

# SUMMARY MINUTES

ABAG Executive Board Meeting  
No. 364, November 20, 2008  
MetroCenter Auditorium  
101 8th Street, Oakland, CA

## 1. CALL TO ORDER

President Rose Jacobs Gibson called the meeting to order at approximately 7:06 p.m. She noted that the minutes of the last meeting should show that Mayor Len Augustine is from the City of Vacaville.

### Representatives and Alternates Present

Supervisor Susan Adams  
Councilmember Jane Brunner  
Vice Mayor David D. Cortese  
Councilmember Carole Dillon-Knutson  
Senior Advisor to the Mayor Mike Farrah  
Councilmember Dan Furtado  
Mayor Jack Gingles  
Supervisor John Gioia  
Mayor Mark Green  
Supervisor Scott Haggerty  
Supervisor Rose Jacobs Gibson  
Director Nancy Kirshner Rodriguez  
Supervisor Barbara Kondylis  
Councilmember Sam Liccardo  
Mayor Janet Lockhart  
Supervisor Mark Luce  
Vice Mayor John Marquez  
Education Advisor Hydra Mendoza  
Councilmember Joe Pirzynski  
Mayor Harry Price  
Councilmember Jean Quan  
Mayor Gwen Regalia  
Supervisor Gail Steele  
Supervisor Adrienne Tissier  
Mayor Pamela Torliatt  
Supervisor Gayle B. Uilkema  
Councilmember Forrest Williams  
Terry Young

### Representatives Absent

Supervisor Chris Daly  
Councilmember Richard Garbarino  
Supervisor Mike Kerns  
Supervisor Peter McHugh  
Supervisor Ross Mirkarimi  
Councilmember Nancy Nadel  
Mayor Pro Tem A. Sepi Richardson  
Supervisor Ken Yeager

### Jurisdiction

County of Marin  
City of Oakland  
City of San Jose  
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  
City of San Francisco  
County of Solano  
City of San Jose  
City of Dublin  
County of Napa  
City of Richmond  
County of San Francisco  
City of Los Gatos  
City of Fairfield  
City of Oakland  
City of Walnut Creek  
County of Alameda  
County of San Mateo  
City of Petaluma  
County of Contra Costa  
City of San Jose  
RWQCB

### Jurisdiction

County of San Francisco  
City of South San Francisco  
County of Sonoma  
County of Santa Clara  
County of San Francisco  
City of Oakland  
City of Brisbane  
County of Santa Clara

**2. PUBLIC COMMENT**

There was no public comment.

**3. ANNOUNCEMENTS**

President Jacobs Gibson recognized outgoing Executive Board members Forrest Williams, Councilmember, City of San Jose; Janet Lockhart, Mayor, City of Dublin; John Marquez, Vice Mayor, City of Richmond; and Gwen Regalia, Mayor, City of Walnut Creek, for their service on the Executive Board and to the region. Each was presented with a plaque. The Board viewed a video of the Growing Smarter Together Leadership Award presented to Mayor Regalia and a slide show showcasing her almost 20-year involvement with ABAG and statewide work on behalf of the region.

President Jacobs Gibson announced that Mark Luce, Supervisor, County of Napa, is nominated to serve on the Regional Airport Planning Committee.

Carole Dillon Knutson, Councilmember, City of Novato, announced the availability of train service in Marin and Sonoma Counties.

Sam Liccardo, Councilmember, City of San Jose, reported on the results of Measure B, extending BART to San Jose.

Congratulations were extended to those members elected or re-elected to office.

There were no other announcements.

**4. PRESIDENT'S REPORT**

President Jacobs Gibson reported on the following:

The Fall General Assembly on Regional Water-Land Use Planning: The Delta Connection was held on October 24<sup>th</sup> at the Oakland Marriott city Center. In attendance were Bay Area elected officials, planning directors and other community policy makers who explored the critical challenge of regional water and land use planning.

California State Senate President Pro Tem-elect Darrell Steinberg and Sacramento Bee Political Columnist Dan Walters, keynote speakers, provided thought provoking insights into state and regional water-land use issues and concerns. During two insightful panel discussions, state, regional, and locally elected officials and other policy experts discussed Bay Area water and land use sustainability as they relate to infrastructure, emerging development, water supply and quality, and Delta flood risk management.

She thanked those who participated in and attended the General Assembly for their support and encouraged those of who did not attend to put April 23<sup>rd</sup> on their calendars—the date of the Spring General Assembly and Business Meeting.

The Youth Gun Violence Task Force has held two formal meetings and there was one staff strategy meeting since the last Executive Board Meeting. The most recent meeting was held following the General Assembly on October 24<sup>th</sup>. Ms. Julie Leftwich, Legal Director, Legal Community Against Violence, will provide technical assistance and support. She provided a series of recommendations for legislative

support and other actions that local government can take to reduce gun violence. Two bills under discussion will be reported out by the L&GO Committee. The Task Force will be coming to the Board with a series of recommendations early in the New Year.

## 5. EXECUTIVE DIRECTOR'S REPORT

Executive Director Gardner reported on the following:

The gap between revenues and expenditures continues to grow at a rate unimaginable just two months ago. The state is now faced with a reduction in revenues which had been counted on to balance the current budget. The governor is proposing to close the \$11.2 billion gap with a combination of \$4.5 billion in cuts and \$4.7 billion in increased revenues. The current budget gap is estimated at \$24 billion or higher. State impacts on ABAG are unknown, but we hope if there are any they will be small. Most of ABAG's state funding is from restricted sources, mainly bond funds.

Local government staff and elected officials are invited to attend Projections 2009 Performance Target meetings being conducted throughout the Bay Area to review preliminary results from each Performance Target alternative and provide input and comments. Multiple land use scenarios, in addition to traditional forecasts, will be developed and used to test how well the Bay Area can address and balance these objectives through land use policies. Information about the Projections 2009 Performance Targets and meeting schedule is available at <http://www.abag.ca.gov/planning/>.

ABAG and the San Francisco Estuary Project were notified that our grant proposal – Estuary 2100: Resilient Watersheds for a Changing Climate – was selected by the Environmental Protection Agency to be fully funded from EPA's San Francisco Bay Area Water Quality Improvement Fund. ABAG and partners requested \$5 million in funding from US EPA to be supplemented by over \$6 million in partner match.

As part of the Regional Best Practices Conference Series, ABAG conducted a session on TOD MarketPlace: Connecting Cities and Developers, Making Transit-Oriented Development Work. The September 26<sup>th</sup> session was co-sponsored by The Urban Land Institute, The Metropolitan Transportation Commission, Reconnecting America, and The Non-Profit Housing Association of Northern California. The next conference session will be the FOCUS on Greening Infill on December 4<sup>th</sup>, from 9:00 a.m. to Noon, at the San Francisco Federal Building, 90 7th Street, San Francisco. The focus of this year's session is green buildings and features two sustainable communities in the San Francisco Bay Area.

On September 20, October 4 and October 18, in an ongoing effort to make the Easy Bay a seismically safer place, ABAG, the City of Oakland, and an army of volunteers surveyed Oakland's multifamily residential buildings to identify potential soft-story buildings as the first step in designing a program to make these types of buildings safer. This project was endorsed by several Bay Area professional organizations, including the American Institute of Architects (AIA), the American Society of Home Inspectors (ASHI), the Structural Engineers Association of Northern California (SEAONC), and the Earthquake Engineering Research Institute (EERI).

ABAG conducted a survey to assess the state of readiness by local governments for long-term recovery after an earthquake or other catastrophic disaster. The report, "Long-Term Disaster Recovery Planning by Local Governments in the San Francisco Bay Area," indicates the areas of recovery planning in which local governments are well prepared, could be more prepared, and need improvement. Information about ABAG's Disaster Recovery Initiative, the Long Term Disaster Recover Planning report, and other reports on long-term disaster recovery planning are available online at <http://quake.abag.ca.gov/recovery/>. In 2009, ABAG plans to create a template of best practices as part of the larger toolkit that provides technical assistance to local governments for recovery planning.

ABAG, in partnership with the Institute for Local Government, the research affiliate of the League of California Cities, and the California State Association of Counties will provide required biennial ethics training for public officials, newly elected officials, and those who need to renew. The training session will be offered on December 17, from 9 a.m. to 11 a.m. at the Joseph P. Bort MetroCenter Auditorium in Oakland, and will help local officials meet the training mandate of AB 1234.

With the passage of AB 2954, ABAG will begin working with the State Coastal Conservancy, San Francisco Bay Conservation and Development Commission, Save The Bay and local governments to plan the formation of the San Francisco Bay Restoration Authority. The purpose of the authority is to raise and allocate resources for the restoration, enhancement, protection, and enjoyment of wetlands and wildlife habitat in the San Francisco Bay and along its shoreline. The authority is to be governed by a board composed of seven voting members appointed by ABAG.

Financings delivered by ABAG and its affiliated entities include: On Lok Senior Health Services in **San Francisco** borrowed \$22,710,000 through the ABAG Finance Authority using Variable Rate Revenue Bonds to refinance existing debt and fund the acquisition of a new senior health services facility; \$22,500,000 in Variable Rate Demand Revenue Bonds for the Branson School in **Marin County** to provide for rehabilitation and construction of school facilities; \$5,526,000 in Multifamily Housing Revenue Bonds on behalf of the **County of Santa Clara** for construction of a new 28-unit apartment complex for seniors to be known as Belovida Santa Clara; \$41,405,000 in Health Facility Revenue Bonds for the Institute on Aging in **San Francisco** for construction of new offices, meeting and clinic facilities, and a parking garage; \$7,600,000 in Multifamily Housing Revenue Bonds on behalf of the **City of Elk Grove** for acquisition and rehabilitation of a 124-unit apartment complex to be known as Terracina at Elk Grove; and, \$4,550,000 in Variable Rate Demand Revenue Bonds on behalf of the **City and County of San Francisco** for the Pacific Primary School.

President Jacobs Gibson thanked Executive Director Gardner for his report.

## 6. **CONSENT CALENDAR**

President Jacobs Gibson recognized a motion by Susan Adams, Supervisor, County of Marin, and seconded by Councilmember Liccardo, , to approve the consent calendar. The motion passed unanimously.

### **A. Approval of Executive Board Summary Minutes\*\***

Summary Minutes of Meeting No. 363 held on September 18, 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 appointment of Beth Walukas, Manager of Planning, Alameda County Congestion Management Agency (Replacing Jim Leddy, Napa County CMA), to the Regional Planning Committee, and Mark Luce, Supervisor, County of Napa, to the Regional Airport Planning Committee.

**D. Policies on ABAG Committee Formation, Structure, and Membership\*\***

Approved amendments to the "Policies on ABAG Committee Formation, Structure and Membership" as recommended by the Committee on Finance and Personnel.

**E. Authorization to Amend Intergovernmental Personnel Agreement (IPA) with California Bay-Delta Program for an ABAG San Francisco Estuary Project Employee to be Assigned to the CALFED Science Program\*\***

Authorized the Executive Director or designee to ratify the amendment for extension of an IPA with the California Bay-Delta Program to assign Dustin Boeger, Webmaster (P-2), ABAG/SFEP staff, to facilitate organize and lead efforts to design, develop and deliver a fully accessible, highly usable website. The two-year agreement will not exceed \$248,875 and the term is December 1, 2008, to November 30, 2010.

**F. Authorization is requested to Enter into a Contract with Santa Clara Valley Water District (SCVWD) to Provide Technical Support for Permit Processing\*\***

In March 2002 and May 2006 the Executive Board authorized the Executive Director or designee to enter into contract with the SCVWD for the San Francisco Estuary Project to provide staff resources at the San Francisco Bay Regional Water Quality Control Board. Authorized the ratification of the continuing contract to extend this work from October 1, 2008, through September 30, 2010, in the amount of \$239,905. No ABAG match is required. The work assists with implementation of the Comprehensive Conservation and Management Plan.

**G. Approval of Resolution No. 09-08 Authorizing the Executive Director or designee to Enter into Agreement with California Department of Transportation (Caltrans) for Implementation of Alternative Stormwater Treatment Best Management Practices (BMPs)\*\***

Authorized the Executive Director or designee to execute agreement with Caltrans for implementation of alternative Best Management Practices for alternative stormwater treatment at off site locations. The not to exceed amount of the agreement is \$9,000,000 and term of the agreement would be 2008 to 2011.

**7. SOLAR AND ENERGY EFFICIENCY PROJECTS**

Stephen Compagni Portis, Chairman, Renewable Funding, provided an overview of the Berkeley FIRST model of financing solar and energy efficiency, including: solar and energy efficiency; financing initiative for energy efficiency, renewable, and solar technology; benefits to homeowners and cities and counties; regional programs; and

funding services. More information available at [www.berkeleyfirst.renewfund.com](http://www.berkeleyfirst.renewfund.com) and at [www.renewfund.com](http://www.renewfund.com).

Members discussed installation costs; financing initiatives; response from utilities; funding services; panel life spans and guarantees; and evaluation of BerkeleyFirst.

President Jacobs Gibson thanked Mr. Portis for his presentation.

**8. RESOLUTION SUPPORTING THE SAN FRANCISCO BAY TRAIL AND BAY AREA RIDGE TRAIL\*\***

Laura Thompson, ABAG Bay Trail Project Manager, briefed the Executive Board on recent collaboration efforts and on a joint proclamation between the San Francisco Bay Trail and the Bay Area Ridge Trail. Next year is the Bay Trail's 20<sup>th</sup> anniversary and marks the completion of 300 miles of the planned 500 mile hiking and biking path continuous around the Bay Area. The Bay Area Ridge Trail Council has completed 300 miles of its planned 550-mile ridge line path. Both are national models of regional cooperation and public-private partnerships. She thanked members of the Board for their support of both the Bay Trail and the Bay Area Ridge Trail.

President Jacobs Gibson recognized a motion by Barbara Kondylis, Supervisor, County of Solano, which was seconded, to adopt Resolution No. 08-08 pledging renewed support for completion of the San Francisco Bay Trail and the Bay Area Ridge Trail. The motion passed unanimously.

Members discussed the connection between the Bay Trail, Ridge Trail and the Delta Trail, and East Bay support of Measure WW.

President Jacobs Gibson thanked Ms. Thompson for her report.

**9. PROJECTIONS 2009; PERFORMANCE OF LAND USE ALTERNATIVES\*\***

Ken Kirkey, ABAG Planning Director, reported on outreach activities related to Projections 2009, the biennial employment and housing forecast, and two alternative development scenarios, including performance targets, Scattered Success and Focused Future scenarios, impact of scenarios on population and housing growth, and land use performance. ABAG staff will continue working with city and county elected officials and staff at regional meetings throughout December, and will develop a third scenario that incorporates comments and looks at the issue of realism.

Members discussed AB 32 goals; long term compliance and tangible standards; housing growth and realism; FOCUS development, infrastructure needs, and incentives; housing and air quality along transit corridors; updating the sprawl development study; and open space within Priority Development Areas; allocations for potential and planned areas.

President Jacobs Gibson thanked Mr. Kirkey for his report.

**10. FOCUS PRIORITY DEVELOPMENT AREAS\*\***

Jackie Guzman, ABAG Regional Planner, reported on the results of the second call for nominations for Priority Development Areas, including an update on adopted PDAs; available financial and technical assistance, e.g., planning grants, capital grants, and technical assistance; and new PDA applications.

Ken Kirkey, ABAG Planning Director, noted that the staff report shows the recommended designation for Alameda Naval Air Station is Planned/Potential, and the Emeryville Mixed Use Core is Planned.

President Jacobs Gibson recognized a motion by Susan Adams, Supervisor, County of Marin, and seconded by Sam Liccardo, Councilmember, City of San Jose, to approve Resolution No. 10-08, affirming prior adoption of Priority Development Areas and adopting new Priority Development Areas as recommended. The motion passed unanimously.

Members discussed setting priorities, competition for incentives, and resources need to support growth.

President Jacobs Gibson thanked Mr. Kirkey for his report.

**11. LEGISLATION & GOVERNMENTAL ORGANIZATION COMMITTEE REPORT\*\***

President Jacobs Gibson recognized Committee Vice-Chair Carole Dillon Knutson, Councilmember, City of Novato. Before reporting on Committee activities Councilmember Dillon Knutson informed members that Pete McHugh, Supervisor, County of Santa Clara, and committee chair, is recovering from scheduled surgery. She reported on committee activities, including a report from the Youth Gun Control Task Force which included recommendations for gun violence prevention strategies and a review of two bills, AB 2062 (De Leon), Reducing Illegal Handgun Ammunition Sales, and AB 2235 (De Saulnier), Owner—Authorized Handguns, sponsored by the Legal Community Against Violence, which will be reintroduced in the 2009 legislative cycle; recommendation to support in concept AB 2062; recommendation to take no position on AB 2235; discussion of potential legislation for water resource management; recommendation to host a legislative reception in Sacramento in January 2009 and to invite the League of California Cities and the California State Association of Counties as co-sponsors; recommendation to join the California Association of Councils of Governments' state legislative reception in Sacramento on February 11, 2009 as co-sponsor; and direction to staff to send letters of congratulations to newly elected Bay Area delegation.

President Jacobs Gibson recognized a motion by Co-Chair Dillon Knutson, which was seconded, to approve the committee report, except on the recommendation regarding AB 2235. The motion passed unanimously.

President Jacobs Gibson recognized a motion, which was seconded, to accept the committee recommendation to take a no position on AB 2235. The ayes were 18 and the nays were 6. The motion passed.

President Jacobs Gibson thanked Co-Chair Dillon Knutson for her report.

**12. FINANCE & PERSONNEL COMMITTEE REPORT\*\***

President Jacobs Gibson recognized Committee Chair Scott Haggerty, Supervisor, County of Alameda, who reported on Committee activities, including a review and approval of audited financial reports for June 2008; a review of financial reports for September and October 2008; a recommendation to modify the policy on ABAG Committee Formation, Structure and Membership to provide a per diem for attending a meeting via teleconference. The committee met in closed session with

agency designated representatives regarding labor negotiations with SEIU Local 1021.

President Jacobs Gibson recognized a motion by Chair Haggerty, and seconded by Councilmember Williams, to approve the committee report. The motion passed unanimously.

President Jacobs Gibson thanked Chair Haggerty for his report.

### 13. ADJOURNMENT

Meeting adjourned at approximately 9:15 p.m.



Henry L. Gardner, Secretary-Treasurer

\*\* Indicates attachments.

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