

NO. 543
SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
REGIONAL COUNCIL
MINUTES OF THE MEETING
OCTOBER 4, 2012

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE REGIONAL COUNCIL. A VIDEO RECORDING OF THE ACTUAL MEETING IS AVAILABLE ON THE SCAG WEBSITE: www.scag.ca.gov/scagtv

The Regional Council (RC) of the Southern California Association of Governments (SCAG) held its meeting at the SCAG Los Angeles Office. There was a quorum.

Members Present

Hon. Glen Becerra, President	<i>Simi Valley</i>	District 46
Hon. Greg Pettis, 1 st Vice-President	<i>Cathedral City</i>	District 2
Hon. Carl Morehouse, 2 nd Vice-President	<i>Ventura</i>	District 47
Hon. Pam O'Connor, Immediate Past President	<i>Santa Monica</i>	District 41
Hon. Michael D. Antonovich		Los Angeles County
Hon. Shawn Nelson		Orange County
Hon. Linda Parks		Ventura County
Hon. Jeff Stone		Riverside County
Hon. Gary Ovitt		San Bernardino County
Hon. Mary Craton	<i>Canyon Lake</i>	RCTC
Hon. Alan Wapner	<i>Ontario</i>	SANBAG
Hon. Keith Millhouse	<i>Moorpark</i>	VCTC
Hon. Cheryl Viegas-Walker	<i>El Centro</i>	District 1
Hon. Jim Hyatt	<i>Calimesa</i>	District 3
Hon. Ronald Roberts	<i>Temecula</i>	District 5
Hon. Jon Harrison	<i>Redlands</i>	District 6
Hon. Larry McCallon	<i>Highland</i>	District 7
Hon. Deborah Robertson	<i>Rialto</i>	District 8
Hon. Ed Graham	<i>Chino Hills</i>	District 10
Hon. Bill Jahn	<i>Big Bear Lake</i>	District 11
Hon. Joel Lautenschleger	<i>Laguna Hills</i>	District 13
Hon. Leslie Daigle	<i>Newport Beach</i>	District 15
Hon. Leroy Mills	<i>Cypress</i>	District 18
Hon. Kris Murray	<i>Anaheim</i>	District 19
Hon. Bruce Barrows	<i>Cerritos</i>	District 23
Hon. David Gafin	<i>Downey</i>	District 25
Hon. Jim Morton	<i>Lynwood</i>	District 26
Hon. Gene Daniels	<i>Paramount</i>	District 24
Hon. Frank Gurulé	<i>Cudahy</i>	District 27
Hon. Dan Medina	<i>Gardena</i>	District 28
Hon. James Johnson	<i>Long Beach</i>	District 30
Hon. Stan Carroll	<i>La Habra Heights</i>	District 31
Hon. Margaret Clark	<i>Rosemead</i>	District 32
Hon. Keith Hanks	<i>Azusa</i>	District 33

Members Present - continued

Hon. Barbara Messina	<i>Alhambra</i>	District 34
Hon. Margaret E. Finlay	<i>Duarte</i>	District 35
Hon. Donald Voss	<i>La Cañada/Flintridge</i>	District 36
Hon. Carol Herrera	<i>Diamond Bar</i>	District 37
Hon. Paula Lantz	<i>Pomona</i>	District 38
Hon. James Gazeley	<i>Lomita</i>	District 39
Hon. Judy Mitchell	<i>Rolling Hills Estates</i>	District 40
Hon. Frank Quintero	<i>Glendale</i>	District 42
Hon. Mark Rutherford	<i>Westlake Village</i>	District 44
Hon. Bryan A. MacDonald	<i>Oxnard</i>	District 45
Hon. Dennis Zine	<i>Los Angeles</i>	District 50
Hon. Tom LaBonge	<i>Los Angeles</i>	District 51
Hon. Bernard Parks	<i>Los Angeles</i>	District 55
Hon. Darcy Kuenzi	<i>Menifee</i>	District 63
Hon. Matthew Harper	<i>Huntington Beach</i>	District 64
Hon. Sylvia Ballin	<i>San Fernando</i>	District 67
Hon. Lisa Bartlett	<i>Dana Point</i>	TCA
Mr. Randall Lewis, Ex-officio		Lewis Operating Group

Members Not Present

Hon. Jack Terrazas		Imperial County
Hon. Jerry Amante	<i>Tustin</i>	OCTA
Hon. Ronald Loveridge	<i>Riverside</i>	District 4
Hon. Paul Eaton	<i>Montclair</i>	District 9
Hon. Paul Glaab	<i>Laguna Niguel</i>	District 12
Hon. Sukhee Kang	<i>Irvine</i>	District 14
Hon. Michele Martinez	<i>Santa Ana</i>	District 16
Hon. John Nielsen	<i>Tustin</i>	District 17
Hon. Andy Quach	<i>Westminster</i>	District 20
Hon. Brett Murdock	<i>Brea</i>	District 22
Hon. Steven Neal	<i>Long Beach</i>	District 29
Hon. Steven Hofbauer	<i>Palmdale</i>	District 43
Hon. Ed P. Reyes	<i>Los Angeles</i>	District 48
Hon. Paul Krekorian	<i>Los Angeles</i>	District 49
Hon. Paul Koretz	<i>Los Angeles</i>	District 52
Hon. Tony Cárdenas	<i>Los Angeles</i>	District 53
Hon. Richard Alarcón	<i>Los Angeles</i>	District 54
Hon. Jan Perry	<i>Los Angeles</i>	District 56
Hon. Herb Wesson, Jr.	<i>Los Angeles</i>	District 57
Hon. Bill Rosendahl	<i>Los Angeles</i>	District 58
Hon. Mitchell Englander	<i>Los Angeles</i>	District 59
Hon. Eric Garcetti	<i>Los Angeles</i>	District 60
Hon. José Huizar	<i>Los Angeles</i>	District 61
Hon. Joe Buscaino	<i>Los Angeles</i>	District 62
Hon. Lupe Ramos Watson	<i>Indio</i>	District 66

Staff Present

Hasan Ikhata, Executive Director
Sharon Neely, Chief Deputy Executive Director
Joe Silvey, General Counsel
Joann Africa, Chief Counsel
Basil Panas, Acting Chief Financial Officer
Debbie Dillon, Deputy Executive Director, Administration
Catherine Chavez, Acting Chief Information Officer
Rich Macias, Director of Transportation Planning
Huasha Liu, Director of Land Use & Environmental Planning
Sylvia Patsaouras, Acting Director of Strategy, Policy and Public Affairs
Deby Salcido, Officer to the Regional Council
Tess Rey-Chaput, Office of Regional Council Support

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Glen Becerra, Simi Valley, District 46, called the meeting to order at approximately 12:00 p.m. Councilmember Dennis Zine, Los Angeles, District 50, led the Pledge of Allegiance.

PUBLIC COMMENT PERIOD

President Glen Becerra, Simi Valley, District 46, opened the Public Comment Period.

Jerard Wright, Sierra Club Los Angeles Chapter, stated he is in favor of the Support of Cap-and-Trade Coalition Principles.

Rye Baerg, Southern California Regional Policy Manager, Safe Routes to School National Partnership, expressed thanks to SCAG for the new subcommittees' meetings this past week; commented support for the Metro/SCAG Joint Work Program as it is crucial to the implementation of the 2012-2035 Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS); announced the month of October designated as "Walktober" and "Walk to School Day;" and also announced the upcoming "Bike to School Day" in May 2013.

President Becerra closed the Public Comment Period.

REVIEW AND PRIORITIZE AGENDA ITEMS**Urgency Item**

Hasan Ikhata, Executive Director, asked that an urgency item be added on the agenda authorizing staff to join in the filing of an amicus brief before the State Supreme Court regarding the "Exposition Light Rail Line Project."

President Becerra noted that although the Los Angeles County Superior Court ruled in favor of the Los Angeles Metropolitan Transportation Agency (Metro) v. Neighbors for Smart Rail, an appeal has been filed and Metro requested SCAG to file an amicus brief in support of the Exposition Light Rail Line Project.

Joe Silvey, General Counsel, noted the requirements of adding an urgency item on the agenda.

A motion was made (Millhouse) to add the matter as an urgency item on the agenda which would be discussed between Agenda Item Nos. 2 and 3. Motion was SECONDED (Craton) and approved by a UNANIMOUS VOTE.

EXECUTIVE DIRECTOR'S REPORT

Hasan Ikhtrata, Executive Director, reported that an update relating to the e-voting system is included in the agenda packet and asked that when considering a potential e-voting system, it is important to consider the unique size and mobility aspect of the Board. Discussion ensued in regard to maintenance, assigned seating, voting trends, guaranteed warranty of the product and the cost of rental per occurrence/meeting. Second Vice-President Carl Morehouse, San Buenaventura, District 47, expressed concerns that even with new technology, the current Brown Act requirements relating to video-conferencing may continue to impede any progress with e-voting. Supervisor Antonovich and Councilmember Lantz expressed concern about accuracy and reliability of any proposed e-voting system. President Becerra stated that staff will continue to research for a product that would suit the Board's needs and that a report will be provided at the November 1, 2012 meeting with more specifics.

Mr. Ikhtrata noted the schedule of the Regional Council and Policy Committees' meetings for 2013 and reported that the Executive/Administration Committee approved two (2) changes to the schedule: 1) The month of July 2013 will be 'dark' and a regular meeting will be held on August 1, 2013; and 2) the September meeting will be held on September 12, 2013, instead of September 5, 2013 in observance of Rosh Hashanah. There were no objections to the changes; therefore, Mr. Ikhtrata stated that the schedule reflecting the changes will be emailed to the Regional Councilmembers and Policy Committee Members.

Mr. Ikhtrata provided an update in regard to the trial court's rejection of the amicus brief filed jointly by SCAG, California Association of Councils of Governments, Sacramento Area Council of Governments and Metropolitan Transportation Commission relating to the San Diego Association of Governments' Environmental Impact Review of its Regional Transportation Plan in October, 2011. The court based its rejection on lack of resources and potential appeal of the case.

PRESIDENT'S REPORT

President Glen Becerra, Simi Valley, District 46, congratulated Immediate Past President Pam O'Connor, Santa Monica, District 41, as a recipient of the Mobility 21 Transportation Summit's "*Public Sector Leader of the Year Award*" for her work and leadership on the 2012-2035 RTP/SCS.

President Becerra announced that due to time constraints, Subcommittee reports will be provided at the November 1, 2012 meeting.

President Becerra reported that invitations to SCAG's December 6, 2012 Economic Summit have been mailed to all state legislators and asked the councilmembers to encourage local legislators to participate in the summit.

Lastly, President Becerra announced that the upcoming 2013 Regional Conference and General Assembly is scheduled for May 2 – 3, 2013 at the JW Marriott Desert Springs Resort & Spa. He asked the councilmembers for their support in obtaining sponsors for the General Assembly and interest in participating on the Host Committee.

Immediate Past President Pam O'Connor announced that the Los Angeles County Economic Development Corporation (LAEDC) created the "business-friendly" award category to recognize cities within the county that are proactively promoting business-friendly programs and services. The finalists for its 2012 *Most Business-Friendly City in Los Angeles County* award are the cities of Baldwin Park, Glendale, Pico Rivera, Santa Monica and Whittier for the large city category; and the cities of Commerce, Duarte, El Segundo, Glendora, and La Mirada for the small city category. The winner will be announced at the 17th Annual Eddy Awards on Thursday, November 8, 2012 at the Beverly Hilton Hotel, Beverly Hills.

PRESIDENT'S APPOINTMENTS

Representative to the EEC:

Hon. Sylvia Ballin, City of San Fernando, representing District 67

Representatives to the TC:

Hon. Jim Morton, Lynwood, representing District 26

Mr. Aziz Elattar, representing Caltrans, District 7

Representative to the HSRT Subcommittee:

Hon. Jess Talamantes, Burbank, SGVCOG

COMMITTEE REPORTS/ACTION ITEMS

Community, Economic and Human Development Committee (CEHD) Report

1. Public Hearing Regarding Adoption of the Final 5th Cycle Regional Housing Needs Assessment (RHNA) Allocation Plan

Councilmember Paula Lantz, Pomona, District 38, announced CEHD's new Vice-Chair Councilmember Margaret E. Finlay, Duarte, District 35; and reported on the action items related to the support of the SCAG/Metro Joint Work Program Resolution and the Metro Countywide Sustainability Planning Policy; and its recommended adoption of the 5th RHNA Cycle Allocation Plan.

President Becerra opened the Public Hearing regarding the adoption of the Final 5th Cycle Regional Housing Needs Assessment (RHNA) Allocation Plan. Since there was no public testimony received as part of the Public Hearing, President Becerra closed the Public Hearing.

President Becerra asked for any discussion. He proposed that the following language be added to the proposed Resolution No. 12-543-1, for consideration: "The Regional Council hereby directs staff to come back in the near future with a recommendation to address 'lessons-learned' from this RHNA process including possibly reconvening the RHNA Subcommittee and looking at possible legislative changes."

Councilmember Paula Lantz noted support of the proposal and also reported that the CEHD Committee requested that a response letter be prepared to the California Department of Housing and Community Development (HCD) regarding the eligibility of jurisdictions to receive RHNA credit. Councilmember Bill Jahn, Big Bear Lake, District 11, thanked the RHNA Subcommittee members and SCAG staff, for their time and dedication during this two-year RHNA process.

A motion was made (Jahn) to approve Resolution No. 12-543-1, as amended, adopting the Final 5th Cycle RHNA Allocation Plan. Motion was SECONDED (Kuenzi) and approved by a UNANIMOUS vote.

Executive/Administration Committee (EAC) Report

2. Approval of a Resolution to Congress Averting FY 2013 Sequestrations Cuts and Develop a Budget Compromise

President Becerra provided a brief summary. A motion was made (Millhouse) to approve Resolution No. 12-543-2 which urges Congress to pass and the White House to sign legislation to avert across-the-board Fiscal Year 2013 sequestration cuts and to join together to develop a long-term budget compromise. Motion was SECONDED (Morehouse) and approved by a UNANIMOUS vote.

Energy and Environment Committee (EEC) Report

Councilmember Cheryl Viegas-Walker, El Centro, District 1, reported that the EEC recommended approval of Agenda Item No. 8, "Support of the SCAG/Metro Joint Work Program Resolution and the Metro Countywide Sustainability Planning Policy."

Transportation Committee (TC) Report

Councilmember Keith Millhouse, Moorpark, VCTC, reported that the TC recommended distribution of the Draft Active Transportation Work Plan for stakeholders' input; that the Pacific Electric Right-of-Way/West Santa Ana Branch Corridor Alternatives Analysis item will return to the TC in January 2013; received an update on the Metro Transportation Authority ExpressLanes Demonstration Program; and an update on the I-710 South Corridor Project.

Legislative/Communications and Membership Committee (LCMC) Report

Councilmember Larry McCallon, Highland, District 7, reported that the LCMC recommended approval of Agenda Item Nos. 9 and 10 of the Consent Calendar; noted the legislative update report and the list of the Governor's vetoed bills that were supported by SCAG.

Added Urgency Item

President Becerra noted that although the Los Angeles County Superior Court ruled in favor of the Exposition Metro Line Construction Authority in the *Neighbors for Smart Rail* case, an appeal has been filed before the State Supreme Court which was reviewed and granted by the Court. Metro requested that SCAG join in the filing of an amicus brief in support of the Exposition Construction Authority in this case involving the Expo Authority Light Rail Line Project.

A motion was made (Millhouse) to file an amicus brief before the Supreme Court regarding the "Exposition Light Rail Line Project." Motion was SECONDED (Mitchell) and approved by a UNANIMOUS VOTE.

CONSENT CALENDAR

Supervisor Linda Parks, Ventura County, requested to pull Agenda Item No. 9, "Support of Cap-and-Trade Coalition Principles" for a separate discussion. A motion was made (Jahn) to approve the remainder of the Consent Calendar. Motion was SECONDED (Millhouse) and approved by a UNANIMOUS vote.

3. Minutes of the July 5, 2012 Meeting
4. Minutes of the September 6, 2012 Meeting
5. 2012 Investment Policy
6. Grant Application to Conduct a Health Impact Assessment Demonstration Project
7. Contracts \$200,000 or Greater: Contract No. 12-031-C1, Fullerton Transit Loop Feasibility Study, "Fullerton Forward"
8. Support of the SCAG/Metro Joint Work Program Resolution and the Metro Countywide Sustainability Planning Policy
10. SCAG Sponsorship: Active Transportation Forum, October 26, 2012 at \$500
11. Proposed Memorandum of Understanding (MOU) Between the Southern California Association of Governments (SCAG) and Korea Research Institute for Human Settlements (KRIHS) to Promote Joint Research and Exchange Technical Information
12. Proposed Memorandum of Understanding (MOU) Between Southern California Association of Governments (SCAG) and the Myongji University (MJU) to Promote Joint Research and Exchange Technical Information
13. Proposed Memorandum of Understanding (MOU) Between the Southern California Association of Governments (SCAG) and the Institute of Policy and Management (IPM) of the Chinese Academy of Sciences (CAS) to Promote Joint Research and Exchange Technical Information

Receive & File

14. Contracts/Purchase Orders and/or Amendments between \$5,000 – \$200,000
15. Existing Housing Needs Statistics Data to Support Local Jurisdictions' Housing Element Updates
16. October 2012 State and Federal Legislative Update

PULLED AGENDA ITEM NO. 9

9. Support of Cap-and-Trade Coalition Principles

Supervisor Linda Parks, Ventura County, asked for clarification in regard to the original language that was approved by the Sierra Club and the deleted language on the revised legislative advocacy principles for the State's Cap-and-Trade Program. Sharon Neely, Chief Deputy Executive Director, provided

clarification that the referenced deleted language was the Metropolitan Transportation Commission's proposed revision to the Legislation Committee's recommendation and reiterated that SCAG is in support of the coalition's advocacy principles including the language regarding the state's Greenhouse Gas (GHG) emissions allowance revenue.

A motion was made (McCallon) to support the Cap-and-Trade Principles as presented. Motion was SECONDED (Mitchell) and passed by a MAJORITY VOTE with seven (7) IN OPPOSITION (Becerra, Nelson, Lantz, Harper, Daigle, Stone, Jahn).

INFORMATION ITEMS

17. CFO Monthly Report

A written report was received. There were no questions by the Regional Council.

AB 109 – The 2011 Public Safety Realignment Act Discussion

Councilmember Dennis Zine, Los Angeles, District 50, stated that he brought this item for discussion as AB 109 (The Public Safety Realignment Act) was enacted into law to bring a solution to reduce jail overcrowding, costs, and recidivism. While there is a reduction of population of inmates in the state prison, Councilmember Zine stated that this resulted in the influx of inmates in the local municipalities being released based on the last and most recent conviction—whether a felony or a misdemeanor. Councilmember Zine stated that a statistics report showed an increase in violent crimes and cautioned that if this trend continues, there will be challenges related to funding, availability of resources and law enforcement officers in the communities. Councilmember Zine introduced Dr. Katharine Tellis, Assistant Professor, Criminal Justice and Criminalistics, California State University, Los Angeles.

Dr. Tellis provided a presentation regarding a research study on AB 109; statistical data of individuals released and inmate population in the L.A. County jail since AB 109 was enacted into law; discussed the issues raised for policy makers and criminal justice professionals; impacts and implementation of AB 109.

President Becerra thanked Dr. Tellis and introduced the following public safety leaders from the six (6) counties in the SCAG region to provide comments related to the impacts of AB 109 in their respective jurisdictions, beginning with Los Angeles County: Kraig St. Pierre, Deputy District Attorney; Cecil Rhambo, Assistant Sheriff; Jerry Powers, Chief Probation Officer; Assistant Chief Michel Moore, Office of Special Operations; and Edward Medrano, President of L.A. Police Chiefs' Association. In Riverside County: Mike Foccio, Chief Deputy District Attorney; Ray Gregory, Chief Deputy; and Mark Hake, Assistant Chief Probation Officer. In Orange County: Lee Trujillo, Assistant Sheriff; and Steven Sentman, Chief Probation Officer. In San Bernardino: Gary McBride, Deputy Chief Executive Officer; Gary Roth, Assistant District Attorney; Sheree Stewart, Deputy Chief; and Michelle Scray, Chief Probation Officer. In Imperial County: Fred Miramontes, Undersheriff; and Benny Benavidez, Chief Probation Officer. In Ventura County: Michael Powers, County Executive Officer; Gregory Totten, District Attorney; Eric Dowd, Police Captain; and Mark Varela, Chief Probation Officer.

President Becerra thanked the public safety leaders for their insightful comments and excused himself from the meeting and requested 2nd Vice-President Carl Morehouse, San Buenaventura, District 47, to preside and continue with the meeting.

Supervisor Jeff Stone, Riverside County, thanked Councilmember Zine for requesting this topic for discussion and thanked the public safety leaders for articulating their insight regarding the impacts of AB

109; commented regarding the absence of medical infrastructure to support the implementation of AB 109; its inadequate funding; suggested to utilize the insights shared by the public safety leaders and arrive at a unanimous resolution as this issue affects the entire region.

Supervisor Michael D. Antonovich, Los Angeles County, commented regarding funding challenges and the state to assume responsibility and not the local governments; and emphasized seeking a solution from Sacramento.

Supervisor Gary Ovitt, San Bernardino County, thanked the public safety leaders and commented that this issue must continue to be reported and reflected on future agendas as public safety is a very important issue.

Supervisor Linda Parks, Ventura County, expressed appreciation for the local agencies' efforts in its ability to handle a state problem; and commented regarding the importance of ensuring a funding source in the implementation of AB 109.

Councilmember Jim Morton, Lynwood, District 26, suggested outsourcing the state prison system.

Councilmember Dan Medina, Gardena, District 28, echoed Supervisor Antonovich's comments; and suggested requesting Sacramento to provide support to the cities.

Councilmember Barbara Messina, Alhambra, District 34, thanked the public safety leaders for their insight and Dr. Tellis for sharing research information on AB 109. Councilmember Messina suggested utilizing the available public safety programs in cities to get a message to Sacramento.

Councilmember Dennis Zine, Los Angeles, District 50, commented regarding safety in the communities while focusing on housing and transportation issues of the region. He also commented on the increase in crime rate; funding availability; jail time; recidivism; and suggested bringing this matter to Sacramento.

Second Vice-President Carl Morehouse, San Buenaventura, District 47, thanked Councilmember Zine and the public safety leaders for an insightful discussion on AB 109.

President Becerra returned to the meeting, thanked Councilmember Zine and all the RC members for their insightful comments and participating in the entire discussion. He also stated staff will take key discussion from today, summarize suggested next steps, send to our public safety officials for comments, and return with an update at a future meeting. Supervisor Jeff Stone, Riverside County, suggested the formation of a public safety subcommittee. President Becerra concurred.

FUTURE AGENDA ITEM(S)

None.

ADJOURNMENT

There being no further business, the Regional Council meeting adjourned at 2:58 p.m.



Deby Salcido
Officer to the Regional Council