



**VENTURA COUNCIL  
OF GOVERNMENTS**

**AGENDA**

Thursday, July 13, 2006  
5:00 p.m.

City of Camarillo  
Council Chambers

601 Carmen Drive, Camarillo, California 93010

1. **CALL TO ORDER**
2. **FLAG SALUTE**
3. **ROLL CALL**
4. **PUBLIC COMMENT**

At this time, members of the public may comment on any item not appearing on the agenda upon completion of a speaker card. Individual Board Members may briefly respond to Public Comments or ask questions for clarification.

5. **BOARD MEMBER COMMENTS**
6. **APPROVAL OF THE FINAL AGENDA**
7. **CONSENT CALENDAR**

**SUGGESTED MOTION:** *Motion/Second to adopt the Consent Calendar as presented.*

- A. **Minutes** – Adopt the Minutes of the May 11, 2006 Meeting.
- B. **Update on Implementation of 2006 Workplan** – Receive and file report. Interim Executive Director Wally Bobkiewicz's report dated July 7, 2006.

**MEMBERS**

City of Camarillo  
Jan McDonald, Member  
Kevin Kildee, *Alternate*

City of Oxnard  
Thomas Holden, Member  
Tim Flynn, *Alternate*

City of Simi Valley  
Paul Miller, Member  
Steven Sojka, *Alternate*

City of Fillmore  
Ernie Villegas, Member  
Ken Smedley, *Alternate*

City of Port Hueneme  
Jonathan Sharkey, Member  
Anthony C. Volante, *Alternate*

City of Thousand Oaks  
Jacqui Irwin, Member  
Dennis Gillette, *Alternate*

City of Moorpark  
Patrick Hunter, Member  
Clint D. Harper, *Alternate*

City of San Buenaventura  
Carl Morehouse, Member  
Brian Brennan, *Alternate*

County of Ventura  
Linda Parks, Member  
John Flynn, *Alternate*

City of Ojai  
Sue Horgan, Member  
Rae Hanstad, *Alternate*

City of Santa Paula  
Mary Ann Krause, Member  
John Procter, *Alternate*

- C. **FY 2006/07 Dues Assessment and Final Budget** – Receive and file report. Interim Executive Director Wally Bobkiewicz’s July 7,2006 report.
- D. **Letter Opposing AB 2987** – Receive and file letter sent opposing legislation. Chair Patrick Hunter’s June 9, 2006 letter.

8. **ORDER OF BUSINESS**

- A. **Update on VCTC/VCOG Issues** - Receive update and provide direction to staff. Interim Executive Director Wally Bobkiewicz’s oral report.
- B. **Ventura Youth Correctional Facility / SB 1589 (Romero), As Amended** - Receive report on issues pertaining to change of use of facility, consider position on SB 1589 and provide other direction to staff as appropriate. Interim Executive Director Wally Bobkiewicz’s July 7, 2006 report.
- C. **Report of Emergency Preparedness Subcommittee**: Receive update and provide direction to staff. Camarillo Assistant City Manager Bruce Feng’s oral report.
- D. **Regional Housing Needs Assessment Update**: Receive update and provide direction to staff as appropriate. Interim Executive Director Wally Bobkiewicz’s July 7, 2006 report.
- E. **Report of Legislative Subcommittee**: Receive update. Thousand Oaks Senior Analyst Mina Layba’s oral report.
- F. **Request to Co-Sponsor Application with Ventura County Civic Alliance for “2% Strategy” Funds from the Southern California Association of Governments for “Compact for a Sustainable Ventura County”** : Approve co-sponsorship with the Ventura County Civic Alliance of an application for “2% Strategy” funds from the Southern California Association of Governments for Phases I and II of proposed “Compact for a Sustainable Ventura County”. VCOG is not obligating any of its funds at this time to project; and direct staff to work with the Civic Alliance on project. Interim Executive Director Wally Bobkiewicz’s July 7, 2006 report.
- G. **Final Report on June 22, 2006 Annual Meeting**: Receive update. Interim Executive Director Wally Bobkiewicz’s oral report.

9. **AGENCY REPORTS**

- A. Southern California Association of Governments
- B. Ventura County Transportation Commission
- C. League of California Cities
- D. Other Agencies

10. **INTERIM EXECUTIVE DIRECTOR REPORT**

11. **REQUEST FOR FUTURE AGENDA ITEMS**

Any Board Member may propose items for placement on a future agenda. Members may discuss whether or not the item should be agendized and the description of the agenda item.

12. **ADJOURNMENT TO SEPTEMBER 14, 2006**

**NOTE:**                    ***Joint VCOG/VCTC Board Meeting  
Thursday, September 28, 2006, 6:00 PM  
Camarillo Police Station  
3701 E. Las Posas Road, Camarillo***

Copies of staff reports or other written documentation relating to each item of business referred to on this agenda are on file in the City of Santa Paula City Manager's Office and are available for public inspection. If you have any questions regarding any agenda item, contact the Interim Executive Director at (805) 933-4200.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Interim Executive Director. Notification 48 hours before the meeting will allow VCOG to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35, 102-35.104 ADA Title II).

ITEM 7.A.

Minutes of May 11, 2006 Meeting



**VENTURA COUNCIL  
OF GOVERNMENTS**

***Draft MINUTES***

**Thursday, May 11, 2006**

**5:00 p.m.**

**City of Camarillo**

**Council Chambers**

**601 Carmen Drive, Camarillo, California 93010**

1. **Call to Order:** Chair Hunter called the meeting to order at 5:06 p.m.
2. **Salute to the Flag:** Vice Chair Krause led the Salute.
3. **Roll Call:**

<b>Member Jan McDonald</b>	<b>City of Camarillo</b>
<b>Member Patrick Hunter</b>	<b>City of Moorpark</b>
<b>Member Tom Holden</b>	<b>City of Oxnard</b>
<b>Mayor Anthony Volante</b>	<b>City of Port Hueneme</b>
<b>Member Carl Morehouse</b>	<b>City of San Buenaventura</b>
<b>Member Many Ann Krause</b>	<b>City of Santa Paula</b>
<b>Member Paul Miller</b>	<b>City of Simi Valley</b>
<b>Member Jacqui Irwin</b>	<b>City of Thousand Oaks</b>
4. **Public Comments:** None
5. **Board Member Comments:** Mayor Volante expressed his thanks for being able to sit at the dais with the Members and Alternates even though he would not be able to vote.
6. **Approval of the Final Agenda:** Upon staff's recommendation to reorder the agenda, Member Morehouse moved to approve the final agenda; Member Miller seconded the motion, which was carried unanimously by a voice vote.
7. **Consent Calendar:**
  - A. **Minutes of March 9, 2006 Meeting:**

**MEMBERS**

City of Camarillo  
Jan McDonald, Member  
Kevin Kildee, *Alternate*

City of Oxnard  
Thomas Holden, Member  
Tim Flynn, *Alternate*

City of Simi Valley  
Paul Miller, Member  
Steven Sojka, *Alternate*

City of Fillmore  
Ernie Villegas, Member  
Ken Smedley, *Alternate*

City of Port Hueneme  
Jonathan Sharkey, Member  
Murray Rosenbluth, *Alternate*

City of Thousand Oaks  
Jacqui Irwin, Member  
Dennis Gillette, *Alternate*

City of Moorpark  
Patrick Hunter, Member  
Clint D. Harper, *Alternate*

City of San Buenaventura  
Carl Morehouse, Member  
Brian Brennan, *Alternate*

County of Ventura  
Linda Parks, Member  
John Flynn, *Alternate*

City of Ojai  
Sue Horgan, Member  
Rae Hanstad, *Alternate*

City of Santa Paula  
Mary Ann Krause, Member  
John Procter, *Alternate*

Chair Hunter noted name corrections in the minutes of March 9, 2006. Vice Chair Krause noted in Section 8A Review of Governance Options, it is the administrative committees of the two bodies that are meeting together.

**B. Update on Implementation of 2006 Meeting:**

Received and filed Interim Executive Director Wally Bobkiewicz's report dated May 1, 2006.

Member McDonald moved to approve the Consent Calendar; Vice Chair Krause seconded the motion, which was carried unanimously by a voice vote.

8. **ORDER OF BUSINESS**

**C. Regional Housing Needs Assessment Update:**

Interim Executive Director Wally Bobkiewicz gave an overview of work being done by VCOG and the County Planning Directors Group regarding the Regional Housing Needs Assessment (RHNA).

Hasan Ikhata, Director of Planning for SCAG, was introduced and discussed the proposed RHNA process for the SCAG region. Mr. Ikhata stated the process proposes to consider a 20-year forecast, and to incorporate local input. Further, SCAG has resources available to assist sub-regions in preparing their regional housing needs. VCOG members discussed the RHNA process and potential issues that could arise in the VCOG sub-region. Executive Director Wally Bobkiewicz recommended the Board approve utilizing the County of Ventura Planning staff for the VCOG RHNA process. Vice Chair Krause moved the recommended action; Member Morehouse seconded the motion, which was carried by a unanimous vote. Member McDonald requested the record indicate that SCAG has offered funding for the RHNA effort.

**F. Request to Co-Sponsor Application with Ventura County Civic Alliance for "2% Strategy" Funds from the Southern California Association of Governments for "Compact for a Sustainable Ventura County:**

Ron Bottorff with the Ventura County Civic Alliance requested that VCOG and the Civic Alliance partner on a project to develop a compact for a sustainable Ventura County. The project would identify key regional challenges, develop a consensus of a shared vision for the future, and create a blueprint for implementing the vision. In addition to applying for funding from SCAG, funding support will be solicited from the Cities and County. VCOG members stated their expectations that local agencies have the opportunity for active participation and that the project costs be reasonable. Vice Chair Krause moved to approve a request to co-sponsor with an application with Ventura County Civic Alliance for "2% Strategy" funds from the Southern California Association of Governments and to direct staff to work with the Civic Alliance to finalize the application, with additional information on the project's phasing to be provided to VCOG at its July meeting. The motion carried unanimously.

**D. Revisions to FY 2005/06 Budget and Proposed FY 2006/07 Budget**

Interim Executive Director Wally Bobkiewicz presented recommended revisions to the FY2005-06 budget and presented the FY2006-07 VCOG budget. Vice Chair Krause moved to adopt the VCOG FY2006-07 budget with a 15% contingency and that member agencies be assessed accordingly; Member McDonald seconded the motion, which was carried unanimously by a voice vote.

**A. Update on VCTC/VCOG Issues:**

Interim Executive Director Wally Bobkiewicz reported that the administrative committees of both VCTC and VCOG recently met, and decided to plan a joint meeting of the two Boards for September 28 at a location to be determined.

**E. Request of Ventura County Economic Development Association (VCEDA) to Co-Sponsor 2006 Annual Housing Conference:.**

Mayor Volante moved to approve the request that VCOG co-sponsor the Ventura County Economic Development Association's 2006 Housing Conference with Vice Chair Krause serving on the Conference Planning Committee. Motion carried unanimously.

**B. Report of Emergency Preparedness Subcommittee: Deferred until July 13, 2006**

**G. Update on June 22, 2006 Annual Meeting: Deferred until July 13, 2006**

**9. AGENCY REPORTS**

- A. Southern California Association of Governments: Interim Executive Director Bobkiewicz: referred members to the SCAG Executive Director Report in the agenda packet.
- B. Ventura County Transportation Commission: None
- C. League of California Cities: None
- D. Other Agencies: None

**10. INTERIM EXECUTIVE DIRECTOR REPORT: None**

**11. REQUEST FOR FUTURE AGENDA ITEMS: None**

**12. ADJOURNMENT TO JULY 13, 2006**

It was moved and seconded to adjourn to July 13, 2006

## ITEM 7.B.

### Update on Implementation of 2006 Workplan



**VENTURA COUNCIL  
OF GOVERNMENTS**

**MEMORANDUM**

**TO:** Board of Directors  
**FROM:** Wally Bobkiewicz, Interim Executive Director  
**SUBJECT:** **Update on Implementation of 2006 Workplan**  
**DATE:** July 7, 2006

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**Recommendation:** It is recommended that the Board of Directors receive and file this update on implementation of the 2006 Workplan.

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**Discussion:** The following is an overview of the status of the implementation of the 2006 Workplan.

1. AB 939 Task Force: There are no issues pending on this subject.
2. Regional Housing Needs Assessment: Staff will provide an update at the July 13, 2006 meeting.
3. Future Governance Models: Staff will provide an update at the July 13, 2006 meeting.
4. Santa Barbara/Ventura County Issues: The Board subcommittee met on January 4, 2006 to discuss next steps. Members of the Ventura City Council met on February 3, 2006 with members of the Santa Barbara City Council to discuss issues of mutual interest.
5. Legislative Agenda: Staff will provide an update at the July 13, 2006 meeting.
6. Informal Gatherings of Ventura County Officials: Event was held at the Reagan Library on June 22, 2006.
7. Emergency Preparedness: Staff will provide an update at the July 13, 2006 meeting.

ITEM 7.C.

FY 2006/07 Dues Assessment and Final Budget



**VENTURA COUNCIL  
OF GOVERNMENTS**

**MEMORANDUM**

**TO:** Board of Directors

**FROM:** Wally Bobkiewicz, Interim Executive Director

**SUBJECT:** **FY 2006/07 Dues Assessment and Final Budget**

**DATE:** July 7, 2006

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**Recommendation:** It is recommended that the Board of Directors receive and file this report.

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**Discussion:** At its May 11, 2006 meeting, the Board of Directors adopted a budget for FY 2006/07 and a dues assessment. Copies of the final budget and the dues assessment are attached for your information.

**Attachments**

1. Adopted FY 2006/07 Budget
2. FY 2006/07 Dues Assessment

Ventura Council of Governments

2006/07 Allocation of Budget (Dues) by Member

Allocation is based on \$9,375 to be spread \$2,344 evenly and \$7,031 by population.

	<u>Population</u>	<u>Percent of Total Population</u>	<u>2006/07 Spread \$9,375</u>
Camarillo	64,034	7.83%	\$764
Fillmore	15,180	1.86%	\$344
Moorpark	35,801	4.38%	\$521
Ojai	8,156	1.00%	\$283
Oxnard	189,990	23.24%	\$1,847
Port Hueneme	22,388	2.74%	\$406
San Buenaventura	106,710	13.06%	\$1,131
Santa Paula	29,133	3.56%	\$464
Simi Valley	122,708	15.01%	\$1,269
Thousand Oaks	127,644	15.62%	\$1,311
County of Ventura	<u>95,602</u>	<u>11.70%</u>	<u>\$1,035</u>
	<u>817,346</u>	<u>100.00%</u>	<u>\$9,375</u>

From the Joint Powers Authority Agreement, dues are calculated as follows:

- a. Three-fourths (3/4) of all Dues shall be borne by the Entities in proportion to their respective populations. The population figures shall be those population figures set forth in the most recent Population and Housing Estimate prepared by Department of Finance of the State of California ("Estimate") as of January 1 of each year.
- b. The remaining one-fourth (1/4) of such Dues shall be borne equally by the Entities

18-May-06

**ATTACHMENT A**

**Ventura Council of Governments  
Adjusted FY 2005/06 Budget  
Adopted FY 2006/07 Budget**

	<u>FY 05/06</u> <u>Adopted</u>	<u>FY 05/06</u> <u>Adjusted</u>	<u>FY 05/06</u> <u>Estimated</u>	<u>FY 06/07</u> <u>Adopted</u>
<b>REVENUES</b>				
Membership Dues	\$100,000	\$0	\$0	\$9,375
SCAG OWP Project	\$10,000	\$0	\$0	\$0
Interest Earned	\$1,500	\$1,500	\$1,500	\$750
Annual Dinner Meeting	\$0	\$2,250	\$2,250	\$2,250
Transfer from Fund Balance	\$0	\$21,000	\$21,000	\$59,500
<b>Total</b>	<b>\$111,500</b>	<b>\$24,750</b>	<b>\$24,750</b>	<b>\$71,875</b>
<b>EXPENDITURES</b>				
Executive Administration	\$82,500	\$6,875	\$6,875	\$27,500
Administrative Support	\$2,000	\$1,000	\$1,000	\$2,500
Special Projects	\$15,000	\$0	\$0	\$5,000
RHNA Staff Support	\$0	\$1,000	\$1,000	\$15,000
Annual Dinner Meeting	\$0	\$13,000	\$13,000	\$10,000
Web Site	\$2,000	\$1,000	\$1,000	\$1,000
Accounting Services	\$1,000	\$1,000	\$1,000	\$1,000
Supplies	\$4,000	\$10	\$500	\$500
Contingency Reserve	\$21,300	\$0	\$0	\$9,375
<b>Total</b>	<b>\$127,800</b>	<b>\$23,885</b>	<b>\$24,375</b>	<b>\$71,875</b>
<b>Excess Revenues (Expenditures)</b>	<b>-\$16,300</b>	<b>\$865</b>	<b>\$375</b>	<b>\$0</b>
<b>Fund Balance</b>				
As of March 31, 2006	\$83,545			
Transfer 05/11/2006	-\$21,000			
<b>As of June 30, 2006</b>	<b>\$62,545</b>			
FY 2006/07 Operating Transfer	-\$59,500			
<b>As of June 30, 2007</b>	<b>\$3,045</b>			
<b>Proposed FY 2006/07 Executive Administration</b>				
City of Santa Paula	\$7,500			
Assistant ED	\$20,000			
<b>Sub-Total</b>	<b>\$27,500</b>			
<b>Contingency Reserve 15%</b>	<b>\$9,375</b>			

18-May-06

ITEM 7.D.

Letter Opposing AB 2987



**VENTURA COUNCIL  
OF GOVERNMENTS**

June 9, 2006

The Honorable Martha Escutia  
Chair, Senate Energy, Utilities & Communications Committee  
State Capitol, Room 5080  
Sacramento, CA 95814  
Fax # (916) 327-8755

**RE: AB 2987 (Núñez/Levine), as amended 5/31/06: Cable and video service  
NOTICE OF OPPOSITION**

Dear Senator Escutia:

The **Ventura Council of Governments (VCOG) OPPOSES AB 2987 (Núñez/Levine)**. This bill would establish a statewide franchise for video cable service. We are opposed to this measure for the following reasons:

**AB 2987 is unfair.** Cities support competition in telecommunications services, but competition has to be FAIR TO ALL CALIFORNIANS! AB 2987 is unfair and unbalanced because it permits new entrants providing video services to circumvent requirements that apply to existing video providers. It is not fair to the taxpayers because it does not adequately protect the taxpayers' investment in its public right-of-way.

**AB 2987 is discriminatory.** The measure permits new entrants in the video service industry to pick and choose the neighborhoods it will serve in a community, while ignoring other neighborhoods in the same community. The addition of intent language does not constitute protection against discrimination. Who is protecting the underserved? The Department of Consumer Affairs is only empowered to process applications, not evaluate their merit.

**AB 2987 does not Provide for PEG channels.** Public access to broadcasting is not protected. The bill fails to adequately protect the community's public, education and governmental (PEG) channels. These are important assets in a community that permit the televising of community events, governmental deliberations and educational programming. The current language seriously narrows the PEG options now open to a community.

**970 Ventura Street, Santa Paula, CA 93060**

**MEMBERS**

City of Camarillo  
Jan McDonald, Member  
Kevin Kildee, *Alternate*

City of Oxnard  
Thomas Holden, Member  
Tim Flynn, *Alternate*

City of Simi Valley  
Paul Miller, Member  
Steven Sojka, *Alternate*

City of Fillmore  
Ernie Villegas, Member  
Ken Smedley, *Alternate*

City of Port Hueneme  
Jonathan Sharkey, Member  
Murray Rosenbluth, *Alternate*

City of Thousand Oaks  
Jacqui Irwin, Member  
Dennis Gillette, *Alternate*

City of Moorpark  
Patrick Hunter, Member  
Clint D. Harper, *Alternate*

City of San Buenaventura  
Carl Morehouse, Member  
Brian Brennan, *Alternate*

County of Ventura  
Linda Parks, Member  
John Flynn, *Alternate*

City of Ojai  
Sue Horgan, Member  
Rae Hanstad, *Alternate*

City of Santa Paula  
Mary Ann Krause, Member  
John Procter, *Alternate*

**AB 2987 threatens local revenues.** The local government revenues from franchise fees are in jeopardy in the current language in the bill. Serious legal flaws remain. The bill in its current form is a tax under the constitution of the state. The language needs to be amended to ensure that the traditional local franchise fees for local government are maintained and not taken over and preempted by the state tax currently in the bill. Also, the bill narrows the definition of “gross revenues” that constitute the basis for calculating local government revenues. For some cities this may result in a revenue loss.

**AB 2987 creates a new state bureaucracy.** The bill establishes a new state bureaucracy that will grow to regulate what is essentially a local franchise process. The new state bureaucracy will be put in charge of determining issues relating to local streets. In short, the state is taking over local streets when it comes to industries providing video services. Have a problem on a local street? Go to Sacramento and ask the state to correct it!

For these reasons, the **Ventura Council of Governments** is opposed to AB 2987 and asks for your **NO** vote on the bill when it is heard in the Senate Energy, Utilities & Communications Committee.

Thank you for your attention to this important matter.

Sincerely,

Patrick Hunter  
Chair

Cc: Tom McClintock, State Senator  
Sheila Kuehl, State Senator  
George Runner, State Senator  
Audra Strickland, State Assembly Member  
Pedro Nava, State Assembly Member  
Keith Richman, State Assembly Member  
Fran Pavley, State Assembly Member  
Speaker Fabian Nunez  
Assembly Member Lloyd Levine  
Genevieve Morelos, League of California Cities  
Dave Mullinax, League of California Cities

ITEM 8.B.

Ventura Youth Correctional Facility / SB 1589  
(Romero), As Amended



**VENTURA COUNCIL  
OF GOVERNMENTS**

**MEMORANDUM**

**TO:** Board of Directors

**FROM:** Wally Bobkiewicz, Interim Executive Director

**SUBJECT:** **Ventura Youth Correctional Facility / SB 1589 (Romero), As Amended**

**DATE:** July 7, 2006

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**Recommendation:** It is recommended that the Board of Directors receive report on issues pertaining to change of use of facility, consider position on SB 1589 (Romero) and provide other direction to staff as appropriate.

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**Discussion:** Chair Pat Hunter and Past Chair Jan McDonald requested that this issue be placed on the July 13, 2006 agenda as an urgency matter. A bill before the California Legislature, SB 1589, has recently been amended to direct the State Department of Corrections and Rehabilitation to find an alternate use for the Ventura Youth Correctional Facility located just outside Camarillo. The bill would direct the Department to transfer the female juveniles who currently reside at the facility and consider for placement in the facility "male wards of the Division of Juvenile Justice or low level offenders from the adult male population.

The City of Camarillo City Council is scheduled to consider opposing this measure at their July 12, 2006 meeting. The agenda report and attachments from the City of Camarillo are attached for your information.

**Attachment:**  
Agenda Report from City of Camarillo



# *City of Camarillo*

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## **AGENDA REPORT**

Date: July 12, 2006

To: Honorable Mayor and Councilmembers

From: Jerry Bankston, City Manager

Submitted by: Gail Doi, Deputy City Manager

Subject: **SB 1589 (Romero), As Amended – Division of Juvenile Justice:  
Specialized Programming.**

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### **SUMMARY**

On June 28, 2006, the Assembly Committee on Public Safety passed SB 1589 with a new amendment mandating the State Department of Corrections and Rehabilitation to find an alternative use for the Ventura Youth Correctional Facility. After transfer of the current female juvenile population out of the facility, options for alternative use shall include housing male wards of the juvenile justice system or low level offenders from the adult inmate population.

### **DISCUSSION**

Prior to the author's most recent amendment, SB 1589 was a measure designed to mandate the Division of Juvenile Justice to explore options for providing specialized programming outside of division facilities for high risk or high need juvenile offenders. The bill also required that priority for placement of female offenders be given to government agencies or other alternatives, and that all female offenders be transferred out of juvenile division facilities as expediently as possible.

In the amendment by Senator Romero dated June 21, however, a new provision was added requiring the Department of Corrections to find an alternative use for the Ventura Youth Correctional Facility upon transfer of the female juveniles who currently occupy the facility. The options for alternative use "shall include housing male wards of the Division of Juvenile Justice or low level offenders from the adult inmate population." The Ventura Youth Correctional Facility, located just outside of Camarillo, is the only facility in the state named in the amendment and subject to this additional requirement.

The amendment to SB 1589 and its latest Committee passage coincide with Governor Schwarzenegger's call for a Special Session of the Legislature to address prison overcrowding and recidivism. It is reported that Senator Romero is considering offering her SB 1589 proposal in the special session. With regard to the regular legislative

session, SB 1589 has been referred to the Assembly Committee on Appropriations with a hearing scheduled on August 9, 2006.

### **BUDGET IMPACT**

This action does not require a budget expenditure or modification.

### **RECOMMENDATION**

A MOTION to *Strongly Oppose* SB 1589 (Romero), As Amended, Division of Juvenile Justice: Specialized Programming.

### **ATTACHMENTS**

SB 1589 Bill Summary & Text

**CITY OF CAMARILLO**

**LEGISLATIVE BILL SUMMARY**

Date: July 6, 2006

Bill No./Author: **SB 1589 (Romero) – As Amended**

Topic: **Division of Juvenile Justice: Specialized Programming**

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**Title:** An act to add Section 1756.5 to the Welfare and Institutions Code, relating to the Division of Juvenile Justice.

**Summary:** SB 1589 (Romero) would require the Division of Juvenile Justice to explore options for providing specialized programming outside of division facilities for high risk or high need juvenile offenders. In addition, the bill would require that priority for placement of female offenders be given to government agencies or other alternatives, and that all female offenders be transferred out of juvenile division facilities as expeditiously as possible.

Pursuant to the author's amendment on June 21, 2006, SB 1589 would further require that the Department of Corrections and Rehabilitation find an alternative use for the Ventura Youth Correctional Facility, located just outside of the City of Camarillo. After transfer of the current female juvenile population out of the facility, options for alternative use shall include housing of male wards of the juvenile justice division or low level offenders from the adult inmate population.

**Impact:** SB 1589, as amended, would replace female juveniles or the lowest level offenders in the state correctional system, with juvenile males or adult inmates who are significantly higher level offenders, at the Ventura Youth Correctional Facility. This proposal is not compatible with the residential, commercial and other land uses in the vicinity.

**Current Status:** Passed Senate Floor on May 30; amended to add Ventura Youth Correctional Facility on June 21; passed Assembly Committee on Public Safety on June 28; in Assembly Committee on Appropriations with hearing scheduled on August 9, 2006.

**Supporters:** Books Not Bars; Youth Law Center.

**Opponents:** California District Attorneys Association; Chief Probation Officers of California

**Staff Recommendation:** *Strongly Oppose*

AMENDED IN ASSEMBLY JUNE 21, 2006

AMENDED IN SENATE MAY 17, 2006

**SENATE BILL**

**No. 1589**

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**Introduced by Senator Romero**

February 24, 2006

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An act to add Section 1756.5 to the Welfare and Institutions Code, relating to the Division of Juvenile Justice.

LEGISLATIVE COUNSEL'S DIGEST

SB 1589, as amended, Romero. Division of Juvenile Justice: specialized programming.

The Division of Juvenile Justice is vested with all the powers, functions, duties, responsibilities, obligations, liabilities, and jurisdiction of the former Youth Authority. The Division of Juvenile Justice consists of the Division of Juvenile Facilities, the Division of Juvenile Programs, and the Division of Juvenile Parole Operations under the Chief Deputy of Juvenile Justice, each headed by a chief who is appointed by the Governor and subject to Senate confirmation.

This bill would require the Division of Juvenile Justice to explore options to provide specialized programming outside of division facilities for high risk or high need juvenile offenders, taking into account availability and specified criterion. The bill would further require the division to give priority for the placement of female offenders with governmental agencies or, if unavailable, to report alternatives to the Legislature at that time. The bill would also require the division to transfer all female offenders out of division facilities as expediently as possible. *Upon that transfer, the bill would require the Department of Corrections and Rehabilitation to find an alternative use for the Ventura Youth Correctional Facility. If used to house adult*

97

*inmates, the bill would then require the department to implement an honor yard program at that facility, as specified.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
 State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 1756.5 is added to the Welfare and  
 2 Institutions Code, to read:

3 1756.5. (a) The Division of Juvenile Justice shall explore  
 4 options to provide specialized programming outside of division  
 5 facilities for high risk or high need offenders, if programming is  
 6 available. Specialized programs for these offenders shall take  
 7 into account commitment offenses, delinquency history, age,  
 8 gender, medical and mental health condition, risk levels, and any  
 9 other commitment criteria.

10 (b) The Division of Juvenile Justice may also consider  
 11 changes with respect to eligibility, age, jurisdiction, or length of  
 12 confinement in order to ensure quality programming within  
 13 division facilities.

14 (c) (1) Given the small number of female offenders and their  
 15 specialized needs, the Division of Juvenile Justice shall explore  
 16 options to provide programming for female offenders outside of  
 17 division facilities. In considering these options, the division shall  
 18 give priority for the placement of female offenders to  
 19 governmental agencies or, if those options are not appropriate or  
 20 available for the placement of female offenders, the division shall  
 21 report any and all other alternatives to the Legislature at that  
 22 time. The division shall transfer all female offenders out of  
 23 division facilities as expeditiously as possible.

24 (2) *Once the female offender population has been transferred*  
 25 *out of division facilities, the Department of Corrections and*  
 26 *Rehabilitation shall find an alternative use for the Ventura Youth*  
 27 *Correctional Facility. Options shall include housing male wards*  
 28 *of the Division of Juvenile Justice or low level offenders from the*  
 29 *adult inmate population. If adult inmates are housed in this*  
 30 *facility, the Department of Corrections and Rehabilitation shall*  
 31 *implement an honor yard program, such as exists at the*  
 32 *California State Prison, Los Angeles County, in Lancaster,*

- 1 *drawing on the policies set forth in its honor yard operational*
- 2 *procedures.*

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ITEM 8.D.

Regional Housing Needs Assessment Update



**VENTURA COUNCIL  
OF GOVERNMENTS**

**MEMORANDUM**

**TO:** Board of Directors

**FROM:** Wally Bobkiewicz, Interim Executive Director

**SUBJECT:** **Regional Housing Needs Assessment Update**

**DATE:** July 7, 2006

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**Recommendation:** It is recommended that the Board of Directors receive update and provide direction to staff as appropriate.

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**Discussion:** Chair Elect Mary Ann Krause has been following this issue closely and has submitted the attached update from the last SCAG meetings on this issue on July 6, 2006. In addition, VCOG staff will be available to provide an oral report and answer additional questions.

**Attachment**

Report from Chair Elect Mary Ann Krause

Date: July 6, 2006  
To: VCOG Members  
From: Mary Ann Krause, AICP  
Subject: RHNA update—SCAG Meetings

There has been nearly unanimous agreement among those closest to the RHNA process, that the existing process is broken. Four different collaborative efforts in Sacramento over the last two years to reform RHNA have all failed. Settlement of a lawsuit against SCAG in the last round of RHNA required reforms to be in place before the next round of housing allocations begins. As a result of the failures at reform, SCAG decided in February to submit reform language that built on the understanding developed from the previous failures. Over the last 6 months SCAG has worked with its policy and technical committees to develop desirable concepts, while also working with legislators, regulators, and special interest in Sacramento to develop language acceptable to Sacramento.

Today the SCAG Regional Council (RC) approved two documents related to the upcoming RHNA process that are attached. The first, the “Draft RHNA Pilot Program Language- SCAG Region” was recommended as the policy guidance for how SCAG will conduct the RHNA process. The second, “Senate Transportation and Housing Committee Staff Proposal June 29, 2006”, represents the actual legislative changes required to implement the desired policies. This second document will be attached to a bill that is likely to be approved by the end of the legislative session this summer. If the bill is approved, the process will follow the concepts outlined in the policy document; if the bill is not approved, this iteration of RHNA will proceed essentially as in previous rounds, but with a compressed timeframe. Because time is short to complete all aspects of the process in a timely fashion, the subcommittee work identified in section 11 of the policy document will commence ASAP, in anticipation of approval of the reforms. The subcommittee will be selected from SCAG committee members, and will be balanced by region, jurisdiction size and urban/rural jurisdiction. Ventura County will have representation on the subcommittee.

DRAFT RHNA Pilot Program Language – SCAG Region  
For CEHD and RC Review and Action  
July 6, 2006

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Section 65584.01(e) is added to the Government Code, to read:

65584.01 (e) Notwithstanding the provisions of Government Code sections 65584.01 (a)-(d) and 65584.04(b) and (h), relating to the regional housing needs process, the Southern California Association of Governments, hereinafter referred to as SCAG, shall prepare the fourth revision of the Housing Element Regional Housing Needs Assessment in accordance with the following:

- (1) Develop integrated long-term growth forecasts by 5 year increments.
- (2) The forecasts shall include three major variables: population, employment, and households by geographic area throughout the region.
- (3) SCAG shall convert households into housing units using replacement rates from the Department of Finance “DOF”, and county level vacancy rates from the most recent Census, by weighing vacancy rates of for-sale and for-rent units.
- (4) The methodology and allocation process shall follow the Regional Transportation Plan “RTP” Growth Forecasting Process and other strategies adopted by SCAG to integrate housing planning with projected population growth and transportation.
- (5) SCAG shall consider the following factors early in the growth forecasting process:
  - (A) Each member jurisdiction's existing and projected jobs and housing relationship.
  - (B) The opportunities and constraints to develop additional housing in each member jurisdiction, including all of the following:
    - (i) Lack of capacity for sewer or water service due to federal or state laws, regulations or regulatory actions, or supply and distribution decisions made by a sewer or water service provider other than the local jurisdiction that preclude the jurisdiction from providing necessary infrastructure for additional development during the planning period.
    - (ii) The availability of land suitable for urban development or for conversion to residential use, the availability of underutilized land, and opportunities for infill development and increased

1 residential densities. The council of governments may not limit its  
2 consideration of suitable housing sites or land suitable for urban  
3 development to existing zoning ordinances and land use restrictions of a locality,  
4 but shall consider the potential for increased residential development under  
5 alternative zoning ordinances and land use restrictions.

6 (C) The distribution of household growth assumed for purposes of a  
7 comparable period of regional transportation plans and opportunities  
8 to maximize the use of public transportation and existing  
9 transportation infrastructure.

10 (D) Agreements between a county and cities in a county to direct  
11 growth toward incorporated areas of the county.

12 (E) Any other factors adopted by the council of governments.

13 (6) SCAG shall conduct a minimum of fourteen public workshops, which shall include at  
14 least one for each subregion. The objective of the workshop shall include but not be  
15 limited to the solicitation of information regarding the above factors.

16 (7) SCAG shall approve the forecasts, and transmit to the State Housing and Community  
17 Development Department "HCD" at the regional level the following variables:  
18 population, households, employment and housing units.

19 (8) The HCD shall certify the SCAG growth forecast. If the difference between SCAG's  
20 population projection and the one projected by the DOF is over 4 percent, the HCD  
21 may convene a Panel consisting of representatives from Department of Finance (DOF),  
22 Employment Development Department (EDD), Caltrans and a representative of another  
23 Council Of Government (COG) to review the assumptions and methodology of the  
24 forecast and to recommend to HCD whether or not the household forecasts and  
25 assumptions are consistent with this section or require modifications.

26 (9) Upon review of the recommendations of the Panel and consultation with SCAG, HCD  
27 shall either certify the SCAG forecast, or shall certify the forecast determined by the  
28 Panel, or shall propose an alternative regional housing need with a written explanation  
29 for its proposal to the Panel. If HCD proposes an alternative regional housing need that  
30 is not acceptable to SCAG, the parties shall abide by the determination of the Panel.

1 (10) SCAG shall follow the Regional Transportation Plan (RTP) Growth Forecasting  
2 process and complete the Housing Need Allocation Plan twelve (12) months from the  
3 date that HCD sends notice of the certification of the SCAG forecasts.

4 (11) SCAG shall appoint and work with appropriate subcommittees and technical advisory  
5 committees to establish a public review process on various policy issues that will  
6 determine key methodologies required to complete the Regional Housing Allocation  
7 Plan. In addition to the factors listed in Government Code Section 65584.01 (e)(5)(A)  
8 thru (E), SCAG shall also consider the following:

9 (A) Appropriate factors in determining housing unit allocation by local  
10 jurisdiction,

11 (B) Appropriate factors in determining housing unit allocation by income,

12 (C) Appropriate level of resources for producing low-income housing,

13 (D) Appropriate level of incentives or regulatory relief for land use strategies and  
14 designations consistent with the regional growth forecast

15 (11.01) Upon release for public review of the draft Regional Housing Allocation Plan, a  
16 jurisdiction may proceed to appeal the allocation of housing pursuant to Government  
17 Code Section 65584.05(b) through (i), except that no jurisdiction may appeal any  
18 adjustment or adjustments made by the council of government or delegate subregion  
19 made as a result of disposition of an appeal pursuant to this section.

20 (12) SCAG shall approve the final Housing Need Allocation Plan with findings that the  
21 Plan is consistent with the objectives of this section and with the Regional  
22 Transportation Plan, and that the distribution of housing allocation will not significantly  
23 impact mobility and air quality.

24 (13) SCAG shall delegate development of the Housing Need Allocation Plan to the  
25 subregional entities, provided that subregional entities agree to maintain the subregional  
26 total of housing need throughout the process.

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**Senate Transportation and Housing Committee Staff Proposal  
June 29, 2006**

Add Section 65584.02.5 to the Government Code to read:

65584.02.5.(a) For the fourth revision of the housing element pursuant to Section 65588 within the region of Southern California Association of Governments (SCAG), the existing and projected need for housing for the region as a whole and each jurisdiction within the region shall be determined according to the provisions of this article except as follows:

- (1) Notwithstanding subdivision (b) of Section 65584.01, if the total regional population forecast for the planning period, developed by the council of governments and used for the preparation of the regional transportation plan, is within a range of 4 percent of the total regional population forecast for the planning period over the same time period by the Department of Finance, then the population forecast developed by the council of governments shall be the basis from which the department determines the existing and projected need for housing in the regions.
  - (2) The council of governments shall not be required to survey its member jurisdictions pursuant to subdivision (b) of section 65584.04.
  - (3) The methodology required by Section 65584.04 shall be based upon SCAG's Regional Transportation Plan Growth Forecasting Process and other strategies adopted by SCAG to integrate housing planning with projected population growth and transportation.
  - (4) The council of governments shall allow a city or county to appeal its draft allocation pursuant to subdivisions (d) and (e) of Section 65584.04, but shall not be required to entertain requests for revision pursuant to subdivisions (b) and (c) of section 65584.05. A city or county shall not be allowed to file more than one appeal, and no appeals may be filed relating to any adjustments made pursuant to subdivision (g) of Section 65584.05.
  - (5) In the event two or more local governments agree to an alternate distribution of appealed housing allocations pursuant to subdivision (g) of Section 65584.05, the council of governments shall review the agreement. The agreement shall only be included in the final allocation plan if the council of governments makes a finding that the agreement is consistent with regional transportation and air quality plans, and does not exacerbate racial or economic segregation.
- (b) This section shall be repealed on December 31, 2014, unless a later enacted statute extends the date.

ITEM 8.F.

Request to Co-Sponsor Application with Ventura County Civic Alliance for “2% Strategy” Funds from the Southern California Association of Governments for “Compact for a Sustainable Ventura County”



**VENTURA COUNCIL  
OF GOVERNMENTS**

**MEMORANDUM**

**TO:** Board of Directors

**FROM:** Wally Bobkiewicz, Interim Executive Director

**SUBJECT:** **Request to Co-Sponsor Application with Ventura County Civic Alliance for “2% Strategy” Funds from the Southern California Association of Governments for “Compact for a Sustainable Ventura County”**

**DATE:** July 7, 2006

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**Recommendation:** It is recommended that the Board of Directors 1) approve co-sponsorship with the Ventura County Civic Alliance of an application for “2% Strategy” funds from the Southern California Association of Governments for Phases I and II of proposed “Compact for a Sustainable Ventura County”. VCOG is not obligating any of its funds at this time to project; and 2) direct staff to work with the Civic Alliance on project.

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**Discussion:** At its May 11, 2006 meeting, VCOG received a presentation from the Ventura County Civic Alliance on a proposed “Compact for a Sustainable Ventura County.” This civic engagement process would identify key regional challenges, develop a shared vision for the region and create a roadmap for achieving this.

VCOG approved the request to co-sponsor the Civic Alliance application to SCAG for “2% Strategy” funds and to direct staff to work with the Civic Alliance to finalize the application, with additional information on the project’s phasing to be provided to VCOG at its July meeting.

A more refined project description is attached. Staff is recommending that VCOG endorse moving forward with Phases I and II of the proposed “Compact for a Sustainable Ventura County” at this time.

**Attachments:**

Information on proposed “Compact for a Sustainable Ventura County”  
SCAG 2% Strategy Application

## **PROPOSAL TO BECOME A 2% STRATEGY DEMONSTRATION COMMUNITY**

### **Project plan/location**

This project involves Ventura County, California and all cities within.

### **Assistance required**

The attached project summary document outlines the *Compact for a Sustainable Ventura County*, a joint proposal by the Ventura Council of Governments (VCOG) and the Ventura County Civic Alliance (VCCA). This proposal covers Phase 1 of the project to be conducted during the first nine months of a projected three-year effort. The project has three basic components, or phases:

- Phase 1: Data Collection and Scenario Development.** Collect data, update the 2002 Ventura County Vacant Land Study, identify goals and policy options, and develop and analyze a preliminary set of alternative scenarios for Ventura County's future.
- Phase 2: Identification of Preferred Regional Future.** Refine the preliminary scenarios and develop and conduct a process utilizing media and public education, community workshops, and leading-edge visualization, consensus-building and decision-making tools and procedures to identify a broadly supported "Preferred Regional Future."
- Phase 3: Implementation.** Develop and begin executing an implementation and monitoring plan to work toward achieving the Preferred Regional Future.

The assistance requested at this time is support from SCAG's consultants, Fregonese Calthorpe Associates, in Phase 1 activities as identified above. Funding for later phases of the project will be sought from SCAG, local governments, businesses, foundations, individuals, and organizations such as the Urban Land Institute and the Local Government Commission.

### **How this project implements the Compass Vision and 2% Strategy**

Ventura County has, over the years, largely constrained development within urban boundaries and avoided the sprawl-type development that has consumed most of the land in other southern California counties. But Ventura County faces growth pressures similar to those of these counties and must decide where to place such growth. Most SOAR initiatives sunset in 2020 and it is not too soon to begin planning for what will follow. An overall regional plan, or vision, for the future of Ventura County will undoubtedly favor mixed-uses, infill and development close to transportation corridors. Thus, in effect, Ventura County already is in a good position to implement the Compass 2% Strategy, and the project should have the end result of a regional vision that reflects Compass Strategy. The plan must also, of course, deal with numerous issues including affordable housing, workforce education, open space preservation and a host of other quality-of-life issues.

In addition to the Compass data and analysis, the project will build on numerous previous efforts supported by SCAG, VCOG, the Ventura County Transportation Commission, and the Ventura County Planning Division, including:

- Agricultural/Open Space Resource Management as a Transportation Land Use Impact Mitigation Strategy (1997)
- Transportation Center Study (2002)
- Economic/Transit/Mixed Use Strategies for Housing Rich Communities (2004)
- Ventura County Vacant Land Study (2002)
- The State of the Sub-region Ventura County – Measuring Progress in the 21st Century (2002)
- Strategies for Livable Communities (1998)
- Vehicle Miles Traveled Reduction (1995)

The project will also build on work by the Ventura County Civic Alliance on promoting livable communities and sustainability in our region; previous city, county and regional visioning and planning efforts in Ventura County; and lessons learned from similar efforts in other regions, including the Sacramento Blueprint, the Compact for a Sustainable Bay Area, Envision Utah, and others.

### **Larger agency efforts**

This project is proposed by the Ventura Council of Governments and the Ventura County Civic Alliance. The county and ten city governments have been invited and strongly encouraged to partner with VCOG and VCCA in this effort, though participation is voluntary and non-binding. VCOG, VCCA and their partners will agree on a joint leadership and decision-making structure for managing the project. Partners will have the opportunity to review a draft report of results and submit comments before a final report is produced.

### **Anticipated start date**

The anticipated start date under this proposal is September, 2006. The entire project including follow-on phases covers the period 2006-2009, followed by implementation.

### **Estimated expense of services**

Services under this proposal would support tasks carried out in the first nine months of the work plan. It is anticipated that services in the \$100,000-\$150,000 range would cover Phase 1 activities.

### **Source for 20% local match**

VCCA will provide staffing, coordination and member support for the project. VCOG members and/or city and county planning staff will also provide in-kind support and data for the project. Additional financial and in-kind support will be sought from local governments in Ventura County, businesses, foundations, individuals, and civic institutions – and, in fact, is currently being sought by the Civic Alliance. It is anticipated that such support, including that provided by VCCA, VCOG, and their members, will significantly exceed the 20% match level.

### **Type of product**

The product of the first phase of the project, to be covered by the services under this proposal, will be a report that will update information in the Ventura County Vacant Land Study, a preliminary set of alternative future scenarios with associated land use maps, and preliminary analysis of the impacts and implications of those scenarios.

## ATTACHMENT A

### **Compact for a Sustainable Ventura County** A Proposal of the Ventura County Civic Alliance

**Project Definition:** The **Compact for a Sustainable Ventura County** project encompasses a civic engagement process that would identify key regional challenges, develop a shared vision for the region's future rooted in common values, and create a blueprint embodying this vision along with a roadmap for achieving it. The anticipated timeframe for the project is 2006-2009.

**Project Objectives:** The Ventura County Civic Alliance (VCCA) is a non-governmental regional body that has identified quality-of-life indicators for Ventura County that point to several major problems that must be addressed to establish a sustainable future for our region. VCCA is embarking upon a three-year program to advance regional planning in the county with the aim of establishing a **Preferred Regional Future** – a blueprint for our region's future that embodies the common values and aspirations of our communities and that has widespread support from county residents, businesses, civic leaders and policymakers. VCCA supports smart growth and the “three E” principle of ensuring that economic, environmental and social equity interests are brought together in all land use, resource management, community and economic development, and related decision-making processes.

The project will address four key questions about Ventura County's future in a three-phase project:

- I. Where we are now? (Phase 1)
- II. Where we are going? (Phase 1)
- III. Where do we want to be? (Phase 2)
- IV. How do we get there? (Phase 3)

### **Project Milestones**

#### **Phase 1: Data Collection and Scenario Development**

**Milestone 1 - Inventory of data:** Develop baseline data by collecting and organizing *State of the Region* indicators and other relevant countywide and regional data related to population, land use, housing, transportation, water demand/supply and quality, energy supply and demand, air quality, and relative environmental and social equity information.

**Milestone 2 - Goals:** Compile and synthesize existing city and county goals - employ “Faulkner House Compact” goals as appropriate, prepare draft of Preferred Goals.

**Milestone 3 - Vacant Land Study 2006:** Update the 2002 study, collect new vacant land information from cities, revise GIS maps, trend analysis and findings.

**Milestone 4 - Policy options:** Compile policy recommendations from VCOG, VCTC, SCAG livable communities studies, city and county general plans and studies; develop preliminary policy options that most effectively alleviate identified problems, emphasizing the “3E” perspectives of economy, environment and social equity, SCAG 2% Strategies for mobility, sustainability and prosperity, and smart growth and “new urbanism” principles (e.g., infill, land recycling, walkable communities, transit-oriented development, and preservation of open space and historic areas).

**Milestone 5 – Preliminary alternative scenarios:** Develop scenario methodology and a range of preliminary future scenarios along with assumptions, constraints, and impact analysis (e.g., population, housing mix, economic development, jobs/housing balance, traffic congestion, air quality, open space and farmland acreage).

## **Phase 2: Identification of Preferred Regional Future**

**Milestone 6 – Refine alternative scenarios:** Finalize a set of three or four future scenarios from the options identified in Phase 1 and complete impact analysis with input from planners and community leaders.

**Milestone 7 – Identify Preferred Regional Future:** Develop and conduct a process utilizing media and public education, community workshops in all ten cities in the county, and leading-edge visualization, consensus-building and decision-making tools and methodologies to identify a broadly supported **Preferred Regional Future**, along with land-use maps, supporting data and final policy options.

## **Phase 3: Implementation**

**Milestone 8 – Implementation requirements:** Identify implementation needs and requirements, including monitoring techniques, development of urban form techniques and tools, model ordinances and intergovernmental agreements, zoning revisions, etc.

**Milestone 9 – Implementation plan:** Assess and select those implementation tools and techniques that will best implement the Preferred Regional Future; define implementation plan and begin execution and monitoring.

**Need for Inclusiveness:** The VCCA recognizes that, for the **Compact for a Sustainable Ventura County** project to have any chance of success, the cities in the county, along with the county itself, must be vested in the project. We welcome and strongly encourage their active involvement. As the process unfolds and financial resources are assembled, we seek partnership, participation, assistance, input and support from the broadest possible array of city and county governments, regional governing bodies and special districts, businesses and civic institutions.

## ITEM 9

### Agency Reports

## **EXECUTIVE DIRECTOR' S MONTHLY REPORT JULY 2006**

Each month I establish, with input from the Directors, the priority issues on which management and the staff focus. This report summarizes the work that was accomplished during the month as well as other items I feel will give the Council a better understanding of what the staff and I are doing to accomplish our performance objectives.

### **I. Improve the efficiency and accountability of management within the organization**

- Continuing Cooperative Agreements. By June 26, 2006, SCAG plans to send out to the Subregions the Fiscal Year 2006-2007 Continuing Cooperative Agreements (CCA) for OWP funded work to be performed by the subregions. In order to meet this deadline, the Subregional Coordinators were asked to submit all Scopes of Work and corresponding Budgets for projects to SCAG by June 19, 2006. These documents must be received by SCAG's project managers for each subregional project in order to ensure that the CCAs are sent to the Subregions for signature by the stated deadline.

As of June 28, 2006, four (4) of eleven CCAs have been completed by SCAG staff. We are continuing to seek supporting documentation of work scopes to complete the issuance of the other (7) seven. Subregions can not begin work on the fiscal year 2006-07 OWP until the new CCAs are executed.

- Pre-award audits. Pre-award audits were scheduled for eleven (11) Subregions. As of June 28, 2006 nine (9) have been completed; they are:
  1. South Bay Cities
  2. San Bernardino (SANBAG)
  3. Ventura COG
  4. Los Angeles County
  5. Coachella Valley AG
  6. Arroyo Verdugo COG
  7. Western Riverside COG
  8. Westside Cities COG
  9. Gateway Cities COG

Systems and controls, including timekeeping and labor rates, were reviewed and appear adequately supported. Two remaining pre-award audits were scheduled in June but postponed by the Subregions until July. These two are:

1. North Los Angeles County
2. Imperial Valley

There are tentative plans for a review of Orange County COG in July to see if they have corrected control deficiencies discovered during a previous post award audit

issued in January 2006. Post award incurred cost, or OWP audits are planned to begin by August 1, 2006. The next Subregions to be audited would be San Bernardino, Ventura and Western Riverside.

- Stipend Policy. A new Stipend policy is being proposed to the Regional Council that will reimburse members their actual mileage from their City Hall to SCAG'S downtown Los Angeles offices or any other location where meetings on behalf of the Regional Council are attended. Mileage will be reimbursed at the federal rate of \$0.445 per mile. We believe this approach will be more equitable and accurate.

## **II. Provide support to the Regional Council in providing direction and leadership to SCAG**

- As a follow up to the Regional Council Retreat discussion regarding the Committees and Task Forces, the staff will review the work programs proposed for each committee and task force and identify priority items. The results of that review will be discussed in September with the policy committees and then a report provided to the President containing recommendations regarding the work priorities for each committee and/or task force and recommendations regarding appointments.
- Leadership Program. The Communication & Membership Subcommittee has been working with staff in exploring and researching ways to offer our members increased opportunities for leadership development with a regional perspective and a focus on the substantive issues facing Southern California. The Subcommittee felt SCAG could undertake this effort by working with consultant(s) experienced in delivering such specialized training.

The FY 2005-2006 General Fund (GF) budget included \$25,000 for RC Leadership Development as does the new FY 2006-2007 General Fund budget. The process for seeking a consultant to perform this function was delayed due to refinements to the Request for Proposal (RFP); hence an RFP was not released in FY 05-06 and the money was not spent. The Communication & Membership Subcommittee recommends moving forward by launching the consultant selection process and releasing the RFP with a total available budget of \$50,000. The July 6th Administration and Regional Council agendas have an item requesting approval of an increase of \$25,000 in the RC Leadership Development Training budget."

- On June 2<sup>nd</sup> and on June 26<sup>th</sup> I met with Gene Pentimonte of Maersk regarding Maglev technology and electrification of rail and trucks. Maersk will be part of the technical team that will develop alternative technologies to access ports and inland ports.
- On June 7<sup>th</sup> I and Hasan Ikhtrata were interviewed by CNN for the Anderson Cooper show. The interview aired on June 14.
- On June 9<sup>th</sup> I participated in Urban Land Institute/National Multi Housing Council (ULI/NMHC) Forum and gave a presentation on Compass Blueprint – "How Southern California is Planning for Growth."

- On June 21<sup>st</sup> SCAG hosted a Blueprint status meeting with BT&H Secretary Sunne McPeak, Councilmember Bernard Parks, and Hilary Orozco from the Compass Partnership and SCAG staff to review the progress of our Blueprint planning grant.
- On June 25<sup>th</sup> and 26<sup>th</sup> I was invited by the Eno Transportation Foundation to participate in their Logistics Education Forum at the Georgia Tech Conference Center in Atlanta. I participated in a panel on “Challenges Facing Public Authorities & Related Training Needs” – Panelists from the State, Port and MPO were invited.
- On June 28<sup>th</sup> John Cline, our Washington D.C. representative and I met with U.S. DOT Assistant Secretary Joel Szabat, and Barry Sedlik, Undersecretary of Business, Transportation and Housing Agency to plan a Goods Movement Summit in August which would establish the Federal and State role in implementing goods movement in Southern California.
- On June 28<sup>th</sup> I was invited by the Bay Area Council to attend their Executive Committee meeting in San Francisco and speak on “How California’s Largest Region is Planning for its Future.” I presented our Southwest Mega-region and encouraged the Bay Area Council to initiate the same.

### **III. SCAG Operations**

- Recruitments.

The CFO is reviewing his staffing needs related to the Manager of Finance position as well as other positions. The IT Manager applications have been reviewed by the Information Services Director and interviews will be scheduled soon. There are several other staff recruitments underway.

- Training and Development/Professional Pathways.

The June wellness theme was Instant Energy with a presentation on “Working Towards Balance in your life and Blood Pressure” screenings. July brings “Mind Matters and Staying Sharp Mentally.” The financial education series continues with a session on "Your Retirement Readiness Assessment in 31 Questions." The leadership management skills training classes will resume in August with Project Management II, Employee Motivation/Coaching and Counseling, Interpersonal Communication and Media and Public Relations. Speech Communication training for employees with English as a second language, SAP training and Preventing Harassment and Discrimination classes are on-going as well.

- Information Technology.

SCAG took delivery of new video conferencing equipment during the month. This new current technology equipment consists of plasma monitors for the San Bernardino and Riverside A and B rooms in downtown Los Angeles in addition to

SCAG's Riverside office. This new equipment will enable up to four external video conferencing sessions (in addition to the Riverside office) and as many as eight video conferencing machines showing three conference views on each machine.

With the implementation of the video conferencing system, the installation of the Voice over Internet Protocol (VOIP) was accepted to complete the video and telephone makeover that was part of the Information Technology Implementation Plan.

#### **IV. Implement Adopted Regional Plans**

- Regional Transportation Improvement Program (RTIP). The 2006 Regional Transportation Improvement Program (RTIP) was released for a 30-day public review on June 26, 2006. A public hearing was conducted on Thursday, June 29, 2006 at the SCAG offices and no comments were received. The 2006 RTIP programs \$19.3 billion in the six-year program (fiscal year 2006/07 - 2011/12) for state, local and transit projects. The 2006 RTIP is due to the California Department of Transportation on August 1, 2006. Ultimate approval by the federal agencies is anticipated the beginning of October 2006.
- Regional Comprehensive Plan. The Regional Council held a discussion on the Regional Comprehensive Plan (RCP) as part of the retreat on June 2. The discussion focused on two issues addressed in the plan: energy and housing. The RCP Task Force and staff will be seeking further discussion with RC members at upcoming workshops on Open Space and other topics. With input from the RCP Task Force, staff is forming a new working group to guide the Open Space Chapter. That group will begin meeting in July. Task Force deliberations on various topics are on-going, with meetings on the fourth Monday of the month. The Task Force is seeking additional Regional Council members to participate.
- Goods Movement. Federal interest in goods movement in our state and region is growing. In late May Senator Dianne Feinstein sent a letter to several Southern California stakeholders asking for a consensus on the federal actions needed to address the problem. On June 16<sup>th</sup> I participated in a stakeholder meeting with the Senator's staff in which regional consensus was expressed on several key initiatives that my staff and I have developed: specifically, tax credit instruments to encourage private infrastructure investment and expanded access to pre-deployment TIFIA funds. Our draft legislation on these topics will be circulated to the stakeholders for review and comment. Additionally, consensus was expressed on the need to form a Goods Movement Caucus in the Senate. The group will convene again in early July to continue the discussion, since there was not enough time to address all the areas of potential consensus.

A Goods Movement session was held at the SCAG Regional Council retreat June 1. The discussion centered on the potential formation and roles of special-purpose agencies to build infrastructure, and on innovative public-private models used in other states to move large projects forward. Transportation Secretary Norm Mineta is

planning to convene goods movement stakeholders in our region in August -- a time when our discussions with the Senator and her staff may also be converging.

At the request of the US DOT, a hearing session related to Goods Movement was conducted on June 29, 2006 at the SCAG Office. Joel Szabat, Deputy Assistant Secretary of the US DOT, other US DOT officials, Barry Sedlik and 15 organizations were present. The meeting was well attended by the key Goods Movement stakeholders in the region. Specifically, the US DOT officials were at SCAG to discuss the 'National Strategy to Reduce Congestion on America's Transportation Network'. The key message that came out of the meeting was that the US DOT is willing and eager to engage and assist in resolving the regions goods movement challenges.

- Air Quality/ Conformity. EPA adopted this March a final rule that establishes the criteria to determine which transportation projects must be analyzed for local particle emissions impacts in PM2.5 and PM10 non-attainment and maintenance areas. This new federal rule has caused some concern for project sponsors as it requires a project-level conformity determination prior to any FHWA approval or authorization, even if the project has already completed the NEPA process, or for multi-phase projects, even if other phases of the project have already been constructed. Furthermore, while the rule provides some guidance, it leaves some discretion as to what projects are deemed "Project of Air Quality Concern" requiring project-level hot spot analysis.

To provide an efficient means for project sponsors to comply with this federal regulation, SCAG staff has developed an effective process by which project sponsors, transportation commissions, and Caltrans can submit projects to SCAG for interagency review. At the monthly SCAG meeting of the Transportation Conformity Working Group (TCWG), the federal, state, and local agencies discuss the projects and determine whether a project requires a hot spot analysis. SCAG will continue to work with all stakeholders to ensure that projects meet the regulation and are not delayed.

## **V. Develop Additional Planning Efforts**

- Growth Forecast. In June, Growth Forecasting staff completed the disaggregation of population, employment, and households into small geographic areas, including cities. Staff currently is developing methodology to derive the housing unit forecast from households. This set of forecasts is the basis for the 2007/08RTP transportation/air quality/Compass Blueprint and regional housing planning and analysis. At the same time, staff will present to, and work with CEHD and technical committees extensively in the coming months to reach consensus on incorporating policy components and decisions such that the final forecasts and the housing allocations will reflect regional consensus and policies on 'fair-share' and "Compass/Blueprint" that link housing to transportation.
- Energy Planning. On June 1<sup>st</sup> SCAG began soliciting proposals for an energy consultant to assist with the development of the Energy Chapter for the Regional Comprehensive Plan. The work program will include conducting a regional

assessment of energy demand and supply as well as developing cost scenarios and mitigation measures based on a reasonable range of assumptions. Proposals were due on June 29<sup>th</sup>.

## **VI. Data & Planning Methods**

- City Profile Application. The City Profile application is now up and running on the SCAG website. The application can be found on the web at [www.scag.ca.gov/cityprofile](http://www.scag.ca.gov/cityprofile). The application is part of SCAG's objective to provide data and information support to better serve the needs of the local jurisdictions and to facilitate data and information sharing among stakeholders. The City Profile application contains demographic, economic and travel characteristics for jurisdictions in the Southern California region.
- Regional Blueprint Performance Measurement. Staff is coordinating with lead modeling staff with other MPOs (MTC, SACOG, SANDAG, MCAG) in reviewing a performance metric proposed by CALCOG. Measures such as VMT per household or per capita are being evaluated by the modeling community to identify a performance measure(s) that reflect the progress of Blueprint planning initiatives.

## **VII. Legislative Program**

- RHNA. Two important developments pertaining to Regional Housing Needs Assessment (RHNA) legislation occurred over the past month. First, Assembly Bill 2307 (Mullin) a bill co-sponsored by the Association of Bay Area Governments (ABAG) and SCAG, which would have extended the deadline for implementation of RHNA was held in Appropriations Committee of the first legislative chamber past the required deadline. Unless there is an extraordinary waiver of rules or other legislative act, the bill is dead. Second, the Joint Budget Conference Committee of the State Legislature removed \$1 million contained within the Assembly version of the budget to fund the planning and implementation of the RHNA process.

SCAG has made direct appeals to each member of the Conference Committee to reinstate the RHNA appropriation in the budget. Additionally, SCAG President Yvonne Burke has requested that the Los Angeles County lobbyist also make a request for this funding. To date, there are no provisions in any legislation to either provide for a budget appropriation for RHNA funding, nor for an extension to the required deadline however, there remains a possibility that a trailer bill with funding could still occur. SCAG is preparing legislative language for a RHNA pilot project which will go forward into legislation this session if approved by the CEHD and Regional Council.

- Assembly Bill 3042 (Evans) RHNA 'Trade and Transfer' Legislation. This is a League of California Cities' sponsored bill providing for an additional procedure for trade and transfer of the regional housing need between cities and/or counties. In order for a transfer to occur under provisions of this bill, certain conditions must be met including the requirement that the transfer is consistent with any adopted regional growth plan or regional blueprint; that the transfer is only between jurisdictions in the

same council of governments region; and that the share of low-income and very low income housing of a transferring local government is reduced in proportion to the amount by which its share of moderate and above moderate-income housing is reduced, as well as other specified factors.

Although AB 3042 passed the Assembly on May 31, 2006, the bill met strong opposition from the California Building Industry Association, the California Realtors Association, and housing advocacy groups on the grounds that it would effectively transfer more of the responsibility to provide affordable housing from local government to private property owners and developers. The bill stalled in Senate Transportation and Housing Committee and will not move from Committee this legislative session.

- Prop. 42 Funds Protection. The Joint Conference Committee has agreed to the following monies to be appropriated in the state budget to repay Prop. 42 funds previously borrowed. These monies are in addition to the Prop. 42 funds that will be repaid from the Transportation Bond if it is approved by the voters at the November election.

STIP	\$242 million
Cities/Counties	\$242 million
PTA (Transit)	\$121 million
Traffic Congestion Relief Fund	\$ 55 million
 Total	 \$660 million

- AB 2762 (Levine) – SCAG JPA/Indian Tribes Bill. This bill would permit tribal governments of the SCAG region to join a Joint Powers Authority (JPA). The bill passed Assembly without opposition (73-0) on May 22, 2006. The bill has also passed out of the Senate Local Government Committee. It is expected to reach the Senate floor in August.

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