

# SUMMARY MINUTES

ABAG Executive Board Meeting  
No. 384, January 19, 2012  
MetroCenter Auditorium  
101 8th Street, Oakland, California

## 1. CALL TO ORDER

President Luce called the meeting to order at approximately 7:00 p.m.

The following new members and alternates were welcomed: Mike Wasserman, Supervisor, County of Santa Clara, a Representative who replaces Supervisor Ken Yeager who is now an Alternate; Pat Eklund, Mayor Pro Tem, City of Novato, a Representative from the cities in Marin County; Jack Batchelor, Mayor, City of Dixon, an Alternate from the cities in Solano County. He recognized Brandt Andersson, Councilmember, City of Lafayette, an Alternate from the cities in Contra Costa County.

### **Representatives and Alternates Present**

Supervisor Susan L. Adams  
Mayor Jack Batchelor  
Councilmember Desley Brooks  
Councilmember Jane Brunner  
Councilmember Ronit Bryant  
Councilmember Kansen Chu  
Supervisor Malia Cohen  
Supervisor David Cortese  
Mayor Pro Tem Pat Eklund  
Vice Mayor Richard Garbarino  
Mayor Jack Gingles  
Supervisor John Gioia  
Councilmember Susan Gorin  
Mayor Mark Green  
Supervisor Scott Haggerty  
Councilmember Dave Hudson  
Supervisor Rose Jacobs Gibson  
Councilmember Beverly Johnson  
Councilmember Ash Kalra  
Councilmember Rebecca Kaplan  
Supervisor Barbara Kondylis  
Councilmember Sam Liccardo  
Supervisor Mark Luce  
Supervisor Eric Mar  
Councilmember Julie Pierce  
Supervisor Dave Pine  
Mayor Joe Pirzynski  
Supervisor David Rabbitt  
Councilmember A. Sepi Richardson  
Supervisor Gayle B. Uilkema  
Supervisor Mike Wasserman  
Vice Chair Terry Young

### **Representatives Absent**

Kate Howard, Govt Affairs Director

### **Jurisdiction**

County of Marin  
City of Dixon  
City of Oakland  
City of Oakland  
City of Mountain View  
City of San Jose  
County of San Francisco  
County of Santa Clara  
City of Novato  
City of South San Francisco  
City of Calistoga  
County of Contra Costa  
City of Santa Rosa  
City of Union City  
County of Alameda  
City of San Ramon  
County of San Mateo  
City of Alameda  
City of San Jose  
City of Oakland  
County of Solano  
City of San Jose  
County of Napa  
County of San Francisco  
City of Clayton  
County of San Mateo  
Town of Los Gatos  
County of Sonoma  
City of Brisbane  
County of Contra Costa  
County of Santa Clara  
RWQCB

### **Jurisdiction**

City of San Francisco

Mayor Edwin Lee  
Supervisor Nadia Lockyer

City of San Francisco  
County of Alameda

**2. ANNOUNCEMENTS**

Jack Gingles, Mayor, City of Calistoga, commented that the PlanBayArea workshop for Napa County conflicted with the Executive Board meeting.

Rebecca Kaplan, Councilmember, City of Oakland, commented on the need for collaboration with jurisdictions regarding the phase out of redevelopment.

There were no other announcements.

**3. PUBLIC COMMENTS**

There were no public comments.

**4. PRESIDENT'S REPORT**

President Luce expressed his pleasure to serve as ABAG President for the next two years and stated he looked forward to working with new Vice President Julie Pierce, Councilmember, City of Clayton, and all members and staff on the critical issues facing cities and counties in the region today.

He discussed his goals for the coming year, which include the continuing work of the past year on the Sustainable Communities Strategy, Regional Housing Need Allocation, the Regional Transportation Plan, Regional Disaster Resilience Plan, and a defined long-term revenue source for ABAG. He encouraged members to support ABAG's programs and services, workshops and conferences. He noted the need to persevere with the PlanBayArea efforts.

He thanked outgoing President Mark Green, Mayor, City of Union City, and outgoing Vice President Susan Adams, Supervisor, County of Marin, for their service to ABAG and the region, and presented tokens of appreciation for both.

**5. EXECUTIVE DIRECTOR'S REPORT**

Executive Director Rapport reported on the impact of the dissolution of redevelopment agencies on the SCS and Priority Development Areas, and the need for a successor to redevelopment; the status of Energy Upgrade California, its implementation, and the availability of funds; and the availability of the findings from the State of the Estuary conference and the State of San Francisco Bay 2011.

**6. CONSENT CALENDAR**

President Luce recognized a motion by Mayor Gingles, and seconded by Councilmember Kaplan, to approve the Consent Calendar. The motion passed unanimously.

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

Approved Summary Minutes of Meeting No. 383 held on November 17, 2011.

**B. Grant Applications**

There were no federal grant applications received for transmittal to the State Clearinghouse since the last Executive Board meeting.

**C. Approval of Resolution No. 01-12 Supporting Sustainable Communities Planning Grant and Incentive Program Funded by Safe Drinking Water, Water Quality and Supply, Flood control, River and Coastal Protection Bond Act of 2006 (Proposition 84) Managed by California Strategic Growth Council\*\***

Approved Resolution No. 01-12 supporting submission of grant application for one million dollars to evaluate the development of the first Sustainable Communities Grant in the Bay Area.

**D. Authorization to Accept Grant from Department of Water Resources for IRWMP Funding for Water Quality Improvement, Flood Management and Ecosystem Restoration in Bay Area Disadvantaged Communities\*\***

Authorized the Executive Director or designee to enter into agreement with DWR for IRWMP funding. The project assists with implementation of the Comprehensive Conservation and Management Plan for the San Francisco Estuary.

**E. Authorization to Enter Into Contract for Land Use Analysis\*\***

Authorized to enter into contract with Paul Fassinger for an amount not to exceed \$50,000 to conduct land use analysis.

**F. Authorization to Apply for and Accept a Grant from the State Water Resources Control Board for Proposition 84 Planning and Monitoring Funding for Bay Area Green Infrastructure Master Planning Project\*\***

Authorized to apply for and if funded, for the Executive Director to enter into agreement with the State Water Resources Control Board for Proposition 84 Planning and Monitoring Funding for a Bay Area Green Infrastructure Master Planning Project.

**7. JOINT POLICY COMMITTEE UPDATE\*\***

Executive Director Rapport reported on the last Joint Policy Committee meeting and recommendation regarding the program focus of the JPC, including interagency projects, climate change and sea level rise, etc., and the selection and appointment of Will Travis as policy advisor to replace Ted Droettboom. The Metropolitan Transportation Commission and the Bay Area Air Quality Management District will provide funds. He recommended that the Board agree to the engagement of Will Travis as policy advisor and that the JPC take on the issue of climate change adaptation and sea level rise, for which the JPC has asked for comments.

President Luce recognized a motion by Barbara Kondylis, Supervisor, County of Solano, and seconded by John Gioia, Supervisor, County of Contra Costa, to accept the report on the program focus of the JPC and to appoint Will Travis as policy advisor to the Joint Policy Committee.

Members discussed the role of the JPC, the process of selecting a policy advisor, the selection of Will Travis as policy advisor, and focus of the JPC.

President Luce recognized the concurrence by Supervisor Kondylis and Supervisor Gioia to split the motion to approve the program focus of the JPC and to appoint Will Travis as policy advisor to the JPC.

On the motion to approve the program focus of the JPC, the vote was unanimous.

Members discussed the concurrence of other agencies on the program focus and appointment of a policy advisor; the program focus of the JPC; the process of selecting a policy advisor; the scope of work and evaluation, term of appointment and salary of the policy advisor; and policy conflicts among the agencies.

On the motion to concur with the appointment of Will Travis as policy advisor to the JPC, there were four (4) nay votes (Rabbitt, Johnson, Green, Kaplan) and three (3) abstentions (Haggerty, Eklund, Brooks). The motion passed.

**8. ABAG PLAN UPDATE\*\***

James Hill, ABAG PLAN Risk Manager, provided the Board with an update on the status of ABAG PLAN. He reviewed PLAN member objectives and challenges, and measuring performance. He described PLAN service components, including claims administration, risk management and insurance, RMIS and the PLAN website. He listed PLAN objectives and service accomplishments.

Members discussed ABAG PLAN's investments and marketing.

**9. REGIONAL HOUSING NEED ALLOCATION (RHNA)—SPHERE OF INFLUENCE IN MARIN COUNTY\*\***

Kenneth Kirkey, ABAG Planning Director, provided the Board with an overview of the previous RHNA process, an update on the current RHNA and Sustainable Communities Strategy process, and asked Board approval of the Sphere of Influence rules for the current RHNA cycle. He recommended a sphere of influence split of 75 percent for cities and 25 percent for the county in the County of Marin.

President Luce recognized a motion by Supervisor Kondylis, and seconded by Supervisor Adams, to accept the staff report and to approve the sphere of influence split of 75 percent for cities and 25 percent for the county in the County of Marin.

Members discussed the proposed sphere of influence distribution in the County of Marin, and recommendations from jurisdictions in the County of Marin.

President Luce recognized a substitute motion by Mark Green, Mayor, City of Union City, which was seconded, to approve a sphere of influence split of 62.5 percent for cities and 37.5 percent for the county in the County of Marin.

Members continued to discuss the proposed sphere of influence distribution in the County of Marin, and the RHNA process.

Trish Boorstein, Novato League of Neighborhoods, commented in favor of a sphere of influence split of 50 percent for cities and 50 percent for the county in the County of Marin.

On the motion to accept the staff report and to approve the sphere of influence split of 62.5 percent for cities and 37.5 percent for the county in the County of Marin, there were twenty (20) ayes, eleven (11) nays, and one (1) abstention. The motion passed.

**10. SUSTAINABLE COMMUNITIES STRATEGY\*\***

Planning Director Kirkey provided the Board with updates on the development of the

preferred scenario, reviewing reasonable planning assumptions, local input, and additional analysis. He reviewed locally-identified issues to be addressed in the preferred scenario and listed upcoming milestones, including the conduct of public workshops.

Members discussed the process of obtaining input from jurisdictions on the preferred scenarios; the conduct of the PlanBayArea public workshops; growth targets, forecasts, and input on scenarios; and outreach efforts.

Kirkey then reported on the OneBayArea grant proposal and proposed revisions to Priority Development Areas and Priority Conservation Areas.

Members discussed low-income and workforce housing, and complete streets.

President Luce presented Supervisor Adams with a bouquet of flowers in appreciation of her service as Vice President.

Kirkey and Craig Goldblatt, MTC, reported on performance and accountability, northern county funding levels, and funding framework.

Members discussed the Housing and Community Development provision regarding housing elements; jobs in relation to housing and transit; and conservation areas.

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

Committee Chair and Vice President Julie Pierce, Councilmember, City of Clayton, reported on Committee activities and asked Board approval of Committee recommendations, including her election as chair and David Rabbitt, Supervisor, County of Sonoma, as vice chair of the Legislation & Governmental Organization Committee; the appointment of Jack Gingles, Mayor, City of Calistoga, as representative to the Administrative Committee; a report on State Senator Mark DeSaulnier's public hearing on regional government structure; consideration of new and returning legislation, including SB 654 (Steinberg), Redevelopment, watch; SB 878 (DeSaulnier), Regional Planning: Bay Area, watch; SB 659 (Padilla), Community Redevelopment, support; AB 57 (Beall), Metropolitan Transportation Commission, support; SCA 4 (DeSaulnier and Wolk), Initiative Measures: Funding Source, support; status of proposed pilot funding bill to implement SB 375; and a report on the 2012 legislative workshop and reception on February 22<sup>nd</sup>.

Members discussed SB 654 and other redevelopment bills.

President Luce recognized a motion by Rebecca Kaplan, Councilmember, City of Oakland, and seconded by Joe Pirzynski, Mayor, City of Los Gatos, to accept the committee report. The motion passed unanimously.

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

Committee Chair Rose Jacobs Gibson, Supervisor, County of San Mateo, reported on Committee activities and asked Board approval of Committee recommendations, including her re-election as Chair and Sepi Richardson, Councilmember, City of Brisbane as Vice Chair; a report on October and November financial reports; and the proposed Work Program, Budget and Membership Dues for Fiscal Year 2012-13.

President Luce recognized a motion by Pat Eklund, Mayor Pro Tem, City of Novato, and seconded by Mayor Gingles, to forward the Proposed Work Program, Budget and Membership Dues for Fiscal Year 2012-13 to the General Assembly for adoption.

Members discussed language used in the Budget and Work Program related to the Sustainable Communities Strategy.

The motion passed unanimously.

Committee Chair Jacobs Gibson reported on the resolution to establish a trust for retiree medical benefits for ABAG employees through CALGOVEBA.

President Luce recognized a motion by Councilmember Kaplan, and seconded by Supervisor Gioia, to adopt Resolution 03-12 to establish a trust for ABAG employees through CALGOVEBA. The motion passed unanimously.

Committee Chair Jacobs Gibson reported on the recommendation on anticipated litigation in the case of *Crandall v ABAG*.

President Luce recognized a motion by Supervisor Kondylis, and seconded by Mayor Gingles, to reject the claim in the case of *Crandall v ABAG*. The motion passed unanimously.

### **13. CLOSED SESSION**

There was no closed session.

### **14. ADJOURNMENT**

The meeting was adjourned at approximately 9:55 p.m.

  
Ezra Rapport, 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.