

**GATEWAY CITIES COUNCIL OF GOVERNMENTS
JOINT MEETING OF THE BOARD OF DIRECTORS and
EXECUTIVE COMMITTEE**

Wednesday, June 3, 2009

5:30 p. m. Buffet

6:00 p. m. Meeting

Gateway Cities Council of Governments

16401 Paramount Boulevard

Paramount, California

AGENDA

STAFF REPORTS AND OTHER WRITTEN DOCUMENTS ARE AVAILABLE IN THE GATEWAY CITIES COUNCIL OF GOVERNMENTS OFFICES, 16401 PARAMOUNT BOULEVARD, PARAMOUNT, CALIFORNIA. ANY PERSON HAVING QUESTIONS CONCERNING ANY AGENDA ITEM MAY CALL THE COG STAFF AT (562) 663-6850.

FOR YOUR INFORMATION: The Board of Directors will hear from the public on any item on the agenda or an item of interest that is not on the agenda. The Board of Directors cannot take action on any item not scheduled on the agenda. These items may be referred for administrative action or scheduled on a future agenda. Comments are to be limited to three minutes for each speaker, unless extended by the Board of Directors, and each speaker will only have one opportunity to speak on any one topic. You have the opportunity to address the Board of Directors at the following times:

- A. **AGENDA ITEM:** at this time the Board of Directors considers the agenda item OR during Public Comments, and
- B. **NON-AGENDA ITEMS:** during Public Comments, comments will be received for a maximum 20-minute period; any additional requests will be heard following the completion of the Board of Directors agenda; and
- C. **PUBLIC HEARINGS:** at the time for public hearings.

Please keep your comments brief and complete a speaker card for the President.

- I. **CALL TO ORDER**
- II. **ROLL CALL – BY SELF INTRODUCTIONS**
- III. **PLEDGE OF ALLEGIANCE**
- IV. **AMENDMENTS TO THE AGENDA** - This is the time and place to change the order of the agenda, delete or add any agenda item(s).
- V. **PUBLIC COMMENTS** - Three minutes for each speaker.

VI. MATTERS FROM STAFF

VII. CONSENT CALENDAR: All items under the Consent Calendar may be enacted by one motion. Any item may be removed from the Consent Calendar and acted upon separately by the Board of Directors.

- A. Approval of Minutes – Minutes of the Board of Directors Meeting of May 6, 2009, is presented for approval. Approval receives and files the minutes of May 6, Board of Directors meeting.
- B. Approval of Warrant Register - Request for Approval of Warrant Register Dated June 3, 2009
- C. April 2009 Local Agency Investment Fund Statement
- D. Status Report from Lobbyist – Eddington, Peel & Associates Inc.

CONSENT CALENDAR ACTION:
A MOTION TO APPROVE THE RECOMMENDATIONS FOR CONSENT CALENDAR ITEMS A THROUGH D.

VIII. REPORTS

- A. Election to Fill Vacancy on MTA Gateway Cities Service Sector Council

3 Min

SUGGESTED ACTION: CONDUCT ELECTION

- B. Nomination of Community Members to MTA Gateway Cities Service Sector Council

3 Min

SUGGESTED ACTION: APPROVE RECOMMENDATIONS FROM TRANSPORTATION COMMITTEE

- C. Reauthorization Requests to Congressional Representatives

3 Min

SUGGESTED ACTION: APPROVE RECOMMENDATION AND/OR GIVE DIRECTION TO STAFF

- D. Update on AB 1243 Truck Inspection Bill by Assembly Member Bonnie Lowenthal

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

- E. Update on SB 375

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

F. Update on AB 139 – Oral Report by Ken Farfsing

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

G. Status Report on Port Trucker Program Releases

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

IX. REPORTS – COMMITTEES/ AGENCIES – ALL COMMITTEE / AGENCY REPORTS ARE LIMITED TO 3 MINUTES UNLESS ADDITIONAL TIME IS GRANTED BY THE BOARD PRESIDENT

A. Matters from Southern California Association of Governments (SCAG) – Oral Report

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

B. Matters from the League of California Cities – Oral Report

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

C. Matters from California Contract Cities Association – Oral Report

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

D. Matters from The I-5 Consortium Cities Joint Powers Authority – Oral Report

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

E. Matters from the Orangeline Development Authority – Oral Report

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

F. Matters from the South Coast Air Quality Management District (AQMD) – Oral Report

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

G. Matters from the Metro Gateway Cities Service Sector – Oral Report

3 Min

SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

H. Matters from the Coalition for America's Gateways & Trade Corridors – Oral Report

3 Min SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

X. REPORTS FROM COMMITTEES

A. Report from the Conservancy Committee

3 Min SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

B. Report from the I-710 EIR/EIS Project Committee – Oral Report

3 Min SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

C. Report from the SR-91/I-605/I-405 Corridor Cities Committee – Oral Report

3 Min SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

D. Report from the Transportation Committee – Oral Report

3 Min SUGGESTED ACTION: A MOTION TO HEAR REPORT, POSSIBLE ACTION AND/OR GIVE DIRECTION TO STAFF

XI. MATTERS FROM THE BOARD OF DIRECTORS

XII. MATTERS FROM THE PRESIDENT

XIII. ADJOURNMENT

NOTICE: New items will not be considered after 9:00 p.m. unless the Board of Directors votes to extend the time limit. Any items on the agenda that are not completed will be forwarded to the next regular Board of Directors meeting scheduled for Wednesday, July 1, 2009, 6:00 PM. This meeting will be the annual meeting of the Board of Directors at which time the election of officers and adoption of the annual budget will be considered.

IN COMPLIANCE WITH THE AMERICAN WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE COG OFFICE AT (562) 663-6850. NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE COUNCIL OF GOVERNMENTS TO MAKE REASONABLE ARRANGEMENT TO ENSURE ACCESSIBILITY TO THIS MEETING.

VII. CONSENT CALENDAR
Item A
Approval of Minutes

**MINUTES OF THE MEETING
OF THE JOINT MEETING OF THE
BOARD OF DIRECTORS OF THE
GATEWAY CITIES COUNCIL OF GOVERNMENTS
AND THE EXECUTIVE COMMITTEE OF THE BOARD OF DIRECTORS
Gateway Cities Council of Governments
16401 Paramount Boulevard
Paramount, California
May 6, 2009**

President Bayer called the meeting to order at 6:04 p.m.

PRESENT: President Anne M. Bayer, City of Downey
First Vice President Gordon Stefenhagen, City of Norwalk
Second Vice President Diane DuBois, City of Lakewood
Member Larry R. Nelson, City of Artesia
Member George Mirabal, City of Bell
Member Raymond Dunton, City of Bellflower
Member Sergio Infanzon, City of Bell Gardens
Member Bruce Barrows, City of Cerritos
Member Joe Aguilar, City of Commerce
Member Lillie Dobson, City of Compton
Member Stan Carroll, City of La Habra Heights
Member Pete Dames, City of La Mirada
Member Gene Daniels, City of Paramount
Member Bob J. Archuleta, City of Pico Rivera
Member Betty Putnam, City of Santa Fe Springs
Member Gil Hurtado, City of South Gate
Member William Davis, City of Vernon
Member Connie Sziebl, Office of Supervisor Don Knabe
Member Gerry Hertzberg, Office of Supervisor Gloria Molina

ABSENT: Past President Elba Guerrero, City of Huntington Park
Member Bob Kennedy, City of Avalon
Member Frank Gurule, City of Cudahy
Member Victor Farfan, City of Hawaiian Gardens
Member Patrick O'Donnell, City of Long Beach
Member from the City of Long Beach
Member Maria Teresa Santillan, City of Lynwood
Member Felipe Aguirre, City of Maywood
Member Kathy Salazar, City of Montebello
Member Edward H. J. Wilson, City of Signal Hill
Member Greg Nordbak, City of Whittier
Member Dan Rosenfeld, Office of Supervisor Mark Ridley-Thomas
Member Richard Steinke, Ex Officio Member, Port of Long Beach

ALSO PRESENT: Downey Councilmember Luis Marquez, Deputy, Office of Senator Alan Lowenthal; Michael Hollon, Office of Assemblyman Hector De La Torre; James Hankla, President, Board of Harbor Commissioners, Port of Long Beach; Signal Hill City Manager Ken Farfsing, Chair, City Managers Steering Committee; Commerce City Manager Jorge Rifa; La Mirada Director of Public Works Steve Forster; Lakewood Director of Community Development Jack Gonsalves; South Gate City Engineer Mohammad Mostahkami; Metro Deputy Executive Officer Ernest Morales; Metro Gateway Cities Service Sector General Manager Alex Clifford; Michael Sieckert, Planning Manager, Metro Gateway Cities Service Sector; Mark Pastrella, Assistant Deputy Director, Los Angeles County Flood Control District; Hector Bordas, Principal Engineer, Los Angeles County Flood Control District; Alex Kenefick, Watershed Coordinator, Los Angeles and San Gabriel Rivers Watershed Council; Derrick Alatorre, Senior Public Affairs Officer, SCAQMD; Kristine Guerrero, Public Affairs Manager, League of California Cities; Yvette Kirrin, Executive Director/Authority Engineer, I-5 JPA; Luis Cetina, Senior Government Representative, Metropolitan Water District; Lewis Kwiker, President, First Management Group; Paul Mikos, Partner, First Management Group; Frank Osgood, Author, Region Aroused; GCCCOG Executive Director Richard Powers; GCCCOG Deputy General Counsel Thomas Duarte; GCCCOG Deputy Executive Director Jack Joseph; GCCCOG Transportation Deputy Karen Heit; GCCCOG Director of Regional Planning Nancy Pfeffer; GCCCOG Consultant Engineer Jerry Wood.

Roll was taken through self-introductions.

President Bayer led the Pledge of Allegiance.

President Bayer announced that she had received a request from the Port of Long Beach to add an item to the agenda concerning the Port's proposed Middle Harbor Project. She said the environmental report for the project would be considered by the Long Beach City Council prior to the Board's next meeting so that it is requested to be added as an emergency item that cannot wait until the next meeting of the Board. It was moved by Member Hurtado, seconded by Second Vice President DuBois, to add the item concerning the Port of Long Beach Middle Harbor Project as an emergency item that came to the Board's attention after the posting of the agenda and which requires action prior to the Board's next meeting. The motion was approved unanimously.

There were no public comments made.

The Executive Director announced an invitation to attend the Fifteenth Annual California State University, Long Beach Economic Forecast Conference to be held on May 14, 2009.

It was moved by Second Vice President DuBois, seconded by Member Hurtado, to approve consent calendar as presented. The motion was approved unanimously.

President Bayer announced that the Board would now take up the request by the Port of Long Beach for support of the Middle Harbor Project.

Member Aguilar requested that the Board not take any action on the Middle Harbor Project at this time. Commerce City Manager Jorge Rifa addressed the Board and recommended that the Board take a neutral position. He said that the City of Commerce had appealed the determination of the Environmental Impact Report on the Middle Harbor Project before the Long Beach City Council. He said he was not recommending opposition because the COG has not had the opportunity to review the project. He said that Commerce feels that a second look needs to be taken at the impact of truck traffic on the cities.

President Bayer said that individual cities are free to send their own letters concerning the project.

James Hankla, President of the Long Beach Board of Harbor Commissioners, encouraged individual cities to send letters of support to the Long Beach City Council. He said that the Middle Harbor Project had been studied for five years and now was the time to finally begin to implement it, particularly given the state of the economy. He said the Middle Harbor Project will increase capacity at the Port by 100% and cut pollution by 50%. The project, he said, would add 10,000 construction jobs.

Member Hurtado asked if the cities' considerations had been addressed during the five years of study.

Mr. Hankla responded that there may be some inconveniencing to some cities, but the question is how far does a body have to go to mitigate the impacts of a project?

Second Vice President DuBois said that she is able to travel at a speed of 70 miles per hour on the Long Beach Freeway, which tells her that the Port has suffered an economic impact.

President Bayer encouraged cities to send individual letters to the City of Long Beach expressing their positions.

It was moved by Member Daniels, seconded by Member Dunton, to authorize the President to send a letter to the Long Beach City Council stating the support of the Gateway Cities Council of Governments for the Middle Harbor Project. The motion was approved, with Member Aguilar opposed and Members Nelson and Member Hertzberg abstaining.

Member Patrick O'Donnell arrived at the meeting at 6:25 p.m.

Lewis Kwiker, President, First Management Group, gave a PowerPoint presentation regarding AB 811, which enables cities and counties to finance a property owner's upfront solar installation costs with non-recourse bonds repayable through property tax assessments. He described the program established by the legislation and the financial and environmental benefits.

Member Archuleta asked what hidden costs would be placed upon a city under the program. Mr. Kwiker responded that there are none; the homeowner is the sole party required to pay the property taxes to cover the cost of the installed system. He said that if the property owner defaults, the bondholder has a piece of property that has increased its value because of the installation of the system. He said the owner of the bond has a small risk, but the city has no risk.

It was moved by Member Carroll, seconded by Second Vice President DuBois, to receive and file the report. The motion was approved unanimously.

Signal Hill City Manager Ken Farfsing presented a report regarding AB 139, pending legislation which would authorize the Los Angeles Flood Control District to hold an election regarding the imposition of an assessment to fund storm water projects. Mr. Farfsing said that he was requesting the Board to take a position of "oppose unless amended" position on AB 139. He said the fundamental issues that the Board had asked the managers to negotiate have not been resolved. Mr. Farfsing said that there had been progress in that the County had agreed that there should be a local return, but that the cities and the County remain far apart in how much funding would be returned to cities for local storm water programs. He said the County has indicated that it needs 65% of the funds for regional projects, whereas the cities have proposed a 50/50 split. Furthermore, the cities feel that the split of funds should be written into the language of AB 139 to guarantee the local funding.

Mr. Farfsing said that the recommendation of the City Managers Steering Committee was that the Board adopt a position of "oppose unless amended" with regard to AB 139 and to send a letter to the author of the legislation stating the COG's position.

Mark Pastrella, Assistant Deputy Director, Los Angeles County Flood Control District, addressed the Board, stating that the County recognizes that the cities need a local return to deal with TMDL and NPDES requirements. He said the County also realizes that no entity speaks for the greater Los Angeles area. He endorsed the County's proposed 65/35 split and said that regional programs would be done at the sub-watershed level. Cities, he said, would benefit by the size of the regional facilities. He said AB 139 does not provide these services; what it does provide is the mechanism for the Flood Control District to do water quality services. He said without AB 139 the Flood Control District will not be able to provide these services.

Member Barrows asked if the bill requires the County to perform NPDES services. Mr. Pastrella responded that the County has specific activities to provide under NPDES through the legislation. Member Barrows asked how AB 139 addresses the problem of Orange County cities that feed into the watershed. Mr. Pastrella said that the funds under AB 139 would only be directed to Los Angeles County.

Member Nelson asked if there is a consensus among the cities for the 50/50 split. Mr. Farfsing responded that there is.

Member Mirabal asked if the County intends to bond against the AB 139 funds. Mr. Pastrella responded in the affirmative, saying it would help programs get off the ground quickly.

Second Vice President DuBois asked why, given the current economic environment, the County is considering adding to the cost of maintaining a home. Mr. Pastrella said that the County is sensitive to this, but that it has to deal with an unfunded federal mandate. He said the County general fund cannot withstand the budget pull to meet these mandates.

Member Hertzberg asked Mr. Pastrella who is supporting the County at this point. Mr. Pastrella said that the County is getting support from the Las Virgenes-Malibu COG and that the West Side Cities COG will be supporting. He said the San Gabriel Valley COG is supporting with conditions, and that some individual cities have expressed support. Member Hertzberg asked what would happen if AB 139 does not pass. Mr. Pastrella said that the federal obligations would still exist and would require general fund expenditures without a revenue source. He said each city would have to individually design projects. Member Hertzberg said that there is no determination as to where the regional funds will be spent. He said groundwater recharge is needed to deal with the other 91 TMDLs in addition to the one involving trash screens in catch basins, which is only one.

Member O'Donnell asked why situs is not defined in the bill. Mr. Pastrella responded that their projects need to be broken down by watershed. He conceded that they may need to better address the situs issue in the bill.

Member Daniels asked how an oversight committee would be set up. Mr. Pastrella said that the County does stakeholder outreach in the specific area it is working in.

Member Hurtado asked if there is anything that shows what individual cities' needs are. Mr. Pastrella said that you have to look at the TMDLs for each city. He said, however, that 35% of the assessment would be more than what any city receives now.

President Bayer said she is concerned that 35% is not sufficient for the cities. Mr. Pastrella said that the cities right now are probably using general funds to pay for their NPDES programs.

Member Nelson asked what is wrong for the County to meet again with the city managers. He said that a consensus is needed. Mr. Pastrella said that the County wants to leave the language in the bill broad enough to deal with the specifics at the ballot initiative stage.

Member Daniels said he was concerned that 35% is not an equitable share for the cities.

Member Hertzberg said that some things make more sense if they regional and this is one of them. He said there will be other chances to deal with the specifics at the Board of Supervisors level and later when it goes to the voters.

Member Barrows said that attempts to fix a bill after the fact are generally unsuccessful.

It was moved by Second Vice President DuBois, seconded by Member Hurtado, to oppose AB 139 unless amended and to authorize the President to send a letter to the bill's author stating the COG's position. The motion was approved, with Member Hertzberg opposed and Member Mirabal and Member Sziebl abstaining.

Alex Kenefick, President of the Los Angeles County Bicycle Coalition, addressed the Board regarding the upcoming 9th Annual Los Angeles River Ride. He said last year's ride was the most successful ever in the Gateway Cities area. He said the current year's ride will be held on June 7th. He said there will be another kids' ride in Long Beach. He asked cities along the route to provide support. He distributed flyers regarding the ride to the Board.

There was no report from SCAG.

Kristine Guerrero presented a report from the League of California Cities. She said that a letter from the League opposing the proposal for the State to take funds from cities if Propositions 1A through 1E fail had gone out. She said AB 139 would be taken up at the next night's meeting of the Los Angeles Division.

There was no report from the California Contract Cities Association.

Yvette Kirrin presented a report from the I-5 JPA. She said the JPA is focusing on the federal transportation funding reauthorization bills. She said she is anticipating receiving reviews from Caltrans on four different segments of the I-5 project.

Member Barrows presented a report from the Orangeline Development Authority. He reported that the Authority had not had an executive director since October, but at the next meeting the Authority Board will be considering appointment of a new executive director.

Derrick Alatorre presented a report from the South Coast Air Quality Management District. He said that he would be reporting on SB 696 at next month's meeting.

Alex Clifford presented a report from the Metro Gateway Cities Service Sector. He said that MTA's new executive director, Art Leahy, was now on board.

COG Director of Regional Planning Nancy Pfeffer presented a report from the Coalition for America's Gateways and Trade Corridors. She said the Coalition had alerted its members to submit federal highway bill reauthorization projects. She said the Coalition reported that there are differences in the House and Senate versions of the bill.

There was no report from the Conservancy Committee.

Jerry Wood presented a report from the I-710 EIR/EIS Project Committee. He said that Assemblywoman Bonnie Lowenthal's bill, AB1243, gives the COG a parallel voice with the Highway Patrol and Caltrans regarding the location of a truck inspection facility. He said

the I-710 process was moving into the EIR stage after one year of the screening process. He said the Project Committee had selected four screened alternatives to go forward in the EIR process. He summarized the community participation efforts to date and reported that an Air Quality Action Plan is still developing.

Jerry Wood presented a report from the SR-91/I-605/I-405 Corridor Cities Committee. He said that there will be a meeting of the Corridor Cities Committee in June, and that the Technical Advisory Committee had approved scopes of work for projects to be funded under the Measure R early action projects. The Executive Director pointed out to the Board that the freeway corridors include the major arterials that parallel or intersect the freeways.

Second Vice President DuBois presented a report from the Transportation Committee. She discussed projects that were submitted for funding under the federal stimulus program. She said she would email highlights of the Committee meeting later this week.

There were no matters from the Board of Directors.

President Bayer announced that May 7 is the National Day of Prayer and that her city and others would be observing it. She announced that there were currently four openings for positions on SCAG policy committees and asked for interested members to apply. She reported on the recent tour of the Long Beach harbor, saying it had been very enjoyable.

Adjournment: It was the consensus of the Board to adjourn the meeting at 8:08 p.m.

Respectfully submitted,

Richard Powers, Secretary

VII. CONSENT CALENDAR
ITEM B
Approval of Warrant Register

**VII. CONSENT CALENDAR
ITEM C
April 2009 Local Agency Investment
Fund Statement**

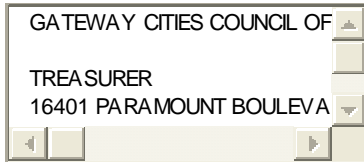
Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

www.treasurer.ca.gov/pmia-laif

May 26, 2009

[PMIA Average Monthly Yields](#)

Account Number:



Transactions

April 2009 Statement

[Tran Type Definitions](#)

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
4/15/2009	4/14/2009	QRD	1217939	SYSTEM	4,687.63

Account Summary

Total Deposit:	<input type="text" value="4,687.63"/>	Beginning Balance:	<input type="text" value="925,829.42"/>
Total Withdrawal:	<input type="text" value="0.00"/>	Ending Balance:	<input type="text" value="930,517.05"/>

**VII. CONSENT CALENDAR
ITEM D**

**Status Report from Lobbyist, Eddington,
Peel & Associates Inc.**

Monthly Report by Jim Dykstra to Gateway Cities COG
May 27, 2009

I and the firm Edington, Peel & Associates began providing a range of services in support of the Gateway Cities Council of Governments. These included participation in a number of meetings, telephonic, email and fax exchanges and other communications.

*I coordinated closely with Gateway Cities COG staff regarding efforts on behalf of the Gateway Cities COG's priorities and interests in the 111th Congress. I also continued to coordinate with the staff of the I-5 Joint Powers Authority on the I-5 widening initiative, the COG's number one priority.

*Efforts focused to a significant degree on submittal of and follow up regarding the forms provided by the Gateway Cities COG's elected Representatives in the House of Representatives for the Transportation Reauthorization Act, which is under consideration in the House Transportation and Infrastructure Committee. COG staff and I worked closely together in preparation and submittal of the forms. High Priority Program request forms were submitted to Rep. Lucille Roybal-Allard by her April 17 deadline, Rep. Linda Sanchez by her April 20 deadline, Rep. Grace Napolitano (a member of the Transportation and Infrastructure Committee) by her April 22 deadline, Rep. Laura Richardson (who also serves on the Transportation Committee) by her April 29 deadline, and Rep. Dana Rohrabacher by his May 3 deadline. I confirmed that all Members submitted Gateway Cities requests to the committee and provided that information to COG staff.

*I also continued to closely monitor the Fiscal Year 2010 Appropriations process. These efforts included follow up regarding the request submitted by the Gateway Cities COG and the I-5 JPA to Reps. Roybal-Allard and Napolitano for funding in the FY10 Transportation appropriations bill for the I-5 widening project. Both Members included the full Gateway Cities/I-5 JPA request for \$5 million for the I-5 widening project in their submissions to the Appropriations Committee.

*On May 19 and 20, I participated on Gateway Cities' behalf in the May meeting of the Coalition for America's Gateways and Trade Corridors. As part of that meeting and its related activities, we met with Rep. Peter DeFazio (D-OR), chair of the House Transportation and Infrastructure Committee's Highways and Transit Subcommittee, and Joel Szabat, Deputy Assistant Secretary of Transportation for Transportation Policy. In addition, I attended Hill meetings and the 2009 Goods Movement Ice Cream Social, at which I spoke with Rep. Laura Richardson and senior Transportation Committee member Rep. Tom Petri (R-WI). I provided to COG staff information I received at the meeting regarding discretionary transportation grant funds available as part of the President's economic stimulus initiative.

*I met with staff of Rep. Napolitano regarding possible opportunities for infrastructure

improvement projects of interest to member cities of the Gateway Cities COG. I have also continued discussions and email exchanges with staff of Reps. Richardson and Roybal-Allard, a member of the House Transportation Appropriations Subcommittee, regarding legislative priorities for the Gateway Cities COG.

As part of my responsibilities, I closely monitor legislation, as well as seminars, hearings, meetings and publications of key interest to legislators and senior executive branch officials for articles and information pertinent to the project and of possible interest and importance to member cities of the Gateway Cities COG. I attend Senate and House committee hearings, follow Senate and House floor proceedings, and track legislative initiatives pertinent to Gateway Cities COG interests and priorities.

VIII. REPORTS
ITEM A

**Election to Fill Vacancy on MTA
Gateway Cities Sector Council**

TO: Board of Directors
FROM: Richard Powers, Executive Director
SUBJECT: Election to Fill Vacancy on MTA Gateway Cities Service Sector Council

Background

In September 2002, the Los Angeles County Metropolitan Transportation Authority (MTA) Board of Directors adopted a policy for the establishment of Governance Councils for its newly created service sectors. One of the five sectors coincides almost exactly with the Gateway Cities COG territory. The COG requested and received recognition as the convening coalition charged with nominating Governance Council members.

At this time, the seat for two expiring terms, held by elected officials, will be filled.

Issue

In accordance with the policy and procedures, applications were solicited by direct notification of all mayors and councilmembers as well as municipal transit providers.

Timely applications were received from two elected officials. The elected officials are:

Anne M. Bayer, Downey
Lillie Dobson, Compton

Attachments

- Gateway Cities MTA Service Sector Council Nominating Policy and Procedure

Recommended Action

It is recommended that the Board of Directors select the two applicants for the two expiring term seats on the Gateway Cities MTA Service Sector Governance Council.

Attachment 1

Gateway Cities MTA Service Sector Council Nominating Policy and Procedure As amended June 1, 2005

I. Council composition

The Council was initiated with seven members including a majority of public transit users and not to exceed three (3) elected officials. The COG (acting as the convening coalition) exercised its the right to expand the Council to nine (9) members on June 1, 2005. These nine (9) members shall include a majority of public transit users and not exceed four (4) elected officials.

II. Nomination procedure

When one or more vacancies occur, it will be determined how many of the vacancies may be held by elected officials. For elected official vacancies, if any, all applications received will be compiled and forwarded to the COG Board of Directors for its decision. For non-elected official vacancies, if any, all applications will be reviewed by the MTA Sector Subcommittee of the Transportation Committee after all elected official vacancies have been decided. The Subcommittee will recommend candidates for each vacancy to the Board of Directors for nomination to the Sector Council. All of the Board of Director's nominations will be forwarded to the MTA Board of Directors for its review and approval. In selecting among the applicants, the Subcommittee will strive for diversity of perspectives, expertise, geographic representation, and transit use including consideration of populations with special transit needs such as the elderly and the disabled.

III. Outreach

Applications will be accepted for a minimum period of three weeks. Notice of available applications will posted on the COG website and mailed to all mayors, councilmembers, county supervisors, city managers and municipal transit providers in the Sector area as well as the Gateway Cities Partnership. A press release will also be issued.

VIII. REPORTS
ITEM B

**Nomination of Community Members to
MTA Gateway Cities Service Sector
Council**

TO: Board of Directors

FROM: Richard Powers, Executive Director

SUBJECT: Nomination of Community Members to MTA Gateway Cities Service Sector Council

Background

In September 2002, the Los Angeles County Metropolitan Transportation Authority (MTA) Board of Directors adopted a policy for the establishment of Governance Councils for its newly created service sectors. One of the five sectors coincides almost exactly with the Gateway Cities COG territory. The COG requested and received recognition as the convening coalition charged with nominating Governance Council members.

At this time, the seat for two expired terms, held by members of the community, will be filled.

Issue

In accordance with the policy and procedures, applications for transit consumer positions were accepted from April 16th through May 15, 2009. The vacancies were announced on the COG website, the MTA website, by newspaper advertising and by personal contact. Applications were received from Jo Ann Eros-Delgado and Harley D. Rubenstein (current members of the Sector Council); applications were also received from Renee Brown, Virginia Mason, and Jerry Ori.

In accordance with the COG procedure for filling these vacancies, the Transportation Committee will review the applications and forward their recommendations verbally to the Board at the meeting.

Attachments

- Gateway Cities MTA Service Sector Council Nominating Policy and Procedure

Recommended Action

It is recommended that the Board of Directors approve the recommendations of the Transportation Committee and direct staff to submit the Board's nomination to the MTA Board of Directors for final approval.

Attachment 1

Gateway Cities MTA Service Sector Council Nominating Policy and Procedure As amended June 1, 2005

III. Council composition

The Council was initiated with seven members including a majority of public transit users and not to exceed three (3) elected officials. The COG (acting as the convening coalition) exercised its the right to expand the Council to nine (9) members on June 1, 2005. These nine (9) members shall include a majority of public transit users and not exceed four (4) elected officials.

IV. Nomination procedure

When one or more vacancies occur, it will be determined how many of the vacancies may be held by elected officials. For elected official vacancies, if any, all applications received will be compiled and forwarded to the COG Board of Directors for its decision. For non-elected official vacancies, if any, all applications will be reviewed by the MTA Sector Subcommittee of the Transportation Committee after all elected official vacancies have been decided. The Subcommittee will recommend candidates for each vacancy to the Board of Directors for nomination to the Sector Council. All of the Board of Director's nominations will be forwarded to the MTA Board of Directors for its review and approval. In selecting among the applicants, the Subcommittee will strive for diversity of perspectives, expertise, geographic representation, and transit use including consideration of populations with special transit needs such as the elderly and the disabled.

III. Outreach

Applications will be accepted for a minimum period of three weeks. Notice of available applications will posted on the COG website and mailed to all mayors, councilmembers, county supervisors, city managers and municipal transit providers in the Sector area as well as the Gateway Cities Partnership. A press release will also be issued.

VIII. REPORTS

ITEM C

Reauthorization Requests to Congressional Representatives

TO: Board of Directors

FROM: Richard Powers, Executive Director

SUBJECT: Reauthorization Requests to Congressional Representatives

Background

The current federal funding authorization legislation for transportation projects, SAFETEA-LU, expires on September 30, 2009. New federal legislation to reauthorize transportation funding is now being formulated by Congress. The new bill addresses a range of transportation challenges, including improving safety, reducing traffic congestion, improving efficiency in freight movement, increasing intermodal connectivity and protecting the environment. House Transportation and Infrastructure Chairman James Oberstar has said it is his intent to promote more efficient and effective federal surface transportation programs by focusing on transportation issues of national significance, while giving state and local decision makers more flexibility for solving transportation problems in their communities.

Summary

COG staff has been working with the various Congressional offices to identify projects for possible inclusion in the transportation reauthorization legislation. Subject to Board approval, this is a tentative list of COG projects to be included in the legislation, listed by the proposed Congressional sponsor and ranked by priority.

Rep. Grace Napolitano

I-5 Environmental Phase #1
Regional Goods Movement Transportation Coordination #2
SR-91/I-605/I-405 Freeway Corridors Congestion Relief Projects #3

Rep. Laura Richardson

I-710 Freeway and Freight Corridor Design #1
I-5 Environmental Phase #2
Regional Goods Movement Transportation Coordination #3
Truck inspection/Enforcement Project for Southeast LA County #4
Air Quality Monitoring Programs and Monitoring Stations for I-710 #5
SR-91/I-605/I-405 Freeway Corridors Congestion Relief Projects #6
ITS Planning, Design and Improvements Project #7

Rep. Dana Rohrabacher

Regional Goods Movement Transportation Coordination

Rep. Lucille Roybal-Allard

I-5 Environmental Phase #1

Air Quality Monitoring Programs and Monitoring Stations for I-710 #2

Rep. Linda Sanchez

ITS Planning, Design and Improvements Project #1

SR-91/I-605/I-405 Freeway Corridors Congestion Relief Projects #2

Air Quality Monitoring Programs and Monitoring Stations for I-710 #3

Recommended Action

Approve the list of potential COG projects to be submitted for funding under federal transportation funding reauthorization.

VIII. REPORTS
ITEM D

**Update on AB 1243 Truck Inspection Bill
by Assembly Member Bonnie Lowenthal**

Smith, Watts & Company, LLC.
Consulting and Governmental Relations

May 26, 2009

MEMORANDUM

To: Richard Powers Executive Director
Gateway Cities Council of Governments

From: Mark Watts

Subject: AB 1243 (Lowenthal) – Status

AB 1243 (Lowenthal) is presently on the Assembly Appropriations Committee Suspense file. This is a “holding” file to permit the Assembly Leadership to prioritize which bills eventually obtain the committee’s approval to move to the Assembly Floor.

This Friday is the deadline for all Assembly bills to move out of the appropriations committee and Thursday is the scheduled date for the Appropriations Committee to consider the Suspense File.

The key consideration for the likelihood of passage off the Suspense File is to minimize state costs. To this end, Assembly Member Lowenthal has suggested language to the Appropriations Committee that would limit any state costs.

VIII. REPORTS
ITEM E
Update on SB 375

TO: Board of Directors
FROM: Richard Powers, Executive Director
SUBJECT: Update on SB 375

Background

Senate Bill (SB) 375 was signed into law in 2008 and requires the regions of the state to develop Sustainable Community Strategies (SCS) to reduce greenhouse gas (GHG) emissions resulting from vehicle use. The SCS are to be incorporated into Regional Transportation Plans (RTP) and are to reflect changes in land use patterns and transportation system investments to achieve GHG reduction goals to be set by the state. In our region, where the Southern California Association of Governments (SCAG) prepares the RTP, the law allows sub-regions such as the Gateway Cities to prepare their own SCS.

At its November meeting, the Gateway Cities Council of Governments Board of Directors approved an effort to seek expert consultant assistance in evaluating whether to accept delegation of the SCS, as well as the overall implications of the new law. A special assessment of \$5,000 per member city was approved to fund the consultant work.

Issue

The COG staff has prepared a two-page white paper that lays out the framework for the Gateway Cities' approach to SB 375. It identifies the key issues for cities, our partners in the process, and the elements of the Willdan consulting team's work. The white paper has been circulated to the COG elected officials, city managers, planning directors, and public works officers and is intended to be shared publicly.

The COG is hosting a half-day SB 375 workshop on May 28th.

Attachments

- Policy framework paper on SB 375

Recommended Action

Receive and file this report.

GATEWAY CITIES AND SB 375

WHITE PAPER

General Approach

- Cities need to be engaged
- Seen as a high priority to cities
 - Proactively and defensively
- Complex subject – need expert support to match the challenge
- Cities, through the COG, assessing themselves \$5,000 each to retain consultant
- The consultant team is Willdan Energy Solutions, Iteris and West Coast Environmental and Engineering

COG Primary Issues

- Regional Housing Needs Allocation (RHNA) Component
- Transportation Funding
- Local Land Use Authority
- Growth Forecasting
- Sustainable Communities Strategy (SCS)
- AB 32 Compliance

Co- Partner: MTA

Implementation Steps

1. Planning Directors and Public Works Officers (lead staff for cities)
 - Set context and goals of a Sustainable Community Strategy (SCS) for the Gateway Cities Subregion
2. Identify Current Status of Sustainability Efforts
 - Existing sustainability efforts in COG cities
 - Quantified Greenhouse Gas (GHG) emissions
 - Anticipated reductions and time frame
 - Any implementation measures from SCAG Compass Blueprint Plan
 - Sustainability related elements in City General Plans
 - Travel Demand Management (TDM) measures planned or proposed
3. Compile an Inventory of Regional Programs and Agencies with Programs to Reduce Vehicle Miles Traveled (VMT) or Greenhouse Gas Emissions (GHG) emissions

4. Assemble Sub-regional General Plan Database of All Gateway Cities
(THIS BECOMES THE COLLECTIVE VISION OF HOW WE PLAN TO DEVELOP)
5. Compare with SCAG Visions
 - 2008 Regional Transportation Plan (RTP) (2035 Baseline)
 - Conceptual Land Use Scenario
6. Identify Differences and Mismatches with SCAG
 - Planned growth locations
 - Planned transportation investments
7. Track and Report on State and Regional Developments
 - Attend
 - Comprehend
 - Translate
 - Report back
 - Develop sub-regional consensus

Develop Recommended Strategy **IF** Gateway Cities Accepts Delegation

KEY DELEGATION ISSUES

I. SUBREGIONAL TARGETS

II. RESOURCES

III. LIABILITY FOR LAND USE CHANGES

VIII. REPORTS
ITEM F

**Update on AB 139 – Oral Report by Ken
Farfsing**

VIII. REPORTS

ITEM G

Status Report on Port Trucker Program Releases

TO: Board of Directors

FROM: Richard Powers, Executive Director

SUBJECT: Status Report on Port Trucker Program Releases

As the Board is aware, the Port of Los Angeles and the Port of Long Beach have agreed to allow the Gateway Cities COG to release from their contracts the truckers who received grants funded by the two ports for purchase of newer model diesel trucks. In addition, the Port of Long Beach has agreed to exempt all Gateway Cities funded trucks from the gate fees at the Port of Long Beach until such time as the age of the trucks reach the point that they would be subject to the ban. The exemption is subject to the trucks having a retrofit device installed that further reduces diesel emissions. The retrofit would be installed at the Port's expense. For those who attended the workshops, interest in the retrofit option was quite high.

To expedite the process of releasing the truckers, the ports authorized TIAX, the COG's former truck replacement program consultants, to stage a series of exit workshops at the ports at which the truckers received and signed copies of the release agreements. Approximately 300 truckers showed up at the workshops to sign the release agreements.

Approximately 80 remaining grant recipients did not attend the workshops and have not yet signed their release agreements. The ports have authorized TIAX to contact them on an individual basis by mail and by telephone to secure their releases and to close out the program.

Recommended Action

Receive and file this report.

X. REPORTS FROM COMMITTEES
ITEM A
Conservancy Committee

TO: Board of Directors

FROM: Councilmember Patrick O'Donnell
Councilmember Edward Wilson

SUBJECT: San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy Update

Background

The San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) were established by State Legislation in which the COG was an active participant. The Gateway Cities are represented on the RMC Board by two members listed above.

Issue

The RMC Board met on Monday, May 18th in Paramount. AB 139, a bill that would authorize the collection of fees to fund flood control efforts in Los Angeles County, was on the agenda. The staff had agendized a resolution in support of the bill, and mentioned in their report that the current proposed split of funds was 65% to the County Flood Control District and 35% to cities, and that the bill had become a two-year bill.

The COG's representatives expressed opposition to the bill in its current form. In lieu of the staff recommendation, the RMC Board approved a direction to staff to bring back the issue at a future meeting, with more input from the three member COGs and from the private sector.

The RMC staff advised the board that given the uncertainty in the state's ability to raise funds through bond sales, they were still assessing the RMC's ability to make awards and fund projects. Given this uncertainty, the RMC board will probably have its next meeting in July rather than June.

Recommended Action

Receive and file this report.

