

C/CAG

CITY/COUNTY ASSOCIATION OF GOVERNMENTS OF SAN MATEO COUNTY

*Atherton • Belmont • Brisbane • Burlingame • Colma • Daly City • East Palo Alto • Foster City • Half Moon Bay • Hillsborough • Menlo Park
Millbrae • Pacifica • Portola Valley • Redwood City • San Bruno • San Carlos • San Mateo • San Mateo County • South San Francisco • Woodside*

Meeting No. 156

May 13, 2004

1.0 CALL TO ORDER/ROLL CALL

Chair Wilder called the meeting to order at 7:00 p.m. Roll call was taken.

William Conwell - Atherton

David Bauer - Belmont

Lee Panza - Brisbane/San Mateo County Transportation Authority

Rosalie O'Mahony - Burlingame

Joe Silva - Colma

Carol Klatt - Daly City

Duane Bay - East Palo Alto

Deborah Wilder - Foster City

Jim Vreeland - Pacifica (7:07)

Diane Howard - Redwood City

Irene O'Connell - San Bruno

Don Eaton - San Carlos

Sue Lempert - San Mateo

Rose Jacobs-Gibson - County of San Mateo

Karyl Matsumoto - South San Francisco

Absent:

Half Moon Bay

Hillsborough

Menlo Park

Millbrae

Portola Valley

Woodside

Others:

Richard Napier, Executive Director, C/CAG

Nancy Church, Administrative Assistant, C/CAG

Lee Thompson, Legal Counsel

Walter Martone, C/CAG

Geoff Kline, C/CAG

Sandy Wong, C/CAG

Dave Carbone, C/CAG

Brian Lee, San Mateo County

Howard Goode, San Mateo County TA

Joseph M. Hurley, SMCTA

Robert Davidson, C/CAG NPDES

Onnalee Trapp, CMAQ Committee, League of Women Voters of San Mateo County
Pat Dixon, SMCTA, CAC
Van Ocampo, City of Pacifica
Duncan Jones, City of Atherton
Fernando Bravo, City of East Palo Alto

4.0 CONSENT AGENDA

Board Member O'Mahony MOVED approval of Consent Agenda. Board Member Panza SECONDED. **MOTION CARRIED** 14-0.

- 4.1 Approval of Minutes of Regular C/CAG Meeting No. 155 of April 8, 2004.
- 4.2 Review and approval of Resolution 04-07 adoption of the C/CAG Investment Policy.
- 4.3 Review and approval of the Transportation Development Act (TDA) Article 3 application process for FY 05-06 for San Mateo County.
- 4.4 Review and approval of Second Cycle Federal Funding for FY 2005/06 and FY 2006/07 for Surface Transportation Program (STP) Local Streets and Roads Shortfall.
- 4.5 Review and approval of a Comprehensive Airport Land Use Plan (CLUP) consistency review of a referral from the City of Redwood City, Re: General Plan Amendment, Zoning Map Amendment, and adoption of Precise Plan for the proposed Marina Shores Village mixed-use high-rise development on the northeast side of U.S. Highway 101 near San Carlos Airport.
- 4.6 Review and approval of Resolution 04-08 of the Board of Directors of the City/ County Association of Governments of San Mateo County authorizing officers to order the deposit or withdrawal of monies in the Local Agency Investment Fund.

5.0 REGULAR AGENDA

- 5.1 Review and approval of C/CAG position on Transportation Authority approved Draft Transportation Expenditure Plan.

On 3/11/04, the CCAG Board unanimously approved the Draft Transportation Expenditure Plan dated 3/04/04. The C/CAG action was transmitted with minor language clarification and individual comments to the Transportation Authority (TA). The TA took final action at its 3/18/04 meeting, accepting the changes requested by the C/CAG Board. In addition to C/CAG's changes, two substantive amendments were made to the plan, 1) changing the term of the extension from 20 to 25 years to increase funding for supplemental roadway projects to 10.2% and, 2) increasing the percentage distribution to the Local Streets and Transportation Program Category from 20% to 22.5%. Other amendments include specifying 0.8% for Transportation Demand Management (TDM) and 0.2% for Intelligent Transportation system (ITS), and reallocation of tax proceeds within the transit program category would require a majority of the County Board of Supervisors and a majority of the cities representing a majority of the population.

The Metropolitan Transportation Commission (MTC) approved the Draft Transportation Expenditure Plan on 4/28/04.

Board Member O'Connell MOVED in accordance with the staff recommendations. Board Member O'Mahony SECONDED. **MOTION CARRIED** unanimously 15-0.

- 5.2 Review and acceptance of the Transportation 2030 Project Performance Evaluation Report from the Metropolitan Transportation Commission and approval of the Transportation 2030 (T-2030) Projects for San Mateo County. (PUBLIC HEARING - 7:00 PM)

Sandy Wong, C/CAG Staff, summarized the report, and provided an explanation of how the list of projects for San Mateo County fit into the three different categories to be included in the *Transportation 2030*.

Board Member Howard asked that the City of Redwood City's donation of a large piece of land to be used for the terminal be reflected in the report.

Chair Wilder opened the Public Hearing for Public comment. Acknowledging there was no public comment, Chair Wilder closed the Public Hearing without objection.

Board Member O'Connell MOVED in accordance with the staff recommendations. Board Member O'Mahony SECONDED. **MOTION CARRIED** unanimously 15-0.

- 5.3 Review and approval of Resolution 04-09 adopting the C/CAG 2004-05 Program Budget and Fees.

Richard Napier, Executive Director, gave a presentation of the budget and answered questions.

Board Member Lempert MOVED in accordance with the staff recommendations. Board Member Jacobs-Gibson SECONDED. **MOTION CARRIED** unanimously 15-0.

- 5.4 Review and approval of the appointment of a representative to the Congestion Management Program (CMP) Technical Advisory Committee.

There is one vacant seat on Congestion Management Program Technical Advisory Committee (TAC). The following two individuals expressed interest in filling the vacancy, and were recommended by their respective agencies to serve:

- Duncan Jones, Director of Public Works, Town of Atherton
- Fernando Bravo, Director of Public Works, City of East Palo Alto

A ballot vote was taken. Fernando Bravo was elected to the TAC committee.

Ballots are available for public review upon request.

- 5.5 Review and approval of C/CAG Legislative positions and Legislative update.
(A position may be taken on any legislation, including legislation not previously identified.)

Walter Martone, C/CAG Staff, provided the following update:

1. Recommended that an "oppose" position be taken on AB 2702 (Steinberg) that would mandate approval of 2nd units (granny units) under certain conditions. This bill would take away significant local government control over land use decisions.

Board Member Panza MOVED to oppose AB 2702. Board Member O'Lempert SECONDED. **MOTION CARRIED** unanimously 15-0.

2. The League of Cities and the Governor have worked out a compromise budget that basically reduces by one-half the amount of funds that would be taken from local jurisdictions to balance the State's budget over the next three years. This compromise also includes the Governor endorsing and agreeing to campaign for the passage of a Constitutional Amendment that protects local government revenues in the future, and ensures that State mandated programs are paid for by the State in a reasonable time frame.

Board Member Lempert MOVED to support the concept of the budget deal worked out between the League and the Governor, provided that the triple-flip is excluded and the final wording of the budget and accompanying Constitutional Amendment remains true to the list of conditions that has been published by the League and distributed to local jurisdictions. The language of the budget and the Constitutional Amendment must be specific enough so that it does not have multiple interpretations. Board Member O'Connell SECONDED. **MOTION CARRIED** unanimously 15-0.

3. The County continues to negotiate with housing advocates for legislative language to allow San Mateo County jurisdictions to use redevelopment funds for affordable housing projects in other jurisdictions. So far the housing advocates have been unwilling to accept language that makes this program a feasible option for the cities in San Mateo County to consider implementing.
4. The County is working with various parks and recreation advocates to gain legislative approval to establish a Countywide Special Parks District. Hopefully such a District will be able to generate new funds to support both County and City parks. Additional work still needs to be done on this proposal in order to gain the support it needs from the cities before it is presented to the State Legislature.

- 5.6 Review and approval of C/CAG By-Laws Committee Recommendations.

Article VIII Conduct of Business

Board Member Lempert MOVED to Amend Section 4 as follows: CCAG shall not finally adopt any state-mandated countywide plan unless the plan has been introduced at a prior meeting held at least twenty-five (25) days earlier. SECONDED by Board Member O'Connell. **MOTION CARRIED** unanimously 15-0.

Multiple Vice Chairs

Board Member Panza MOVED Board approve the concept of two equal Vice-Chairs. Legal Counsel will draft specific language for approval at the next Board meeting. SECONDED by Board Member Lempert. **MOTION CARRIED** 10 - 5 with Board Members Conwell, O'Mahony, Jacobs-Gibson, O'Connell, and Eaton voting against.

Election of Chair and Vice Chair

Board Member O'Connell MOVED that the Chairperson and Vice Chairpersons shall be elected by the Board of Directors at the March meeting to serve for a term of twelve (12) months commencing on April 1. There shall be a two term limit for the Chairperson and Vice Chairperson. Board Member Conwell SECONDED. **MOTION CARRIED** unanimously 15-0.

February Nomination for Chair and Vice Chair

Board Member Bay MOVED that the nominations for officers of the Board of Directors shall be made from the floor at the regular February Board meeting. Nominations shall be made by voting members of the Board only. Board Member Matsumoto SECONDED. **MOTION CARRIED** unanimously 15-0.

Board Officer Eligibility

Board Member Panza MOVED that the Chairperson and Vice Chairperson must be the regularly designated Board member of the Board of Directors. Alternate members are not eligible to become officers. Legal Council will write up and bring back language to the Board. SECONDED by Board Member Bauer. **MOTION CARRIED** 14-1 with Board Member Matsumoto voting against.

Circulate Chair/Vice Chair Statement of Qualifications Prior to Vote

Distribute information as a policy. It is not necessary to include it in the By-Laws. No vote was taken.

Code of Behavior or Operating Principles

Board Member Vreeland MOVED that the Code of Behavior be tabled and sent back to the By-Laws Committee for further review and that Legal Counsel circulate the existing rules of conduct. SECONDED by Board Member Panza. **MOTION CARRIED** 15-1 with Board Member O'Mahony voting against.

6.0 COMMITTEE REPORTS

6.1 None.

6.2 Chairpersons Report.

Chair had an opportunity to talk with David Crane, of Governor Schwarzenegger's office, who asked for additional information on ACA 10.

7.0 EXECUTIVE DIRECTORS REPORT

C/CAG had a Program Manager audit on the Transportation Fund for Clean Air (TFCA). A final report will be presented shortly, there were no significant issues identified.

There is no Finance Management report for March due to some issues needing to be clarified. The report will be provided in the packet for the C/CAG Board meeting in June.

A letter was sent to the California Fuel Cell Partnership following up on March's event. This letter is consistent with some Governor Schwarzenegger's initiatives.

8.0 COMMUNICATIONS - Information Only

8.1 Letter from Paul Kelley, Chair, SCTA, to Assembly Member Lois Wolk, dated 4/05/04.
Re: Opposition to AB2908.

8.2 Letter from Paul Kelley, Chair, SCTA, to Assembly Member Salinas, dated 4/05/04.
Re: Opposition to AB2741 and AB2817.

8.3 Letter from Deborah E.G. Wilder, C/CAG Chair, to the Assembly Member Salinas, dated 4/21/04. Re: Assembly Bill 2741 Opposition.

8.4 Letter from Deborah E.G. Wilder, C/CAG Chair, to the Assembly Member Montanez, dated 4/21/04. Re: Support for AB 392.

8.5 Letter from Laurie Masetti, Executive Director, South San Francisco Chamber of Commerce, to Assemblyman Simitian, dated 4/21/04. Re: Support of C/CAG Sponsored Assembly Bill 1546.

8.6 Letter from Laurie Masetti, Executive Director, South San Francisco Chamber of Commerce, to Assemblyman Harman, dated 4/21/04. Re: Support for Assembly Constitutional Amendment 10.

8.7 Letter from Richard Napier, to the City Managers/County Manager, dated 4/19/04.
Re: Congestion Relief Plan Local Transportation Support Program.

8.8 Letter from Richard Napier, to the City Managers/County Manager, dated 4/19/04. Re: C/CAG Member Assessments.

8.9 Letter from John Ford, President/ CEO of Millbrae Chamber of Commerce, dated 4/19/04.
Re: Support for AB 1546.

8.10 Letters from Richard Napier, C/CAG - Executive Director, to the Mayors of Palo Alto/ East Palo Alto/ Atherton/ Menlo Park/ Redwood City/ Mountain View, dated 4/22/04. Re: Peninsula 2020 Gateway Corridor Presentation to the Council.

9.0 MEMBER COMMUNICATIONS

10.0 ADJOURN

Meeting adjourned at 9:30 p.m.