



Bay Area
Regional
Collaborative

375 Beale Street
Suite 700
San Francisco, California
94105

Meeting Agenda - Final

Bay Area Regional Collaborative

Friday, August 19, 2022

10:05 AM

REMOTE

In light of Governor Newsom's State of Emergency declaration regarding COVID-19 and in accordance with Assembly Bill 361's (Rivas) provisions allowing remote meetings, this meeting will be accessible via webcast, teleconference, and Zoom for all participants. A Zoom panelist link for meeting participants will be sent separately to committee members.

The meeting webcast will be available at:
<https://barc.ca.gov/whats-happening/meetings/live-webcast>

Please click the link below to join the webinar:

<https://bayareametro.zoom.us/j/83940388208>

Or One tap mobile :

US: +13126266799,,82795523966# or +16468769923,,82795523966#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 312 626 6799 or +1 646 876 9923 or +1 301 715 8592 or +1 408 638 0968 or +1 669 900 6833 or +1 253 215 8782 or +1 346 248 7799 or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free) or 833 548 0276 (Toll Free) or 833 548 0282 (Toll Free)

Webinar ID: 839 4038 8208

International numbers available: <https://bayareametro.zoom.us/j/83940388208>

SIP: 83940388208@zoomcrc.com

Detailed instructions on participating via Zoom are available at:

<https://abag.ca.gov/zoom-information>

Committee members and members of the public participating by Zoom wishing to speak should use the "raise hand" feature or dial "*9". In order to get the full Zoom experience, please make sure your application is up to date.

Members of the public may participate by phone or Zoom or may submit comments by email at info@bayareametro.gov by 5:00 p.m. the day before the scheduled meeting date. Please include the committee or board meeting name in the subject line. Due to the current circumstances there may be limited opportunity to address comments during the meeting. All comments received will be submitted into the record.

The BARC Governing Board may act on any item on the agenda.

The meeting is scheduled to begin at 10:05 a.m.

Agenda, roster, and webcast available at <https://barc.ca.gov>

For information, contact Clerk of the Board at (415) 778-5218.

Governing Board Members

ABAG—Jesse Arreguin, David Hudson, David Rabbitt, Belia Ramos
BAAQMD—Teresa Barrett, David Haubert, John J. Bauters, Mark Ross
BCDC—John Gioia, Dave Pine, Brad Wagenknecht, Zack Wasserman
MTC—Alfredo Pedroza, Jim Spering, Amy Worth

1. Call to Order / Roll Call / Confirm Quorum

2. Governing Board Member Announcements

3. Chair's Report

22-1193 BARC Governing Board Chair's Report for August 19, 2022

Action: Information

Presenter: Chair Worth

4. Consent Calendar

4.a [22-1194](#) Approval of the minutes of the July 17th BARC GB Meeting

Action: Approval

Presenter: Clerk of the Board

Attachments: [BARC GB Minutes 20220715 Draft.pdf](#)

4.b [22-1195](#) Resolution No. 010 Providing for Remote Meetings Pursuant to AB 361

Action: Approval

Presenter: Clerk of the Board

Attachments: [4b BARC Resolution No. 010 on AB 361.pdf](#)

5. Public Comment

6. Adjournment/Next Meeting

The next regular meeting of the BARC Governing Board will be on September 16, 2022 at 10:05 a.m.

The Governing Board may take action on any item listed in the agenda.

This meeting is scheduled to end promptly at 12:00 p.m. Agenda items not considered by that time may be deferred.

The public is encouraged to comment on agenda items by completing a request-to-speak card and giving it to BARC staff or the chairperson.

Although a quorum of the Governing Board may be in attendance at this meeting, the Governing Board may take action only on those matters delegated to it. The Governing Board may not take any action as the Bay Area Regional Collaborative Governing Board unless this meeting has been previously noticed as a Bay Area Regional Collaborative Governing Board meeting.



Metropolitan Transportation Commission

Legislation Details (With Text)

File #: 22-1194 **Version:** 1 **Name:**

Type: Minutes **Status:** Consent

File created: 6/30/2022 **In control:** Bay Area Regional Collaborative

On agenda: 8/19/2022 **Final action:**

Title: Approval of the minutes of the July 17th BARC GB Meeting

Sponsors:

Indexes:

Code sections:

Attachments: [BARC GB Minutes 20220715 Draft.pdf](#)

| Date | Ver. | Action By | Action | Result |
|------|------|-----------|--------|--------|
|------|------|-----------|--------|--------|

Subject:
Approval of the minutes of the July 17th BARC GB Meeting

Presenter:
Clerk of the Board

Recommended Action:
Approval



375 Beale Street
Suite 700
San Francisco, California
94105

Meeting Minutes - Draft

Bay Area Regional Collaborative

Friday, July 15, 2022

10:05 AM

REMOTE

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Webinar ID: 837 7446 6386

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The BARC Governing Board may act on any item on the agenda.

The meeting is scheduled to begin at 10:05 a.m.

Agenda, roster, and webcast available at <https://barc.ca.gov>

For information, contact Clerk of the Board at (415) 778-5218.

Governing Board Members

ABAG—Jesse Arreguin, David Hudson, David Rabbitt, Belia Ramos

BAAQMD—Teresa Barrett, David Haubert, John J. Bauters, Mark Ross

BCDC—John Gioia, Dave Pine, Brad Wagenknecht, Zack Wasserman

MTC—Alfredo Pedroza, Jim Spering, Amy Worth

1. Call to Order / Roll Call / Confirm Quorum

Chair Worth called the meeting to order at around 10:06 a.m. Quorum was achieved at 10:06 a.m.

Present: 11 - Barrett, Bauters, Gioia, Haubert, Hudson, Ramos, Ross, Spering, Wagenknecht, Wasserman, and Worth

Absent: 4 - Arreguin, Pedroza, Pine, and Rabbitt

2. Governing Board Member Announcements

3. Chair's Report

There was no Chair's Report.

[22-1087](#)

BARC Governing Board Chair's Report for July 15, 2022

4. Consent Calendar

Upon the motion by Hudson and the second by Haubert, the Consent Calendar was approved. The motion passed by the following vote:

Present: 11 - Barrett, Bauters, Gioia, Haubert, Hudson, Ramos, Ross, Spering, Wagenknecht, Wasserman, and Worth

Absent: 4 - Arreguin, Pedroza, Pine, and Rabbitt

4.a [22-1088](#)

Approval of the minutes of the June 17 BARC GB Meeting

4.b [22-1089](#)

Resolution No. 009 Providing for Remote Meetings Pursuant to AB 361

5. BARC Member Agency Executive Director Updates

5.a [22-1078](#)

San Francisco Bay Conservation and Development Commission report for July 15, 2022

5.b [22-1079](#)

Bay Area Air Quality Management District

- 5.c [22-1080](#) Association of Bay Area Governments and Metropolitan Transportation Commission
- 5.d [22-1081](#) San Francisco Regional Water Quality Board
- 5.e [22-1082](#) California State Coastal Conservancy

6. BARC Executive Director Update

- 6.a [22-1083](#) BARC Fiscal Year 2022-2023 Budget & Program Update
Public Comment: Richard Hedges, Larry Goldzband

Upon the motion by Hudson and the second by Spering, the BARC Governing Board

Budget was approved. The motion passed by the following vote:

Aye: 10 - Barrett, Gioia, Haubert, Hudson, Ramos, Ross, Spering, Wagenknecht, Wasserman and Worth

Absent: 5 - Arreguin, Bauters, Pedroza, Pine and Rabbitt

7. Report on State of California Legislation and Budget

- 7.a [22-1084](#) Legislative and State Budget Update
Public Comment: Randi Kimna, Jordan

8. Report on the San Francisco Estuary Blueprint

- 8.a [22-1085](#) San Francisco Estuary Blueprint Overview

9. Public Comment

There was no public comment.

10. Adjournment/Next Meeting

Meeting was adjourned at 11:47 a.m.



Legislation Details (With Text)

File #: 22-1195 **Version:** 1 **Name:**

Type: Resolution **Status:** Consent

File created: 6/30/2022 **In control:** Bay Area Regional Collaborative

On agenda: 8/19/2022 **Final action:**

Title: Resolution No. 010 Providing for Remote Meetings Pursuant to AB 361

Sponsors:

Indexes:

Code sections:

Attachments: [4b BARC Resolution No. 010 on AB 361.pdf](#)

| Date | Ver. | Action By | Action | Result |
|------|------|-----------|--------|--------|
|------|------|-----------|--------|--------|

Subject:

Resolution No. 010 Providing for Remote Meetings Pursuant to AB 361

Presenter:

Clerk of the Board

Recommended Action:

Approval



DATE: August 19, 2022

TO: BARC Governing Board

FROM: Allison Brooks, BARC Executive Director

RE: Approval of Resolution No. 010 Pursuant to AB 361

Background: The recently-enacted bill, AB 361, provides for continuing availability of remote meetings during the pandemic-related state of emergency in California. In order to invoke this option, governing boards of Brown Act bodies, or their authorized designated committees must make certain findings in support of remote meetings within 30 days of the first meeting occurring after October 1, 2021, and every 30 days thereafter. Attached for your review and approval is a resolution invoking AB 361 and providing for remote meetings prospectively for 30 days following the BARC Governing Board's action.

Issues: Findings in support of Resolution No. 010 are found in the attached. Given the continuing state of public health emergency and the improved public access afforded by holding public meetings of regional bodies in a virtual setting, the resolution under AB 361 is supportable.

Recommended Action: The BARC Governing Board is requested to adopt Resolution No. 010, authorizing its committees and related entities, to meet remotely pursuant to the provisions of AB 361.

Attachments:

- Attachment A: BARC Resolution No. 010

A handwritten signature in black ink, appearing to read "Allison Brooks", is positioned above a horizontal line.

Allison Brooks

Date: August 19, 2022
Referred By: BARC Governing Board

ABSTRACT

Resolution No. 010

This resolution makes findings pursuant to AB 361 to continue virtual public meetings for the BARC Governing Board, its related entities and committees during the COVID-19 State of Emergency.

Further discussion of this subject is contained in the BARC Governing Board Memo dated August 19, 2022.

Date: August 19, 2022
Referred By: BARC Governing Board

RE: Findings Pursuant to AB 361 to Continue Virtual Public Meetings for the BARC Governing Board, With its Related Entities and Committees, During the COVID-19 State of Emergency

BARC GOVERNING BOARD
RESOLUTION NO. 010

WHEREAS, on March 4, 2020, the Governor of the State of California declared a state of emergency, as defined under the California Emergency Services Act, due to the COVID-19 pandemic; and

WHEREAS, the State of Emergency remains in effect; and

WHEREAS, beginning in March 2020, the Governor's Executive Order N-29-20 suspended Brown Act requirements related to teleconferencing during the COVID-19 pandemic provided that notice, accessibility, and other requirements were met, and the public was allowed to observe and address the legislative body at the meeting; and

WHEREAS, Executive Order N-08-21 extended the previous order until September 30, 2021; and

WHEREAS, the BARC Governing Board and its related entities and committees have conducted their meetings virtually, as authorized by the Executive Order, since March 17, 2020; and

WHEREAS, on September 16, 2021, the Governor signed into law AB 361, an urgency measure effective upon adoption, that provides flexibility to government bodies, allowing them to meet virtually without conforming to the Brown Act teleconferencing rules if: (i) the legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing; (ii) the legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; or (iii) the legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, that, as a

result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, although applicable social distancing requirements are currently no longer in effect, the San Francisco Public Health Department continues to recommend measures to promote social distancing in combination with other safety precautions when activities occur in shared indoor spaces to mitigate the risk of COVID-19 transmission; and

WHEREAS, in the last few months, the Delta variant has surged in the United States and become the predominant COVID-19 variant, the Delta variant is believed by medical experts to be twice as contagious as previous variants, and data has shown the variant has increased transmissibility even among some vaccinated people; and

WHEREAS, due to uncertainty and concerns about the Delta variant and current conditions, many workplaces that had announced a return to regular in-person operations have pushed back the full return date until later in the year or next year; and

WHEREAS, virtual meetings have not diminished the public's ability to observe and participate and have expanded opportunities to do so for some communities; and

WHEREAS, given the heightened risks of the predominant variant of COVID-19 in the community, holding meetings with all members of the legislative body, staff, and the public in attendance in person in a shared indoor meeting space would pose an unnecessary and immediate risk to the attendees;

NOW, THEREFORE, BE IT RESOLVED, that the BARC Governing Board hereby determines that, as a result of the emergency, meeting in person presents imminent risks to the health or safety of attendees; and be it further

RESOLVED, that in accordance with AB 361, based on the findings and determinations herein, meetings of the BARC Governing Board, its related entities and its committees will be held virtually, with Brown Act teleconferencing rules suspended; and be it further

RESOLVED, that this resolution shall be effective upon adoption and remain in effect for 30 days in accordance with AB 361.

BARC GOVERNING BOARD

Amy Worth, Chair

The above resolution was entered into by the
BARC Governing Board at a duly called and
noticed meeting held in San Francisco,
California and at other remote locations, on
August 19, 2022.