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94105

Meeting Minutes - Final

ABAG Executive Board

President, David Rabbitt, Supervisor, County of Sonoma
Vice President, Jesse Arreguin, Mayor, City of Berkeley
Immediate Past President, Julie Pierce, Councilmember, City of Clayton

Thursday, January 17, 2019

7:00 PM

Board Room - 1st Floor

Association of Bay Area Governments Executive Board Meeting No. 436

The ABAG Executive Board may act on any item on the agenda.

The meeting is scheduled to begin at 7:00 p.m.

Agenda, roster, and webcast available at <http://abag.ca.gov/meetings>.

For information, contact Clerk of the Board at (415) 820-7913.

1. Call to Order / Pledge of Allegiance / Roll Call / Confirm Quorum

President Rabbitt called the meeting to order at about 7:05 p.m. Quorum was present.

Present: 30 - Arreguin, Arenas, Bogue, Brown, Chavez, Cheng, Clark, Cortese, Diep, Eklund, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Kalb, Lee, Mackenzie, Mandelman, Miley, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rahaim, Ramos, Romero, and Rodoni

Absent: 2 - Canepa, and Yee

2. Public Comment

There was no public comment.

3. Executive Board Announcements

Eklund asked when the RHNA process was to begin. Staff noted the RHNA process is to begin around late summer.

4. President's Report

President Rabbitt presented Steve Heminger with a proclamation on the occasion of his retirement and in recognition of his service to ABAG and the region. Cortese and Chavez presented Heminger a resolution from the County of Santa Clara.

President Rabbitt reported on the meeting of the Ad Hoc Review Committee for MTC Executive Director Selection on December 12, 2018.

- 4.a. [18-1155](#) Report on Ad Hoc Review Committee on MTC Executive Director Selection Meeting on December 12, 2018

5. Executive Director's Report

Heminger gave the Executive Director's Report for January 2019.

[18-1126](#) Executive Director's Report of January 2019

6. Filling the Office of Vice President

President Rabbitt opened the floor for nominations for Vice President. Pierce nominated and Halliday seconded Arreguin as Vice President. There were no other nominations. Nominations for Committee Chair and Vice Chair was closed.

Upon the motion by Cortese and second by Pierce, the call for nominations for Vice President was closed and the election of Arreguin as Vice President approved. The motion passed unanimously by the following vote:

Aye: 29 - Andersen, Arreguin, Arenas, Bogue, Brown, Chavez, Cheng, Clark, Cortese, Diep, Eklund, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Kalb, Lee, Mackenzie, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rahaim, Ramos, Romero, and Rodoni

Absent: 4 - Canepa, Mandelman, Miley, and Yee

[18-1156](#) Filling the Office of Vice President

This Report was approved.

7. Consent Calendar

Upon the motion by Eklund and second by Pierce, the Consent Calendar was approved. The motion passed unanimously by the following vote:

Aye: 29 - Andersen, Arreguin, Arenas, Bogue, Brown, Chavez, Cheng, Clark, Cortese, Diep, Eklund, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Kalb, Lee, Mackenzie, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rahaim, Ramos, Romero, and Rodoni

Absent: 4 - Canepa, Mandelman, Miley, and Yee

- 7.a. [18-1127](#) Approval of Executive Board Minutes of Meeting on November 15, 2018
- 7.b. [18-1128](#) Authorization to enter into Contract Amendment with Grounded Research and Consulting, LLC for Bay Area Regional Energy Network Process Evaluation Study in an amount not to exceed \$150,000 through December 2019
- 7.c. [18-1129](#) Approval of Pre-qualified Panel of Consultants to Provide Cost-Effectiveness Study Services for the Bay Area Regional Energy Network
- 7.d. [18-1130](#) Authorization to Enter into Contract Agreement between SFEP and Environmental Science Associates for Environmental Design Services for Horizontal Levee at the City of Palo Alto Regional Water Quality Control Plant in an amount up to \$85,000 from on or about February 1, 2019 to December, 31, 2022
- 7.e. [18-1131](#) Authorization to Amend Agreement between the Association of Bay Area Governments and State Department of Water Resources for Integrated Regional Water Management Round 3-Agreement #4600010883-to Extend the Grant Term through December 31, 2020 and to Reallocate SFEP Grant Administration Funds in the amount of \$702,500 to Projects 3 and 7 for Additional Work
- 7.f. [18-1133](#) Authorization to Increase Funding Agreement between San Francisco Estuary Partnership and Alameda County Flood Control and Water Conservation District for Environmental Science Services by \$115,000 to a new total of \$1,015,000 from February 13, 2019 to August 9, 2019
- 7.g. [19-0045](#) Authorization to Enter into Contract Agreement between SFEP and The Regents of the University of California for Sea Grant Fellow Services in an amount up to \$75,000 from on or about January 28, 2019 to January 28, 2020

8. ABAG Administrative Committee Report

President Rabbitt gave the ABAG Administrative Committee report of the meetings on December 14, 2018 and January 11, 2019.

Upon the motion by Haggerty and second by Pierce, the ABAG Administrative Committee report was approved. The motion passed unanimously by the following vote:

Aye: 29 - Andersen, Arreguin, Arenas, Bogue, Brown, Chavez, Cheng, Clark, Cortese, Diep, Eklund, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Kalb, Lee, Mackenzie, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rahaim, Ramos, Romero, and Rodoni

Absent: 4 - Canepa, Mandelman, Miley, and Yee

[18-1134](#) Report on Administrative Committee Meetings of December 14, 2018 and January 11, 2019

9. ABAG Legislation Committee Report

Haggerty gave the ABAG Legislation Committee report of the meeting on January 17, 2019.

Upon the motion by Haggerty and second by Ramos, the ABAG Legislation Committee report, including the election of Haggerty as Chair and Pierce as Vice Chair and recommendation to approve the 2019 Advocacy Program, was approved. The motion passed unanimously by the following vote:

Aye: 29 - Andersen, Arreguin, Arenas, Bogue, Brown, Chavez, Cheng, Clark, Cortese, Diep, Eklund, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Kalb, Lee, Mackenzie, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rahaim, Ramos, Romero, and Rodoni

Absent: 4 - Canepa, Mandelman, Miley, and Yee

[18-1135](#) Report on Legislation Committee Meeting of January 17, 2019

10. ABAG Finance Committee Report

Mitchoff gave the ABAG Finance Committee report of the meeting on January 17, 2019.

Upon the motion by Mitchoff and second by Arreguin, the ABAG Finance Committee report, including the election of Mitchoff as Chair and Hannigan as Vice Chair, was approved. The motion passed unanimously by the following vote:

Aye: 29 - Andersen, Arreguin, Arenas, Bogue, Brown, Chavez, Cheng, Clark, Cortese, Diep, Eklund, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Kalb, Lee, Mackenzie, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rahaim, Ramos, Romero, and Rodoni

Absent: 4 - Canepa, Mandelman, Miley, and Yee

[18-1136](#) Report on Finance Committee Meeting of January 17, 2019

11. ABAG Regional Planning Committee Report

Julie Combs, Chair, ABAG Regional Planning Committee, gave the ABAG Regional Planning Committee report of the meeting on January 10, 2019.

Upon the motion by Pierce and second by Mitchoff, the ABAG Regional Planning Committee report, including the election of Combs as Chair and Mitchoff as Vice Chair, was approved. The motion passed unanimously by the following vote:

Aye: 29 - Andersen, Arreguin, Arenas, Bogue, Brown, Chavez, Cheng, Clark, Cortese, Diep, Eklund, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Kalb, Lee, Mackenzie, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rahaim, Ramos, Romero, and Rodoni

Absent: 4 - Canepa, Mandelman, Miley, and Yee

[18-1137](#)

Report on Regional Planning Committee Special Meeting of January 10, 2019

12. CASA Compact Authorization to Sign

Heminger gave the staff report. Leslye Corsiglia, Co-Chair, CASA Steering Committee, reported on the CASA process and compact. Members directed questions about the CASA Compact to staff.

Miley joined the meeting.

Mandelman joined the meeting at about 8:19 p.m.

The following individuals gave public comment: Soli Alpert, Bob Askenviadiere, Kelsey Beans, Eileen Boken, John Brook, Ken Bukowski, Alex Calfin, Gerald Cauther, James Chang, Brian Clophas, Stuart Cohen, David Curry, Anita Enander, Victoria Fierce, Eric Filseth, Noni Friedman, Carol Galante, Pedro Galvao, Jordan Grimes, Terry Holzmer, Heather Hood, Katherine Howard, Aimee Inglis, Kathleen Jenkins, Sidharth Kapur, Susan Kirsch, Lydia Kou, Paola Laverde, Susan Lewis, Cindy Liu, Edward Mason, Juan Monsantos, Suzanne Moore, Martin Munoz, Aboubacar Ndiaye, Darrel Owens, James Park, Tina Peak, Lorraine Petty, Matt Regan, Noni Richen, Steven Scharf, David Schonbrunn, Sibeek Sibohn, May Ling Stefan, Govind Tatudchi, Nicole Taukanov, Danessz Techmanski, Charles Whitfield, Rosario Wong, David Woo, Meine Young, Ellen Lee Zhou, A Renter (San Francisco), Aaron (Oakland), Alfred (Berkeley), Amy, Bodeen (San Francisco), Laura (NIMBY Party), Logan (Oakland), No Name Given, No Name Given, No Name Given, Priya (San Francisco), Robert (San Francisco).

Members discussed the CASA Compact.

Chavez moved to authorize the President to sign the CASA Compact with the same qualifiers as the MTC Commission's action and with additional qualifiers. The motion was seconded by Arreguin.

Gibbons made a substitute motion to postpone authorizing the President to sign the CASA Compact until the next Board meeting and to conduct a financial analysis of the impact of the CASA Compact on cities and counties. The substitute motion was seconded by Halliday.

Substitute Motion

Upon the motion by Gibbons and second by Halliday, postponing authorizing the President to sign the CASA Compact until the next Executive Board meeting and directing MTC/ABAG staff to collect and correlate the responses from cities on the financial and economic impact of the CASA Compact on cities and counties and to present documents, findings, and recommendations to the Legislation Committee and the Executive Board were not approved. The motion failed by the following voice vote:

Aye: 9

Nay: 18

Abstain: 4

Absent: 2

Main Motion

Chavez made the following amendments to the motion which were accepted by Arreguin:

MTC/ABAG staff will do an analysis of the financial and economic impact of the CASA Compact to small and medium cities and counties and will present documents, findings, and recommendations to the Legislation Committee and the Executive Board.

Direct MTC/ABAG staff to clarify language relative to the use of public lands to encourage housing development without encouraging the inappropriate disposition of public property. This is to be included in the legislative advocacy process.

Direct MTC/ABAG staff to compile comments on CASA Compact from Executive Board members to be included in the legislative advocacy process.

Upon the motion by Chavez and second by Arreguin: [To] authorize the ABAG President to sign the CASA Compact, subject to the following understandings: (1) This authorization does not constitute an approval of the Compact itself; (2) This authorization will enable ABAG to be proactively engaged as the process to implement the Compact goes through the State Legislature; (3) This authorization should be accompanied by a comprehensive program of outreach to local governments. With adequate representation from local government representatives, the ABAG Legislation Committee to include local jurisdictions in legislative advocacy; (4) This authorization does not constitute an endorsement of any particular funding strategy and will include engagement and education on impact of funding strategies. (5) Given the lack of clear emphasis on tenant protections in the legislative agenda currently being discussed statewide and the danger that new tenants with less than 12 months completed in their lease(s) will be evicted, ABAG should move to support a just cause ordinance that takes place immediately rather than begin after 12 months of a tenancy. (6) Direct MTC/ABAG staff to return with analysis of impact of current AMI levels in Compact Item #7 on low income housing production and recommendations on how to lower them to better address the housing needs articulated in the CASA Compact which is designated as 80% to 120% versus 80% to 150%. Additionally, the CASA Compact recommends the average affordability not exceed 110% AMI and it should similarly receive consideration to determine if it should be lowered to an average of 100% AMI. (7) The processes and timeline of determining the governance of the Regional Housing Enterprise and the final determination of the governance of MTC and ABAG should be aligned in order to ensure appropriate accountability and outcomes without degradation to public sector representation. (8) Establish a task force of elected officials throughout the Bay Area cities and counties to follow the legislative process and to give concurrent and robust feedback to each individual piece of legislation and to the value and fairness of the legislative package. (9) Ongoing report out to ABAG about the progress on the strategies that lay out the timing of implementation, specifically on proposed land use changes and funding opportunities and strategies. (10) MTC/ABAG staff will do an analysis of the financial and economic impact of the CASA Compact to small and medium cities and counties and will present documents, findings, and recommendations to the Legislation Committee and the Executive Board. (11) Direct MTC/ABAG staff to clarify language relative to the use of public lands to

encourage housing development without encouraging the inappropriate disposition of public property. This is to be included in the legislative advocacy process. (12) Direct MTC/ABAG staff to compile comments on CASA Compact from Executive Board members to be included in the legislative advocacy process. The motion was approved. The motion passed by the following vote:

Aye: 21 - Arreguin, Arenas, Chavez, Cheng, Clark, Cortese, Diep, Garcia, Gibbons, Gibson, McElhaney, Haggerty, Halliday, Kalb, Mackenzie, Mitchoff, Peralez, Pierce, Rabbitt, Rahaim, Ramos, and Romero

Nay: 9 - Andersen, Bogue, Brown, Eklund, Lee, Mandelman, Miley, Pine, and Rodoni

Absent: 3 - Canepa, Hudson, and Yee

[18-1138](#)

CASA Compact Authorization to Sign

A request for the Executive Board to authorize the President to sign the CASA Compact.

13. Adjournment / Next Meeting

President Rabbitt adjourned the meeting at about 12:45 a.m.

The next regular meeting of the ABAG Executive Board is on March 21, 2019.