

ABAG FINANCE AND PERSONNEL COMMITTEE

Thursday, November 15, 2012, 5:00 p.m.

ABAG Conference Room B
 MetroCenter—8th and Oak Streets
 Oakland, CA

	<u>Recommendation</u> ***
1. Call to Order	
2. Public Comments	Information
*3. Minutes of the September 20, 2012 Meeting	Action
**4 Financial Reports – ABAG	Action
<ul style="list-style-type: none"> <i>The July, August and September 2012 Financial reports will be presented and reviewed.</i> 	
*5. Proposal to pay <i>per diem</i> for attending regular BACEI meetings	Action
<ul style="list-style-type: none"> <i>Pursuant to F&P direction, staff has prepared memorandum and resolution for adoption by Executive Board to implement a <i>per diem</i> policy to reimburse current and past Presidents and the Vice President of ABAG (still on the ABAG Executive Board) who attend the regularly scheduled quarterly meetings of the Bay Area Council Economic Institute.</i> 	
**6 Audited Financial Reports for ABAG	Action
<ul style="list-style-type: none"> <i>Auditors from Maze & Associates will present the June 30, 2012 audited financial reports for ABAG. Committee will consider recommending Executive Board approval of these reports.</i> 	
<p>THE FOLLOWING ITEMS WILL BE DISCUSSED IN CLOSED SESSION PURSUANT TO THE REQUIREMENTS OF THE RALPH M. BROWN ACT.</p>	
7. Conference with Labor Negotiators	Action/ Information
<ul style="list-style-type: none"> <i>Agency designated representatives: Ezra Rapport, Patricia Jones, Herbert Pike, Kenneth Moy and Brian Kirking.</i> <i>Employee organization: SEIU Local 1021.</i> 	
8. Public Employee Performance Evaluation	Action/ Information
<ul style="list-style-type: none"> <i>Title: Executive Director</i> 	

9. Adjournment	Action
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- * Attachments enclosed with packet.
- ** Supporting documentation will be sent under separate cover.
- *** The Committee may take action on any item on the agenda, which action may be the recommended action, any other action or no action.

ABAG FINANCE AND PERSONNEL COMMITTEE

Summary Minutes

September 20, 2012

Members Present

Supervisor Jacobs Gibson, Chair
Supervisor David Cortese
Mayor Mark Green
Supervisor Scott Haggerty
Supervisor John Gioia
Supervisor Barbara Kondylis
Supervisor Mark Luce
Vice Mayor Peter McHugh
Councilmember Julie Pierce
Councilmember A. Sepi Richardson

Jurisdiction

County of San Mateo
County of Santa Clara
City of Union City
County of Alameda
County of Contra Costa
County of Solano
County of Napa
City of Milpitas
City of Clayton
City of Brisbane

Members Not in Attendance

Supervisor David Rabbitt County of Sonoma

Officers and Staff Present

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

- 1) Chair Jacobs Gibson called the meeting to order at 5:00 p.m.
- 2) There were no public comments.
- 3) Summary Minutes of the July 19, 2012 meeting were approved.
/M/Haggerty/S/Green/C/approved.
- 4) Pike provided an overview of the June 2012 Financial Reports.
/M/McHugh/S/Pierce/C/approved.
- 5) Pike presented the annual Report on Diversity and Business Opportunity for Fiscal Year 2012-13.
/M/Haggerty/S/McHugh/C/approved.

F&PC AGENDA ITEM #3

- 6) The Committee discussed a proposed ABAG resolution to pay per diem to members who attend a regular ABAG Board or committee meeting for which a quorum is not achieved.
/M/Richardson/S/McHugh/C/approved.
- 7) The Committee discussed whether payment of per diem should be provided for ABAG Board members who attend regular quarterly meetings of the Bay Area Council Economic Institute meetings. The Committee directed staff to return at the next meeting of the Finance & Personnel Committee, November 15, with a proposed resolution.
/M/Haggerty/S/Jacobs-Gibson/C/to direct staff to return on November 15 with proposed resolution.
- 8) Rapport reported to the Committee on the progress in securing long-term funding through at least through June 2017. The intent is to negotiate every two years for an on-going four year agreement to assure on-going continuous funding.
- 9) Pike presented the major elements of the recent State legislation modifying employee retirement benefits and how it will impact current and prospective ABAG employees.
- 10) In closed session, the Committee discussed the Employee Performance Evaluation of Legal Counsel.
- 11) The meeting was adjourned at 6:45 p.m.

DATE: November 2, 2012
TO: Finance & Personnel Committee
FROM: Herbert L. Pike, C.P.F.O., Finance Director
SUBJECT: Proposal to Pay *per diem* for Attending Regular BACEI Meetings

Pursuant to direction from the Finance & Personnel Committee at the meeting of September 20, 2012, staff is presenting this memorandum and attached Resolution for the Committee to recommend approval by the Executive Board. The Resolution provides for the payment of a *per diem* to the current Vice President and President, and past Presidents of ABAG who are still on the Executive Board who attend the regularly scheduled quarterly meetings of the Bay Area Council Economic Institute (BACEI) as ABAG's appointees. BACEI usually cancels one of these quarterly meetings each year.

It is estimated that this would include 4 delegates attending an average of 3 meetings per year. The estimated cost would be \$1,800 per year.

As one of the original founders of the BACEI, this would further demonstrate ABAG's continuing commitment to participate in its discussions and programs in furthering the interests of the Greater Bay Area.

Recommendation Action: Approve forwarding of Resolution to the Executive Board for approval.

F&PC AGENDA ITEM #5

**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 18-12

WHEREAS, the Association of Bay Area Governments (ABAG) is a joint powers agency formed pursuant to the Joint Powers Act, California Government Code §§ 6500, et seq.; and

WHEREAS, Section VII.A(7) of the duly adopted Bylaws of ABAG states that “where expressly designated by the Executive Board, individuals participating in special committees, task forces or other meetings, shall receive a *per diem*”; and

WHEREAS, ABAG is one of the founders of the Bay Area Council Economic Institute (BACEI) and appoints some of the members of the Board of Directors (Board) of BACEI; and

WHEREAS, the Finance and Personnel Committee recommends that ABAG pay a *per diem* to specified members of the Board of BACEI appointed by ABAG for attending the quarterly meetings of the Board.

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 18-12**

NOW, THEREFORE, BE IT RESOLVED, that the Executive Board of the Association of Bay Area Governments hereby designates, for the purpose of receiving a *per diem* for their attendance at the quarterly meetings of the Board of Directors of the Bay Area Council Economic Institute, the following appointees of ABAG to said Board: the then current President and Vice President of ABAG, and any past Presidents of ABAG who are still members of the Executive Board, provided that any *per diem* paid pursuant to this authorization is subject to the then current limit on the total number of *per diem* payments that an individual may receive in a fiscal year.

The foregoing adopted by the Executive Board this 15th day of November, 2012.

Mark Luce
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 15th day of November, 2012.

Ezra Rapport
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel