

South Bay Cities Council of Governments

SBCCOG Board of Directors' Meeting Thursday, August 23, 2007 @ 7:00 pm

City of Torrance
Nakano Theatre
Torrance Cultural Arts Center
3330 Civic Center Drive

NOTE NEW LOCATION – MAP ATTACHED

To assure a quorum, if you or your alternate representative *cannot* attend the meeting, please contact SBCCOG Executive Director Jacki Bacharach @ 310-377-8987.
PLEASE NOTE: YOU CAN ALSO FIND SBCCOG AGENDAS ON OUR WEB SITE - www.southbaycities.org

The Board of Directors, with certain statutory exceptions, can only take action upon properly posted and listed agenda items. Unless otherwise noted in the Agenda, the Public can only comment on SBCCOG related business that is within the jurisdiction of cities and/or items listed on the Agenda during the Public Comment portion of the meeting (Item #V). The time limit for comments is three (3) minutes per person. Before speaking to the Board, please come to the podium and state: Your name and residence and the organization you represent, if appropriate.

AGENDA

- I. **CALL TO ORDER - Introductions (7:00 PM)**
Paul Nowatka, Chair
- II. **SALUTE TO THE FLAG**
- III. **MOTION TO ACCEPT AND FILE REPORT OF CITY CLERK OF TORRANCE ON POSTING OF THE AGENDA**
- IV. **ANNOUNCEMENTS OF ANY CHANGES TO THE AGENDA**
- V. **COMMENTS FROM THE PUBLIC**
- VI. **CONSENT CALENDAR (7:05 pm)**
Matters listed under Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Calendar and considered separately.
 - A. **June Board Meeting Minutes (attachment) – Approve**
- VII. **PRESENTATIONS**
 - A. **Acceptance of Water Broom Rebate Check (7:10 pm)**
 1. Members of West Basin Municipal Water District and Water Replenishment District have been invited to recognize this successful partnership
 - B. **Report on Compliance with New Federal Standards on Emergency Management – (7:20 pm)**
 1. Presentation by Mike Martinet

- C. **Update on South Bay Metro Governance Council (7:30 pm)**
 - 1. Metro Governance Councilmember & RHE Councilman John Addleman will report
 - 2. Metro Governance Councilmembers Ralph Franklin and Terisa Price will also contribute

VIII. **REPORTS FOR POSSIBLE ACTION**

- A. **Compensation for MTA Board Deputy for South Bay & Westside Cities (attachments) (7:45 pm)**

- B. **Legislative Committee Report (8:00 pm)**

- 1. Legislative Action Recommendations (attachment) – **Approve**
 - a. AB 414 & SB 375 – Oppose
 - b. HR 2548 & S 1499 - Support
- 2. Legislation upon which SBCCOG has a position (attachment) – **Receive and file**
- 3. Legislative Priorities Update
 - a. AQMD Board Composition Change Update

- C. **Energy Center Projects Update (8:15 pm)**

IX. **BOARD MEMBER ANNOUNCEMENTS (8:25 pm)**

X. **AGENCY REPORTS (8:35 pm)**

- A. League of California Cities (Ann Marie Wallace)
- B. Los Angeles County Metropolitan Transportation Authority (Pam O'Connor)
- C. South Coast Air Quality Management District (Stan Myles)
 - 1. Local Government and Business Advisory Group (Eric Busch)
- D. SCAG & Committees (Darin Chidsey)
 - 1. Energy and Environment (Kelly McDowell/Richard Montgomery)
 - a. Water Policy Task Force (Cagle)
 - 2. Transportation and Communication (Jim Aldinger/Mark Waronek)
 - 3. Community, Housing & Economic Development (Paul Nowatka)
 - 4. Regional Council (Paul Nowatka, Jim Aldinger, Judy Dunlap)
- E. South Bay Cities City Managers' Association (Keith Breskin)
- F. South Bay Association of Chambers of Commerce (Mark Waronek)
- G. South Bay Economic Development Partnership (Barry Waite)

XI. **SBCCOG UPDATE AND COMMITTEE REPORTS – Jacki Bacharach (8:50 pm)**

XIII. **UPCOMING SBCCOG EVENTS & ANNOUNCEMENTS – Jacki Bacharach (8:55 pm)**

XIII. **SEPTEMBER SBCCOG COMMITTEE MEETINGS & WORKING GROUPS**

Consult web site for specific times and places – www.southbaycities.org

XIV. **ADJOURNMENT**

MINUTES

**South Bay Cities Council of Governments Board of Directors Meeting
Thursday, June 28, 2007 7:00 pm
Manhattan Beach Police & Fire Building**

Chair Aldinger called the meeting of the South Bay Cities Council of Governments to order at 7:03 pm. In attendance were the following voting members:

Harold Williams, Carson	Jim Aldinger, Manhattan Beach
Eric Busch, El Segundo	Richard Montgomery, Manhattan Beach
Ron Ikejiri, Gardena	Jim Goodhart, Palos Verdes Estates
Ginny Lambert, Hawthorne	Ellen Perkins, Palos Verdes Estates
Michael Keegan, Hermosa Beach	Pat Aust, Redondo Beach
Ralph Franklin, Inglewood	Paul Nowatka, Torrance
Robert Pullen-Miles, Lawndale	Tom Brewer, Torrance
Susan Dever, Lomita	Susan Seamans, Rolling Hills Estates

Also in attendance were the following persons:

Jacki Bacharach, SBCCOG	Ann Marie Wallace, League of Calif. Cities
Nicki Coronado, SBCCOG	Kathleen McCune, Metro
Merna Marshall, SBCCOG	Arnold Sachs, public
Kim Fuentes, SBCCOG	Dana Greenwood, Manhattan Beach
Darin Chidsey, SCAG	Alan Patashnick, MTA
Bev Perry, SCAG	Arnold Shadbehrr, Hawthorne
Claudette Moody, MTA	Alan Leung, Hawthorne
Stan Myles, AQMD	Jim Kennedy, Congresswoman Harman's Office
Jerry Jeffe, Calif. Contract Cities Assn.	Vanessa Aramayo, Cong. Harman's Office
Ron Smith, West Basin Water District	Samuel Liu, Assy. Ted Lieu's Office

Self-Introductions**Flag Salute-led by Chair Aldinger.****MOTION TO ACCEPT AND FILE REPORT OF CITY CLERK OF MANHATTAN BEACH ON POSTING OF THE AGENDA**

MOTION by Board Member Dever, seconded by Board Member Seamans, to accept and file the report of the City Clerk of Manhattan Beach. No objection. So ordered.

ANNOUNCEMENTS OF ANY CHANGES TO THE AGENDA

Chair Aldinger announced that a report would be made by Redondo Beach Councilman Chris Cagle on SCAG's Water Policy Task Force where he is the SBCCOG representative.

COMMENTS FROM THE PUBLIC

Jim Kennedy from Congresswoman Harman's office introduced a proposal by Woodside for an LNG Terminal offshore, with a pipeline running into the City of Los Angeles. He expressed concern regarding increased security problems at LAX—a high target area for terrorism. He said while the concern is uncertain, it adds fuel to the fire and makes things more difficult to protect that area by Congresswoman Harman. He said it is currently in the description stage but the approval process is fast approaching, noting that it will only go through the City of Los Angeles and not the State Lands Commission, as well as going only through the Deep Water Act and avoid land use issues discussion. He said the City of Los Angeles is putting together a process to evaluate the proposal and emphasized the importance of holding this project to the same standard as other projects that were required to go through the State Lands

Commission. He asked the COG to send a letter to address standardizing the project, noting that there are currently three projects up for approval and no set criteria to evaluate what is the best site for the terminal. He said SB 412 would review and advise through the California Energy Commission on setting guidelines for the necessary criteria, using a less ad-hoc approach to project proposals and assess energy needs to determine the future demand. He said it is not clear how building an LNG facility will affect the domestic market and the stability of the pricing system.

He said a very thorough process needs to be in place rather than having one company submit a proposal and noted that the cities in the South Bay will be affected and, thus, it is important that the COG help make sure everyone is aware and that it is done in an efficient fashion.

CONSENT CALENDAR

MOTION by Board Member Seamans, seconded by Board Member Williams to approve the consent calendar; **No objection. So ordered.**

- A. May Board Meeting Minutes – **Approved with changes to the attendance to reflect Carl Jacobson as a non-voting attendee.**
- B. Contract for Management Services with Jacki Bacharach and Associates -- **Approved**
- C. 2007-2008 Budget - presented at May Board meeting and changes noted – **Approved**

REPORTS FOR POSSIBLE ACTION

Election of Officers

There were no nominations from the floor.

MOTION by Board Member Dever, seconded by Board Member Goodhart, to accept the slate of officers as presented by the Nominating Committee:

- Chairman Paul Nowatka, Councilmember, Torrance
- 1st Vice Chair Judy Mitchell, Councilmember, Rolling Hills Estates
- 2nd Vice Chair Steve Diels, Councilmember, Redondo Beach

No objection. So ordered.

Presentations of Commendation to Outgoing Chair Aldinger

Presentations and comments were made thanking Chair Aldinger on his productive year as SBCCOG Chair by the SBCCOG, representatives of the member cities as well as representatives of South Bay legislators.

Chair Aldinger expressed his thanks and also extended condolences to Hawthorne Councilwoman Ginny Lambert on the recent loss of her husband.

Earmark Implementation

Representatives from the Manhattan Beach and Hawthorne staff made presentations on their respective recommended projects.

Jacki Bacharach reported that \$1.6 million in federal earmark was awarded to the SBCCOG for transportation projects in the South Bay. It was the intention of the COG to find cities that needed and desired to have federal money and turn the money over to the cities. In deciding where to use the funds, the SBCCOG had to evaluate several criteria - some cities don't want federal money; are the projects proposed eligible and do they have the local match requirement. She said that the COG waited to see what projects were funded by the MTA Call for Projects and now was ready to recommend projects for the funds

Jacki Bacharach explained that the Steering Committee is recommending two projects they feel would be good uses of the funds: \$500,000 to Manhattan Beach for the Sepulveda Blvd. widening project design; and the remainder or ca. \$800,000 for the completion of the City of Hawthorne's Crenshaw Blvd. project funding.

Kim Fuentes, SBCCOG, explained that there is a 20% matching funds requirement; the Steering Committee wanted to finish a project and further another project, and this recommendation fulfills that goal. She said the Coastal Corridor list has at least 50 similar projects that need to be done and based on project readiness these two projects qualify. Kim Fuentes noted that some of the criteria include whether or not the project is regionally significant, project readiness and whether matching funds are available.

Manhattan Beach City Engineer Dana Greenwood reviewed the City of Manhattan Beach project proposal to widen the bridge on Sepulveda Blvd. He explained that the City of Manhattan Beach is setting aside \$500,000 each year, as well as proposing to add Prop A funds yearly. He added that other sources of monies will hopefully include donations from developers, but at this time the project will be funded by Manhattan Beach; the proposed timeline is the Call for Projects in two years, at which time the design will be complete; traffic mitigation funds from the developer and potential additional sales tax revenue will help pay for the bridge; estimated construction time for the MB project is 18 months and is likely to include nighttime construction; and once the design is complete the project will be in a better position for funding of the Call for Projects.

Hawthorne Engineer Arnold Shadbehr reviewed the Crenshaw Blvd. Improvement project proposed by the City of Hawthorne. Councilmember Lambert noted that the City of Hawthorne will be able to finish their project, and explained that a discussion took place between the two cities regarding what can be done to benefit the entire South Bay.

In response to Board Member Dever's inquiry regarding designated truck routes, Jacki Bacharach noted that they are in the Goods Movement Study and posted on the COG's website.

MOTION by Board Member Robert Pullen-Miles, seconded by Board Member Keegan to approve the Steering Committee recommendation as follows:

1. Fund the City of Manhattan Beach design work for the Sepulveda Blvd. Bridge Widening Project in the amount of \$500,000.
2. Fund the City of Hawthorne \$800,000 (or what is remaining in the earmark funding) for the Crenshaw Blvd. Mobility Improvement Project.

Discussion

In response to questions from Mr. Sachs, a member of the public, about the status of 182nd & Crenshaw in relationship to the funding of this project in Hawthorne and whether the Sepulveda Blvd. bridge widening project is a redesign, Chair Aldinger explained that there has always been a plan but no design in Manhattan Beach and Board Member Nowatka explained that the 182nd Street project is far down on the list and won't be completed in the near future.

Congresswoman Harman's deputy Jim Kennedy explained that Congresswoman Harman obtained this one-time funding source and it is the first time the COG has an opportunity to allocate this funding. He said the Congresswoman will work with the COG to try to get future funding, noting that the criteria is to serve as many people as possible and to have a positive impact on traffic.

Board Member Seamans explained that the Steering Committee decided that the proposed motion makes sense, noting they all agreed that there was merit to making sure there was money for the design of the bridge as well as getting the project finished in Hawthorne. She said she recently drove through the Hawthorne area and can confirm that there is a need to complete the project.

In response to Board Member Dever's inquiry whether Manhattan Beach needs the additional dollars right away and whether they are getting cut short by not getting the larger amount, Chair Aldinger said the City does not know where the remainder of the funding will come from and he would like to see all of the money allocated for the Manhattan Beach project, noting that the more money secured then the sooner it will be built.

Board Member Lambert stated that the City of Hawthorne believes the Steering Committee recommendation is fair and she would like to see the funding split.

Call for the Question: MOTION PASSED. NO OBJECTION.

Legislative Committee Report

Legislative Action Recommendations

Jacki Bacharach reported on proposed recommendations:

SB 1028 (Padilla) -- State Air Resources Board: regulations: ambient air quality standards. **Recommend Support**

SCA 12 - (Torlakson) Local government: property-related fees. Would additionally exclude fees and charges for stormwater and urban runoff management from Proposition 218 approval requirements for the imposition or increase of a property-related fee or charge. **Recommend Support.**

ACA 8 (de la Torre) -- Eminent Domain: Requires the public use for which the private property is taken to be stated in writing, prior to the commencement of eminent domain proceedings. Prohibits state and local governments from acquiring by eminent domain an owner-occupied residence, or real property on which a small business is operated, for the purpose of conveying that property to a private person, except as specified. Provides that if the property ceases to be used for the stated public use, the former owner would have the right to reacquire the property, as specified. Provides procedures for reacquisition of the property and for assessment of the value of the reacquired property. **Recommend Support**

HR 2447 (Wynn) Energy & Environment Block Grant Act of 2007. Establishes a block grant program for eligible entities for cities over 50,000 population and others. **Recommend checking to see if COGS are eligible for funding. Recommend Support.**

MOTION by Board Member Aldinger, seconded by Board Member Keegan, to approve recommended actions. **No objection. So ordered.**

Legislation upon which SBCCOG has a position – Receive and file

AB 640 -- Water Replenishment Bill; concern that the bill could come back on the Senate side;

AQMD Board Composition Change Update

SB 886; adds a seat to the AQMD; Jacki Bacharach explained the provisions of the bill and the need to start laying the foundation for passage of the bill and signing by the governor.

Energy Center Projects Update

Michelle Swanson reviewed the goals of the South Bay Energy Savings Center, noting that they are more than half way through their goals with 18 months left in the funding period. She reported that five cities and one school district have contracts for their lighting projects; reminded cities who might still like to get involved there is still time.

Also 95 water brooms have been delivered to the cities free of charge and there may be opportunities over the next few months for more. Jacki Bacharach explained that the brooms will be distributed on a first-come, first-served basis and asked all cities to send this offer to the businesses in their communities who can also get them free of charge.

Michelle Swanson noted that the Department of Water Resources Grant was funded for the top three projects, with the Energy Center being fourth. She said they will refine the grant application and resubmit for the next round;

Also, the Energy staff has met with Congresswoman Harman's office to work on a commercial initiative and to sponsor a forum to kick it off.

BOARD MEMBER ANNOUNCEMENTS

Jacki Bacharach introduced new Board Member Ralph Franklin from the City of Inglewood.

Board Member Susan Dever invited everyone to *Lomita Founders Day* on Saturday, June 30th; Lomita Park at 10 am to 9:30 pm, noting that the last half hour will include a fireworks display.

Board Member Keegan invited everyone to a party at Sangria Restaurant in Hermosa Beach in celebration of his becoming mayor. He noted that some restaurants in Hermosa were recently retrofitted by West Basin with touchless faucets and toilets, for a savings of \$150 per month on utility bills.

Board Member Jim Goodhart announced that the Palos Verdes Estates City Manager is retiring this week and the new City Manager will start Monday, July 2.

Board Member Tom Brewer, asked to adjourn the meeting in memory of Pat McIntyre, former Councilwoman from Torrance, who passed away Monday.

AGENCY REPORTSLeague of California Cities (Ann Marie Wallace)

Ann Marie reported

- The League's Mayors & Councilmembers Conference would be held in Monterey in July. The Annual Conference will be in September in Sacramento.
- The State Legislature has not yet passed the state budget, although the deadline was June 30.
- There is a real crunch to pass bills as well;
- The League is opposed to SB 303 (RHNA process);
- Assembly Local Government Committee will hear ACA8 (compromise coalition effort to deal with eminent domain) July 3; the legislation would provide protections for owner-occupied homes and small businesses; will need to add places of worship. Cities are not being asked to take an official action on

the measure but she requested people to send letters as individuals as well as getting their chambers of commerce, environmentalists, etc. to do so.

- AB887, before the Senate Local Government Committee on July 11, statutory side of the eminent domain legislation.
- Transportation, Prop. 1B; most cities have communicated with the League what they would spend their monies on; the League has asked the legislature to release the funds early, noting that there are projects ready to go; Pushing for \$1 billion for cities in the coming budget as part of 1B infrastructure for local cities and roads; a reminder email was sent to city managers on this matter today.

Jerre Jeffe reported that the Howard Jarvis Association has a proposed amendment that is soon to hit the streets, with a September deadline for signatures. It would prohibit eminent domain and ban rent control—much of which comes from the mobile home industry.

Los Angeles County Metropolitan Transportation Authority (Pam O'Connor)

Claudette Moody reported on behalf of MTA Chair Pam O'Connor:

- Don Knabe will be 2nd vice chair of the MTA Board;
- the MTA Budget totaling \$3.12 billion was passed today;
- a workshop for *Call for Projects* was held earlier this month, which will determine the way transportation money is distributed around the county to entities that provide transportation.
- the Long-Range Transportation Plan is the next big project and will be pushed to later in the year, which extends the 45-day comment period out as well. She said she will continue to keep the COG informed; and
- the fare hike for passes will begin July 1st, with the individual fare increasing next year.

South Coast Air Quality Management District (Stan Myles)

Stan Myles thanked the COG for supporting SB1028 and noted he looks forward to working with the COG in the future.

SCAG & Committees (Darin Chidsey)

Darrin Chidsey reminded the COG that the SCAG Regional Council and Committees will meet July 12th. He noted that the last meeting was a retreat at Lake Arrowhead where they held good discussion regarding the future of SCAG. He reported that an air quality crisis summit that was originally planned for July 6th in Long Beach has been postponed until some time in August; more information to come.

Board Member Paul Nowatka said the first lawsuit regarding RHNA has been filed by La Mirada.

It was reported that, following the last round of appointments to SCAG committees, with 3 from the COG, SCAG has agreed to open a project to advance more opportunities for COG members to serve on committees. Many have challenged the need to be an elected official, noting that there are two people serving as ex-officio non-voting members and there may be expanded opportunities for other non-elected officials to serve.

SCAG's Water Quality Task Force

Redondo Beach Councilmember Chris Cagle reported that he represents the COG at meetings every-other month. He reported on several matters from today's meeting, including:

- Santa Ana Watershed presentation where they are developing a program where they speak with one voice through a package submitted for money on a regional basis. They are looking for \$200 million and developing a model that can be used by other areas. It may be difficult for Los Angeles to do the same because of our unique situations.

- Salton Sea presentation, He said there is a big effort to try to rehabilitate the lake, the largest lake in California, which is dying. He said they plan to make it smaller, put in barriers, etc., at a cost of \$9 billion. One of the reasons they feel this is so important is because it is part of the Pacific Fly way, where birds stop on their travels.
- Delta presentation. He said there are issues related to smelt and turning off the pumps, noting there was a lawsuit filed because they were not complying with the endangered species regulations. This is a big problem because they hadn't factored in potential judicial actions that could close it down in a moment's notice. In 2008 there may be some adjustments in how they allot the water supply. They are also very concerned with drought, noting that this is the 8th driest year. Locally, we are in the driest 3-year period during the last five years. A measure will be on the ballot in 2008 regarding the Delta itself, seeking funding for restoration, waterflow and reservoir storage.
- *USC and UCLA are working on a project that will be on the internet for city planners to use by clicking on any lot in LA County to find out what the watershed is for that area; helping projects determine how the watershed will be affected by their project. www.Greenvisionsplan.net
- Legislative Updates are being tracked.

SBCCOG EXECUTIVE DIRECTOR'S REPORT – Jacki Bacharach (8:50 pm)

Jacki Bacharach reported:

- SBCCOG's SCAG-funded studies on mixed-use centers, available in August, will have as their product a guidebook for cities to give some strategies for Planning Departments on how to accommodate increased density and handle traffic congestion.
- The Goods Movement Draft Report is on the website. It is long but contains interesting background information and resource material. An executive summary that talks about critical issues in the South Bay is being developed.
- The development of a demonstration project whereby we could get Neighborhood Electric (golf cart-type) vehicles in a community to encourage locals to travel locally. She said the attempt to find grants has resulted in working with the cities of El Segundo and Redondo Beach to apply for funding for downtown El Segundo and Riviera Village. She noted that the COG can't apply but they will do the work if the cities will apply.

Board Member Busch suggested they look into using golf carts with solar panels.

Chair Aldinger thanked everyone for support during his year as chair of the COG, noting that he has enjoyed working with Jacki Bacharach, he wished to thank everyone for the support of the AQMD push and he looked forward to working together in the future.

UPCOMING EVENTS & ANNOUNCEMENTS

There will not be a Board meeting in July. Next meeting is August 23 in Torrance.

Chair Aldinger asked everyone to observe a moment of silence in memory of former Torrance Councilwoman Pat McIntyre and adjourned the meeting in her memory.

There being no further business, the meeting was adjourned by Chair Aldinger at 9:24 pm.

Submitted by:

Merna Marshall
Recording Secretary

South Bay Cities Council of Governments

August 23, 2007

TO: SBCCOG Board of Directors

FROM: Steering Committee

RE: Metro Board Deputy Compensation

ISSUE

This coming year, Pam O'Connor will be the Chair of the MTA. Her responsibilities are now much greater and she could use more staff support. Therefore, the SBCCOG raised the issue with the MTA of a special allowance for the chair's deputy for the year that they are chair. The MTA rejected this idea but the discussion brought to light the disparity in the compensation of the deputies – especially the South Bay/Westside deputy.

BACKGROUND

There are four members of the MTA Board who represent the 87 cities of Los Angeles County other than the City of Los Angeles. Those four members are part-time councilmembers and do not have staff. All other members of the MTA Board (County Supervisors and Los Angeles Mayor appointees have staff members who support their work on the MTA Board funded by their individual agencies.)

Because of the disparity of staffing, several subregions have worked with MTA to provide staffing for their Board member. San Gabriel Valley COG and North County cities were the first and they have an MTA employee who provides the staffing.

More recently, it was agreed that the COGs should work out the employment arrangement apart from MTA so that the staff person would be accountable to the cities and not the MTA. Therefore, for Gateway COG and SBCCOG & Westside Cities COG, the arrangement was that MTA would provide the same stipend (\$75,555 this year) that they budget for the MTA employees. This would be considered half time and the subregion would provide additional funding for additional time.

San Gabriel Valley COG adds \$50,000/year which comes out of the COG dues for a total of about \$125,000/year. The 12 cities in the Northern Corridor do not supplement their deputy's pay from the MTA, but she receives \$90,000 plus benefits as an MTA employee. (The Northern Corridor cities actually collected an additional \$50,000 several years ago to supplement the deputy's compensation, but it was returned when MTA did not provide a place to deposit it!)

Gateway COG has an arrangement with the City of Bellflower to employ their Board member's staff person. This way, she receives full salary and benefits from Bellflower and for 07-08 that amount is budgeted at \$161,810. The MTA reimbursement covers

just under 50% of that amount (\$75,555). The balance is paid through an assessment to their member cities as part of their annual dues payment. Each of the 27 cities pays a \$1,000 base contribution, with the remaining amount proportioned on the size of the city's general fund budget. Because of its size, Long Beach pays a significantly larger amount than the other cities, whose average assessment for the MTA Deputy is around \$2,700. Cities make their payments from their Proposition A and/or C funds. There is also an expectation that the deputy will be available to all of the cities in the COG for assistance with transportation matters apart from MTA related issues.

SBCCOG has entered into an agreement with L.A. Metro for the services of a deputy (Claudette Moody) to providing staffing on MTA issues for Southwest Corridor Board member Pam O'Connor. The deputy provides services to both the South Bay cities as well as the Westside cities. This year, she will receive \$73,288 to provide part time staff support. SBCCOG gets a 3% administrative fee of \$2,267 for being the lead on the contract for both COGs. Recently, both the SBCCOG and WSCCOG agreed to authorize funding to reimburse the Deputy for travel/conference expenses: \$2500 and \$2000 were allocated respectively for this year only since Pam O'Connor is the Chair of the Board and will have more responsibilities involving travel. No other supplemental funding is added to the MTA funds.

So in summary, the deputies are compensated as follows:

- San Gabriel Valley deputy – MTA employee - \$75,555 from MTA & \$50,000 from cities = \$125,555
- Northern Cities deputy - MTA employee - \$90,000 from MTA
- Gateway Cities deputy - Bellflower employee - \$75,555 from MTA & \$86,255 from cities = \$161,810
- South Bay/Westside deputy - contractor (no benefits) - \$73,288 from MTA + this year \$4,500 for travel

Therefore, should the disparity in compensation be addressed and if so, how?

1. Should the South Bay and Westside COG's increase the compensation of the MTA deputy to at least ¾ to full time?
2. Should any increase in compensation be for this year only that Pam O'Connor is chair?
3. Should the cities be assessed the funds or should be it from COG funds?
4. In return for increasing the deputy's compensation, should the South Bay and Westside cities be able to call on the deputy for transportation assistance on issues not just related to the MTA?

COMMENTS RECEIVED

E-mail responses on this issue were received from 7 South Bay city managers and it was also discussed by the Westside City Managers at their last meeting. A summary of South Bay city manager e-mail comments is as follows:

- There should be a better understanding of what the MTA Board deputy is doing
- Cities should not pay more
- Some said that compensation should be increased somewhat so as not to lose her if she is good
- It's not that much money so ok on the city assessment
- Other COGs are compensating their MTA Board deputy too much
- It should not be full-time
- How will cities be able to receive more assistance

The Westside COG does not have a Steering Committee. The Westside City Managers work closely with the Executive Director/Facilitator to advance COG administration. The Executive Director/Facilitator met with the City Managers on August 8th. They understood and are generally supportive of a modest increase (to \$100,000) for the 2007-08 FY and recommended the additional amount come from the COGs budget (available balance) and not city assessments. Approval of this expenditure will be presented to the Westside Cities COG Board in September. Compensation for the 2008-09 FY will be considered as part of the COG's 2008-09 Budget preparation/deliberation next spring.

STEERING COMMITTEE RECOMMENDATION

The Steering Committee recommends that the following actions be taken:

- o Increase the compensation of the South Bay/Westside deputy for this year from the current \$73,288 received from the MTA to \$100,000.
- o Divide the \$26,712 difference between the South Bay and Westside Cities Council of Governments by the same percentage of population in the combined areas that the cities would pay if assessed per the attached chart.
- o Maintain the fee that the SBCCOG receives for administering the contract and invoicing at 3% of the funds received from MTA which is currently \$2,267.
- o Amend the SBCCOG budget by \$21,117 for this item
- o Re-visit the compensation as part of the SBCCOG's 2008-09 Budget deliberation

Attached is a chart of the cities in each COG of the member's service area and an estimate of how much each COG would pay if \$26,712 funds were raised based on each city's percentage of the combined populations of the SBCCOG and WSCCOG.

Also attached is the scope of work for the deputy.

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NOTE: SOUTH BAY CITY MANAGER MOTION ON THE RECOMMENDATION:

The above recommendation was presented to the South Bay City Managers at their meeting of August 15. 7 managers were present. They approved a motion that a modest (5%) adjustment should be made to the Metro deputy's compensation at this time and that additional adjustments should be phased in at a rate of 5% over the next several years. They also requested a method to monitor the deputy's performance. Comments made preceding the motion focused on their lack of contact with the deputy and that the city of Santa Monica should support the deputy if there are extra duties.

MTA Board Deputy Compensation Adjustment
Allocation of Funds - \$26,712

	Population 2006	% of County Total	Funds \$
SOUTH BAY			
CARSON	97,981	10.004%	2,672
EL SEGUNDO	16,965	1.732%	463
GARDENA	61,513	6.280%	1,678
HAWTHORNE	88,458	9.031%	2,412
HERMOSA BEACH	19,435	1.984%	530
INGLEWOOD	118,112	12.059%	3,221
LAWNDALE	33,343	3.404%	909
LOMITA	21,064	2.151%	575
MANHATTAN BEACH	36,503	3.727%	996
PALOS VERDES ESTATES	14,041	1.434%	383
RANCHO PALOS VERDES	42,991	4.389%	1,172
REDONDO BEACH	67,112	6.852%	1,820
ROLLING HILLS	1,966	0.201%	54
ROLLING HILLS ESTATES	8,076	0.825%	220
TORRANCE	147,108	15.020%	4,012
SBCCOG TOTAL	774,668	79.093%	21,117
WEST SIDE			
BEVERLY HILLS	35,813	3.656%	977
CULVER CITY	40,669	4.152%	1,109
SANTA MONICA	90,750	9.265%	2,475
WEST HOLLYWOOD	37,545	3.833%	1024
WESTSIDE TOTAL	204,777	20.906%	5,585
TOTAL	979,445	100.00%	26,712

EXHIBIT A
SCOPE OF WORK
*new tasks in CAPS

The Deputy will provide staff support for the Board Member which shall include, but not be limited to, the following:

- Attend relevant MTA and MTA-related meetings, in addition to other transportation-related summits, meetings or forums which impact METRO and the region and inform the policy decision-making of the Board Member;
- Review and analyze MTA-generated reports, memos and other written material to assist the Board Member in making informed decisions on policies and programs and other items considered by the Board;
- Recommend action and strategies for the successful passage of policy items under the consideration by the LACMTA Board;
- Prepare correspondence and reports for and on behalf of the Board Member;
- Provide liaison services on behalf of the Board Member to the Councils of Governments, member cities, city staff, elected officials and other stakeholders to facilitate two-way communication, including preparation of monthly newsletters, and the coordination of advocacy efforts;
- Assist Councils of Governments and member cities on administrative issues within the MTA;
- Assist in developing support for transportation projects, programs and services which benefit the cities and populace of the South Bay and Westside of Los Angeles County and the region as a whole;
- Assist with other projects, events and activities as required.
- ATTEND AND REPORT TO WESTSIDE AND SOUTH BAY CITIES COGS ON SCAG TRANSPORTATION AND COMMUNICATIONS COMMITTEE MEETING DELIBERATIONS AND ACTIONS
- MONITOR AND REPORT ON TRANSPORTATION-RELATED ACTIVITIES AT THE PORTS OF LOS ANGELES AND LONG BEACH RE: GOOD MOVEMENT ISSUES

South Bay Cities Council of Governments

August 23, 2007

TO: SBCCOG Legislative Committee

FROM: Jacki Bacharach, SBCCOG Executive Director

RE: Bills To Consider

HOUSING

<p>AB 414 (Jones)</p>	<p>Local planning: residential development. This bill restricts the use of double-zoned sites to accommodate a city or countys share of the regional housing need under housing element law, and amends the no-net-loss zoning law to clarify that upzoning or findings are required if fewer units are approved than were counted for the site in the housing element.</p>	<p>RECOMMEND OPPOSE</p>	<p>8/8/07 Senate Third Reading</p>
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TRANSPORTATION

<p>SB 375 (Steinberg)</p>	<p>Transportation planning: travel demand models: This bill would require the California Transportation Commission, by April 1, 2008, to adopt guidelines for the use of travel demand models used in the development of regional transportation plans by certain regional transportation planning agencies. The bill would require the Dept of Transportation to assist the commission, on request, in this regard, & would impose other related requirements. Also requires the Air Resources Board to provide each region with greenhouse gas emission reduction targets for 2020 and 2050.</p>	<p>RECOMMEND OPPOSE</p>	<p>7/17/07 Assembly Appropriations Committee</p>
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FEDERAL

<p>HR 2548 (Solis)</p> <p>&</p> <p>S 1499 (Boxer)</p>	<p>Marine Vessel Emissions Reduction Act of 2007. Requires the Administrator of the EPA to establish standards to reduce emissions of air pollutants from marine vessels in a sufficient period of time to allow all areas in the United States to meet air quality standards in accordance with applicable deadlines.</p>	<p>RECOMMEND SUPPORT</p>	<p>HR 2548 5/24/2007 House Committee on Energy and Commerce</p> <p>S. 1499 5/24/2007 Senate Committee on Environment and Public Works.</p>
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South Bay Cities Council of Governments

ITEM #VIII.B.2

August 23, 2007

TO: SBCCOG Board of Directors
 FROM: SBCCOG Legislative Committee
 RE: Legislation on which the SBCCOG has a position

AIR QUALITY

SB 1028 (Padilla)	State Air Resources Board: regulations: ambient air quality standards. Under existing law, the CARB is required to adopt rules and regulations that are necessary, cost-effective and are the best available control technology. This bill would instead require that ARB, on and after 1/1/08, adopt and enforce every feasible (as defined) rule and regulation pertaining to motor vehicle emissions that will lead to the state achieving the ambient air quality standards required by the federal Clean Air Act. Further requires the CARB to adopt and enforce rules and regulations if they are cost effective. (Could be in conflict with the definition of feasible. Because of this latter requirement to look only at cost-effectiveness and not considering available technology, or other factors that the bill includes in its definition of "feasible," CARB estimates that it would require 6 positions for three years and need to look at 5 new regulations.) Would also authorize CARB to adopt regulations that require the development of new technologies or the improvement of existing technologies in order to ensure that all rules and regulations will lead to achieving ambient air quality standards required under federal law. AMENDED 6/25/07 TO CLARIFY DEFINITIONS.	SUPPORT (6/28/07) (Ltr faxed tp Asm Trans 6/29/07) League L.A. Division supports	7/18/07 Passed Assembly Appropriations Comm.
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REVENUE AND TAXATION

<p>AB 640 (de la Torre)</p>	<p>Water Replenishment Districts. AMENDED INTO STUDY BILL. Requires the Department of Water Resources (DWR) to study a Southern California groundwater basin to determine underflow between its two sub-basins & the appropriate water replenishment assessment for each basin. Specifically, this bill requires: 1)DWR to conduct a study to determine "the basin specific charges, including underflow, in each basin" in the Southern California Water Replenishment District (SCWRD). 2)Submission of the study to the Legislature by January 1, 2010.</p>	<p>OPPOSE 4/26/07 (concept opposed 2/20/07 - letter sent & to Lieu 6/4/07))</p>	<p>Senate Appropriations Committee Hearing Date: 8/20/07</p>
<p>SCA 12 (Torlakson)</p>	<p>Local government: property-related fees. Would additionally exclude fees and charges for stormwater and urban runoff management from Proposition 218 approval requirements for the imposition or increase of a property-related fee or charge.</p>	<p>SUPPORT (6/28/07) (Ltr faxed to Sen E,R,CA 6/29/07) League supports</p>	<p>8/8/07 Senate Third Reading</p>

TRANSPORTATION

<p>AB 57 (Soto)</p>	<p>Highways: Safe Routes to School construction program. This bill deletes the 1/1/08 sunset on the Safe Routes to School (SR2S) construction program administered by Caltrans to allocate federal transportation safety funding provided to California for local bicycle & pedestrian safety programs.</p>	<p>SUPPORT (5/24/07) (Ltr to Sen Trans & Housing 6/27/07)</p>	<p>Senate Appropriations Comm. Hearing Date: 8/20/07</p>
<p>SB 286 (Lowenthal)</p>	<p>Transportation Bonds: Implementation. AMENDMENTS IN ITALICS - Requires <i>first payments of bond funds</i> for local street & road purposes to be allocated by the Controller no later than 1/1/08. Would also require the Controller to use the population figures from the Department of Finance as of 1/1/07, in making allocations to cities. Minimum \$400,000/city. <i>Requires applicant for these funds to submit a list of projects expected to be funded with bond funds to the Department of Finance. The bill would require funds to be expended within 3 fiscal years from the date of allocation, and would require unexpended funds to be returned to the Controller for reallocation. Makes other related changes. This is urgency legislation.</i></p>	<p>SUPPORT 3/22/07 League sponsored (Letter sent To Sen Transp & Housing Comm 4/5/07; Ltr sent 5/19/07 to Sen Approp. Comm; to Asm Trans 6/27/07)</p>	<p>Assembly Appropriations Comm. Hearing Date: 7/25/07</p>

<p>SB 717 (Perata)</p>	<p>Transportation Investment Fund. Removes the sunset provision and allows the allocation of state sales tax revenue from fuel sales to the STIP and local transportation programs to continue permanently consistent with the existing formulas and conditions: 20 percent to the Public Transit Account, 40 percent to the STIP, 20 percent to counties for street and road purposes, and 20 percent to cities for street and road purposes. In addition, this bill continues existing conditions on cities and counties requiring them to maintain their existing commitment of local funds for street and highway maintenance, rehabilitation, reconstruction and storm damage repair in order to remain eligible for funding. 2. Allows the TCRF to sunset.</p>	<p>SUPPORT (5/24/07) (Ltr to Asm Trans 6/27/07)</p>	<p>7/10/07 Assembly Appropriations Committee</p>
<p>SB 974 (Lowenthal)</p>	<p>Ports: congestion relief: environmental mitigation: regulatory fee. Requires the Ports of Los Angeles, Long Beach, and Oakland to collect a user fee on the owner of container cargo moving through their port at a rate of \$30 per twenty-foot equivalent unit (TEU). Requires the Ports of Los Angeles & Long Beach to transmit 1/2 of the funds the fee to the Southern California Port Congestion Relief Trust Fund, which the bill would establish in the State Treasury, and 1/2 to the Southern California Port Mitigation Relief Trust Fund, which the bill would establish in the State Treasury. Moneys would be in the Trust Fund for expenditure by the California Transportation Commission exclusively for funding projects that improve the flow and efficiency of container cargo to and from those ports, and funding the administrative costs of this program. Moneys would be available for expenditure by the State Air Resources Board to develop a list of projects to mitigate environmental pollution caused by the movement of cargo to and from those ports, and for the administration of this program. The bill would prohibit moneys deposited in either of the funds from being loaned or transferred to, or allocated or appropriated in any other way to, the General Fund. This bill would authorize the Infrastructure and Economic Development Bank to enter into financing agreements with participating parties to finance or refinance port congestion relief projects and port mitigation relief projects. The bank would be authorized to issue revenue bonds. User fees on container ships would secure any revenue bonds.</p>	<p>SUPPORT (5/24/07) (Ltr faxed to Asm Nat. Resources 6/24/07; faxed to Asm Trans 6/29/07)</p>	<p>7/10/07 Assembly Appropriations Committee</p>

OTHER

<p>SB 886 (Negrete-McLeod)</p>	<p>Air Quality District Board. This bill would delete the prohibitions on member serving more than 2 consecutive terms as chairperson for the SCAQMD, Mojave AQMD & Sacramento AQMD. <i>Amended to increase the SCAQMD Board by 1 seat for L.A. and reconfigures the two L.A. city seats.</i></p>	<p>SUPPORT (5/24/07) (Rice sending letters)</p>	<p>7/12/07 Assembly Appropriations Committee Hearing Date: 8/22/07</p>
<p>SB 964 (Romero)</p>	<p>Local Agencies. Significant amendments to the Brown Act that would prohibit any communications between agency officers, staff or consultants with a majority of the governing body that "advances or clarifies a member's understanding of an issue.</p>	<p>OPPOSE (per Legislative Agenda – Approval by Chair 4/30/07) (Letter sent to Sen Jud Comm 5/4/07 & Asm Local Gov. Comm 6/25/07)</p> <p>Bill amended League neutral as of 5/4/07</p>	<p>7/19/07 Assembly Third Reading</p>
<p>ACA 8 & AB 887 (de la Torre)</p>	<p>Eminent Domain: Requires the public use for which the private property is taken to be stated in writing, prior to the commencement of eminent domain proceedings. Prohibits state and local governments from acquiring by eminent domain an owner-occupied residence, or real property on which a small business is operated, for the purpose of conveying that property to a private person, except as specified. Provides that if the property ceases to be used for the stated public use, the former owner would have the right to reacquire the property, as specified. Provides procedures for reacquisition of the property and for assessment of the value of the reacquired property. ACA is constitutional amendment; AB is enabling leg.</p>	<p>SUPPORT (6/28/07) (Ltr faxed 6/29/07 to Asm Jud)</p>	<p>ACA 8 : Assembly Local Government Committee Hearing Date: 8/22/07</p> <p>AB 887: 8/8/07 Senate Third Reading</p>

FEDERAL

<p>HR 2447 (Wynn)</p> <p>Now in HR 3221</p>	<p>Energy & Environment Block Grant Act of 2007. Establishes a block grant program for eligible entities for cities over 50,000 population and others. <i>BILL AMENDED IN MARKUP TO INCLUDE COGS.</i></p>	<p>SUPPORT (6/28/07 with request that COGs be eligible) (7/10/07 request to Harman's office for amendment for COG eligibility)</p>	<p>5/23/07 Referred to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology. <i>ALL ENERGY BILLS TO BE CONSOLIDATED AND A NEW VERSION COMING.</i></p>
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