



**SGVCOG**  
**Executive Committee Minutes**  
**September 11, 2017**  
**4:00 PM**  
**SGVCOG Offices, Alhambra**

**PRELIMINARY BUSINESS**

1. Call to Order

The meeting was called to order at 4:04 P.M.

2. Roll Call

**Members Present**

**Members Absent**

- C. Sternquist, President
- M. Clark, 1st Vice President
- J. Lyons, 2<sup>nd</sup> Vice President, Homelessness Chair
- B. Shevlin, 3<sup>rd</sup> Vice President
- B. Messina, Past President
- J. Fasana, Transportation Chair
- D. Bertone, EENR Chair
- D. Mahmud, Water Policy Chair
- J. Costanzo, ACE Chair

**Staff/Guests:**

- P. Hawkey, Executive Director
- M. Creter, Staff
- C. Cruz, Staff
- E. Wolf, Staff
- M. Christoffels, ACE

- K. Barlow, Jones & Mayer
- R. Graves, Vincent, Lloyd, Stutzman
- B. Saeki, Covina
- C. Jeffers, Glendora

3. Public Comment

There were no comments from the public.

4. Changes to Agenda Order:

There were no changes to the agenda.

**CONSENT CALENDAR**

5. Executive Committee Meeting Minutes

**There was a motion to approve the consent calendar (M/S: D. Bertone/J. Lyons).**

**[MOTION PASSES]**

<b>AYES:</b>	C. Sternquist, M. Clark, J. Lyons, B. Shevlin, B. Messina, D. Bertone, J. Costanzo
<b>NOES:</b>	
<b>ABSTAIN:</b>	D. Mahmud
<b>ABSENT:</b>	J. Fasana

**PRESENTATION**

6. Treasurer's Report

R. Graves, VLS, presented the Treasurer's Report. VLS' review of the SGVCOG Financial Management Procedures manual resulted in a recommendation that check-handling procedures be further separated among staff so that one person is not handling all aspects of check

processing. This recommendation has already been implemented. Graves also noted that in one-on-one conversations with COG and ACE staff, VLS is confident that COG staff is familiar with and follows the procedures in the manual.

Committee members wanted to know how frequently the COG investment policy should be reviewed and/or changed. While there is no legal requirement dictating this, VLS recommended an annual review. VLS will look at the COG investment policy and return with recommendations at the next quarterly review.

## **CLOSED SESSION**

7. PUBLIC EMPLOYMENT: Title: Executive Director pursuant to California Government Code section 54957

CONFERENCE WITH LABOR NEGOTIATORS: Agency designated representatives: Phil Hawkey, Richard D. Jones, Kim Barlow, Dominic Lazzaretto, Tony Ramos, Brian Saeki and Chris Jeffers; Unrepresented employee: Executive Director pursuant to California Government Code section 54957.6.

The Executive Committee discussed recruitment for the Executive Director position and gave direction to staff.

## **UPDATE ITEMS**

- Memorandums of Agreement (MOAs) with the City of Los Angeles and Other Participating Cities for Administration of Contracts related to the Coordinated Integrated Monitoring Program (CIMP) for the Upper Los Angeles River (ULAR) Enhanced Watershed Management Plan (EWMP)

M. Clark asked that consideration of this item be postponed until January 2018 in order to await the outcome of the City of Gardena legal case challenging the validity of the LA Regional Water Board's (Water Board) Enhanced/Watershed Management Program (E/WMP), as well as the results of a State Audit of the Water Board's MS4 process. Other members were not in favor of postponing a decision until January 2018 but were concerned that the COG has yet to receive final versions of the MOAs, including the tables breaking down the total cost per city and showing the financial management fee. D. Mahmud wanted to know what the difference in cost per city would be versus the current MOA. This information was provided. There was concurrence to move this item from the September Governing Board agenda to the October agenda pending receipt of the MOAs from the City of Los Angeles and response to Executive Committee members' questions. Members were asked to provide their specific questions to staff.

- Draft Revised JPA and Draft Bylaws Revision

Handouts of the proposed changes to the JPA and Bylaws were distributed. Most of the conversation centered on the duties and authorities of the ACE Committee. D. Mahmud was in favor of pushing more decisions to the Governing Board in order to build trust in the new ACE/COG structure by having members involved in regular contact with, and therefore, growing familiarity with ACE projects and required decision-making. J. Fasana noted that the least amount of change in the operation of ACE, the better in terms of Metro and Caltrans' comfort level with transferring projects to ACE for construction.

Members discussed what decisions should be appealable to the Governing Board. They concluded that, since eminent domain actions already have an appeal path, —through the court system—those decisions should be final at the ACE Committee level, and not appealable to the Governing Board. Concerned that contract awards might often be appealed to the Governing Board, the group thought that in order to bring a review to the Governing Board, there should be a threshold of at least five board members requesting the review. J. Fasana thought that number

should be seven.

Legal Counsel's work on the JPA and By-laws has resulted in additional non-retainer fees. Members discussed a \$50,000 cap on this work, which will require a budget amendment.

The committee discussed forming an Ad Hoc ACE/COG Integration Committee to shepherd the integration over the next year. The group proposed the following membership: B. Shevlin, T. Hepburn, T. Sandoval, J. Lyons, with D. Lazzaretto assisting in an advisory capacity.

- LA County Measure H/ Homelessness Funding Contract

There was no discussion on this item.

- Contract for Metro Board of Director Support Services

J. Fasana discussed the reasons why he supports increasing the contract to \$126,000 rather than the 3% annual increase which would result in a contract for \$109,000. He stated, the incumbent has been working in this capacity for 16 years, resulting in a depth of skills, political savvy, and influential connections throughout the Metro organization. In Fasana's opinion, the COG has been the beneficiary of hundreds of millions of dollars in transportation funding directly due to the incumbent's experience. J. Fasana offered to provide a letter to the Governing Board justifying the pay increase and urging its support. Fasana stated that he feels so strongly about this that if the Governing Board opts for the \$109,000 contract, he would ask Metro to award the contract Duarte instead of the SGVCOG and he would solicit cities on his own to jointly fund the difference between what Metro pays and the \$126,000. There was concurrence to keep this item on the September Governing Board agenda.

- Temporary Finance Policy Update

P. Hawkey explained that when M. Creter assumes the position of Interim Executive Director, there will be changes required to the COG's financial procedures in order to appropriately separate financial duties.

- 4<sup>th</sup> Quarter Financial Report

The Fourth Quarter Report was received with a comment by P. Hawkey noting that the COG will end the year with a \$39,000 net balance thanks to M. Creter's careful financial management.

- Contract for Organizational Change Management

P. Hawkey introduced the contract for discussion only, pointing out that it will not be on the September Governing Board agenda. Hawkey and M. Christoffels want to talk with staff to receive their impressions of Raupp Consulting prior to entering into another contract.

## **PRESIDENT'S REPORT**

C. Sternquist discussed a problem Temple City is having with coyotes molesting pets and asked if other cities have seen a rise in the number of coyotes in their areas. B. Shevlin recalled a speaker and presentation addressing this issue and offered to provide contact info. The committee will consider this as an agenda item in the future based on an assessment of the extent of the problem.

The committee discussed the legal action several cities are facing regarding district versus at-large voting. As this issue has grown, with more cities receiving legal filings against them, the committee would like to see this item on either the October or November Governing Board agenda for discussion.

## **EXECUTIVE DIRECTOR'S REPORT**

- ACE/COG Integration

There was no further discussion of this item.

- General Assembly

The draft agenda for the General Assembly was distributed. It was announced that the attendance fee for all Governing Board officers will be comped by the COG.

**GENERAL COUNSEL’S REPORT**

There was no further discussion on this item.

**ACTION ITEMS**

8. Draft Governing Board Agenda

The following changes were made to the Governing Board agenda for September:

- Additions
  - Closed Session to discuss the Executive Director position.
  - Contract to hire an Executive Director search firm selected by the Ad Hoc Integration Committee in an amount not to exceed \$25,000.
  - Approval of a contract with Marisa Creter to serve as Interim Executive Director.
  - Amendment to the Legal Services Contract Jones and Mayer for an amount not to exceed \$50,000 for work associated with the ACE/COG integration.
  - SB 100 (DeLeon), oppose any amendments that would prevent the formation or expansion of Community Choice Aggregation programs.
  - AB 726 (Holden) and AB 813 (Holden), oppose both.
  - AB 242 (Skinner), support.
- Deletions
  - ACE Board of Directors Minutes
  - Memorandums of Agreement (MOAs) with the City of Los Angeles and Other Participating Cities for Administration of Contracts related to the Coordinated Integrated Monitoring Program (CIMP) for the Upper Los Angeles River (ULAR) Enhanced Watershed Management Plan (EWMP)

**There was a motion to approve the Governing Board agenda as amended. (M/S: J. Costanzo/D. Mahmud).**

**[MOTION PASSED]**

<b>AYES:</b>	C. Sternquist, J. Lyons, B. Shevlin, J. Fasana, D. Bertone, D. Mahmud, J. Costanzo
<b>NOES:</b>	
<b>ABSTAIN:</b>	
<b>ABSENT:</b>	M. Clark, B. Messina,

**ANNOUNCEMENTS**

**ADJOURN**

The meeting adjourned at 6:29 p.m.