



3400 Torrance Blvd, Suite 100  
Torrance, California 90503  
www.SBACC.com

SBACC Board of Directors Meeting  
AGENDA

February 1, 2011  
8:00am

- 1) Welcome George Kivett, Chair
- 2) Self Introductions and Sign-In All
- 3) Approval of the January 2010 Minutes All
- 4) Chair's Report Kivett
  - 2011 Installation Update Information
  - SBACC Business Membership Application Action
  - SBACC Chamber Membership Application Action
- 5) Legislative Report #2 Shaun Lumachi
  - National Labor Relations Board Proposal: Right to Unionize Action
  - AB 75 (Hill – D) Documents: Notaries Public: Solicitations Action
  - AB 83 (Jeffries – R) CEQA Exemption: Recycled Water Pipeline Action
  - Governor's 2011-2012 Budget Proposal Action
- 6) Financial Report Charles Gale
- 7) Legislators Reports Feinstein, Boxer, Rohrbacher, Harman, Richardson,  
Brown, A.Lowenthal, Wright, Furutani, B.Lowenthal, Bradford,  
Butler, Knabe, Ridley-Thomas, League of CA Cities, LAAFB,  
AQMD, BizFed, WRD, WBMWD
- 8) Announcements All
- 9) Adjourn

Next SBACC Board Meeting will be Tuesday, March 1, 2011 at the Torrance Chamber  
3400 Torrance Blvd, Suite 100 Torrance, California 90503



# SOUTH BAY ASSOCIATION OF CHAMBERS OF COMMERCE

Serving 16 Chambers of Commerce and over 53,000 Businesses in Southern California

## *Annual Installation Luncheon*

**SAVE  
THE  
DATE**

**Friday, March 4, 2011**

**SAVE  
THE  
DATE**

**11:00am to 1:30pm**

**Juanita Millender McDonald Community Center**

**3 Civic Plaza Drive**

**Carson, California 90745**

~ Join Us As We Honor ~

**George Kivett**

2010 Chair of the Board

**Creasie James**

2011 Chair of the Board

**The recipient of the "John Parsons Award"  
for Business Citizen of the Year**

Tickets are \$47.00 each or Tables of Ten for \$500

Reservations Required by Calling the

Carson Chamber of Commerce at (310) 217-4590



## **The SBACC Is Prepared for Action in 2011!**

SBACC is the regional business advocacy resource for 16 chambers of commerce and over 53,000 businesses from Los Angeles International Airport to Catalina Island to the Ports of Los Angeles and Long Beach. SBACC proactively represents South Bay businesses at all levels of government. Log on to [www.SBACC.com](http://www.SBACC.com) for more!

## **Together, We Can Strengthen the South Bay Economy**

Increasing our regional influence to protect the economic vitality of the South Bay takes an unprecedented level of investment. With your investment, we:

- ✓ Protect local jobs by stopping anti-business laws.
- ✓ Track your important issues and activate a regional network of 16 chambers behind your issue.
- ✓ Activate our grassroots network on your issues via our advocacy Web site, [www.SBACC.com](http://www.SBACC.com)
- ✓ Provide a "one-stop-shop" to network with 16 chambers of commerce who take action on issues.
- ✓ Access to regional legislative decision makers including our yearly advocacy trip to Sacramento.
- ✓ Highlight your investment at our yearly installation luncheon attended by influential legislative leaders.

## **SBACC Will Focus In 2011 On Four Top Strategic Initiatives:**

- ✓ **Economic Recovery.** We will support opportunities for economic development proposals that aim to create jobs and that do not put business at an economic disadvantage throughout the South Bay.
- ✓ **Education and Workforce Preparation.** We will support efforts to maintain a high level of educational quality at higher education institution throughout the region.
- ✓ **Local, State and Federal Government Reform.** We will monitor and support efforts to reform regulations at all levels of government that negatively impact job creation and retention.
- ✓ **Infrastructure: Transportation, Water and Utilities.** We will continue to support policies that attract investment to improve the transportation infrastructure and movement of goods throughout our region.

## **Contact us for more information**

Contact Charles Gale, 2011 SBACC Treasurer at [cgalejr@mwdh2o.com](mailto:cgalejr@mwdh2o.com)



## Business Investment Application

**Name** \_\_\_\_\_

**Company** \_\_\_\_\_

**Address** \_\_\_\_\_

**Work Phone** \_\_\_\_\_

**Cel Phone** \_\_\_\_\_

**Fax** \_\_\_\_\_

**Email** \_\_\_\_\_

**Investment Levels**  
(Choose one)

**Deliverables**

**Supporting**

Annual Investment: \$1,000

- ✓ Two seats at the SBACC Annual Installation Event or, one paid attendee at the SBACC Legislative Reception in Sacramento or, two seats at a SBACC speaker event.
- ✓ Interaction with the many chamber of commerce executives, directors and leading business people from our member chambers of commerce at our monthly board meetings/events.
- ✓ Your logo (linked to your web site) on our regional advocacy Web site, [www.SBACC.com](http://www.SBACC.com)

**Sustaining**

Annual Investment: \$2,500

- ✓ Two seats at the SBACC Annual Installation Event or, one paid attendee at the SBACC Legislative Reception in Sacramento, or two seats at a SBACC speaker event.
- ✓ Interaction with the many chamber of commerce executives, directors and leading business people from our member chambers of commerce at our monthly board meetings/events.
- ✓ Representation by SBACC's grassroots network on your important issues
- ✓ Access to legislative decision-makers at all levels of government.
- ✓ Your logo (linked to your web site) on our regional advocacy Web site, [www.SBACC.com](http://www.SBACC.com)

**Distinguished**

Annual Investment: \$5,000

- ✓ One table of ten at the SBACC Annual Installation Event.
- ✓ Two paid attendees at the SBACC Legislative Reception in Sacramento.
- ✓ One table of ten at a SBACC speaker event.
- ✓ Monthly recap of issues impacting your business emailed to you.
- ✓ Interaction with the many chamber of commerce executives, directors and leading business people from our member chambers of commerce at our monthly board meetings/events.
- ✓ Representation by SBACC's grassroots network on your important issues
- ✓ Access to legislative decision-makers at all levels of government.
- ✓ Your logo (linked to your web site) on our regional advocacy Web site, [www.SBACC.com](http://www.SBACC.com)
- ✓ Your logo on a dedicated banner displayed at SBACC events.
- ✓ Your logo on all SBACC marketing materials.



## Chamber of Commerce Investment Application

**Voting  
Member #1**

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**Three  
Additional  
Voting  
Members**

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**Chamber**

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**Address**

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**Work Phone**

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**Cel Phone**

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**Fax**

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**Email**

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### Investment Levels

*(Choose one. Membership as of January 1)*

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**>1000 Members**

Annual Investment: \$500

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**500 to 999 Members**

Annual Investment: \$400

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**300 to 499 Members**

Annual Investment: \$300

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**< 300 Members**

Annual Investment: \$200

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**For more information contact Charles Gale, 2011 SBACC Treasurer at [cgalejr@mwdh2o.com](mailto:cgalejr@mwdh2o.com)**

**Approval of the January 2010 Minutes**

**SOUTH BAY ASSOCIATION OF CHAMBERS OF COMMERCE**  
**Board Meeting Minutes**  
**January 4, 2011**

**PRESENT:** G. Kivett, L. Baglietto, C. Gale, S. Lumachi, S. Gobble, D. LaSalle, S. Kramer, J. Kiernan, T. Dahlgren, D. Duperron, M. Smeltzer, J. Parsons, M. Lyon, J. Janes, M. Warenek, S. Myles, P. Donaldson, M. Morales, K. Vincent, M. Low, L. Clark, B. Mason, D. Castner, C. Taylor, C. Davis, C. Duru, J. Zivkovic, D. Gamboa, J. Brunkhardt, J. Kirk, S. Napolitano, M. Hanson, A. Garten, S. Carrillo, J. Valle, L. Baglietto, T. McKinnor

**CALL TO ORDER:** The Meeting is called to order by Chairperson George Kivett at 8:09am.

**WELCOME AND INTRODUCTIONS:** The Chairperson George Kivett introduces himself, he announces that Creasie James will assume duties as Chairperson with our upcoming Installation; he thanks all attendees and invites all present to introduce themselves.

**MINUTES FROM MEETING OF DECEMBER 8, 2010:** M. Morales moves for approval of the minutes. The motion is seconded by M. Warenek and passes unanimously.

**Chair's Report:**

Chairperson George Kivett announces that the SBACC Installation Luncheon will be held March 4, 2011 at The Carson Community Center. Chairperson George Kivett discusses the SBACC Scholarship program continuation. S. Gobble asks to add to the agenda for a later date to assess the bank statement prior to the program. S. Lumachi discusses the past history and ability to reach immediate upcoming Chamber oriented conferences. C. Gale says that Toyota and Chevron have an interest in participating. C. Gale also discusses how new corporate members join the SBACC. George asks for an agenda item in February. M. Warenek moves to fund the scholarship. S. Gobble seconds the motion. The motion passes unanimously.

S. Lumachi discusses application process. Applications are for anyone associated with the SBACC. M. Smeltzer asks about the criteria.

**POLICY PLATFORM:** S. Lumachi presents the Ballot Measures.

S. Lumachi makes a request for each member Chamber to keep open lines of communication for any issues affecting each our Chambers and/or members.

AB 29 (Perez J – D) Office of Economic Development Recommendation: Support

S. Gobble motions to support. C. Gale seconds the motion. The motion passes unanimously. In post vote discussion, L. Baglietto clarifies his abstention. M. Lyons asks if there is new staff as a result. L. Baglietto adds that it is harmless, but, won't have much more of an effect on the economy. S. Lumachi clarifies that we are able to take a stronger approach if we agree. S. Gobble states that this a first step in making a stronger Economic Development agency. S. Lumachi clarifies that there are six agencies under the Economic Development umbrella. L. Baglietto adds that there are no de facto agencies such as small business development.

AB32 (Lara – D) Entrepreneurship: Economic Gardening Recommendation: Support

J. Parsons asks for more detail in our letter for specificity. L. Baglietto adds that this is another "toothless bill". J. Parsons adds that we should get reporting detail. C. Taylor motions to support including an added detailed letter. T. Dahlgren seconds the motion. The motion passes unanimously.

S. Lumachi adds the following agenda items for completion:

Policy Platform revision: Final version is approved and on the website as well of the Policy Platform.

Strategic Initiatives revision: Final version is approved and on the website as well.

SBACC 2010 Vote Record: S. Lumachi asks for urgency in sending it out to our members and constituency. The U.S. Chamber of Commerce has added support for this action. Chairperson George Kivett asks if there are any changes. S. Lumachi replies that Senator Oropeza is removed from this document but does have a vote record. S. Lumachi explains the process in collecting data and Legislator opportunity to communicate their position before data is released. Our process is contingent upon the State Congressional final vote. S. Gobble asked if business concerns are included. M. Lyons asks where there are “n/a” notations or non-vote, what is the reason. Shaun clarifies that some bills don’t make it out of committee.

Chairperson George Kivett reinforces our ideals by sending the SBACC Vote Record to all of the members of each respective chamber. George asks that each Chamber Board of Directors introduces the Policy Platform and Strategic Initiatives to their members and associates.

TREASURER’S REPORT: Treasurer Charles Gale: There is just under a \$20,000 balance in our account. The expenses are \$35,000 each year. It creates a \$10,000 a year deficit. \$25,000 is collected. The funds for this deficit are coming from the reserves. Invoices need to be collected. Charles Gale discusses the SBACC Installation. M. Lowe asks for a list of who hasn’t paid so an executive can call them.

#### LEGISLATORS’ REPORTS:

S. Weissman of Senator Oropeza’s Office: Governor Jerry Brown is introducing a January 10th budget proposal. Budget cutting is imminent in several categories including enterprise zones and several individual citizen benefits. There are License Fee and Vehicle Tax increases. There is no legislation yet, but requesting ideas. Sharon is being reassigned and thanks us for working together. She will assume a position with Assemblymember Mendoza’s office and asks us to stay in contact.

J. Zivkovic: There is no legislation yet, but open to ideas. The focus is on job creation. They are making preparations for seat on the Transportation committee. An ADA compliance conference recommendation for accessibility issues to help avoid lawsuits will be held January 12th at the Rock Bottom Brewery in Long Beach. She also discussed a volunteer income tax flyer.

Tina McKinnor of Assemblymember Steve Bradford: No new legislation yet, but ideas are welcome. The Procurement Event is rescheduled on Feb 8<sup>th</sup>; Tina distributes flyers.

J. Janes of Assemblyperson Furatani’s Office: Asm. Furatani will chair of Public Employees Retirement Committee, and is also on Transportation, Labor, Utilities and Commerce committees. They are working on a small business bill of rights. They are also working on Workmens’ Comp classifications issue with Dave Jones. Other major issues are Workforce Development/Training. There is a District swearing in Jan 10<sup>th</sup>. The Office is moving to Carson, CA pending final approval.

S. Napolitano of Supervisor Knabe’s Office: Medical Marijuana in Unincorporated areas is banned. The County is deferring plastic bag ban to the State level, affecting only Unincorporated areas; otherwise it is a City level issue within City boundaries. The County is waiting for Federal funding information that accounts for 90% of the budget, so cuts will certainly be felt at a proposed 25 % magnitude.

Chairperson George Kivett requests a representative from Mark Ridley-Thomas Office to attend the SBACC meeting and requests a contact.

J. Kiernan of CA League of Cities: We are currently working on supporting City Redevelopment agencies, and making certain it continues with Proposition 22 monies dedicated for this purposes.

L. Clark of the Los Angeles Air Force Base: General Kehler is assuming another 4-star command position as Commander of STRATCOM. General Sheridan, which we met during our visit, will assume command duties at the Base.

Stan Myles of Air Quality Management District (AQMD): There will be a Senior outreach effort; information is forthcoming. A Redondo Beach, CA event will be announced later.

Dick Castner of the U.S. Chamber of Commerce: The new U.S. Congress is sworn in. The House Republican team is assuming the majority. A legislated transportation reconfiguration and funding is unsure and causes the U.S. Chamber concern because of the speed of the vote, and impending cuts to funding transportation. A drastic “reigning-in” (reductions) in Federal spending is inevitable. “Obama-care” will be repealed and subsequently die in the Senate. The house will make difficult to fund any bills. It is fairly certain there will be gridlock. The regulatory process will be active as opposed to new legislation.

#### ANNOUNCEMENTS

ADJOURN: The Meeting was adjourned at 9:53 A.M.

**Legislative Report #2**

**Presentation**

**Shaun Lumachi**  
Director of Government Affairs

<b>National Labor Relations Board Proposal: Right to Unionize</b>
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**Recommended Action**

*Oppose*

**Summary**

1. A proposed rule would require employers to notify workers of their rights under the National Labor Relations Act (NLRA), including the right to unionize.

**Background**

2. This proposed rule covers all employers subject to NLRA except for employers of airline, railroad and agricultural workers.
3. NLRB is seeking comments on its proposal to require private sector employers to notify employees of their right to unionize – or not.
4. The proposed notice would be mandatory in almost all workplaces, regardless of whether union employees are present.
5. The posting requirement is similar to one now required for government contractors.
6. The new notice, as proposed, states that employees have the right to act together to improve wages and working conditions, to form, join and assist a union, to bargain collectively with their employer, and to choose not to do any of these activities.
7. The proposed notice also provides examples of unlawful employer and union conduct and tells employees how to contact the NLRB with questions or complaints.
8. If an employer communicates with employees primarily by e-mail or other electronic means, the notice would be posted electronically as well.
9. According to a NLRB press release, the proposed notice would be available from the agency's regional offices and could be downloaded from the NLRB website.
10. The 60-day comment period for the proposed rule began on December 22, 2010.
11. The NLRB is inviting comments on all aspects of the proposed rule, including the issue of the board's authority raised by the dissent.
12. Comments on the proposed rule should be submitted either electronically at [www.regulations.gov](http://www.regulations.gov) or by mail or hand delivery to Lester A. Heltzer, Executive Secretary, NLRB, 1099 14th Street NW, Washington, D.C. 20570.

### **Arguments in Support**

13. Supports argue that by increasing the knowledge of the NLRA among employees will better enable them to exercise their rights under the statute and promote statutory compliance by employers and unions.

### **Arguments in Opposition**

14. Opponents argue this is another example of a harmful regulation on employers. They also cite, the percentage of private sector workers in unions has dropped to 7.2 percent, from more than 35 percent in the 1950s and there are concerns that proponents believe that employers are to blame for the decline in union membership and so therefore enforcement must be increased.

### **Supporting**

*None at this time*

### **Opposing**

*None at this time*

**Recommended Position**

*Support*

**Summary**

1. AB 75 would make it unlawful for a nongovernmental entity to solicit funds or information by using content that could be interpreted or construed as implying any federal, state, or local government connection or approval unless the nongovernmental entity has a connection with a federal, state, or local government entity.

**Background**

2. AB 75 also requires that any solicitation contain specified disclosures and meets other requirements as set forth by the governmental entity.
3. AB 75 requires such disclosures to be conspicuously displayed in specified locations, type, and manner.
4. AB 75 would increase the maximum criminal fine for a violation of these provisions to \$2,500 and would authorize a person to recover specified damages resulting from a violation of these provisions.
5. This proposed law would delete the provisions requiring a business to include the contact information for a referenced governmental agency in an unsolicited mailing that offers to assist the recipient in dealing with the governmental agency.
6. Current law makes it unlawful for a person to make any untrue or misleading statements in any manner in connection with the offering or performance of an assessment reduction filing service.
7. The intent of this proposed law is to attempt to prevent deceptive solicitation schemes by private, third party vendors (or companies) that require unsuspecting businesses to file certain documents for a costly fee.
8. AB 75 is similar to AB 898 (2009) which would have clarified the definition of “conspicuous” and strengthens disclaimer requirements on font size, placement of the disclaimer and restrictions on surrounding text on solicitations.
9. AB 898 (2009) was vetoed by Governor Schwarzenegger in 2010.

**Arguments in Support**

10. Supporters argue that many scams and fraudulent documents have become much more sophisticated and appear to an average Californian as being legitimate. These scams are pushing many Californians into deeper debt and must be alleviated.

**Arguments in Opposition**

11. No arguments in opposition at this time.

**Supporting**

*None on file*

**Opposing**

*None on file*

**Recommended Position**

*Support*

**Summary**

1. AB 83 would allow exemption of the CEQA process for installation or repair of recycled water pipes if they are installed under existing paved roads or improved right-of-ways up to 8 miles.

**Background**

2. Current law states that the California Environmental Quality Act (CEQA) requires a lead agency to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect.
3. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment.
4. CEQA exempts specified pipeline projects from the above requirements if the project is less than a mile.
5. AB 83 would extend such exemptions from CEQA requirements from less than one mile to 8 miles.

**Arguments in Support**

6. AB 1704 will allow local agencies, such as the Elsinore Valley Municipal Water District to save time and money on local water infrastructure projects and avoid the costly CEQA process for any project less than 8 miles.

**Arguments in Opposition**

7. Opponents contend that water pipeline projects may have significant environmental effects which are appropriate to review and mitigate pursuant to CEQA regardless of the length of the project.

**Supporting**

None on file

**Opposing**

None on file

**Recommended Action**

*To oppose the proposed elimination of Redevelopment Agencies and Enterprise Zones.*

**2011-2012 Budget Proposal Highlights**

*Governor Jerry Brown proposed his 2011 – 2012 budget on January 10, 2011 to close a more than \$25 billion budget deficit. The Governor proposes \$84.6 billion in general fund spending in 2011 – 2012. More details on the components of the 2011 – 2012 will be included in future legislative reports. Below are the highlights of the Governor's proposed 2011 – 2012 budget.*

- The proposed budget calls for \$12.5 billion in spending cuts over the next 18 months, a realignment of responsibility and spending back to local governments and a temporary extension of taxes for 5 years.
- The budget also includes an 8% to 10% cut in state worker pay.
- The Governor has called on the State Legislature to enact a June special election in order to approve higher tax rates on sales, vehicles and income (by extending the current temporary taxes that are set to expire this year.) for 5 years.
- Early reports indicate that the special election will consist of two proposals; extension of the temporary taxes and a proposal to use \$1 billion in cigarette-tax money to fund Medi-Cal for children. (Currently, cigarette-tax money is used to pay for the First 5 early childhood development programs.)
- \$12 billion in what the Governor has called “revenue extensions and modifications” which will include stricter corporate tax benefits for out-state-firms and elimination of tax credits in the State’s Enterprise Zones.
- The phasing out of redevelopment agencies is also included in the budget proposal.
- Other plans include shifting greater functions to local governments and providing funding through the higher sales and vehicle taxes if passed in the June special election.
- K-12 school funding will be kept at the same dollar level received from the state this year as long as the extension of the temporary taxes are approved during the June special election.
- Other program cuts included in the budget proposal:
  - \$1.7 billion to Medi-Cal;
  - \$1.5 billion in welfare-to-work;
  - \$750 million in developmental services;
  - \$500 million each to the University of California and California State University systems;
  - \$400 million to California Community Colleges; and,
  - \$200 million through various "reorganizations, consolidations and other efficiencies."