

“ABAG will, in its contracts with third parties for technical, consulting or other professional and non-professional services, comply with Federal rules regarding third-party relationships. ABAG will solicit proposals: from consultants with the required expertise who have protected group representatives among their employees, and from protected group consultants with the required expertise.”

In this spirit during FY 07/08, ABAG used – and in most cases continues to use – the MBE/WBE firms, organizations or companies presented on Tables I and II.

In the past year, the agency consulting/service contracts with MBE/WBE organizations totaled \$1.31 million representing an increase of 25.3% from FY 06-07. Our MBE/WBE contracts as a percentage of total business increased from 21.5% in FY 06-07 to 22.9% in FY 07-08.

Conclusion

Progress toward achieving and maintaining a diverse workforce continues to be a challenge. As in previous years, we continue to seek Hispanic applicants to round out ABAG’s diverse workforce. We will also continue to reach out and provide contracting opportunities to as many under-represented groups as possible, while maintaining our requirements of excellence.

TABLE I: LIST OF FIRMS/CONTRACTS BY NAME

| COMPANY | NATURE OF WORK | TYPE | FY2007/08 (\$'000) | FY2006/07 (\$'000) | Change FY2006/07 to FY2007/08 |
|--------------------------------------|---------------------------------|------------------|-----------------------|-----------------------|--|
| Accent Service Company Inc | Custodial Services | Asian | 28 | 7 | |
| Alonzo Printers | SFEP Printers | Hispanic | 26 | 14 | |
| Ankrum, Kathryn A | SFEP Consultant | Woman | 10 | | |
| Bon Apetit Catering | Catering Services | African American | 46 | | |
| Brockbank, Marcia | SFEP Consultant | Woman | 4 | | |
| Budget Data Mailing | Mail House | African American | | 4 | |
| Calflora Database | SFEP Consultant | Woman | 4 | | |
| Career Alliance | Temporary Personnel Agency | African American | 174 | 60 | |
| Chigbu, Paulinus | SFEP Consultant | African American | 2 | | |
| Coale, Kristi | SFEP Consultant | Woman | 5 | 6 | |
| Collins, Laurel | SFEP Consultant | Woman | 3 | | |
| Deakin, Elizabeth | Consultant | Woman | | 1 | |
| Digital Hive | Haz Waste/Green Business | Woman | | 3 | |
| Distinguished Charters LLC | SFEP - Bus Charter | African American | | 1 | |
| Ely, Eleanor | CALFED Consultant | Woman | 8 | 7 | |
| Fastsigns | SFEP Signs | Asian | | 2 | |
| Fong and Fong Printers Lithographers | Printing | Asian | | 10 | |
| Frye Claims | Claims Auditors/PLAN Corp. | African American | | 7 | |
| GMG Janitorial Inc. | Janitorial | Woman | | 4 | |
| Goodwin Consulting Group Inc | Consultant | Woman | 26 | 14 | |
| Goza Gear | Bay Trail Supplier - Promo Item | Hispanic | 1 | 2 | |
| Hall Enterprises Inc | PLAN Dept Legal Counsel | Woman | 18 | | |
| Hood, Walter | General Assembly Speaker | African American | 1 | | |
| Innes, Judith e | SFEP Consultant | Woman | 7 | | |
| Jameson, Anand | SFEP Consultant | Asian | 2 | 2 | |
| Jeanne Perkins Consulting | Consultant | Woman | 96 | 37 | |
| JP Graphics Inc | SFEP Printer | Woman | 5 | | |
| JT Litho | Printing | Asian | 62 | 101 | |
| Krieshok, Lisa | SFEP Consultant | Woman | 1 | | |
| Leyva, Jacquelyn | SFEP Consultant | Woman | | 1 | |
| Lisowski, Nina | Estuary Project Consultant | Woman | 4 | 3 | |
| LunchStop Café Metro | Food Service | Asian | 14 | 12 | |
| Meyer, Judith L | SFEP Consultant | Woman | 4 | 1 | |
| Microgear, Inc. | Computer Supplies/Maintenance | Asian | 28 | 35 | |
| Morrison O'Hara | Engraving/Awards | Woman | 1 | 0 | |
| Netlogix | Training Workshop & Lunch | African American | | 2 | |
| Oakland Marriott City Center | Conference/Workshop | Asian | | 6 | |
| On A Roll | Catering Services | Asian | 1 | | |
| Pastor, Manuel | Genreal Assembly Speaker | Hispanic | 2 | | |
| Pestec | SFEP Consultant | Hispanic | 2 | | |
| Promotiva | SFEP Supplier - Promo Items | Asian | | 10 | |
| Software House Inter | Agency Computer Supply | Asian | 5 | | |
| SSP Data Products | Consultant Agency Computer Supp | Asian | 36 | 16 | |
| Variable Path Inc | Computer Supplies/Maintenance | Asian | 2 | | |
| V-Soft, Inc | Database Consultant | Asian | 174 | 176 | |
| TOTAL | | | 1,309 | 1,045 | 25.3% |

TABLE II: LIST OF FIRMS/CONTRACTS BY TYPE

| COMPANY | NATURE OF WORK | TYPE | FY 2007/08 (\$,000) | FY 2006/07 (\$,000) | CHANGE FY2006/07 to FY2007/08 |
|--------------------------------------|--|-------------------------------|------------------------|------------------------|-------------------------------------|
| Asian | | | | | |
| Accent Service Company Inc | Custodial Services | Asian | 28 | 7 | |
| Fastsigns | SFEP Signs | Asian | | 2 | |
| Fong and Fong Printers Lithographers | Printing | Asian | | 10 | |
| Jameson, Anand | SFEP Consultant | Asian | 2 | 2 | |
| JT Litho | Printing | Asian | 62 | 101 | |
| LunchStop Café Metro | Food Service | Asian | 14 | 12 | |
| Microgear, Inc. | Computer Supplies/Maintenance | Asian | 28 | 35 | |
| Oakland Marriott City Center | Conference/Workshop | Asian | | 6 | |
| On A Roll | Catering Services | Asian | 1 | | |
| Promotiva | SFEP Supplier - Promo Items | Asian | | 10 | |
| Software House Inter | Agency Computer Supply | Asian | 5 | | |
| SSP Data Products | Consultant Agency Computer Supply | Asian | 36 | 16 | |
| Variable Path Inc | Computer Supplies/Maintenance | Asian | 2 | | |
| V-Soft, Inc | Database Consultant | Asian | 174 | 176 | |
| | Asian Subtotal | Asian Total | 353 | 376 | -6.0% |
| African American | | | | | |
| Bon Apetit Catering | Catering Services | African American | 46 | | |
| Budget Data Mailing | Mail House | African American | | 4 | |
| Career Alliance | Temporary Personnel Agency | African American | 174 | 60 | |
| Chigbu, Paulinus | SFEP Consultant | African American | 2 | | |
| Distinguished Charters LLC | SFEP - Bus Charter | African American | | 1 | |
| Frye Claims | Claims Auditors/PLAN Corp. | African American | | 7 | |
| Hood, Walter | General Assembly Speaker | African American | 1 | | |
| Netlogix | Training Workshop & Lunch | African American | | 2 | |
| | African American Subtotal | African American Total | 223 | 74 | 202.0% |
| Women | | | | | |
| Ankrum, Kathryn A | SFEP Consultant | Woman | 10 | | |
| Brockbank, Marcia | SFEP Consultant | Woman | 4 | | |
| Calflora Database | SFEP Consultant | Woman | 4 | | |
| Coale, Kristi | SFEP Consultant | Woman | 5 | 6 | |
| Collins, Laurel | SFEP Consultant | Woman | 3 | | |
| Deakin, Elizabeth | Consultant | Woman | | 1 | |
| Digital Hive | Haz Waste/Green Business | Woman | | 3 | |
| Ely, Eleanor | CALFED Consultant | Woman | 8 | 7 | |
| GMG Janitorial Inc. | Janitorial | Woman | | 4 | |
| Goodwin Consulting Group Inc | Consultant | Woman | 26 | 14 | |
| Hall Enterprises Inc | PLAN Dept Legal Counsel | Woman | 18 | | |
| Innes, Judith e | SFEP Consultant | Woman | 7 | | |
| Jeanne Perkins Consulting | Consultant | Woman | 96 | 37 | |
| JP Graphics Inc | SFEP Printer | Woman | 5 | | |
| Krieshok, Lisa | SFEP Consultant | Woman | 1 | | |
| Leyva, Jacquelyn | SFEP Consultant | Woman | | 1 | |
| Lisowski, Nina | Estuary Project Consultant | Woman | 4 | 3 | |
| Meyer, Judith L | SFEP Consultant | Woman | 4 | 1 | |
| Morrison O'Hara | Engraving/Awards | Woman | 1 | 0 | |
| Okamoto, Ariel Rubis | SFEP Consultant | Woman | | 20 | |
| Patton, Joan | Estuary Project Consultant | Woman | 24 | 31 | |
| Pristia, Elizabeth | Consultant/PLAN Corp. | Woman | 3 | 2 | |
| Real Facts | Info/Analysis Supplies | Woman | 2 | | |
| Safety Compliance Management | Training | Woman | 336 | 356 | |
| Sloan, Roberta | SFEP Consultant | Woman | 25 | 8 | |
| Sullivan, Veronica | SFEP Consultant | Woman | 2 | | |
| TDC Environmental LLC | SFEP Consultant | Woman | 79 | 74 | |
| Tharp-Hamilton Woodworking | SFEP Consultant / Staff Time | Woman | | 7 | |
| Thompson, Carol | SFEP Consultant | Woman | | 4 | |
| Thomton, Carol | SFEP Consultant | Woman | 36 | | |
| | Women Subtotal | Woman Total | 703 | 579 | 21.4% |
| Hispanic | | | | | |
| Alonzo Printers | SFEP Printers | Hispanic | 26 | 14 | |
| Goza Gear | Bay Trail Supplier - Promo Items | Hispanic | 1 | 2 | |
| Pastor, Manuel | Genreal Assembly Speaker | Hispanic | 2 | | |
| Pestec | SFEP Consultant | Hispanic | 2 | | |
| | Hispanic Subtotal | Hispanic Total | 30 | 16 | 84.1% |
| | Total MBE/WBE | Grand Total | 1,309 | 1,045 | 25.3% |
| | Total ABAG Consulting/Service Contracts | | 5,719 | 4,865 | |
| | Percent MBE/WBE of Total Consulting/Service Contracts | | 22.9% | 21.5% | |

Association of Bay Area Governments
Executive Board

Meeting No. 363, September 18, 2008

| | |
|--------------------------|--|
| PRESIDENT | Supervisor Rose Jacobs Gibson, County of San Mateo |
| VICE PRESIDENT | Mayor Mark Green, City of Union City |
| IMMEDIATE PAST PRESIDENT | Vice Mayor David D. Cortese, City of San Jose |
| SECRETARY-TREASURER | Henry L. Gardner |
| LEGAL COUNSEL | Kenneth K. Moy |

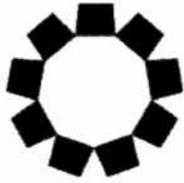
| County of | Representative | Alternate |
|---------------|---------------------------------|-----------------------------|
| ALAMEDA | ** Supervisor Gail Steele | Supervisor Alice Lai-Bitker |
| ALAMEDA | ** Supervisor Scott Haggerty | Supervisor Nathan Miley |
| CONTRA COSTA | * Supervisor Gayle B. Uilkema | Supervisor Susan Bonilla |
| CONTRA COSTA | * Supervisor John Gioia | Supervisor Mary Piepho |
| MARIN | ** Supervisor Susan Adams | Supervisor Judy Arnold |
| NAPA | ** Supervisor Mark Luce | Supervisor Bill Dodd |
| SAN FRANCISCO | ** Supervisor Chris Daly | To Be Appointed |
| SAN FRANCISCO | ** Supervisor Ross Mirkarimi | To Be Appointed |
| SAN MATEO | * Supervisor Rose Jacobs Gibson | Supervisor Mark Church |
| SAN MATEO | * Supervisor Adrienne Tissier | Supervisor Jerry Hill |
| SANTA CLARA | ** Supervisor Ken Yeager | Supervisor Donald Gage |
| SANTA CLARA | ** Supervisor Peter McHugh | Supervisor Liz Kniss |
| SOLANO | * Supervisor Barbara Kondylis | Supervisor John Silva |
| SONOMA | * Supervisor Mike Kerns | Supervisor Paul Kelley |

| Cities in the County of | Representative | Alternate |
|-------------------------|--|--|
| ALAMEDA | * Mayor Janet Lockhart (Dublin) | Mayor Michael Sweeney (Hayward) |
| ALAMEDA | * Mayor Mark Green (Union City) | Mayor Beverly Johnson (Alameda) |
| CONTRA COSTA | ** Mayor Gwen Regalia (Walnut Creek) | Vice Mayor Julie Pierce (Clayton) |
| CONTRA COSTA | ** Vice Mayor John Marquez (Richmond) | Councilmember Janet Kennedy (Martinez) |
| MARIN | * Councilmember Carole Dillon-Knutson (Novato) | Mayor Shawn Marshall (Mill Valley) |
| NAPA | * Mayor Jack Gingles (Callistoga) | Mayor Leon Garcia (American Canyon) |
| CITY OF SAN FRANCISCO | * Mayor Gavin Newsom | Mike Farrah, Senior Advisor to the Mayor |
| CITY OF SAN FRANCISCO | * Nancy Kirshner Rodriguez, Government Affairs Dir. | Christine DeBerry, Board Liaison |
| CITY OF SAN FRANCISCO | * Hydra Mendoza, Education Advisor | Wade Crowfoot, Climate Protection Initiatives Dir. |
| SAN MATEO | ** Mayor Pro Tem A. Sepi Richardson (Brisbane) | Vice Mayor Robert Gottschalk (Millbrae) |
| SAN MATEO | ** Councilmember Richard Garbarino (S San Francisco) | Councilmember John Boyle (Menlo Park) |
| SANTA CLARA | * Councilmember Dan Furtado (Campbell) | Councilmember Aileen Kao (Saratoga) |
| SANTA CLARA | * Councilmember Joe Pirzynski (Los Gatos) | Councilmember Ronit Bryant (Mountain View) |
| SOLANO | ** Mayor Len Augustine (Vacaville) | Mayor Harry Price (Fairfield) |
| SONOMA | ** Mayor Pamela Torliatt (Petaluma) | Councilmember Susan Gorin (Santa Rosa) |
| CITY OF OAKLAND | * Councilmember Jean Quan | To Be Appointed |
| CITY OF OAKLAND | * Councilmember Jane Brunner | To Be Appointed |
| CITY OF OAKLAND | * Councilmember Nancy Nadel | To Be Appointed |
| CITY OF SAN JOSE | * Vice Mayor David D. Cortese | Councilmember Nora Campos |
| CITY OF SAN JOSE | * Councilmember Forrest Williams | Councilmember Nancy Pyle |
| CITY OF SAN JOSE | * Councilmember Sam Liccardo | Mayor Chuck Reed |

| Advisory Members | Representative | Alternate |
|------------------|-----------------|-----------------|
| RWQCB | To Be Appointed | To Be Appointed |

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

** Term of Appointment: July 1, 2007 - June 30, 2009



ABAG

Meeting Schedule **2008**

Executive Board Meetings

January 17
March 20
May 15
July 17
September 18
November 20

START TIME
7:00 PM

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

Spring General Assembly

April 24
Palace Hotel
San Francisco

Fall General Assembly

October 24
Oakland Marriott City Center