

# South Bay Cities Council of Governments

---

**SBCCOG Board of Directors' Meeting**  
**Thursday, October 24, 2013 @ 6:00 pm**  
**South Bay Cities Council of Governments**  
**20285 Western Avenue**  
**Torrance, California 90501**

To assure a quorum, if you or your alternate representative *cannot* attend the meeting, please contact  
SBCCOG Executive Director Jacki Bacharach @ 310-377-8987.  
PLEASE NOTE: YOU CAN ALSO FIND SBCCOG AGENDAS ON OUR WEB SITE - [www.southbaycities.org](http://www.southbaycities.org)

The Board of Directors, with certain statutory exceptions, can only take action upon properly posted and listed agenda items. Written materials distributed to the Board within 72 hours of the Board meeting are available for public inspection immediately upon distribution in the SBCCOG/SBESC office at 20285 Western Avenue, Torrance, CA90501, during normal business hours.  
Unless otherwise noted in the Agenda, the Public can only comment on SBCCOG related business that is within the jurisdiction of cities and/or items listed on the Agenda during the Public Comment portion of the meeting (Item #V). The time limit for comments is three (3) minutes per person. Before speaking to the Board, please come to the podium and state: Your name and residence and the organization you represent, if appropriate.

## AGENDA

- I. **CALL TO ORDER & SALUTE TO THE FLAG (6:00 PM)**  
Dan Medina, Chair
- II. **INTRODUCTIONS**
- III. **CONFIRM POSTING OF THE AGENDA BY TORRANCE CITY CLERK**
- IV. **ANNOUNCEMENTS OF ANY CHANGES TO THE AGENDA**
- V. **COMMENTS FROM THE PUBLIC**
- VI. **CONSENT CALENDAR (6:05 pm)**  
Matters listed under Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Calendar and considered separately.
  - A. **September Board Meeting Minutes (attachment) – Approve (Pages 5-10)**
  - B. **Letter to SCAG Declining to Accept Delegation of the Preparation of the SCS for the 2016 RTP (attachment) – Approve (Page 11)**
  - C. **Phase II Website Contract with Civic Resource Group (attachments) – Approve (Pages 13-16)**
  - D. **Enterprise Energy Management Information System (EEMIS) Sub-metering Initiative – El Segundo MOU (attachments) – Approve (Pages 17-20)**

- E. **Training Agreements (attachments) – Approve (Pages 21-26)**
  - 1. **Association of Energy Engineers (AEE) for CEM course**
  - 2. **Budget to develop and deliver workshops for Advanced Lighting System Repair Maintenance and Embedded Energy Savings**
- F. **Letter to Metro re: Possible Sales Tax Measure Project List (attachment) – Receive and file (Pages 27-35)**
- G. **Legislation (attachment) – Receive and file (Page 37)**

VII. **PRESENTATIONS**

- A. **Southern California Gas Company Recognition (6:10 pm)**
  - 1. Frank Spasaro will recognize the SBCCOG achievements
  - 2. SBCCOG will recognize Amy Vulin for her effective collaboration with SBESC
- B. **MS-4 Permit presentation (6:20 pm)**
  - 1. Ray Tahir, Principal, Tech Services
  - 2. Draft resolution for cities for individual city consideration (attachment) (Page 39-40)
- C. **This History and Legacy of Proposition 13 (6:45 pm)**
  - 1. Jeff Kiernan, League of California Cities

VIII. **TRANSPORTATION REPORTS**

- A. Metro Report by Board member Pam O'Connor (7:10 pm)
- B. Service Council report by Ralph Franklin, Chair (7:15 pm)
- C. Measure R Oversight Committee Report (Jim Goodhart & Steve Lantz) (7:20 pm)
- D. Monthly Transportation Report from Steve Lantz (attachment) – Receive and file (Pages 41-44)

IX. **SOUTH BAY ENVIRONMENTAL SERVICES CENTER UPDATES (7:25 pm)**

- A. Update on programs and activities
- B. CAP quarterly update – Sabrina Bornstein
- C. 3<sup>rd</sup> Quarter report on Energy Savings – Greg Stevens, SBCCOG Engineer

X. **SBCCOG ISSUES AND REPORTS – Jacki Bacharach (7:40 pm)**

- A. Strategic Plan Consultant Selection (attachment) – Approve (Pages 45-46)
- B. SCE Reliability Issues (attachments) – Approve (Pages 47-55)

XI. **BOARD MEMBER ANNOUNCEMENTS (7:55 pm)**

XII. **AGENCY REPORTS (8:00 pm)**

- A. League of California Cities (Jim Goodhart & Jeffrey Kiernan)
- B. South Coast Air Quality Management District (Judy Mitchell & Stan Myles)
  - 1. Local Government and Business Advisory Group (Jacob Haik)
- C. SCAG & Committees (Matt Horton)
  - 1. Energy and Environment (Judy Mitchell, Stephen Sammarco)
  - 2. Transportation (John Addleman, Dan Medina)
  - 3. Community, Economic, & Human Development (James Gazeley & Frank Zerunyan)
  - 4. Regional Council (Judy Mitchell, Dan Medina, James Gazeley)
- D. Santa Monica Bay Restoration Commission (Jeff Duclos/Ellen Perkins/Jim Knight)
- E. South Bay Cities City Managers' Association (Artie Fields)
- F. South Bay Association of Chambers of Commerce (Valentine)

XIV. **UPCOMING EVENTS & ANNOUNCEMENTS**

October 30                      SBCCOG/SBACC Mixer and Meeting

XV. **NOVEMBER SBCCOG COMMITTEE MEETINGS & WORKING GROUPS**

November 6	Measure R Oversight Committee
November 12	Steering Committee

Consult web site for specific times and places for other meetings – [www.southbaycities.org](http://www.southbaycities.org)

XVI. **ADJOURNMENT**

**Next Board meeting**  
**&**  
**Annual Volunteer Thank You Reception**  
**Thursday, November 21, 2013**

THIS PAGE LEFT INTENTIONALLY BLANK



P: present  
 X: inactive (missed last 3 in a row)  
 Inactive Membership is automatically re-instated by attending a meeting

**SBCCOG MEETINGS: ATTENDANCE 2013**

City	May- 13	June - 13	July - 13	August - 13	September - 13	October - 13	November - 13
Carson	X	Davis-Holmes	Davis-Holmes				
El Segundo	Fuentes	Fuentes	Fuentes	Fuentes	Fuentes		
Gardena	Medina	Medina	Medina Terauchi	Medina	Medina		
Hawthorne		Juarez Valentine	Juarez Valentine		Valentine		
Hermosa Beach	DiVirgilio	Duclos		Duclos	Duclos		
Inglewood	Franklin	Franklin Butts	Franklin		Franklin		
Lawndale	Osborne	Osborne	Osborne	Osborne	Osborne		
Lomita	Gazeley	Gazeley	Gazeley	Gazeley			
Los Angeles	X	X	X	Buscaino			
Manhattan Beach		Burton	Burton	Burton	Burton Lesser		
Palos Verdes Estates	Perkins Goodhart	Perkins Goodhart	Perkins		Perkins Goodhart		
Rancho Palos Verdes	Knight	Knight		Knight			
Redondo Beach	Aust	Aust	Aust	Aust	Aust		
Rolling Hills	Dieringer	Dieringer	Dieringer	Dieringer	Dieringer		
Rolling Hills Estates	Seamans	Seamans	Seamans	Mitchell	Seamans		
Torrance	Rhilinger Brewer	Rhilinger Brewer		Brewer Weideman	Brewer Weideman		
County of Los Angeles	Napolitano	Rosenfeld Napolitano	Napolitano	Riccitiello Napolitano	Riccitiello		

Number of Active Agencies	15	16	16	17	16		
Quorum Required (50% +1)	8	9	9	9	8		
Number of Agencies Attending	13	16	13	13	14		

SOUTH BAY CITIES COUNCIL OF GOVERNMENTS  
THURSDAY, SEPTEMBER 26, 2013  
SOUTH BAY CITIES COUNCIL OF GOVERNMENTS THEATER  
20285 S. WESTERN AVENUE, 1ST FLOOR, TORRANCE, CA 90501

**I. CALL TO ORDER**

Chair Medina called the SBCCOG Board of Directors meeting to order at 6:03 pm. The Pledge of Allegiance was led by Lawndale City Councilman, Jim Osborne.

**II. INTRODUCTIONS**

**In attendance were the following voting members:**

Suzanne Fuentes, El Segundo  
Dan Medina, Gardena  
Olivia Valentine, Hawthorne  
Jeff Duclos, Hermosa Beach  
Ralph Franklin, Inglewood  
Jim Osborne, Lawndale  
Mark Burton, Manhattan Beach

Jim Goodhart, Palos Verdes Estates  
Anthony Missetich, Rancho Palos Verdes  
Pat Aust, Redondo Beach  
Susan Seamans, Rolling Hills Estates  
Tom Brewer, Torrance  
David Riccitiello, LA County SD2

**Other Elected Officials:**

David Lesser, Manhattan Beach  
Ellen Perkins, Palos Verdes Estates  
Kurt Weideman, Torrance  
Anthony Missetich, Rancho Palos Verdes

**Also in attendance were the following persons:**

Stan Myles, AQMD  
Vijay Kopparam, Caltrans, District 7, Los Angeles  
Diego Alvarez, LAWA  
Jeff Kiernan, League of CA Cities  
Jacob Haik, LA City District 15  
Mike Bohlke, Metro Director O'Connor  
Alan Patashnick, Metro  
Beata Draga Morcos, Morcos Group  
Sherif Morcos, Morcos Group  
Percy Pinkney, Senator Feinstein

Jacki Bacharach, SBCCOG  
Natalie Champion, SBCCOG  
Kim Fuentes, SBCCOG  
Marcy Hiratzka, SBCCOG  
Rosemary Lackow, SBCCOG  
Linda Jones, SCAG  
Steve Lantz, SBCCOG Consultant

**III. CONFIRM POSTING OF THE AGENDA BY THE CITY OF TORRANCE**

Jacki Bacharach confirmed that the agenda was properly posted in the City of Torrance.

**IV. ANNOUNCEMENTS OF ANY CHANGES TO THE AGENDA**

Jacki Bacharach announced that Item VI.D-4 (Request to Opt out of Metro Measure R Acceleration Initiative) was added to the consent calendar.

**V. PUBLIC COMMENT**- none**VI. CONSENT CALENDAR**

- A. August Board Meeting Minutes (attachment) – Approve**
- B. Letter to Metro re: Waiving the Maintenance Fee on the Express Lanes (attachment) – Approve**
- C. Contract Approvals**
  - 1. Contract with SCE for Water Leak Detection Program (attachment) – Approve**
  - 2. Subcontract with Willdan for Water Leak Detection Program (attachment) – Approve**
  - 3. Contract for Interim Management Services for SBESC with David Biggs (attachment) – Approve**
- D. Measure R**
  - 1. Transfer of funds within LA County Del Amo Extension Project (attachment) – Approve**
  - 2. Reallocation of Phase II Completed Task Budgets – Iteris SBHP Contract (attachment) – Approve**
  - 3. Project Funding Reallocation / Deobligation Policy (attachment) – Approve**
  - 4. Request to Opt out of Metro Measure R Acceleration Initiative (attachment) – Approve**
- E. Legislation (attachment) – Receive and file**

**MOTION** by Board Member Aust, seconded by Board Member Goodhart, to **approve** the Consent Calendar as amended. No objection. So ordered.

**VII. PRESENTATIONS**

**LAX Modernization Update-** A presentation by Diego Alvarez from LAWA was given to update the SBCCOG on various capital improvements at different areas of LAX. These included: airfield reconfigurations, roadways, terminal demolition, satellite concourses, maintenance areas, signage, runway safety area enhancements, and development of additional office, research, retail, civic, and community space. Alvarez provided the following links for more information regarding the presentation as follows: [www.ourlax.org](http://www.ourlax.org) (General LAX Planning Information), [www.laxspas.org](http://www.laxspas.org) (Specific Plan Study Amendment Study), [www.laxnorthside.org](http://www.laxnorthside.org) (Northside) and [www.lawa.org/mscnorth](http://www.lawa.org/mscnorth) (Midfield Satellite Concourse). Additional contact information provided included the Construction Hotline (310) 649-LAWA and Noise Hotline (424) 64-NOISE.

In addition, LAWA is working with Metro to develop transit connections at LAX: an automated people mover to serve both private and public transit users, and connections to the Crenshaw and Green light rail lines. Mr. Alvarez said that LAWA will pay for the people mover and will apply for grants, while Metro will use Measure R funds to pay for the light rail projects. LAWA would serve the Aviation and Century stations. Board Member Franklin said that these on-going capital improvements may infringe upon the quality of life for residents adjacent to LAX. Mr. Alvarez said that there is mitigation in the EIR for residents in the noise contour.

**VIII. TRANSPORTATION REPORTS**

- A. Metro Report** – Mike Bohlke reported that at the Metro Board today, the recommended actions for 2013 Countywide Call for Projects were approved as amended. Also, a motion was carried over to the October Board agenda that recommends Metro allocate \$500,000 to develop a “Mobility Matrix” for the San Gabriel Valley subregion. He stated that the SBCCOG Letter to Metro Requesting Future Sales Tax Projects could be used as a template to other sub regions in conducting outreach to cities and other council of governments for the formulation of the Measure R Acceleration Initiative. Mr. Bohlke concluded by reporting that regarding Measure X (possible future sales tax), Metro staff will return to the Board in December to recommend city-outreach to begin a bottoms-up planning process.

**B. Service Council Report by Ralph Franklin, Chair-** Board Member Franklin announced that his report could be found on pages 51-53 of the board packet. It was missing the date, which was August 14.

**C. Measure R Oversight Committee Report**

**1. Letter to Metro with Potential List of Projects for Possible Sales Tax** (*attachment*) - Steve Lantz said that cities (and the County) have been contributing projects to the SBCCOG's priority list for the potential future sales tax. Anything that has been added since the last draft that was presented to the Board in August is in italics. The SBCCOG would like to eliminate the highway nexus requirement for this potential measure, so that the cities on the Peninsula, which are not located near highways, may also benefit. The estimated total of the projects submitted will be included in the final letter to Metro Chairwoman DuBois. Jacki Bacharach added that Neighborhood-First type programs and subregional sustainability programs were also included on the list. 11 out of 15 cities have participated. The goal is to make the list as aggressive and robust as possible. This will be submitted to Metro on October 4 so projects can be included until then.

**D. Monthly Transportation Report-** Steve Lantz highlighted two stories in this month's report: "Labor Secretary Increases Heat on Governor Brown Regarding Pension Reform" and "Third Version of Three-foot Passing Law Sent to Governor."

**IX. SOUTH BAY ENVIRONMENTAL SERVICES CENTER UPDATES**

Update on programs and activities – Kim Fuentes reported the following:

- This afternoon, the SBESC hosted a successful Energy Leader Partnership Program Recognition Luncheon, honoring city employees that were instrumental in helping their cities save energy and gas within municipal facilities. **Platinum Cities-** Lomita first city to achieve this level; **Gold Cities-** El Segundo, Hawthorne, Manhattan Beach, Rancho Palos Verdes; **Silver Cities** - Carson, Hermosa Beach, Inglewood, Redondo Beach, Torrance; **Value Cities** - Gardena, Lawndale, Palos Verdes Estates, Rolling Hills, Rolling Hills Estates
- The SBCCOG has met with California Public Utilities Commissioner Carla Peterman and the staff met with CPUC Local Government Partnerships Liaison Jeremy Battis, and will soon meet with California Energy Commissioner Janea Scott. All three have heard of the success of the SBESC and are visiting to get a better understanding of why our programs are doing so well, the concerns in the South Bay, and to discuss potential funding for partnership programs. Chair Medina and Board members Franklin and Goodhart who attended the meeting with Commissioner Peterman reported that she was pleased that the South Bay is as advanced as it is in energy savings, compared to other sub-regions in the County. Board Member Franklin said that legislation (AB66) regarding outages were discussed, and how it is important to have the utility companies held accountable for their infrastructure. Board Member Goodhart said that Commissioner Peterman is interested in propelling the South Bay's issues with the other Commissioners, especially with the focus on Southern California due to the closing of San Onofre plant.
- Fuentes also provided information on the visit to the SBCCOG by Jerry Battis from the California Public Utilities Commission (CPUC) and how the CPUC is seeking partnership and understanding of the successful projects of the SBCCOG. Fuentes further discussed the conversation with Battis regarding how the SBCCOG leverages its partnerships and works closely with member cities. Fuentes mentioned that the SBESC will be working with the Local Government Commission regarding the CA Long Range Energy Efficiency Plan to ensure the SBESC has comments included in the plan.
- The list of SBESC community events and workshops was distributed.
- Jacki Bacharach said that 6 South Bay cities have passed HERO and Figtree resolutions, 4 cities are scheduling meetings, and the remaining cities either have yet to take action or have declined to participate. Board members who are not sure of their city's status should check; a residence or business cannot participate if their city does not pass the resolutions. Board Member Duclos mentioned that Hermosa Beach passed the resolution but learned that the city will not be listed on the HERO websites for 6 months, the amount of time it takes to process a new participating city.



- List of upcoming events was distributed.

## **X. SBCCOG ISSUES AND REPORTS**

Jacki Bacharach made the following announcements:

- General Assembly update-** The SBCCOG is still looking for sponsors (six are confirmed thus far). Two speakers are also confirmed. Flyers were distributed.
- Sustainable Programs update –** The Legislative Briefing Breakfast will be on October 10. Bacharach further mentioned the SBACC and SBCCOG “A Getting to Know You Evening!” Mixer to be held on October 30, focusing on the state of the economy.

## **XI. BOARD MEMBER ANNOUNCEMENTS**

- Burton: The City of Manhattan Beach is holding its annual hometown fair and 10K on October 5-6
- Fuentes: A 99 Cent store opened in El Segundo; NRG Energy celebrated the grand opening and re-powering of the El Segundo Energy Center, only the 2<sup>nd</sup> “flex-plant” in the nation on Thursday, on September 12; the Richmond Street Fair is being held on September 26; the city’s Salute to the Military is being held on October 16.
- Medina: The City of Gardena is holding its Food, Wine, and Cigar Festival on September 28 from noon to 6pm. Susan Seamans congratulated the City of Gardena for the events that occur throughout the City.

## **XII. AGENCY REPORTS**

- League of California Cities –** Jeff Kiernan distributed flyers for a presentation that will be given at the LA Division’s next General Membership Meeting on October 3: The Future of Southern California Water Supply. Assemblyman Anthony Rendon and Paul Helliker of the California Department of Water Resources will be speaking. The League’s Annual Conference was held in Sacramento last week, and two resolutions presented to vote on: water bond in 2014 (November general election) and realignment. Jeff Kiernan had distributed an email to the SBCCOG board, encouraging cities to send letters for Bills on Governor’s Desk (*Updated List of League Signature and Veto Requests.*) The email listed the measures on which the League has taken a position, and which are pending on the Governor’s desk. Developments will be updated in the coming weeks to reflect the Governor’s actions. While Gov. Brown has until Oct. 13 to act on all legislation before him, it is important to get letters in early as his decisions can be made at any time. Sample letters are available to facilitate this process.
- South Coast Air Quality Management District** (Judy Mitchell & Stan Myles) (*attachment*)- Stan Myles distributed flyers and invitations for AQMD’s 25<sup>th</sup> Annual Clean Air Awards, which will be held at the Millennium Biltmore Hotel on October 4, 2013.
  - Local Government and Business Advisory Group** - Jacob Haik reported that Amendments to Rule 1113 (Architectural Coatings) are being proposed to provide relief to coating manufacturers from certain rule requirements. AQMD staff proposed exempting small coating containers with a capacity of two ounces or less from labeling requirements, clarifying rule intent, and removing outdated language.
- SCAG & Committees
  - Energy and Environment** (Judy Mitchell, Stephen Sammarco) – Not Present
  - Transportation** - Chair Medina said that the Committee again discussed surveillance wireless airplanes FCC frequencies, which can be hacked very easily, and SCAG’s reluctance to consider other options. He referenced an incident that happened in the City of Hawthorne, in which the city’s computers were hacked and the system was shut down for almost a week. SCAG has agreed to a six-month research test, where the security of the frequencies will be studied.
  - Community, Economic, & Human Development** (James Gazeley & Frank Zerunyan) – Not Present
  - Regional Council** – Chair Medina said that the Council considered changing future meeting dates.
- Santa Monica Bay Restoration Commission** – Board Member Duclos reported that the Commission held its 9<sup>th</sup> Annual Kayak Clean Up in Marina del Rey, where 114 pounds of trash and 29 pounds of recycling and other debris were from the harbor. October 17 is the 25<sup>th</sup> anniversary of the foundation and Board Member Duclos encourages cities to send proclamation letters to commemorate this event.
- South Bay Cities City Managers’ Association** – Not Present

- F. South Bay Association of Chambers of Commerce** - Olivia Valentine presented information on the meeting on September 3 and shared the announcement of the South Bay Business Hall of Fame Luncheon, which will have a transportation theme, to be held November 8 from 11:30 a.m. to 1:30 p.m. that will include the induction of 5 businesses into the Hall of Fame. Valentine provided contact information for Brendon Huffman at SBACC at [sbaccinfo@gmail.com](mailto:sbaccinfo@gmail.com) or (818) 763-2373, as the Chamber is seeking information on business to include. Valentine further discussed the Chamber's support of SB 400 amendments that protects employees and victims of sexual assault. Valentine also discussed the SBACC opposition to SB 655, unless amended. Additional information was provided on SB 405 opposed by the Chamber and support for renaming the air force base to the John Parson's Air Force Base. Valentine stated the SBACC supports the Redondo Beach AES Energy Project and mentioned that on October 1 at 8:00 a.m., the SBACC will have a presentation on energy issues in preparation for the Energy Commission meeting in the afternoon, which will further discuss energy issues in the South Bay. Valentine shared information on a Legislative Forum Luncheon at the Palos Verdes Golf Club on November 1 at 11:30 a.m. Moreover, Valentine stated the Hawthorne Chamber of Commerce will host its 1<sup>st</sup> Annual October Festival on Friday-Sunday, October 25-27, at the Hawthorne Memorial Center. Jacki Bacharach reported that Jan Vogel, Executive Director of the South Bay Workforce Investment Board, will be attending the SBCCOG Board of Directors' Meetings on a quarterly basis to provide reports.
- G. South Bay Workforce Investment Board** – Jacki Bacharach said that Jan Vogel will come to these meetings to give quarterly updates.

**XIII. UPCOMING EVENTS & ANNOUNCEMENTS-** none

**XIV. OCTOBER SBCCOG COMMITTEE MEETINGS & WORKING GROUPS**

- October 10** Legislative Briefing and Breakfast – flyer was distributed
- October 14** Measure R Oversight Committee - Jacki Bacharach pointed out that this is the wrong date, as the Measure R Oversight Committee has changed its meeting dates and times from the second Monday at 10:30am to the first Wednesday at 3:00pm. The correct upcoming date is October 2.  
Steering Committee - The Steering Committee will still be held on October 14.
- October 30** SBCCOG/SBACC Joint Mixer and Meeting

Consult web site for specific times and places for other meetings – [www.southbaycities.org](http://www.southbaycities.org)

**XV. ADJOURNMENT**

There being no further business, Chair Medina adjourned the meeting at 7:47 p.m. to Thursday, October 24, 2013, at 6:00 p.m.

Respectfully submitted,  
 Marcy Hiratzka  
 Recording Secretary



October 25, 2013

Hasan Ikhata, Executive Director  
SCAG  
818 West 7th Street, 12th Floor  
Los Angeles, CA 90017

Dear Mr. Ikhata,

The South Bay Cities COG’s Board of Directors met on September 26, 2013 and voted to decline the responsibility for preparing a South Bay Cities subregional Sustainable Communities Strategy (SCS) that would be used in the 2016 Regional Transportation Plan (RTP). This action was taken with the understanding that our staff will use, with engaged cities, the Scenario Planning Model (SPM) that SCAG is developing as a means of evaluating the Sustainable South Bay Strategy’s (SSBS - adopted by the SBCCOG Board in 2010) impact on GHG emissions and criteria pollutants.

Because of our interest in the SPM as a tool for teaching city staff, elected officials, planning commissioners and the public about the differences between business as usual and the SSBS, SBCCOG staff would like to participate in the SPM’s development and testing. This may involve helping to “calibrate” the SPM so that it accepts inputs and produces outputs that are consistent with our empirical studies and demonstration project data. This will be most effective if the SPM’s outputs can be aggregated for the entire sub-region or its coastal, inland and peninsula districts.

I understand that the 2016 SCS/RTP will include only a limited number of scenarios. The SBCCOG is not requesting that the SSBS serve as one of those regional scenarios. However, the SBCCOG, its Board of Directors and its SCAG delegates are interested in using the tools that will allow us to advance the South Bay’s long run sustainability. We will appreciate anything you can do to help us in that effort.

We look forward to working with SCAG to develop a 2016 RTP and SCS which truly addresses the challenges of all areas of the region.

Sincerely,

Dan Medina, SBCCOG Chair  
Mayor Pro Tem, Gardena

---

LOCAL GOVERNMENTS IN ACTION

Carson El Segundo Gardena Hawthorne Hermosa Beach Inglewood Lawndale Lomita  
Los Angeles Manhattan Beach Palos Verdes Estates Rancho Palos Verdes Redondo Beach Rolling Hills  
Rolling Hills Estates Torrance Los Angeles County

THIS PAGE LEFT INTENTIONALLY BLANK

# South Bay Cities Council of Governments

October 24, 2013

TO: SBCCOG Board of Directors

FROM: SBCCOG Steering Committee

RE: Web Site Redesign Phase II

At the October 25, 2012 Board meeting, the South Bay Cities Council of Governments (SBCCOG) approved a contract with Civic Resource Group (CRG), Los Angeles, CA for Web Site Redesign. The phase I work focused on website development using a Drupal platform and content migration. This work has been completed.

The second phase of this project included website enhancements to support the SBCCOG work with the Enterprise Energy Monitoring Information System (EEMIS) and the South Bay Measure R Highway Program. This work has not started as the SBCCOG staff has been working with CRG to better define the scope of phase II, including how enhancements can better serve these two programs and their requirements for such tools as the ability to streamline city training RSVPs, provide embedded tools for cities to use for energy efficiency facility management, and report on transportation projects, as well as provide technical support. A detailed scope of work is attached.

CRG proposed \$25,000 for phase II through the original request for proposal process. The detailed scope of work has a final budget of \$24,675 and will be funded 50% by the South Bay Measure R Hwy Program and 50% by the Utility Partnership.

## RECOMMENDATION

Recommend that the SBCCOG Board approve a notice to proceed with Phase II and authorize the SBCCOG staff to negotiate the contract with Civic Resource Group for an amount not to exceed \$24,675.

Prepared by Kim Fuentes

# South Bay Cities Council of Governments (SBCCOG) – Website Phase II Scope of Work

## Overview:

Civic Resource Group (CRG) will provide professional web development services, in accordance with the work plan below, to provide enhancements to the South Bay Cities Council of Governments (SBCCOG) and South Bay Environmental Services Center (SBESC) current website.

The costs below are calculated using Civic Resource Group’s blended rate of \$105/hr.

## Work Plan and Cost Estimate:

Key Project Task	Description	Hours
<p><b>1. Enterprise Energy Monitoring Information System (EEMIS)/Training RSVP Functions</b></p> <p><b>Estimated Completion: 5 Weeks</b></p>	<ul style="list-style-type: none"> <li>• Create confirmation page and automated email confirmation message once user is registered (certain SBCCOG staff will be copied on the email)</li> <li>• Create 5 separate RSVP forms two forms for individual meetings and workshops, two for series of meetings, and one for special training events               <ul style="list-style-type: none"> <li>○ With confirmation pages and automated email confirmation</li> </ul> </li> <li>• Feature to export list of RSVP’d attendees via CSV</li> <li>• Create approval functionality to approve RSVP forms (approval functionality will have to be given to identified SBCCOG staff)</li> <li>• Integrate RSVP forms with SalesNexus CRM database so event attendees can be exported to SalesNexus (after Admin approval)</li> <li>• Create calendar view of specific types of meetings, workshops, and events</li> <li>• <b>Assumption:</b> the SalesNexus platform allows for online submission of CRM records via an application programming interface (API) or other</li> <li>• <b>Assumption:</b> If integration with SalesNexus is not possible, CRG will allocate 5 hours from this project task to On-Call Support and Maintenance to be used as needed</li> <li>• <b>Assumption:</b> New user role to be created that will only approve identified RSVP requests</li> </ul>	<p>60 Hours (\$11,550)</p>



<p><b>2. Municipal Energy Efficiency and Measure R Resource Pages</b></p> <p><b>Estimated Completion:</b> <b>2 Week</b></p>	<ul style="list-style-type: none"> <li>• New design/organization to SBCCOG Resources page (categorization of listed organizations)</li> <li>• Content migration from old SBCCOG Resources pages</li> <li>• <b>Assumption:</b> As discussed with Kim Fuentes on 10/7/13, these pages may include the use of inline frames (see additional assumptions below) to third-party webpages or the use of content pages with links to said third-party webpages.</li> <li>• <b>Assumption:</b> Developing inline frames to display the third-party webpages means that neither CRG nor SBCCOG staff will have control over the design or “look and feel” of the third party webpage displayed within the inline frame.</li> <li>• <b>Assumption:</b> Technical issues within the third-party webpage displayed within the inline frame is not under the control of CRG.</li> <li>• <b>Assumption:</b> The URL of the third-party webpage included within the inline frame needs to be programmed into the webpage’s HTML. Updated to the third-party webpage URL will require the usage of On-Call Support and Maintenance hours.</li> </ul>	<p>30 Hours (\$3,150)</p>
<p><b>3. Dynamic Energy Data Portal</b></p> <p><b>Estimated Completion:</b> <b>2 Weeks</b></p>	<ul style="list-style-type: none"> <li>• Work with SBCCOG staff to propose better organization and presentation of content in SBCCOG Program Pages</li> <li>• <b>Assumption:</b> As discussed with Kim Fuentes on 10/7/13, these pages may include the use of inline frames (see additional assumptions below) to third-party webpages or the use of content pages with links to said third-party webpages.</li> <li>• <b>Assumption:</b> Developing inline frames to display the third-party webpages means that neither CRG nor SBCCOG staff will have control over the design or “look and feel” of the third party webpage displayed within the inline frame.</li> <li>• <b>Assumption:</b> Technical issues within the third-party webpage displayed within the inline frame is not under the control of CRG.</li> <li>• <b>Assumption:</b> The URL of the third-party webpage included within the inline frame needs to be programmed into the webpage’s HTML. Updated to the third-party webpage URL will require the usage of On-Call Support and Maintenance hours.</li> </ul>	<p>15 Hours (\$1,575)</p>
<p><b>4. Create Page Templates or Function for Password</b></p>	<ul style="list-style-type: none"> <li>• Create 2 new page templates for SBCCOG password protected area so that content/files can be easily deployed to specific groups</li> </ul>	<p>30 Hours (\$3,150)</p>



<p><b>Protected Content for Energy Efficiency and Measure R Programs.</b></p> <p><b>Estimated Completion: 2 Weeks</b></p>	<ul style="list-style-type: none"> <li>• <b>Assumption:</b> Functionality will be similar to current password protected member dashboard</li> </ul>	
<p><b>5. (OPTIONAL) Preliminary Assessment of Metro Project Management Information System (PMIS)</b></p> <p><b>Estimated Completion: TBD</b></p>	<ul style="list-style-type: none"> <li>• Preliminary assessment of the Los Angeles County Metropolitan Transportation Authority's (Metro) Project Management Information System Integration with SBCCOG Measure R data system</li> <li>• <b>Assumption:</b> will require meetings possible demos of the PMIS to fully comprehend architecture and system</li> <li>• <b>Assumption:</b> the PMIS will be built with an open architecture allowing for integration with outside system via an API or other</li> <li>• <b>Assumption:</b> CRG will deliver a proposed scope, budget, and timeline as a deliverable for this phase.</li> </ul>	<p>30 Hours (\$3,150)</p>
<b>Total</b>		<b>\$22,575</b>

<b>Key Project Task</b>	<b>Description</b>	
<p><b>On-Call Support and Maintenance</b></p>	<ul style="list-style-type: none"> <li>• On-call support and maintenance for SBCCOG and SBESC website via Civic Resource Group's ticketing system</li> <li>• <b>Assumption:</b> To be invoiced on an "as-needed" basis.</li> </ul>	
<b>Total</b>		<b>\$2,100</b>



# South Bay Cities Council of Governments

October 24, 2013

To: SBCCOG Board of Directors  
From: SBCCOG Steering Committee  
Subject: Enterprise Energy Management Information System (EEMIS)  
Sub-metering Initiative – El Segundo MOU

## **BACKGROUND**

The Southern California Edison (SCE) sponsored Enterprise Energy Management Information System (EEMIS) program includes funds to install permanent electrical sub-metering for the purpose of measuring interval power consumption for various groups of city buildings. This equipment provides building level electricity consumption data. Suitable locations to install sub-meters are defined by SCE as campuses where multiple stand-alone buildings share a single meter. SCE does not include ultra-small buildings in this initiative as they have deemed that the potential energy savings would not be a cost effective use of rate payer funds given the cost of equipment.

## **STATUS**

Originally, there were 5 potential sub-metering sites identified based on the SCE criteria - Gardena, Torrance, Rolling Hills Estates, Rancho Palos Verdes, and El Segundo. Torrance, Rolling Hills Estates, and Rancho Palos Verdes all declined to participate in sub-meter installations. Gardena has completed a sub-meter installation for the city hall campus through the project. The City of El Segundo sub-meter installation, planned since 2012, is now ready to move forward.

The SBCCOG worked with Gardena to facilitate the installation of the sub-meter using an MOU that covered the full installation cost funded by SCE. The MOU with El Segundo would be slightly different with the SBCCOG providing SCE funds for equipment and part of the installation services and El Segundo funding the remainder of the installation cost. This cost share would be utilized because El Segundo has grant funding from the same SCE source.

Under the proposed MOU with EL Segundo, the SBCCOG will procure the sub-metering equipment and will reimburse El Segundo for a portion of the installation labor cost using SCE funding. The combined cost for the SBCCOG share would not exceed \$25,000 (the previous MOU with Gardena had a not to exceed set at \$30,000). This work scope is expected to be completed by December 31, 2013.

## **RECOMMENDATION**

Recommend that the Board approve the Memorandum of Understanding between the SBCCOG and the City of El Segundo for the Sub-metering equipment and installation pending legal review.

Prepared by David Magarian

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (“MOU”) is entered into as of October **XX**, 2013 by and between the City of El Segundo, a California municipal corporation (“City”) and the South Bay Cities Council of Governments, a Joint Powers Authority (“SBCCOG”) hereinafter together occasionally referred to as “the parties.”

### RECITALS

- A. SBCCOG seeks to partially fund the City to install sub-meters (the “improvements”) at city facilities for the municipal building campus including City Hall, the Police Headquarters, and the Fire Station to gain a detailed electrical consumption and cost data at the above mentioned city buildings via the Enterprise Energy Management Information System (EEMIS).
- B. Improvements are intended to meter building level data where buildings are currently metered in aggregate. Improvements are not intended to provide metering data for loads within individual buildings.
- C. The parties desire to work collaboratively to gain a greater level of data regarding electricity consumption to better inform future cost effective energy efficiency and cost reduction efforts.
- D. The purpose of this Memorandum of Understanding is to establish commitments and assurances by the parties governing the installation of the improvements so as to satisfy their respective objectives.

**NOW, THEREFORE**, in consideration of the foregoing, the parties agree as follows:

- 1. Obligations of City.
  - 1.1 City engages a contractor using the city procurement process to install sub-meter equipment designed to connect to the LA County EEMIS system (specific equipment must be approved by the SBCCOG, SCE, and LA County prior to installation).
  - 1.2 The City provides networking connectivity between the sub-meter and the building LAN system.
  - 1.3 The City provides VPN networking connectivity between the building LAN system and LA County ISD. City IT staff interface with LA County to initiate ongoing transfer data from the sub-meter to the EEMIS system as per LA County specifications.
  - 1.4 The city will provide two invoices to the SBCCOG not to exceed \$25,000 in aggregate:

- 1.4.1 City shall provide the SBCCOG with an invoice from the vendor for equipment procurement.
- 1.4.2 City shall invoice the SBCCOG no later than January 15<sup>th</sup> 2014 for labor costs related to the improvements including work completed for paragraphs 1.1, 1.2, and 1.3.

2. Obligations of SBCCOG

- 2.1 The SBCCOG shall pay the vendor for the equipment procurement referenced in paragraph 1.4.1 within 60 days of receiving the vendor invoice.
- 2.2 The SBCCOG shall reimburse the City for the full labor invoice value referenced in paragraph 1.4.2 within 60 days of receiving the invoice from the City.

3. Term

This MOU shall commence on October 25, 2013 and remain in effect until January 30, 2014 unless extended by written agreement of the parties.

4. Binding Effect

This MOU is binding on the parties in accordance with its terms. The parties signing below represent and warrant that they have the legal authority to bind the party for whom they are signing.

5. Indemnity

Each party agrees to indemnify, defend, and hold harmless the other parties, their officers, agents and employees, from any and all liabilities, claims, or losses of any nature, including reasonable attorneys' fees and costs of suit, to the extent caused by, arising out of, or in connection with, the indemnifying party's negligent or wrongful acts or omissions arising from its respective activities pursuant to this MOU.

6. Governing Law

This MOU shall be governed by the laws of the State of California.

7. Notices.

All notices permitted or required under this MOU shall be in writing, and shall be deemed made when delivered to the applicable party at the following addresses either by first class mail postage prepaid, facsimile or personal delivery:

If to City:

City of El Segundo  
350 Main Street  
El Segundo, CA 90245  
Attention: City Manager

If to SBCCOG:

South Bay Cities Council of Governments  
20285 South Western Avenue, Suite 100  
Torrance, CA 90501  
Attention: Executive Director

8. Entire Agreement

This MOU represents the entire integrated agreement between the parties pertaining to the subject matter hereof and supersedes all prior negotiations, representations or agreements, written or oral, regarding the matters described herein. This MOU may be amended only by a written instrument signed by the parties.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Understanding as of the date and year first written above.

Dated: \_\_\_\_\_, 2013

CITY OF EL SEGUNDO

By: \_\_\_\_\_  
Greg Carpenter  
City Manager

SOUTH BAY CITIES COUNCIL OF  
GOVERNMENTS

Dated: \_\_\_\_\_, 2013

By: \_\_\_\_\_  
Daniel Medina  
SBCCOG Chair

# South Bay Cities Council of Governments

October 24, 2013

To: SBCCOG Board of Directors  
From: Jacki Bacharach, SBCCOG Executive Director  
Subject: Strategic Plan Support Training Program for City Staff

Due to extremely tight time limitations in our contract with SCE for training courses, the SBCCOG Steering Committee took action at its October 14 meeting to approve a contract change order allowing new courses and training workshops to be offered to city staff at no charge. The training includes a Building Operator Certification course series and two 2014 Title 24 code update workshops.

## **BACKGROUND**

Through the Strategic Plan Support contract awarded to the SBCCOG by Southern California Edison (Edison) in 2010, over 20 workshops have been held to increase city staff ability to promote energy efficiency at city facilities and in the community. To continue this success, an additional round of training, under this contract, has been approved by Edison through shifting funds between tasks in Phase I. Specifically, funds will be transferred from the overfunded Utility Monitoring task (EEMIS) to the training task through a pair of contract change orders, which were approved by the Steering Committee at its October meeting. SBCCOG is contractually required to complete this new round of training courses by March 30, 2014. All classes are free to the attendees.

The approval from SCE has taken a very long time and now we only have a few months to accomplish these tasks.

## **TRAINING COURSE DETAIL**

The following courses and workshops were developed based on the input from city staff and discussions with Edison.

The Certified Energy Manager (CEM) course is one of the top certifications recognized in the efficiency industry. This certification courses is only taught by the certifying body. The CEM course is taught by the Association of Energy Engineers who provided a sole source justification letter (attachment A). The AEE requires a training agreement for the CEM course (Attachment B).

New workshop content needs to be developed for the Advanced Lighting System Repair and Maintenance workshop, the Embedded Energy: Saving Energy by Saving Water workshop, and the Energy cost reduction: creative finance & managing utility costs workshop. The SBCCOG

staff is proposing to release a Request for Qualifications to assess training vendors for these workshops.

### **PROPOSED SCHEDULE**

The proposed workshop schedule is as follows:

#### **November 2013**

1. Building Operator Certification course day 1 & 2 (November 6<sup>th</sup> & 7<sup>th</sup>)
2. Title 24 residential code updates (November 14<sup>th</sup>)
3. Title 24 non-residential code updates (November 14<sup>th</sup>)

#### **December 2013**

1. Building Operator Certification course day 3 (December 6<sup>th</sup>)

#### **January 2014**

1. Building Operator Certification course day 4 (January 16<sup>th</sup>)
2. Certified Energy Manager course (January 21<sup>st</sup>, 22<sup>nd</sup>, & the morning of the 23<sup>rd</sup>)

#### **February 2014**

1. Building Operator Certification course days 5 & 6 (February 5<sup>th</sup> & 26<sup>th</sup>)
2. Advanced lighting system repair and maintenance (Date TBD)
3. Energy Efficiency Procurement Policies (February 13<sup>th</sup>)

#### **March 2014**

1. Building Operator Certification course days 7 & 8 (March 12<sup>th</sup> & 26<sup>th</sup>)
2. Embedded energy: saving energy by saving water (Date TBD)
3. Energy cost reduction: creative finance & managing utility costs - for City Finance Directors (Date TBD)

### **BUDGET**

*Overall Budget*            \$110,000

This budget is established by the Strategic Plan Support change order number 2 for the purpose of providing energy efficiency related training to city staff from cities in the South Bay. From the \$110,000 budget, \$57,200 is expected to be used to engage outside training vendors. The remaining \$52,800 will be used in staff labor and expenses to support these trainings.

#### *Budget for external trainers*

- \$12,000            Building Operator Certification course (8 full days). This course has a flat instructor fee of \$12,000 assuming 12 participants. Additional participants can join the course for no additional fee. The BOC course is taught by the NEEC. ***Due to time constraints, this course was approved at the October Steering Committee meeting.***
- \$23,200            Certified Energy Manager course. This course has a base instructor cost of \$14,000 for 10 participants – each additional participant adds \$1,150 to the cost.

The proposed budget is a not to exceed cost for up to 18 participants or \$23,200. The CEM course is taught by the AEE.

- \$4,000 Title 24 residential and non-residential code updates. This workshop was taught in 2012 by Martyn Dod and was well received by participants. The SBCCOG proposes to engage Martyn Dod again for a not to exceed cost of \$3,500. ***Due to time constraints, this course was approved at the October Steering Committee meeting.***
- \$3,000 Energy Efficiency Procurement Policies. The SBCCOG proposes Greg Stevens as an instructor. Greg is the contract energy engineer to the SBCCOG who recently produced a template Energy Efficiency Procurement Policy document - a suggested policy document for use by South Bay Cities. Greg Stevens has been utilized as an instructor previously for topics such as retro-commissioning.
- \$15,000 RFQ For: Advanced lighting system repair and maintenance, Embedded energy: saving energy by saving water, and Energy cost reduction: creative finance & managing utility. Through this RFQ the SBCCOG proposes engagement with two or three vendors to offer these training topics with an aggregate expense not to exceed \$15,000.

### **RECOMMENDATION**

Approve the following items for the Strategic Plan Support Training Program for City Staff:

1. Approve the training agreement between the Association of Energy Engineers (AEE) and the SBCCOG for the CEM course with expenditure not to exceed \$23,200.
2. Approve Budget to develop and deliver workshops including: a) Advanced Lighting System Repair Maintenance and Embedded Energy Saving Energy by Saving Water workshops using with an aggregate expenditure not to exceed \$15,000.



---

---

## Association of Energy Engineers®

# Certified Energy Manager (CEM®) **CEM®**

Since its inception by the Association of Energy Engineers (AEE) in 1981, the Certified Energy Manager (CEM®) credential has become widely accepted and used as a measure of professional accomplishment within the energy management field. It has gained industry-wide use as the standard for qualifying energy professionals in the United States and internationally. The CEM® is recognized by the U.S. Department of Energy, the Office of Federal Energy Management Programs (FEMP), and the U.S. Agency for International Development, as well as by numerous Department of Defense branches, Federal energy management programs, state energy offices, major utilities, corporations, and energy service companies.

### Sole Source Provision Statement:

CEM® certification is available only through the Association of Energy Engineers and AEE is the sole source provider of this Certification program. The CEM® is a registered trademark (Reg. No. 1220333 ) of the Association of Energy Engineers. The term “Certified Energy Manager” is a registered mark of AEE (Reg. No. 3681994).

Use of the CEM® and Certified Energy Manager designation must be authorized by AEE and is granted to individuals who have met eligibility requirements, attended an approved training program, passed the CEM® examination completed an individual CEM application and has been approved by the CEM board.

### **CEM® Program Information:**

<http://www.aeecenter.org/cem>

### **CEM® usage in government and industry:**

<http://www.aeecenter.org/certification/CEMarticle.pdf>





**Comprehensive 5-Day Training Program for Certified Energy Managers® (CEM®)**  
**In-House Seminar Agreement between**  
**Association of Energy Engineers (AEE) & South Bay Cities Council of Governments (SBCCOG)**  
Prepared: October 3, 2013

The following is an agreement between the Association of Energy Engineers (AEE), dba Fairmont Press and South Bay Cities Council of Governments (SBCCOG). This agreement summarizes the presentation of the Fast Track Certified Energy Manager (CEM) In-House program for SBCCOG in Torrance, CA on January 21-23, 2014, with the CEM exam being held on January 23, 2014. The scheduled instructor is Clint Christenson.

**Association of Energy Engineers (AEE):**

1. AEE will provide one instructor to present the Fast Track CEM in-house course at a meeting facility in Torrance, CA
2. AEE will provide the *Guide to Energy Management Handbook* for each participant, as well as the Fast Track CEM workbook.
3. The certification exam will be held on the last day. AEE will provide all exam materials and a proctor for the exam. (Students have 4 hours to complete the exam) Exam answer sheets will be returned to AEE by the instructor for grading. AEE will prepare letters containing exam scores, as well as CEM certificates for those who pass the CEM examination and meet all certification prerequisites. All documentation will be sent to one primary contact within SBCCOG, who will be responsible for distributing these documents to course participants.
4. If a candidate does not meet the experience requirement to be a CEM, but receives a passing score on the exam, the candidate may be eligible for the Energy Manager in Training (EMIT™) certification.

**South Bay Cities Council of Governments:**

1. SBCCOG will remit a sum of \$14,000 USD to AEE for up to 10 participants. This amount includes the CEM course fees, textbooks, exam materials and proctoring, shipping and Certification fees. (Regularly \$400 per person) The course may have additional participants over the 10 for the cost of \$1,150 USD per attendee over the initial 10. Instructor travel, lodging and meal expenses will also be an additional charge.
2. SBCCOG will be responsible for providing a venue, audio/visual equipment, and any applicable catering costs for morning coffee/tea and food, if host would like to provide this. Audio/visual needs include laptop, projector, screen, lapel microphone, and white board for working calculations.

**Cancellation Policy:**

In the event SBCCOG cancels the seminar 30 days or less from the seminar date, SBCCOG will be responsible for 10% of the course cost. If the seminar is cancelled 31 days or more from the start of the seminar, SBCCOG will not be responsible for any payment to AEE.

**Confidentiality:**

The mark "Certified Energy Manager" and "CEM" are registered trademarks of the Association of Energy Engineers and can only be used in conjunction with an AEE-approved course. SBCCOG and its representatives agree that all CEM material is the property of AEE and will not disclose any CEM training material, including examination, to a third party, except as may be required by law or legal process. Failure to pay for seminar may result in suspension of any Certification earned under this training agreement.

**Hold Harmless:**

Each party shall hold the other party harmless from any liability resulting under this agreement.

Agreed to this \_\_\_\_ of \_\_\_\_\_ 2013.

**South Bay Cities Council of Governments:**

**ASSOCIATION OF ENERGY ENGINEERS:**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

Dan Medina \_\_\_\_\_  
Print Name

Jenn Geho \_\_\_\_\_  
Print Name

Chair \_\_\_\_\_  
Title

Exhibit & In-House Program Administrator \_\_\_\_\_  
Title

Address: 20285 South Western Avenue, #100  
Torrance, CA 90501  
\_\_\_\_\_

Address: 700 Indian Trail-Lilburn Road  
Lilburn, GA 30047  
\_\_\_\_\_

E-Mail Address: \_\_\_\_\_  
Phone No.: 310-377-8987

E-Mail Address: jenn@aeecenter.org  
Phone No.: 770-279-4391



**SOUTH BAY CITIES**  
COUNCIL OF GOVERNMENTS

20285 Western Avenue, Suite 100  
Torrance, California 90501  
(310) 371-7222  
[sbccog@southbaycities.org](mailto:sbccog@southbaycities.org)  
[www.southbaycities.org](http://www.southbaycities.org)

October 4, 2013

Diane Dubois, Chair  
Los Angeles County Metropolitan Transportation Authority  
One Gateway Plaza  
Los Angeles, CA 90012

Dear Chair Dubois:

In response to the June 20, 2013 letter from Immediate Past Chair Mike Antonovich and your August 21, 2013 letter, the South Bay Cities Council of Governments (SBCCOG) has discussed our concerns and potential regional, sub-regional, and local programs /projects that we would like considered for inclusion in a potential future Los Angeles County transportation sales tax measure, the next Metro Long-Range Transportation Plan, and SCAG Regional Transportation Plan / Sustainable Communities Strategy. We have several overarching concerns described below and have attached a list of potential South Bay projects and programs.

We encourage Metro to continue the collaborative sales tax measure development process initiated by Supervisor Antonovich and we look forward to participating in the development of a new sales tax design. We strongly believe that a successful measure requires a transparent and inclusive process that puts “Neighborhoods First” and builds from the neighborhood up to the region rather than the region-down focus of previous sales tax measures. We also believe that a new measure should incorporate a strong sub-regional emphasis that provides funding for inter-jurisdictional projects and programs. In addition to using sales tax resources, we would like to explore converting the current Metro Call for Projects into a sub-regional multi-modal subvention formula program.

South Bay cities are committed to developing sustainable mobility programs that address local and sub-regional congestion issues, achieve emissions reductions by dramatically growing the zero emission vehicle fleet, and integrating sustainability strategies where appropriate. We understand the urgency of improving the quality of life in our suburban neighborhoods while improving the connectivity of our sub-region to the regional highway, bus, and rail networks.

We believe that a first priority of a future ballot measure must be a program that provides a more equitable consideration of all areas of the county. While we understand that there are regional needs that are not necessarily dispersed throughout the entire county, a more thoughtful attempt

---

LOCAL GOVERNMENTS IN ACTION

Carson    El Segundo    Gardena    Hawthorne    Hermosa Beach    Inglewood    Lawndale    Lomita  
Los Angeles    Manhattan Beach    Palos Verdes Estates    Rancho Palos Verdes    Redondo Beach    Rolling Hills  
Rolling Hills Estates    Torrance    Los Angeles District #15    Los Angeles County

should be made to consider the needs of those sub-regions that are generating the sales tax when developing the allocations of locally-generated new funds.

We also understand that a future ballot measure should ensure that Metro's current transit and highway commitments made in Proposition A, Proposition C, and Measure R are fully funded in the proposed sales tax measure before new commitments are made. These existing commitments should include changes in projected lifecycle operations, maintenance and rehabilitation costs related to the recently-approved Metro Acceleration Plan.

Our local jurisdictions are also facing severe funding shortages for maintenance and rehabilitation of the current transportation infrastructure and are advocating that a new funding source should give local jurisdictions the flexibility to prioritize restoration and rehabilitation of their local streets and roads ahead of new capital projects or capacity improvements consistent with the "Fix It First" philosophy of U.S. DOT and MAP-21.

We believe that a measure that is principally used to complete prior commitments is not sufficient for success; therefore, it must also include new programs and projects that have reasonable life-cycle cost estimates, are cost effective, and will attract investment by other public and private transportation project partners. We believe that incorporation of the previously described elements could energize strong voter support for the proposed tax measure.

At this early stage of deliberations, we need to make clear that incorporation of these initial suggestions does not constitute nor imply support for any potential sales tax measure to be developed. The SBCCOG would need to review the specific provisions and projects in the proposed measure to determine our position. We expect a comprehensive and collaborative development process will take more than two years to complete and do not believe a successful measure should be presented to the voters before 2016.

Realizing that this is only the first step in what appears to be a lengthy process, the SBCCOG has worked with our cities to compile the attached listing of programs and projects that we believe are important to South Bay voters. We have included an extensive list of South Bay needs understanding that these priorities cannot be funded solely by a new measure. However, because there has been little regional visibility to the South Bay sub-regional and neighborhood needs in considering the design of previous measures, we thought it prudent to include the most extensive list. Even before incorporating the identified major regional projects, the potential costs of the priorities, which have been identified as accurately as possible at this stage total more than \$2.5 billion. Other costs can be estimated as the measure design is better understood.

The SBCCOG looks forward to working closely with the other partners and stakeholders in the design of a new ballot measure should the Metro Board decide to proceed with this idea. Thank you for this opportunity to express our initial concerns, to identify our needs, and to express our interest in collaborating in the development of an innovative sales tax measure.

Sincerely,

Dan Medina, Chairman  
South Bay Cities Council of Governments

Cc: Metro Board of Directors  
SBCCOG Board of Directors  
Arthur Leahy, Metro CEO

Attachment

## **South Bay Cities Council of Governments**

### **South Bay Programs and Projects for a potential transportation sales tax (updated 10/2/13)**

#### **Regional Projects**

- Fully fund Transit and Highway regional projects promised in Measure R
  - Crenshaw - LAX Transit Corridor Project
  - Green Line - LAX Connector
  - Preventive Maintenance / Rehabilitation of Transit (Bus & Rail)
- Green Line: Southern extension from South Bay Galleria to Torrance Transit Center (\$350,000,000), San Pedro (\$TBD), or Long Beach Blue Line (\$TBD)
- Metro “Rapid” lines for regional connectivity
- Coordination of Rehabilitation and Improvement of State Highways (non-freeway routes) between Caltrans, Metro and South Bay Cities Council of Governments
- State Highway Bridge and major arterial seismic retrofit program
- Countywide ITS / Traveler Information Systems Operation and Maintenance
- South Bay Goods movement projects related to Port of Los Angeles and LAX
- Freeway Capacity Improvements
  - Add 1 or 2 lanes to northbound and southbound I-405 between Inglewood northern border and I-110; consider inclusion of transit-only fixed guideways
  - Add ExpressLanes on I-405 and I-105
  - Improved Connector Ramps on I-110 between SR-91 and I-405
  - Freeway Operational Improvements (Measure R SBHP Candidate Projects):
  - Improved Connector ramps I-405 northbound to I-110 southbound - \$100,000,000
  - HOV Connectors from I-105 westbound to northbound and southbound I-405 – \$200,000,000
  - Widen southbound I-405 on-ramp from southbound La Cienega Blvd. – \$13,000,000
  - Widen southbound I-405 off-ramp to Rosecrans Ave. \$13,000,000
  - Add northbound auxiliary lane on I-405 from Inglewood Ave to Rosecrans Ave. - \$51,000,000
  - Add southbound auxiliary lane on I-405 from Rosecrans Ave. to Inglewood Ave. - \$50,000,000
  - Improve northbound on ramp and southbound on-ramp on I-405 at Inglewood Ave. - \$13,000,000
  - Add northbound auxiliary lane on I-405 from Hawthorne Blvd. to Inglewood Ave - \$52,000,000
  - New southbound Hawthorne Blvd. to northbound I-405 on ramp - \$13,000,000
  - Add northbound auxiliary lane on I-405 from Artesia Blvd. to Hawthorne Blvd. - \$41,000,000
  - Add southbound auxiliary lane on I-405 from Manchester Blvd. to Century Blvd. \$41,000,000
  - Add northbound lane on I-405 from El Segundo Blvd. to I-105 - \$20,000,000

- Widen northbound I-405 off ramp at Rosecrans Ave. - \$13,000,000
- Add third lane on northbound I-405 from westbound Artesia Blvd - \$13,000,000
- Improve I-405 at 182<sup>nd</sup> / Crenshaw northbound off and on ramps - \$29,500,000
- Widen southbound I-405 on-ramp at 190<sup>th</sup> St. - \$13,000,000
- Add northbound auxiliary lane on I-405 from Normandie Ave. to Western Ave. - \$20,000,000
- Widen I-405 through I-110 Interchange from three to four lanes - \$120,000,000
- Add westbound auxiliary lane on I-105 from Crenshaw on-ramp to Crenshaw off-ramp - \$13,000,000
- Add westbound auxiliary lane on I-105 from Prairie Ave. to I-405 - \$30,000,000
- Add eastbound auxiliary lane on I-105 from Yukon to Crenshaw - \$29,000,000
- Add HOV connectors from northbound I-110 to eastbound and westbound I-105 - \$200,000,000
- Add HOV connectors from northbound and southbound I-110 to eastbound SR 91 and from westbound SR-91 to northbound I-110 - \$200,000,000
- Widen southbound I-110 off-ramp at Pacific Coast Hwy. - \$15,000,000
- Improve northbound I-110 off-ramps at Pacific Coast Hwy. - \$15,000,000
- Widen Anaheim Street and reconfigure I-110 ramps at Anaheim St. - \$15,000,000
- Reconfigure I-110 / C Street interchange and intersection, add new northbound direct connector from Harry Bridges-Alameda St. to northbound I-110 - \$39,500,000
- Construct grade separation at La Cienega Blvd. and Manchester Blvd. - \$62,000,000
- Implement Interagency Corridor Management System on I-110 between Artesia Blvd. and Pacific Coast Hwy- \$30,000,000

**Sub-Regional Programs** (possibly funded through the creation of a sub-regional program within the measure under which cities could determine within their COGs the most appropriate sub-regional uses of their proportionate share of the Sub-regional Program funds.)

- Local Return Program allocated for entire term of sales tax measure to fund neighborhood transportation and sustainability improvements, street and transit maintenance and rehabilitation selected at the discretion of each local jurisdiction using eligibility criteria consistent with and determined by State and Federal Gas Tax fund eligibility requirements.
- Sub-regional Sustainability Program - capital and operating funds for complete/green streets, alternate vehicles / charging infrastructure, broadband networks and neighborhood-serving network access, arterial bus priority program for regional transit connectivity, first/last mile transit access improvements, and bikeways and pedestrian improvements. - \$300 million in the South Bay separate from SBHP
- South Bay Plug-in Electric Vehicle Public Infrastructure Program
- High frequency South Bay Municipal operator “Rapid” lines for regional connectivity to South Bay Rail and Express Bus Stations
- "First/Last-mile" connections for transit (@O&D) walkability, bike, shuttle services to:
  - Metro Green Line, I-110 ExpressLanes stations
  - Transit hubs for ease of transfers

- Establish “Neighborhood-Oriented Development” Program
- Implement a Sub-Regional Traffic Management Center
- Develop “complete streets” designed to accommodate Neighborhood Electric Vehicles
- Mobility and traffic safety projects
- Focused Circulation/parking improvements at major commercial /shopping centers
- Car and bike sharing programs
- Streetscape improvements that enhance transportation capacity and safety
- Safe Routes to School implementation
- Flooding/erosion-related roadway geometric/safety improvement projects
- Illuminated Street Name Signs (LED)
- Beach access/circulation improvements and parking visitor information/way-finding

### **City Program and Project Priorities**

- South Bay Street Maintenance and Rehabilitation – scope and cost data on backlog available from Metro
- Municipal Transit Capital and Operations and Paratransit Services Capital and Operations unmet funding needs as determined by local jurisdictions and documented in Short Range Transit Plans submitted to Metro.
- Arterial Operational Improvement Projects (Measure R SBHP Candidate Projects) and other local street maintenance, rehabilitation, reconstruction, and signal system upgrades.

### **Carson**

- Del Amo Blvd. / Santa Fe Ave. Intersection Improvement - \$477,000
- Sepulveda Blvd. / Wilmington Ave. Intersection Improvement - \$500,000
- Carson Street Improvement – I-405 to I-110 - \$12,000,000
- StubHub Arena Event Management System - \$3,500,000
- Main St. / Del Amo Blvd. Intersection Improvement - \$ TBD

### **El Segundo**

- Sepulveda Blvd. Improvement – Imperial Hwy. to El Segundo Blvd. - \$3,500,000
- Park Place extension and Railroad Grade Separation – Nash St. to Allied Way - \$35,000,000
- Aviation Blvd. / El Segundo Blvd. Intersection Improvement - \$1,500,000
- El Segundo Blvd Improvement – Sepulveda Blvd. to Continental Blvd. - \$1,500,000

### **Gardena**

- Redondo Beach Blvd. Improvement – Crenshaw Blvd. to Vermont - \$3,340,000
- Crenshaw Blvd. Improvement – Redondo Beach Blvd. to El Segundo Blvd. - \$2,130,000
- Artesia Blvd. Improvement – Vermont Blvd. to Western Ave. - \$2,905,000
- Normandie Ave Improvement – El Segundo Blvd. to 177<sup>th</sup> St. - \$20,670,000
- Gardena Blvd St. Improvement – Vermont Ave to Western Ave , \$1,500,000



- 166<sup>th</sup> St. Improvement – Berendo Ave to Gramercy Place, \$1,500,000
- 139<sup>th</sup> St. Improvement – Ardath Ave to Budlong Ave, \$1,500,000
- Western Ave St. Improvement – Artesia Blvd to El Segundo Blvd, \$5,900,000
- Van Ness Ave St. Improvement – Redondo Beach Blvd to El Segundo Blvd, \$2,300,000
- Park and Ride facility – southeast corner of Rosecrans Blvd. and Wadkins - \$2,473,247

#### Hawthorne

- 120<sup>th</sup> St. Improvement – Prairie Ave. to Inglewood Ave. - \$1,700,000
- Prairie Ave. Improvement – Imperial Blvd. to Rosecrans Ave.- \$8,306,300
- Crenshaw Blvd. Improvement – 131<sup>st</sup> St. to Rosecrans Ave. \$1,500,000
- Hawthorne Blvd. Improvement – El Segundo Blvd. to Imperial Hwy. - \$3,500,000
- El Segundo Blvd. Improvement – Inglewood Ave. to Crenshaw Blvd. \$8,398,400

#### Hermosa Beach

- Aviation Blvd-Pacific Coast Highway Corridor Improvement - \$1,689,000

#### Inglewood

- Century Blvd. Improvement – Van Ness Ave. to Felton Ave. - \$4,000,000
- Manchester Blvd and La Cienega Blvd Corridor Improvement (with City of Los Angeles) - \$779,428

#### Lawndale

- Redondo Beach Blvd. Improvement from Hawthorne to Prairie, roadway improvements and signal upgrades, \$6,000,000
- Inglewood Ave. Improvement from Rosecrans to Marine Avenue, \$4,000,000
- Rosecrans Ave. Improvement from Inglewood to Prairie, roadway improvements and signal upgrades, \$3,000,000
- If there is no Green Line Extension, Railroad Grade Separation over Inglewood Blvd. and Manhattan Beach Blvd. - \$80,000,000

#### Los Angeles City

- Anaheim St Roundabout @ Gaffey / Vermont / PV Drive North - \$7,000,000
- Figueroa St. Improvement – 146<sup>th</sup> St. to Redondo Beach Blvd. - \$5,000,000
- District 15 Intelligent Transportation System Improvements - \$2,000,000
- Gaffey St. / 1<sup>st</sup> St. Intersection Improvement - \$2,000,000
- Redondo Beach Blvd. Improvement – I-110 to Figueroa - \$3,000,000

#### Los Angeles County

- Normandie Ave. Improvement - 95<sup>th</sup> St. to El Segundo Blvd. - \$2,000,000
- Manhattan Beach Blvd. ITS Improvement from Manhattan Ave. to Van Ness Ave. - \$2,000,000

- Hawthorne Blvd. ITS Improvement from Imperial Hwy. to Manhattan Beach Blvd. - \$2,000,000
- South Bay Arterial Operational Improvements, Signal Synchronization, Backbone network redundancy, CCTV @ 16 locations - \$3,620,000
- Pavement Preservation – \$21,817,000
- Sidewalk Curb Parkway Preservation - \$10,491,000
- Pedestrian Improvements -\$3,238,000
- Aesthetics Beautification - \$8,825,000
- Traffic Signal Improvements -\$17,100,000
- Regional Bikeways -\$66,121,000
- Local Bikeways - \$132,242,000

#### Manhattan Beach

- Sepulveda Blvd. Improvement – El Segundo Blvd. to Artesia Blvd. - \$1,500,000
- Public Transit Services Annual Operating – \$150,000
- Street Improvements – Annual Rehabilitation - \$1,500,000
- Capacity enhancements - \$650,000
- Bikeway / Pedestrian Improvements - \$100,000
- Annual Pedestrian Improvements - \$400,000
- New Pedestrian Improvements - \$450,000

#### Redondo Beach

	<u>Annual Need</u>
• Residential Street Pavement Rehabilitation	\$1,000,000
• Arterials/Collectors Street Pavement Rehabilitation	\$1,100,000
• Pedestrian Path of Travel Improvements (including sidewalk, curb, gutters, ramps, and storm drain inlet devices)	\$615,000
• Traffic Signals and Street Lights – Regular Deferred Maintenance	\$300,000

#### Torrance

- Sepulveda Blvd. / Western Ave. intersection improvement (with City of LA) - \$6,900,000
- Pacific Coast Highway / Crenshaw Blvd. intersection improvement - \$11,750,000
- Hawthorne Blvd Improvement – 182<sup>nd</sup> St. to Lomita Blvd. - \$3,479,318
- 190<sup>th</sup> St. / Van Ness Ave. Intersection Improvement - \$1,200,000
- 190<sup>th</sup> St. / Crenshaw Blvd. Intersection Improvement - \$900,000
- Crenshaw Blvd. / Sepulveda Blvd. Intersection Improvement - \$5,000,000
- Crenshaw Blvd. / Carson St. Intersection Improvement - \$5,000,000
- Crenshaw Blvd. / Torrance Blvd. Intersection Improvement - \$5,000,000
- Pacific Coast Highway / Hawthorne Blvd. Park and Ride structure - \$ TBD
- Pedestrian walkway and elevators from proposed rail station to bus bay - \$5,000,000
- Phase II of the Regional Parking and Ride Facility (Parking Structure) - \$15,000,000

- Furniture and Equipment to complete Phase I of the Regional Park and Ride Facility (RTC) - \$1,500,000
- Enhanced facility and vehicle security camera system - \$1,000,000
- Solar lighting at RTC, Bus Shelters and stops - \$1,500,000
- Real-Time Passenger information at all major stops and transfer points - \$3,000,000
- Operating funds for RTC to DAFC shuttle - \$3,000,000
- CNG Station (Madrona Site) upgrade - \$1,500,000
- Annual maintenance and operations funding for RTC - \$750,000
- Enhanced Bicycle right-of-way and rack - \$1,000,000

THIS PAGE LEFT INTENTIONALLY BLANK

South Bay Cities Council of Governments

October 24, 2013

TO: SBCCOG Board of Directors

FROM: Jacki Bacharach, SBCCOG Executive Director

RE: Disposition of Bills that SBCCOG was following

2 year bills:

- AB 5 – Homeless
- AB 690 – Jobs and infrastructure financing districts: voter approval
- AB 810 – Law Enforcement. Data Sharing
- AB 1147 – Massage Therapy
- AB 1214 – Southern California Regional Occupational Center
- SB 556 – Agency. Ostensible nongovernmental entities
- SCA 4 – Local Government Transportation Projects; special taxes

- New Law – AB 66 – Economic Development – SCE reliability reports
- AB 277 – Tribal Gaming; compact ratification
  - SB470 – Community Development, Economic Opportunity
  - SB 594 – Use of Public Resources

STATE LEGISLATIVE SCHEDULE

- SEPT 13: End of Session (all bills must be passed by this date or they become 2-year bills)
- OCT 13: Governor’s Deadline to sign/veto all bills on his desk

FEDERAL

HR 456 (Schiff) & S 208 (Feinstein)	Los Angeles Residential Helicopter Noise Relief Act of 2013. This Act would direct the FAA to exercise its legal authority to set guidelines on flight paths and minimum altitudes for helicopter operators in residential areas in Los Angeles County within 12 months of being signed into law. Exemptions would be provided for law enforcement, emergency responders and the U.S. military.	<b>SUPPORT (5/23/13) (Letter sent to Senators &amp; Congressmembers 5/29/13)</b>	HR 456: 2/4/13 Referred to House Subcommittee on Aviation  S. 208 2/4/2013 Referred to Senate Committee on Commerce, Science, and Transportation
--	---	--	--

THIS PAGE LEFT INTENTIONALLY BLANK

**SAMPLE Resolution No. XXXXX of the  
City of \_\_\_\_\_  
Urging the State Water Resources Control Board to  
Suspend the Current MS4 Permit for Los Angeles County  
Pending Revision of State-wide Receiving Water Limitation Language  
and the Disposition of the Administrative Petition  
Filed by Thirty-Six Municipal Permittees**

Whereas, on October 5, 2012, the California Regional Water Quality Control Board, Los Angeles Region (hereinafter "Regional Board") adopted Order No. R4-2012-0175, NPDES Permit No. CAS 004001, the Municipal Separate Storm Sewer Permit for Los Angeles County ("MS4 Permit");

Whereas, on or before December 5, 2012, thirty-six (36) Los Angeles County municipalities, including several south bay cities, filed administrative petitions with the State Water Resources Control Board ("State Board") challenging the MS4 permit;

Whereas, almost 30 of the petitioning cities challenged the MS4 on the grounds that:

1. it requires absolute compliance with numeric total maximum daily loads (TMDLs), contrary to State Board precedential orders and USEPA guidance (memoranda and guidelines)
2. it requires compliance with wet weather TMDL waste load allocations based on in-stream monitoring -- which is impossible to meet -- instead of determining compliance at the outfall, by measuring stormwater discharges therefrom against "ambient" (dry weather) standards, as required under federal stormwater regulations;
3. it requires compliance with TMDLs that are either not on the State's 303(d) list which identifies TMDLs for specific water bodies, or are non-point sources that have been incorrectly applied to MS4s because they are only required to comply with point-source TMDLs;
4. it denies the iterative process (also referred to as an adaptive management process) specified in USEPA's *Interpretative Policy Memorandum on Reapplication Requirements for MS4 permits*, 61 Fed. Reg. 41697; and in State Board Water Quality Order 99-05 and affirmed in several succeeding water quality orders as a mandatory MS4 permit requirement;
5. requires implementation of an enhanced watershed management plan as an optional means of assuring compliance with TMDLs that failed to comply with Chapter 27, the California Watershed Improvement Act of 2009;
6. requires non-stormwater discharges to comply with TMDLs and other water quality standards contrary to federal law which only requires the prohibition of non-stormwater discharges to the MS4 or, if not feasible, coverage under a stormwater permit other than a permittee's MS4 permit;

Whereas, USEPA, Region 9, expressed concern in a letter to the State Board regarding the absence of an iterative process in the MS4 permit and that the permit improperly enables permittees to attain compliance with receiving water limitations by simply submitting a notice of intent to develop a watershed management plan or enhanced watershed management plan without having plan approval for several years.

Whereas, the cost of preparing an enhanced or non-enhanced watershed management plan (due by June of 2014), ranges from tens of thousands of dollars to hundreds of thousands of dollars without any assurance that the plans will be approved and without any criteria for determining the appropriateness of the plans;

Whereas, in light of the compelling arguments raised in the administrative petitions to the State Board calling for voiding the permit and returning it to the Regional Board for correction and USEPA's concerns regarding the MS4 permit's failure to abide by receiving water limitations, it seems likely that the State Board will be inclined to void the permit;

Whereas, given this very possible outcome, the City Council of the City of \_\_\_\_\_ does hereby resolve the following:

1. that a letter be sent to the State Board asking it to (1) void the Los Angeles MS4 permit as soon as possible, or (2) stay or take other action that would place the permit on hold pending the State Board's issuance of revised receiving water limitation language for inclusion in all MS4 permits issued in California and resolution of the administrative petitions; and
2. that this resolution be sent to the State Board, Los Angeles Regional Board and impacted state electeds.



**October 1, 2013**

**TO: Jacki Bacharach, SBCCOG Executive Director**

**FROM: Steve Lantz, SBCCOG Transportation Consultant**

**RE: SBCCOG Transportation Update – October 2013**

**Federal Update:**

**Governor Brown Temporarily Saves Federal Transit Funding**

As reported last month, US Secretary of Labor Thomas Perez forced California Governor Jerry Brown to fashion a legislative fix to an impasse over implementation of the pension reform bill that was threatening the delivery of federal transit funds to 85 transit districts throughout the state. The federal dispute centers on a California law passed last year that put limits on the pensions that public agencies can offer their new hires. Labor unions claim that their collective-bargaining rights are protected under a 1964 federal law, known as 13-C, were violated when California voters approved the California Public Employees' Pension Reform Act (PEPRA) of 2013. The labor unions claim benefits for future employees were decreased without negotiation.

Governor Brown signed AB 1222 at the end of September to exempt transit workers from PEPRA for 15 months to provide enough time for Sacramento's transit authority -- the one organization not covered by the bill -- to sue the U.S. Department of Labor. The federal government, in turn, will re-certify California as having complied with the law and allow the remaining grants to flow to the state in 2013 and 2014. Should the Federal government win in court, AB 1222 would shield transit workers indefinitely from the effects of PEPRA. However, should Sacramento prevail, transit workers will see adjustments to their pensions. Since the lawsuit involves the relationship of state and federal law, this case may be important for larger battles over pensions, such as the bankruptcy of Detroit, Michigan and Stockton, California.

**US DOT To Furlough 18,000 employees**

The Department of Transportation announced on September 27<sup>th</sup> it would have to furlough 18,000 employees beginning October 1 during “a lapse in annual appropriations.” Under the DOT plan the biggest decrease in its workforce is in the Federal Aviation Administration (FAA), which is the agency’s largest subsidiary. The FAA would go from 46,070 employees currently to 30,556. FAA’s air traffic controllers would be exempt from furloughs.

**Sacramento Update**

**Bill Reducing Transportation Sales Tax Approval to 55% is Amended; Becomes 2-year Bill**

SCA 4 would allow a local government to impose a special tax for transportation projects upon approval by 55% rather than the currently required 2/3<sup>rd</sup> approval. As amended in late August, the proposed state constitutional amendment includes several provisions that might limit its appeal to L. A. County Supervisors and Metro.

The new provisions would:

1. prohibit a local government from expending any revenues derived from a special transportation tax approved by 55% of the voters at any time prior to the completion of a statutorily identified capital project funded by revenues derived from another special tax of the same local government that was approved by a 2/3 vote. In effect, a new sales tax in LA County could not be used to accelerate a project approved under Propositions A, C, or Measure R.
2. require that at least 50 percent of the tax proceeds be expended for programs or purposes included in an adopted sustainable communities strategy.
3. require a local government, when expending any of the tax proceeds for an expansion project on the state highway system, to dedicate a portion of those proceeds, as determined under statute, for the ongoing maintenance of that expansion project.

SCA4 was referred back to a Senate Committee and has become a two-year bill since the state legislature is in recess through December.

### **Governor Signs Third Version of Three-foot Passing Law**

Governor Brown signed AB 1371, the Three Feet for Safety Act on September 23<sup>rd</sup>. California has joined the ranks of 21 other states (plus the District of Columbia) with three-foot laws. The Three Feet for Safety Act goes into effect in California a year from now, on September 16, 2014.

This was a third legislative attempt at creating a minimum three-foot distance to pass a cyclist on California streets, after Governor Brown vetoed the two previous attempts. The bill replaces the current requirement that drivers pass bicyclists at an unspecified “safe distance”. AB1371 would require a minimum three-foot cushion between any part of the vehicle and the bike or its rider for any motor vehicle traveling in the same direction as the bike it’s passing whether the bicycle is in a through lane, bike lane or turn lane.

AB1371 also removes provisions that were included in the 2011 and 2012 vetoes bills requiring drivers to slow down to 15 mph to pass a bike rider if they are unable to give a three foot passing distance and requiring drivers to slow down to 15 mph more than the speed of the rider. And, unlike the 2012 version, it does not give drivers permission to briefly cross the center line in order to pass riders safely. However, the 2013 version of the bill allows drivers to pass at less than three feet if they decide that the three-foot margin isn’t safe or practical and if the driver slows to a speed that is reasonable and prudent, and passes only when doing so would not endanger the safety of the operator of the bicycle, taking into account the size and speed of the motor vehicle and bicycle, traffic conditions, weather, visibility, and surface and width of the highway.

### **Governor Signs Bill Extending Eligibility of ZEV’s to Use HOV Lanes**

Governor Brown signed AB 266 on September 28th that extends the eligibility period for certain low-emission, hybrid, or alternative fuel vehicles that meet California’s transitional zero-emission vehicle (TZEV) standard (identified with green and white stickers) to use HOV lanes even if they are not carrying the requisite number of passengers otherwise required for the use of

an HOV lane. The deadline for DMV to issue valid green and white stickers is extended from September 30, 2017 to January 1, 2019, or until federal authorization expires, whichever occurs first.

### **Governor Gets Bill to Expand California Transportation Commission's Sustainability Role**

A bill that would modernize the California Transportation Commission (CTC) and expand its mission to encompass sustainability has been passed by the Legislature and is now awaiting the Governor's signature. AB 1290 would expand the CTC by two voting members and would add the Chairperson of the State Air Resources Board as an ex officio member. It would also provide that the CTC's Committee on Planning become responsible for monitoring outcomes from the sustainable communities strategy or alternative planning strategy required to be adopted by transportation planning agencies as part of the regional transportation plan.

Among other provisions, AB 1290 would require each transportation planning agency (SCAG) that is required to prepare a sustainable communities strategy as part of its regional transportation plan and regional transportation improvement program to provide the commission with a copy of the strategy and a brief report describing the progress the agency has made in reducing greenhouse gas emissions.

The bill also includes a provision specific to the SCAG region that allows a sub-regional council of governments and the county transportation commission to work together to propose the sustainable communities strategy for that sub-regional area. SCAG would be required to include the sub-regional sustainable communities strategy for that sub-region in the regional sustainable communities strategy to the extent consistent with state and federal law. SCAG would develop overall guidelines, create public participation plans consistent with detailed guidelines in the bill, ensure coordination, resolve conflicts, make sure that the overall plan complies with applicable legal requirements, and adopt the plan for the region.

### **USDOT Rewards Caltrans with \$155 Million for Meeting all 2013 Project Deadlines**

Caltrans and the California Department of Transportation announced on September 16<sup>th</sup> that the federal government is awarding the state \$155 million for delivering its federally funded projects on time during FY 2012-13. Each year, some states fail to spend all of their federal transportation funding before federal deadlines, causing those funds to revert to a federal pool to be redistributed to states like California that have completed all requirements and can use the additional money. This year, that federal pool totaled \$1.6 billion of which California received \$155 million, the most in the nation. New York was a distant second with \$81 million. Caltrans will get roughly \$97 million of this extra funding and local transportation agencies will receive approximately \$58 million.

### **CPUC Green Lights commercial ride-sharing services; Taxi Operators Object**

On September 19<sup>th</sup>, the California Public Utilities Commission unanimously approved new rules to support on-demand ride-sharing services such as Uber, Lyft and Sidecar. The vote makes California the first state in the nation to formally endorse and regulate such services, which have taken off in big cities as an alternative to driving or hailing taxis.

Consumers book and pay for rides using the companies' mobile apps. Drivers are average people looking to make a little extra money on the side. Under the new PUC rules, ride services must

apply for a permit and comply with safety requirements such as driver background checks, vehicle inspections and insurance coverage.

Taxi operators denounced the PUC decision, contending that it fosters unfair competition. Insurance could turn out to be ride-sharing's Achilles' heel, according to taxi operators since the drivers of shared vehicles are relying on personal insurance which may be cancelled if the insurer finds that the operator is being paid to carry passengers.

The PUC is prepared to deal with ongoing uncertainties by revisiting the ride-sharing issue in a year.

### **Southern California Update:**

**Light Rail Vehicle Manufacturer moves U. S. Headquarters to El Segundo**  
Kinkisharyo, International is moving its U.S. headquarters from Massachusetts to El Segundo, bringing about 25 jobs to the South Bay city and about 250 jobs to Palmdale where it will manufacture rail cars for the METRO. Kinkisharyo International is the U.S. subsidiary of The Kinki Sharyo Co., Ltd., based in Osaka, Japan. The headquarters move to a 5,000-square-foot site, at 300 N. Continental Blvd., started over the summer and is expected to be completed sometime this fall.

In July, the MTA board voted to exercise two options to an earlier contract with Kinkisharyo. Worth a combined \$397 million, the two options call for 97 new light rail vehicles to be used on the Crenshaw/LAX Line and to replace older vehicles in Metro's fleet. Kinkisharyo's business model has been to perform final assembly of rail cars in the area where the transit agency ordering the vehicles is located. Kinkisharyo is also finalizing a lease at Plant 9, a parcel of land near Palmdale Airport that is owned by the city of Los Angeles.

### **First New 405 Flyover Ramp Opens at Wilshire Interchange**

The first new flyover ramp for the 405 Sepulveda Pass Improvement project opened on September 23rd. The new ramp carries southbound 405 Freeway traffic onto eastbound Wilshire Boulevard. The new flyover ramp is 300 percent longer than the previous ramp and includes one additional lane dedicated to traffic exiting to the Westwood area.

Crews still have one more ramp to finish before the entire Wilshire interchange is complete. The final ramp, which will take eastbound Wilshire traffic onto the northbound 405 freeway, is expected to open in November.

# South Bay Cities Council of Governments

October 24, 2013

TO: SBCCOG Board of Directors

FROM: SBCCOG Steering Committee and  
Strategic Plan Subcommittee – Dan Medina, Ralph Franklin, Jim Goodhart &  
David Lesser

SUBJECT: Strategic Plan Consultant Recommendation

## Background

At the July Steering Committee, a memo was presented which outlined the following:

- Requirements of the Jacki Bacharach & Associates contract with the SBCCOG for a strategic plan to be completed
- A proposed schedule
- A proposed scope and tasks
- The outline of a proposal
- The adopted Vision, Mission & Guiding Principles

At the August Steering Committee, approval was given for the release of a request for proposals for strategic planning services which were due on September 20. Four proposals were received. They were from Alta Mesa, Ellis/Edwards, KH Consulting and Management Partners. After a review of them by the subcommittee (members listed above), two of our city managers as well as David Biggs, Jacki Bacharach and Kim Fuentes, it was agreed to interview three of the firms – Ellis/Edwards, KH Consulting and Management Partners.

On October 4, the interviews were conducted. The interview panel consisted of the members of the subcommittee as well as Palos Verdes Estates City Manager Tony Dahlerbruch and SBCCOG staff members Jacki Bacharach, Kim Fuentes and David Biggs. Upon conclusion of the interviews, it was the consensus of the group to recommend that Management Partners be retained to undertake the strategic planning process. This recommendation is made based on the fact that Management Partners provided a specific structure and process for how they would perform the work, the facilitator proposed had similar experience with local governments and agencies such as ours and they met our budget requirements. The other two proposers did not meet all of these criteria. Additionally the final deliverable that Management Partners will provide the SBCCOG is a very usable implementation tool which should provide Board members and staff guidance for future work programs. The one concern was their schedule which was longer than what was outlined in the RFP. After discussion, their schedule did appear realistic since this project is taking place through the holiday period. It was agreed that scheduling the full day workshop would best be done after the first of the year.

Reference checks were conducted with two agencies (Santa Barbara Council of Governments and Rancho Palos Verdes) which had used Management Partners for the preparation for their strategic plans and each said that they were pleased with the work done and would hire Management Partners again. In addition, Management Partners provided further information

regarding the availability of their support staff in follow-up to one question, which the interview panel requested, be addressed.

The schedule for the all day workshop was discussed and it was agreed to try to get the date fixed as soon as possible. With the holidays approaching, it was agreed to save a day in January.

RECOMMENDATION

Recommend that the Board approve a contract with Management Partners in the amount of \$19,800 to assist the SBCCOG in developing a strategic plan.

It is further recommended that the Board select one of the three following dates for the full day workshop and hold that date to participate. The proposed dates are: Thursday, January 9, Thursday, January 16 or Friday, January 17.

# South Bay Cities Council of Governments

October 24, 2013

TO: SBCCOG Board of Directors

FROM: Steering Committee & City Managers' Group

SUBJECT: Reliability Issues re: the SCE Infrastructure in the South Bay

## Background

The South Bay cities have experienced multiple power outages in the last few years. These outages have not only been frustrating and inconvenient, but costly and detrimental to the economy of the cities.

A discussion on what the cities might do about this has been taking place on and off since last October by both board members and city managers. The SBCCOG staff provided a speaker to the January City Managers' monthly meeting who presented his understanding of the issue and how we might work together to develop a plan to address this issue. No further action was taken until the outages became more disruptive in recent months.

At the request of the Hermosa Beach City Manager in August, I contacted the speaker that we had heard from and asked him for a formal proposal for how the SBCCOG could assist the cities in collaborating to understand and demand timely action on this issue. The proposal is attached which includes a scope of work for \$25,000.

In the interim, Assemblyman Al Muratsuchi arranged a meeting on October 11 for South Bay city officials to meet with California Public Utilities Commission (CPUC) President Michael Peevey. Those in attendance were: Manhattan Beach Mayor Lesser and Rancho Palos Verdes Mayor Brooks, Hermosa Beach Councilman Tucker, Hermosa Beach Tom Bakaly, Torrance staff members Brian Sunshine and Rob Beste, Rancho Palos Verdes staff member Kit Fox, Jacki Bacharach for the SBCCOG and the Assemblyman and his staff member Timothy Lippman. President Peevey included via video conference the CPUC Executive Director Paul Clanon and two key staff members.

The meeting exceeded our expectations. President Peevey was extremely interested in helping us and directed his staff to get more information and then set up a meeting for us all to meet with an executive at SCE to get some answers. He committed to setting up the meeting in the next month and possibly to have quarterly meetings to hold SCE accountable. SBCCOG staff will be working with PUC staff and Assemblyman Muratsuchi's staff to keep all parties informed.

A report of this meeting and the proposal that the SBCCOG received were presented at the Steering Committee and at the City Managers' meetings. Because time is of the essence for the South Bay cities to have data on their outages documented, the city managers present at the meeting agreed that they could pay \$2700 each to cover the cost of the consultant's work, and if enough cities signed on, to cover administrative costs that the SBCCOG will be incurring for

administering the contract and coordinating with cities. Assuming that not all of our cities will be interested or able to pay the assessment, staff is recommending that we not proceed until sufficient funds have been pledged or received.

RECOMMENDATION

Approve a contract with Skipping Stone consultants for a report on South Bay power outages, issues and maintenance status at a cost not to exceed \$25,000. The contract will not be executed until SBCCOG has been notified by at least 10 cities that they will pay \$2700 toward this effort.



**Work Order #1:  
South Bay Cities Council of Governments  
Power Outages, Issues & SCE Maintenance Status Report  
September 27, 2013**

To that certain Consulting Services Agreement dated October 1, 2013 ("the Agreement"), by and between South Bay Cities Council of Governments ("Client" or "SBCCOG"), and Skipping Stone LLC. ("Consultant" or "SS") this Work Order #1 ("Work Order #1" or "WO#1") shall be attached to and become a part of the Agreement upon execution (including execution by e-mail acknowledgement, execution in counterpart, or facsimile execution) by the respective identified representatives.

**Introduction**

SBCCOG has experienced several significant power outages and have ongoing power infrastructure and maintenance issues with SCE. This has resulted in less than satisfactory performance and has caused business owners and residences a myriad of problems.

To date SCE has not provided SBCCOG with an action plan to address the power quality and infrastructure issues. To better prepare for a more directed dialogue with SCE and to determine potential action plans, SBCCOG desires a status report on power outages, issues and maintenance plans.

**Methodology & Scope of Work**

Consultant will prepare a power outages, issues and maintenance status report for SBCCOG. To prepare this report, Consultant will:

- Develop an information gathering template for use in interviewing key stakeholders from each SBCCOG City.
- Meet with key stakeholders to gather information regarding issues, problems, communications with SCE and corrective actions promised or taken (if any).
- Gather information from SCE records on both planned and unplanned power outages experienced in the SBCCOG service territory. Such information to include, outage dates, location, reason, corrective action taken and any outage impact information available.
- Gather information from SCE on maintenance plans and infrastructure upgrade plans impacting SBCCOG cities.
- Review SCE PUC filings on maintenance, infrastructure plans and capital projects and provide a general overview including any specific SCE plans impacting the SBCCOG service territory.
- Prepare a status report inclusive of the information gathered above and provide an assessment of current status and potential for improvements or potential for ongoing issues and outages.
  - The report will also include an outline of potential action plans SBCCOG might consider to address its power issues and needs.
- Prepare and present a summary presentation of the status report, including potential action plans, to SBCCOG leadership and key stakeholders.

**Resources**

Consultant will assign Peter Weigand as the engagement leader and Kathleen Herman will perform a majority of the Scope of Work. See attached resource bios.

**Fee & Timing**

A fixed fee of \$25,000, inclusive of travel expenses. Upon approval of this Work Order #1, this engagement will be completed within 90 days.

**Budget, Terms and Expenses**

1. An Initial Payment of \$12,500 shall be due upon signing of this Work Order #1. Such Initial Payment by Client must be received by Consultant prior to work commencing under this Work Order #1. The balance of payment shall be due upon submitting the final report and presenting the results.
2. Client shall provide Consultant with required Client-side accounts payable information, including any Client-required P.O. number and accounts payable contact information necessary to process Consultant's invoices promptly.
3. Interest on invoiced amounts unpaid longer than 30 days shall accrue at a rate of 1.5%/mo.
4. Additional projects and/or expanded scope will appear on subsequent work order(s).
5. Resource Availability- Consultant resource(s) provided or named hereunder are subject to change. Should replacement resource(s) be required, Consultant shall provide such replacement resource(s) of substantially similar skill level.
6. All other terms and conditions are per the Consulting Services Agreement (CSA).

**Acceptance**

This Work Order #1 is made a part of the Consulting Services Agreement between the parties. Changes in provisions specific to this Work Order are applicable to this Work Order only and do not alter or change the provisions of other Work Orders or the general terms and conditions of the Consulting Services Agreement.

Client

Consultant

\_\_\_\_\_  
 Dan Medina  
 Chair  
 South Bay Cities Council  
 Of Governments

\_\_\_\_\_  
 Greg Lander  
 President  
 Skipping Stone, LLC

Date: \_\_\_\_\_

Date: \_\_\_\_\_

## **Resource Bios**

### **Peter Weigand, Chairman & CEO**

Peter Weigand, Chairman, CEO and founder of Skipping Stone, has over 30 years of energy industry experience. Previously Peter has been CEO or COO of 4 energy and energy technology companies, has taken a company public, bought and sold over 12 companies, performed turn around and crisis management both domestically and internationally, managed triple digit growth, and has been a member of 6 boards of directors. His companies have been named to the Inc. 500 three times and have launched many new energy services and technologies globally.

As Chairman and CEO of Skipping Stone he has built one of the leading energy strategy and market consulting firms based on a unique network model that deploys consultants with direct industry experience. The firm's consultants have worked with over 250 clients across the energy industry, including natural gas and power markets, demand response, clean energy technology, and renewable energy.

Peter has been named Entrepreneur of the Year by Ernst & Young, one of the Top 50 Most Influential People in Energy by Pennwell and has written 3 books on energy topics.

### **Kathleen Herman, Senior Consultant**

Kathleen Herman has over 30 years of energy and utility experience, primarily with Southern California Edison. Prior to joining Skipping Stone, Kathleen was a senior executive with SCE and managed a variety of departments, including director of the major accounts group, senior manager of product and services development teams and senior manager of enterprise resource planning.

She also was responsible for the design and implementation of SCE's grid outage management systems, infrastructure planning, customer technology application center, product lifecycle management and is a certified generation plant operator.



## **CONSULTING SERVICES AGREEMENT**

This Consulting Services Agreement ("CSA") is between South Bay Cities Council of Governments ("Client") and Skipping Stone, LLC., a Delaware Limited Liability Company ("Consultant"), referred to collectively as "Parties" and is dated effective as of October 1, 2013 (the "Effective Date").

WHEREAS, Client desires to retain the professional services of Consultant; and Consultant is willing to provide such services to client as requested.

NOW THEREFORE, in consideration of the mutual covenants set forth herein, the Parties agree as follows:

### **Engagement**

Client, hereby retains Consultant, and Consultant agrees to provide consulting services to Client. The engagement includes, but is not limited to, assisting Client with strategic evaluation and assessment of potential transactions and projects as approved from time to time by Client. Unless otherwise agreed to in writing by Client, all consulting services provided by Consultant hereunder shall be pursuant to Work Orders executed by Client and Consultant.

### **Term**

This CSA shall be effective from October 1, 2013, through September 30, 2014, and from year to year thereafter, unless earlier terminated by either party with 30 days written notice. Upon termination or expiration of this CSA, if and to the extent requested by Client, Consultant shall cooperate with Client and continue to provide such services hereunder to Client (at the rates of compensation then in effect) as may be reasonably required for an orderly and efficient transfer of Consultant's work and Work Product (as defined below) to Client or as designated by Client.

### **Compensation and Expenses**

Consultant shall be compensated for services and reimbursed for expenses as follows:

1. All services hereunder shall be on a per project or hourly quote basis in accordance with the rates set forth on Exhibit A, subject to pre-approval by Client as Work Orders or Special Project Proposal(s). To the extent there is an executed Work Order or Special Project Proposal in existence from time to time, such Work Order or Special Project Proposal would be attached hereto and made a part hereof.
2. A 5% overhead surcharge shall be added to the consulting fees to provide coverage for telephone, postage, office supplies, and other administrative related minor expenses. No separate invoice for these items will be submitted.
3. Reasonable and necessary travel related expenditures, and project specific purchases shall be billed at cost, subject to pre-approval by Client. For international travel, Consultant shall use business class seating.

### **Payment Terms**

Unless specifically agreed otherwise in a Special Project or Work Order, Consultant shall present an invoice to Client on completion of the services contemplated in the Work Order; provided however, in the event services provided under any Work Order which Work Order has a duration greater than 30 (thirty) calendar days will be invoiced on or about the third business day following the end of each month during the term of the Work Order. The presentation is intended to provide Client the opportunity to ask questions and seek clarification and approval of the invoice. Absent specific payment or pre-payment terms in a Special Project Proposal or Work Order, Client shall pay such invoice, by wire transfer, within 30 days of the date of the invoice. The invoice shall include hours worked, a detailed description of tasks performed, by individual Consultant, and a breakdown of expenses. Upon request, Client will be provided copies of applicable receipts for all expenses in excess of \$25.00.

### **Ownership of Work Product**

Consultant agrees that all Work Product created by Consultant and its employees and subcontractors arising from work performed hereunder shall be the exclusive property of Client and as such shall be deemed "work made for hire". Consultant and its employees and subcontractors agree to execute any assignments or other similar documents which Client may reasonably request to effect the foregoing with respect to the Work Product. "Work Product" means all documentation, reports, studies, manuals, and information created on behalf of Client hereunder. Client and Consultant agree that Know-How created or employed by Consultant and its employees and subcontractors previously existing or arising from work performed hereunder shall be the non-exclusive, non-transferable property of Client. Consultant and its employees and subcontractors agree to execute any assignments or other similar documents which Client may reasonably request to effect the foregoing with respect to the Know-How. "Know-How" means methodology and models used in the creation for Client hereunder of documentation, reports, studies, manuals, and information.

### **Independent Contractor**

Consultant will perform services under this CSA as an independent contractor, and shall not act as, nor be deemed an agent or employee of Client. Nothing in this CSA or in the supervision of services shall be construed in such a manner as to sever the independent contractor relationship.

Consultant has no authority to assume or create any commitment or obligation on behalf of Client or bind Client in any respect whatsoever, and will not be considered an employee of Client for purposes of income tax liability, benefits, or any other purpose.

### **Confidentiality**

Consultant will not disclose, to any third party, confidential information received from Client, such as trade secrets, customer lists, marketing studies, strategies, and other confidential information not generally known in the industry or to the public. Nor will Consultant disclose to any persons or entities any proprietary reports or recommendations it makes to Client.

Consistent with the provisions of this CSA, Consultant is permitted to identify Client as a client of Skipping Stone, however, Consultant will not disclose to any person the fact that Client has engaged Consultant for a specific project, nor that discussions are taking place concerning any specific transaction(s) for which Consultant has been engaged, nor the status thereof. Consultant acknowledges that Client may enter into one or more Confidentiality Agreements with third parties and Consultant agrees to be bound by same, to the extent such agreements are reasonable and customary.

Consultant agrees to be responsible for any breach of this CSA and any third party Confidentiality Agreement to which it agrees to be bound, and to take all reasonable measures to prevent the unauthorized disclosure of any confidential material received in connection with this CSA. Consultant further agrees to indemnify and hold harmless Client from any losses, damages, claims or liabilities arising from or relating to such breach. It is agreed that money damages may not be a sufficient remedy for any such breach and that Client may be entitled, in appropriate circumstances, to specific performance and injunctive relief as remedies for any such breach. These remedies shall not be deemed to be the exclusive remedies for the breach of this CSA, but shall be in addition to all other remedies at law or in equity available to Client.

The obligations of this paragraph shall survive the termination of this CSA for the longer of (a) a period of one (1) year after such termination or (b) the termination of any third party Confidentiality Agreement to which Consultant has agreed to be bound.

### **Other Agreements**

Consultant represents and warrants that Consultant is not a party to any other existing agreement that would prevent Consultant from entering into this CSA or adversely affect Consultant's ability to perform the services under this CSA.

### **Gratuities**

Consultant represents and warrants that Consultant has neither paid, agreed to pay, nor will pay, any sums, or any other considerations, to any director, officer, manager, employee, agent or other representative of Client in

connection with this CSA. Nor has any such payment or agreement for payment been requested or solicited by any such person.

**Applicable Law**

The provisions of this CSA shall be governed by the laws of the State of New York, without respect to conflicts of law principles.

**Assignment**

This CSA shall not be assigned by either party hereto, except that either party may assign its rights hereunder to any successor in interest of the party, whether by merger, consolidation, corporate reorganization, purchase of assets or otherwise.

**Entire Agreement**

This CSA contains the entire understanding and agreement between the parties hereto with respect to the subject matter hereof and supersedes all previous communications, negotiations and agreements, whether oral or written, between the parties with respect to such subject matter.

No addition to, or modification of, this CSA shall be binding on either party unless made in writing and executed by officers of the Consultant and Client.

**Notices**

All notices or other communications required under this CSA shall be made in writing, in person or by mail, facsimile, overnight courier or email (followed by hard copy delivery) directed to:

**Consultant**  
\_\_\_\_\_  
Skipping Stone, LLC  
\_\_\_\_\_  
83 Pine St – Suite 101  
\_\_\_\_\_  
West Peabody, MA, 01960  
\_\_\_\_\_  
Attn: Greg Lander

**Client**  
\_\_\_\_\_  
South Bay Cities Council of Governments  
\_\_\_\_\_  
20285 S. Western Ave., #100  
\_\_\_\_\_  
Torrance, CA 90501  
\_\_\_\_\_  
Attn: Jacki Bacharach

IN WITNESS WHEREOF, the parties hereto have executed or caused to be executed this CSA as of the date set forth below but effective as of the Effective Date.

CONSULTANT

CLIENT

By: \_\_\_\_\_  
Greg Lander, President  
Skipping Stone, LLC

By: \_\_\_\_\_  
Dan Medina, Chair  
South Bay Cities Council of Governments

Date: \_\_\_\_\_

Date: \_\_\_\_\_

## **Exhibit A**

### **Hourly Consulting Fee Schedule**

<u>Consulting</u>	<u>Standard</u>	<u>Relationship</u>
	US Dollars (\$)	Rates
	US Dollars (\$)	US Dollars (\$)
Partner	500	375
Principal	450	335
Senior Consultant	350	275
Senior Project Manager	350	275
Project Manager	300	225
Consultant	300	225
Project Coordinator	225	175
Analyst	225	175
Research Specialist	175	140
Administrative Support	125	100

Revised 1-01-13