



375 Beale Street  
Suite 700  
San Francisco, California  
94105

## Meeting Agenda - Final

### ABAG Executive Board

*President, Jesse Arreguin, Mayor, City of Berkeley*  
*Vice President, Belia Ramos, Supervisor, County of Napa*  
*Immediate Past President, David Rabbitt, Supervisor, County of Sonoma*

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Thursday, April 23, 2020

6:05 PM

Board Room - 1st Floor

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#### Association of Bay Area Governments Executive Board Special Meeting No. 446

The ABAG Executive Board will be meeting on April 23, 2020, 6:05 p.m., in the Bay Area Metro Center (Remotely). In light of Governor Newsom's State of Emergency declaration regarding the COVID-19 outbreak and in accordance with Executive Order N-29-20 issued by Governor Newsom on March 17, 2020 and the Guidance for Gatherings issued by the California Department of Public Health, the meeting will be conducted via webcast, teleconference, and Zoom for committee, commission, or board members who will participate in the meeting from individual remote locations.

A Zoom panelist link for meeting participants will be sent separately to committee, commission, or board members.

The meeting webcast will be available at <https://abag.ca.gov/meetings>

Members of the public are encouraged to participate remotely via Zoom at the following link or phone number.

Attendee Link: <https://bayareametro.zoom.us/j/99107098660>

Join by Telephone: 888 788 0099 (Toll Free) or 877 853 5247 (Toll Free)

Webinar ID: 99 107 098 660

Detailed instructions on participating via Zoom are available at:  
<https://abag.ca.gov/zoom-information>

Members of the public may participate by phone or Zoom or may submit comments by email at [info@bayareametro.gov](mailto: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 ABAG Executive Board may act on any item on the agenda.

The meeting is scheduled to begin at 6:05 p.m.

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

For information, contact Clerk of the Board at (415) 820-7913.

**Roster**

Candace Andersen, Jesse Arreguin, London Breed, Cindy Chavez, Christopher Clark, David Cortese, Lan Diep, Pat Eklund, Maya Esparza, Nikki Fortunato Bas, Richard Garbarino, Leon Garcia, Liz Gibbons, Lynette Gibson McElhaney, Scott Haggerty, Barbara Halliday, Erin Hannigan, Rich Hillis, David Hudson, Wayne Lee, Jake Mackenzie, Rafael Mandelman, Gordon Mar, Nathan Miley, Karen Mitchoff, Raul Peralez, Julie Pierce, Dave Pine, David Rabbitt, Belia Ramos, Dennis Rodoni, Warren Slocum, Loren Taylor, Lori Wilson.  
William Kissinger (Non-voting).

**1. Call to Order / Roll Call / Confirm Quorum****2. Public Comment**

*Information*

**3. Executive Board Announcements**

*Information*

**4. President's Report****4.a. [20-0383](#) President's Report**

**Action:** Information

**Presenter:** Jesse Arreguin

**4.b. [20-0554](#) Protocol Formalizing ABAG Executive Board Practice During Declared Emergencies**

**Action:** Approval

**Presenter:** Therese McMillan

**Attachments:** [Item 04b 1 Summary Sheet Business Practices Declared Emergencies v1.pdf](#)  
[Item 04b 2 Attachment Resolution No 2020 09 v2.pdf](#)

**4.c. [20-0596](#) Approval of Proposed Resolution Regarding Deputizing Ad Hoc Committee Members to Vote in the Absence of a Quorum**

**Action:** Approval

**Presenter:** Therese McMillan

**Attachments:** [Item 04c 1 Summary Sheet Committee Member Deputization v2.pdf](#)  
[Item 04c 2 Resolution No 2020 10 Approval Committee Deputizing Members v1](#)

**4.d. [20-0696](#) Adoption of Resolution No. 11-2020 Authorizing Payment of Per Diem for Telephonic Participation during Covid-19 Declared Emergency**

**Action:** Approval

**Presenter:** Therese McMillan

**Attachments:** [Item 04d 1 Summary Sheet Per Diem Covid 19 Emergency v2.pdf](#)  
[Item 04d 2 Attachment Resolution No 2020 11 v2.pdf](#)

## 5. Executive Director's Report

- 5.a. [20-0384](#) Executive Director's Report
- Action: Information
- Presenter: Therese W. McMillan
- Attachments: [4 04-22-2020 ED Report w-Attachments.pdf](#)
- 5.b. [20-0648](#) Legislative Update
- Action: Information
- Presenter: Randy Rentschler
- See attachment under Item 5.a.*

## 6. Executive Board Consent Calendar

- 6.a. [20-0385](#) Approval of ABAG Executive Board Minutes of Meeting on January 16, 2020
- Action: Approval
- Presenter: Clerk of the Board
- Attachments: [Item 06a Minutes 20200116 442 Draft.pdf](#)
- 6.b. [20-0386](#) Approval of ABAG Executive Board Minutes of Meeting on January 31, 2020
- Action: Approval
- Presenter: Clerk of the Board
- Attachments: [Item 06b Minutes 20200131 443 Draft v2.pdf](#)
- 6.c. [20-0387](#) Approval of ABAG Executive Board Minutes of Special Meeting on February 20, 2020
- Action: Approval
- Presenter: Clerk of the Board
- Attachments: [Item 06c Minutes 20200220 444 Draft.pdf](#)
- 6.d. [20-0388](#) Ratification of Committee Appointments
- Action: Approval
- Presenter: Therese W. McMillan
- Attachments: [Item 06d Summary Sheet Committee Appointments v1.pdf](#)

- 6.e. [20-0389](#) Adoption of Resolution No. 04-2020 Update Procedures for Conducting and Consulting on the Air Quality Conformity Analysis for the Regional Transportation Plan (RTP) and Transportation Improvement Program (TIP)
- Action:** Approval
- Presenter:** Harold Brazil
- Attachments:** [Item 06e 1 Summary Sheet Conformity SIP Revision v2.pdf](#)  
[Item 06e 2 Attachment SIP Revision Comment.pdf](#)  
[Item 06e 3 Attachment Resolution No 2020 04.pdf](#)
- 6.f. [20-0390](#) Authorization to amend a Bay Area Regional Energy Network funding agreement with the United States Department of Energy and to enter into associated contract amendments with the City and County of San Francisco and Recurve Analytics in an amount not to exceed \$85,875 through December 31, 2020
- Action:** Approval
- Presenter:** Jenny Berg
- Attachments:** [Item 06f 1 BayREN Summary Sheet BRICR DOE v3.pdf](#)  
[Item 06f 2 Attachment BayREN Summary Approval BRICR DOE.pdf](#)  
[Item 06f 3 Attachment BayREN Summary Approval BRICR Recurve.pdf](#)  
[Item 06f 4 Attachment BayREN Summary Approval BRICR SFE.pdf](#)
- 6.g. [20-0529](#) Adoption of Resolution No. 08-2020 Acknowledging Members of the Executive Committee of the ABAG Finance Authority for Nonprofit Corporations
- Action:** Approval
- Presenter:** Brad Paul
- Attachments:** [Item 06g 1 Summary Sheet ABAG FAN Executive Committee v2.pdf](#)  
[Item 06g 2 Attachment Resolution No 2020 08 v4.pdf](#)
- 6.h. [20-0593](#) Authorization to amend a Bay Area Regional Energy Network contract with Frontier Energy, Inc. in an amount not to exceed \$250,000 for services for BayREN implementation through December 31, 2021
- Action:** Approval
- Presenter:** Jenny Berg
- Attachments:** [Item 06h 1 BayREN Summary Sheet Frontier Energy v1.pdf](#)  
[Item 06h 2 Attachment BayREN Summary Approval Frontier Energy 20191121](#)  
[Item 06h 3 Attachment BayREN Summary Approval Frontier Energy 20200416](#)



- 6.i. [20-0594](#) Authorization to amend a Bay Area Regional Energy Network contract with BluePoint Planning, LLC, in an amount not to exceed \$265,000 for services for BayREN implementation through December 31, 2021

**Action:** Approval

**Presenter:** Jenny Berg

**Attachments:** [Item 06i 1 BayREN Summary Sheet BluePoint Planning v1.pdf](#)  
[Item 06i 2 Attachment BayREN Summary Approval BluePoint Planning\\_201911](#)  
[Item 06i 3 Attachment BayREN Summary Approval BluePoint Planning\\_202004](#)

## 7. Report of Special ABAG Executive Board Meeting

- 7.a. [20-0595](#) Regional Growth Forecast of total jobs, population, households, and housing units for Plan Bay Area 2050

**Action:** Information

**Presenter:** Jesse Arreguin

**Attachments:** [Item 07a 1 Summary Sheet PBA50 Final Regional Growth Forecast Cover Merr](#)  
[Item 07a 2 Attachment A PBA50 Final Regional Forecast April 9 Executive Boa](#)  
[Item 07a 3 Attachment B PBA50 Final Regional Forecast Attachment A Technic](#)  
[Item 07a 4 Attachment C PBA50 Final Regional Growth Forecast Attachment B](#)

## 8. AB 1487 Housing Financing Revenue Measure

- 8.a. [20-0469](#) Approval of Proposed Work Plan for 1487 Revenue Measure
- Presentation and approval of a proposed work plan to meet the requirements for placement of a regional housing revenue measure on the November 2020 ballot.

**Action:** Approval

**Presenter:** Daniel Saver

**Attachments:** [Item 08a 1 Summary Sheet Proposed Work Plan Revenue Measure v9.pdf](#)  
[Item 08a 2a Attachment Joint MTC EC ABAG AC 20200313 Proposed Work Pla](#)  
[Item 08a 2b Attachment UPDATED Proposed Work Plan for AB 1487 Revenue](#)  
[Item 08a 3 Attachment UPDATED Work Plan Presentation v2.pdf](#)

- 8.b. [20-0558](#) Approval of Proposed Interim Advisory Committee for Potential November 2020 Ballot Measure

Review of requirements for an Advisory Committee for the Bay Area Housing Finance Authority (BAHFA), and ratification of members proposed by the ABAG President and MTC Chair.

**Action:** Approval

**Presenter:** Daniel Saver

**Attachments:** [Item 08b 1 Summary Sheet Proposed Advisory Committee v1.pdf](#)  
[Item 08b 2 Attachment Proposed Interim Advisory Committee.pdf](#)  
[Item 08b 3 Attachment Potential Advisory Committee Members Handout 20200:](#)

## 9. Finance and Audit Compliance

- 9.a. [20-0394](#) Authorization for approval of a five-year contract with Crowe LLP to provide the Association of Bay Area Governments annual financial and compliance audit services, with two one-year renewal options, subject to annual budgetary approval; the contract amount for Fiscal Year 2019-20 is not to exceed \$434,688; the estimated total amount of the five-year contract with a 2.5 percent inflation assumption is \$2,039,501

**Action:** Approval

**Presenter:** Brian Mayhew

**Attachments:** [Item 09a 1 Summary Sheet Financial Compliance Audit Services v4.pdf](#)  
[Item 09a 2 Summary Approval Financial Compliance Audit Services v3.pdf](#)

## 10. ABAG Finance Authority for Nonprofit Corporations

- 10.a. [20-0401](#) Adoption of Resolution No. 06-2020 Acknowledging and Accepting Transfer of Administrative Responsibilities, Duties, and Obligations from ABAG Finance Authority for Nonprofit Corporations to Advancing California Finance Authority

**Action:** Approval

**Presenter:** Brian Mayhew and Brad Paul

**Attachments:** [Item 10a 1 Summary Sheet Adoption Resolution No 06-2020 Transfer ABAG F/](#)  
[Item 10a 2 Attachment A Resolution No 2020 06 v4.pdf](#)  
[Item 10a 3 Attachment B Memo Update on Successor Agency Review 4835-35;](#)  
[Item 10a 4 Attachment C Memo Phase II Summary and Update Successor Age;](#)  
[Item 10a 5 Attachment D FORM OF NOTICES ABAG FAN.pdf](#)

## 11. Budget and Work Program

- 11.a. [20-0471](#) Approval of Proposed ABAG Operating Budget and Work Program for Fiscal Year 2020-2021

Action: Approval

Presenter: Brian Mayhew

Attachments: [Item 11a 1 Summary Sheet Proposed Operating Budget v5.pdf](#)  
[Item 11a 2 Attachment A Presentation ABAG Budget FY 2020 2021 v3.pdf](#)  
[Item 11a 3 Attachment B Draft FY 20-21 Operating Budget Schedule v2.pdf](#)  
[Item 11a 4 Attachment C Draft FY 20-21 Membership Dues Schedule v1.pdf](#)  
[Item 11a 5 Attachment D ABAG Budget Work Program v2.pdf](#)

## 12. ABAG MTC Governance

- 12.a. [20-0649](#) Proposed ABAG MTC Committee Work Integration

Action: Approval

Presenter: Therese McMillan

Attachments: [Item 12a 1 Summary Sheet Governance Committee Integration v2.pdf](#)  
[Item 12a 2 Attachment Presentation Governance Committee Consolidation v8.p](#)

## 13. ABAG Bylaws

- 13.a. [20-0592](#) Approval of Proposed ABAG Bylaws Amendment

Action: Approval

Presenter: Therese McMillan

Attachments: [Item 13a 1 Summary Sheet Bylaws Amendment Budget v2.pdf](#)  
[Item 13a 2 Attachment ABAG Bylaws Proposed Budget Change v3.pdf](#)

## 14. Adjournment / Next Meeting

*The next regular meeting of the ABAG Executive Board is on May 21, 2020.*

**Public Comment:** The public is encouraged to comment on agenda items at Committee meetings by completing a request-to-speak card (available from staff) and passing it to the Committee secretary. Public comment may be limited by any of the procedures set forth in Section 3.09 of MTC's Procedures Manual (Resolution No. 1058, Revised) if, in the chair's judgment, it is necessary to maintain the orderly flow of business.

**Meeting Conduct:** If this meeting is willfully interrupted or disrupted by one or more persons rendering orderly conduct of the meeting unfeasible, the Chair may order the removal of individuals who are willfully disrupting the meeting. Such individuals may be arrested. If order cannot be restored by such removal, the members of the Committee may direct that the meeting room be cleared (except for representatives of the press or other news media not participating in the disturbance), and the session may continue.

**Record of Meeting:** Committee meetings are recorded. Copies of recordings are available at a nominal charge, or recordings may be listened to at MTC offices by appointment. Audiocasts are maintained on MTC's Web site ([mtc.ca.gov](http://mtc.ca.gov)) for public review for at least one year.

**Accessibility and Title VI:** MTC provides services/accommodations upon request to persons with disabilities and individuals who are limited-English proficient who wish to address Commission matters. For accommodations or translations assistance, please call 415.778.6757 or 415.778.6769 for TDD/TTY. We require three working days' notice to accommodate your request.

**可及性和法令第六章:** MTC 根據要求向希望來委員會討論有關事宜的殘疾人士及英語有限者提供服務/方便。需要便利設施或翻譯協助者，請致電 415.778.6757 或 415.778.6769 TDD / TTY。我們要求您在三個工作日前告知，以滿足您的要求。

**Acceso y el Titulo VI:** La MTC puede proveer asistencia/facilitar la comunicación a las personas discapacitadas y los individuos con conocimiento limitado del inglés quienes quieran dirigirse a la Comisión. Para solicitar asistencia, por favor llame al número 415.778.6757 o al 415.778.6769 para TDD/TTY. Requerimos que solicite asistencia con tres días hábiles de anticipación para poderle proveer asistencia.

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Attachments are sent to Committee members, key staff and others as appropriate. Copies will be available at the meeting.

All items on the agenda are subject to action and/or change by the Committee. Actions recommended by staff are subject to change by the Committee.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0383      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Informational  
**File created:** 2/26/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** President's Report  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
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President's Report

Jesse Arreguin

Information



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0554      **Version:** 1      **Name:**

**Type:** Report      **Status:** Executive Board Approval

**File created:** 3/12/2020      **In control:** ABAG Executive Board

**On agenda:** 4/16/2020      **Final action:**

**Title:** Protocol Formalizing ABAG Executive Board Practice During Declared Emergencies

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 04b 1 Summary Sheet Business Practices Declared Emergencies v1.pdf](#)  
[Item 04b 2 Attachment Resolution No 2020 09 v2.pdf](#)

Date	Ver.	Action By	Action	Result
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Protocol Formalizing ABAG Executive Board Practice During Declared Emergencies

Therese McMillan

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 4.b.

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#### Executive Board Practice during Declared Emergencies

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**Subject:** Protocol Formalizing ABAG Executive Board Practice During Declared Emergencies

**Background:** The emergent and changing environment surrounding the Coronavirus has raised numerous questions for the greater Bay Area community, including employers and their staffs. For public agencies like ABAG, it is important to consider as well how the business of serving the public is maintained.

ABAG seeks to conduct its on-going business in a consistent and transparent fashion. That said, given the fluid nature of public health driven responses to the Coronavirus (COVID-19) ABAG needs to be prepared for extraordinary circumstances in an emergency situation—this one and others that may present themselves in the future.

ABAG has long practiced the option of allowing members of its Executive Board and its related committees to participate remotely, as long as the provisions of the Brown Act are adhered to. How, that practice has not been formalized in writing, and with many inquiries coming forward regarding how official business will be conducted within the larger efforts to manage COVID-19 related impacts, it is timely and prudent to do so now. In addition, Governor Newsome released on March 12, 2020 a comprehensive Executive Order for purposes of “Further Enhancing State and Local Government’s Ability to Respond to COVID-19 Pandemic”. Staff is evaluating the elements of that Executive Order now.

ABAG Resolution No. 09-2020 (Attachment) outlines the proposed protocol to memorialize current practice, and importantly to further acknowledge the ABAG Executive Board’s ability to adjust that practice to align with emergency circumstances as we are currently experiencing, and others in the future. This will provide more surety to Executive Board members, our staff, and our stakeholders with respect to Board business practice under a declared emergency.

**Issues:** None

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 4.b.**

**Executive Board Practice during Declared Emergencies**

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**Recommended Action:** The Executive Board is requested to adopt Resolution No. 09-2020.

**Attachments:** Resolution No. 09-2020

**Reviewed:**

  
Therese W. McMillan



**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 09-2020**

**ADOPTION OF PROTOCOL FORMALIZING ABAG EXECUTIVE BOARD PRACTICE  
DURING DECLARED EMERGENCIES**

**WHEREAS**, the emergent and changing environment surrounding the Novel Coronavirus (COVID 19) raises numerous questions for the greater Bay Area community, including employers and their staffs, and for public agencies like the Association of Bay Area Governments (ABAG); and

**WHEREAS**, ABAG considers important maintaining the manner in which it conducts the business of serving the public and seeks to conduct its on-going business in a consistent and transparent fashion; and

**WHEREAS**, given the fluid nature of public health driven responses to COVID-19, ABAG needs to be prepared for extraordinary circumstances in an emergency situation—this one and others that may present themselves in the future; and

**WHEREAS**, ABAG has long practiced the option of allowing members of its Executive Board and committees to participate remotely, as long as the provisions of the Brown Act are adhered to; and

**WHEREAS**, Governor Newsom released on March 19, 2020, a comprehensive Executive Order for purposes of “Further Enhancing State and Local Government’s Ability to Respond to COVID-19 Pandemic.”

**WHEREAS**, ABAG now considers it timely and prudent to formally adopt the Protocol Formalizing ABAG Executive Board Practice during Declared Emergencies, as described in the Attachment.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 09-2020**

**NOW, THEREFORE, BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments hereby adopts the attached ABAG Executive Board Business Practices during Declared Emergencies.

The foregoing was adopted by the Executive Board this 16th day of April, 2020.

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Jesse Arreguin  
President

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Clerk of the Board of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called and noticed meeting held on the 16th day of April, 2020.

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Frederick Castro  
Clerk of the Board

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 09-2020**

**Attachment**

**Protocol Formalizing ABAG Executive Board Practice during Declared  
Emergencies**

- A. The ABAG Executive Board as a matter of routine permits participation of its members remotely within the requirements of the Brown Act.
- B. Should the Governor impose any emergency order related to a natural or man-made disaster (e.g. earthquake, terrorist attack, pandemic or other health related event), that would impact the Bay Area Region, and by extension impact the ability to conduct the regular business of ABAG, the Executive Board will consider adapting its practice of remote participation to accomplish the following:
  - 1) accommodate the declared emergency order; and
  - 2) consider and accommodate any subsequent directives or guidance issued by the Governor related to the declared emergency, as they may impact conduct of ABAG” regular business.
- C. This protocol includes but is not limited to extending to the President of ABAG the determination of Executive Board “essential actions”, and limiting agenda items to those items, if emergency circumstances warrant.
- D. Under declared emergency circumstances the Executive Director is directed to work with staff to put any procedures in place, as soon as practicable, to accommodate the President’s direction under this protocol.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0596      **Version:** 1      **Name:**

**Type:** Report      **Status:** Executive Board Approval

**File created:** 3/31/2020      **In control:** ABAG Executive Board

**On agenda:** 4/16/2020      **Final action:**

**Title:** Approval of Proposed Resolution Regarding Deputizing Ad Hoc Committee Members to Vote in the Absence of a Quorum

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 04c 1 Summary Sheet Committee Member Deputization v2.pdf](#)  
[Item 04c 2 Resolution No 2020 10 Approval Committee Deputizing Members v1.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of Proposed Resolution Regarding Deputizing Ad Hoc Committee Members to Vote in the Absence of a Quorum

Therese McMillan

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 4.c

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#### Resolution Regarding Deputizing Ad Hoc Committee Members to Vote in the Absence of a Quorum

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**Subject:** Approval of Proposed Resolution Regarding Deputizing Ad Hoc Committee Members to Vote in the Absence of a Quorum

**Background:** The ABAG Bylaws are silent as to how to deal with the situation where less than a quorum of ABAG committee members are present and action needs to occur. MTC's procedures allow for non-committee MTC board members to be deputized as voting members of a relevant MTC committee if necessary to establish a quorum. With the advent of joint MTC and ABAG committee meetings, staff is recommending the procedures of ABAG align with the MTC procedures and the Executive Board adopt a resolution that would allow for ABAG board members present at a committee meeting to be deputized to vote at the relevant committee meeting when there is not a quorum of committee members present.

The Bylaws require actions of ABAG committees other than the Executive Board to be taken by affirmative vote of a majority of the committee members present. Specifically, Article VIII, Paragraph D of the ABAG Bylaws provides as follows: "Except as the Executive Board may otherwise provide, all other committees of the Association may act upon the affirmative vote of a majority of the committee members present."

**Issues:** Consistent with Article VIII Paragraph D of the Bylaws, the Executive Board may, by resolution, provide for ABAG Executive Board members present at a committee meeting to be deputized to vote at committee meetings when there is not a quorum of committee members present.

**Recommended Action:** Staff recommends the Executive Board adopt Resolution No. 10-2020.

**Attachment:** Proposed Resolution No. 10-2020

**Reviewed:**

  
Therese W. McMillan

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 10-2020**

**RESOLUTION REGARDING DEPUTIZING AD HOC COMMITTEE MEMBERS TO  
VOTE IN THE ABSENCE OF A QUORUM**

**WHEREAS**, the ABAG Bylaws are silent regarding methods to deal with the situation when there is not a quorum of committee members necessary for taking action; and

**WHEREAS**, it is desirable to be able to deputize Executive Board members attending a committee meeting as voting members of such committee in order to establish a quorum for purposes of taking actions in the absence of a quorum of committee members; and

**WHEREAS**, Article VIII, Paragraph D of the ABAG Bylaws provides as follows: "Except as the Executive Board may otherwise provide, all other committees of the Association may act upon the affirmative vote of a majority of the committee members present"; and

**WHEREAS**, consistent with Article VIII, Paragraph D of the Bylaws, the Executive Board may, by resolution, provide for Executive Board members not already members of a committee but who are present at a committee meeting to be deputized to vote at such committee meeting when there is not a quorum of committee members present.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 10-2020**

**NOW, THEREFORE, BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments hereby authorizes the following with respect to ABAG committees, notwithstanding anything to the contrary in the ABAG Bylaws:

1. If necessary to establish a quorum of a committee at a meeting, the President and Vice President of ABAG shall become voting members for that meeting.
2. Every member of the Executive Board who is not a member of an ABAG committee is an ad hoc non-voting member.
3. Although a quorum of the Executive Board may be in attendance at a meeting of an ABAG committee, the committee may take action only on those matters delegated to it. The committee may not take any action as the full Executive Board unless a meeting has previously been noticed as an Executive Board meeting.
4. An ad hoc non-voting committee member who is also a voting member of the Executive Board may be designated by the committee chairperson as a voting member at a particular committee meeting if an additional voting member is needed for a committee quorum.

The foregoing was adopted by the Executive Board this 16<sup>th</sup> of April, 2020.

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Jesse Arreguin  
President

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Clerk of the Board of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called and noticed meeting held on the 16<sup>th</sup> day of April, 2020.

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Frederick Castro  
Clerk of the Board



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

<b>File #:</b>	20-0696	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Executive Board Approval	
<b>File created:</b>	4/21/2020	<b>In control:</b>		ABAG Executive Board	
<b>On agenda:</b>	4/23/2020	<b>Final action:</b>			
<b>Title:</b>	Adoption of Resolution No. 11-2020 Authorizing Payment of Per Diem for Telephonic Participation during Covid-19 Declared Emergency				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">Item 04d 1 Summary Sheet Per Diem Covid 19 Emergency v2.pdf</a> <a href="#">Item 04d 2 Attachment Resolution No 2020 11 v2.pdf</a>				

Date	Ver.	Action By	Action	Result
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Adoption of Resolution No. 11-2020 Authorizing Payment of Per Diem for Telephonic Participation during Covid-19 Declared Emergency

Therese McMillan

Approval



## Association of Bay Area Governments

### Executive Board

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April 23, 2020

Agenda Item 4.d.

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#### Per Diem During COVID-19 Pandemic Emergency

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**Subject:** Adoption of Resolution No. 11-2020, Authorization of Per Diem for Telephonic Participation in Executive Board and Standing Committee Meetings during the COVID-19 Pandemic Emergency

**Background:** The Bylaws of the Association of Bay Area Governments (Bylaws) states that each voting member of the Executive Board, or of a standing committee and/or joint committee, and where expressly designated by the Executive Board, individuals participating in special committees, task forces or other meetings, shall receive a per diem of \$150 for each meeting attended.

The Executive Board allows voting members of the Executive Board, or of a standing committee and/or joint committee, to participate in meetings telephonically and to receive a per diem for telephonic participation of half the per diem of \$150.

With several county governments throughout the San Francisco Bay Area issuing shelter in place orders on March 16, 2020 and Governor Newsom releasing on March 19, 2020, a comprehensive Executive Order for purposes of “Further Enhancing State and Local Government’s Ability to Respond to COVID-19 Pandemic,” and county governments throughout the San Francisco Bay Area subsequently updating or issuing shelter-in-place orders for their respective jurisdictions; , Executive Board, standing committee, and joint committee meetings are being conducted entirely remotely and members of the Executive Board, standing committees and/or joint committees, are being restricted from participating in meetings in person.

Staff submits for consideration Resolution 11-2020 to provide guidance and authorization regarding the amount of per diem to be received for telephonic participation in meetings during the COVID-19 Pandemic emergency.

**Issues:** None

**Association of Bay Area Governments**

**Executive Board**

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**April 23, 2020**

**Agenda Item 4.d.**

**Per Diem During COVID-19 Pandemic Emergency**

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**Recommended Action:** The Executive Board is requested to adopt Resolution No. 11-2020.

**Attachments:** Resolution No. 11-2020

**Reviewed:**

  
Therese W. McMillan

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 11-2020**

**AUTHORIZATION OF PER DIEM FOR TELEPHONIC PARTICIPATION IN  
EXECUTIVE BOARD AND STANDING COMMITTEE MEETINGS DURING THE  
COVID-19 PANDEMIC EMERGENCY**

**WHEREAS**, the Bylaws of the Association of Bay Area Governments (Bylaws) states that each voting member of the Executive Board, or of a standing committee and/or joint committee, and where expressly designated by the Executive Board, individuals participating in special committees, task forces or other meetings, shall receive a per diem of \$150 for each meeting attended; and

**WHEREAS**, the Bylaws further state that per diem shall be paid for a maximum of forty-eight (48) meetings per year; and

**WHEREAS**, the Executive Board allows voting members of the Executive Board, or of a standing committee and/or joint committee, to participate in meetings telephonically and to receive a per diem for telephonic participation of half the per diem of \$150; and

**WHEREAS**, several county governments throughout the San Francisco Bay Area issued shelter in place orders on March 16, 2020 and Governor Newsom released on March 19, 2020, a comprehensive Executive Order for purposes of "Further Enhancing State and Local Government's Ability to Respond to COVID-19 Pandemic," and county governments throughout the San Francisco Bay Area subsequently updated or issued shelter-in-place orders for their respective jurisdictions; and

**WHEREAS**, during this COVID-19 Pandemic emergency, Executive Board, standing committee, and joint committee meetings are being conducted entirely remotely and members of the Executive Board, standing committees and/or joint committees, are restricted from participating in meetings in person; and

**WHEREAS**, the Executive Board has deemed appropriate that members of the Executive Board, standing committees, and/or joint committees, participating telephonically in meetings during the COVID-19 Pandemic emergency should receive a per diem in the amount of \$150.

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 11-2020**

**NOW, THEREFORE, BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments hereby authorizes members of the Executive Board, standing committees, and/or joint committees, participating telephonically in meetings during the COVID-19 Pandemic emergency to receive per diem in the amount of \$150.

The foregoing was adopted by the Executive Board this 23<sup>rd</sup> day of April, 2020.

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Jesse Arreguin  
President

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Clerk of the Board of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called and noticed meeting held on the 23<sup>rd</sup> day of April, 2020.

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Frederick Castro  
Clerk of the Board



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0384      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Informational  
**File created:** 2/26/2020      **In control:** ABAG Executive Board  
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**Title:** Executive Director's Report  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [4\\_04-22-2020 ED Report w-Attachments.pdf](#)

Date	Ver.	Action By	Action	Result
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Executive Director's Report

Therese W. McMillan

Information



## **EXECUTIVE DIRECTOR'S REPORT**

Metropolitan Transportation Commission

April 22, 2020

### **MTC PERSONNEL CHANGES AND ANNOUNCEMENTS (APRIL 1 – APRIL 30, 2020)**

#### **Retirements**

N/A

#### **Departures**

N/A

#### **Promotions & New Assignments**

**Brandon Crain**-Brandon transitioned from his current position as an Executive Assistant II to an Executive Assistant III in the Executive Office on April 20, 2020.

**Matt Maloney**-Matt transitioned from his current position as an Interim Section Director to Section Director in the Regional Planning Program section on April 20, 2020.

**Theresa Romell**-Theresa transitioned from her current position as an Assistant Director to Section Director in the Programming & Allocations section on April 20, 2020.

#### **New Appointments**

**Leslie Lara-Enríquez**– Leslie started with MTC on April 20, 2020 as a Principal Public Information Officer in the Legislation & Public Affairs section.

### **KEY REPORTS**

#### **COVID-19 Activity Status**

As the Bay Area has moved into its sixth week of shelter in place—and as we are meeting collectively in our second remote session as a full Commission—I review below how the crisis is impacting our agency, and increasingly the policy environment that shapes our work.

#### **Internal Focus:**

From the perspective of the agency and our staff, I am proud of the talent, commitment and creativity the MTC team has brought forward to support you and our public. Our IT personnel in particular deserves kudos for constantly adjusting and serving the needs of a remote work environment—the relatively smooth transition has been possible with the often-unseen heroic

efforts of that group. As a truly regional service network attached to the business of 375 Beale Street, Nick Roethel and his staff support not only internal staff meetings, but a range of MTC, ABAG and Air District board meetings involving our public. Enormous thanks to them.

We are mindful and vigilant regarding public health orders that impact the current shelter in place status, and eventually the transition out of it. I fully expect that transition to be a phased one, and paramount will be maintaining a safe environment for our staff, our board, and anyone doing business with us at our headquarters. We will keep you posted of those efforts should they commence in advance of the next Commission meeting.

The External View:

As noted by Chair Haggerty, you will be hearing today of the significant effort that the MTC team has led to distribute the critical federal CARE Act funding made available as emergency assistance to our transit operators. This represents an extraordinary consensus among our transit partners across the region on what an initial distribution of funding should entail in response to the immediate crisis. It also sets the foundation for an equally demanding, forthcoming decision to address the recovery stage under COVID-19's deep, still evolving drag on the economy and our communities. The one thing we know is that things will not be the same after this crisis. As a regional public agency, we are compelled to face the question of what will be the "New Normal"— and what can/should/must we do to try and shape the post-crisis future.

This is a question too global and pervasive for MTC and ABAG to address alone. But I offer four broad areas our agencies need to explore and address, in ways not yet fully understood. This is not an all-inclusive list, but ones we certainly will be building upon.

- How we travel  
Our transportation system is experiencing seismic shifts in usage— transit systems, bridges, highways and roads. How will those systems rebound? Will people want to use them in the same way? How can people pay for their use? Will the experience of telecommuting on an unprecedented scale forever shift the need and desire to travel at all?
- Where we live  
Housing availability and affordability were regional crises before the pandemic. How will those manifest within an economy shaken by unemployment, that increases pressure on those least able to be or remain housed? Will that same depressed economy have an upside wrangling construction costs to a manageable level allowing housing production to gain footing and accelerate?
- How we contribute  
How will job sectors react in the face of national, state and local market forces— and subject to federal, state and local interventions still unfolding? Will jobs return to the same level— and critically in the same locations within the Bay Area? Will "jobs/housing" relationships be fundamentally changed— and thus impact the transportation system that links them?

- Who we are  
This public health crisis at its core attacks people— and everything redounds from that fact. And we are realizing that this crisis impacts segments of our community far more deeply than others. Simply said, those vulnerable before are even more so in the face of COVID-19. Inequities— economic, racial, societal— are at once highlighted and undeniably exacerbated under the thumb of the virus. And if people were not on equal footing before the crisis, and are dragged even further down as it unfolds, it only stands to reason efforts to recover from the crisis will be similarly disparate absent early and intentional actions to own the disparities and redress them in the climb upward.

There are many policies, programs and projects where answering these questions become crucial. Staff will be identifying these intersections, and bringing them forward in the ensuing weeks and months. Importantly, the Governance Committee is advancing to the MTC Commission and ABAG Executive Board for consideration, today and tomorrow respectively, a proposal to consolidate committees of each agency, in order to more deeply share ownership of core regional issues. The questions above unquestionably fall under that charge.

### **Legislative Update**

Attached to this ED report is a detailed legislative report on activities related to COVID-19 response and recovery in Washington DC and Sacramento, affecting a number of sectors MTC and ABAG directly or indirectly support. Please read and share this information, acknowledging that this landscape is changing quickly.

### **OTHER NEWS**

#### **Transit and Intercity Rail Capital Program (TIRCP)**

Yesterday, Tuesday, April 21, CalSTA Secretary David Kim announced \$500 million statewide of grant awards for Transit and Intercity Rail Capital Program (TIRCP). The Bay Area received four awards, totaling just over \$168 million, representing 34% of the total.

- BART Corridor Core Capacity Program — 34 new expansion rail cars: \$107.1 million.
- SFMTA Core Capacity Program — Transit signal priority, transit-only lanes, facility improvements, etc.: \$41.7 million.
- Solano Transportation Authority (STA) — Solano Express regional bus service with shared electric bus charging: \$10.4 million.
- WETA – Expansion of WETA ferry services — Electric vessel and with charging infrastructure for Mission Bay and Downtown San Francisco: \$9.1 million.

MTC endorsed all four projects either under the MTC's Cap and Trade Framework priority projects or the small-projects criteria.


The TIRCP program is funded through both Cap and Trade auction proceeds and SB1 revenues. Calls for projects are made on a biannual basis.



I would like to draw attention to this news not just because the Bay Area did well, but that this action is a strong statement that the state of CA is working towards the future just as hard as we are working through this very difficult moment.

The Bay Area Metro Center, managed by Cushman & Wakefield and owned by the Bay Area Headquarters Authority was awarded a notable honor of being officially recognized for the Building Owners and Managers Association (BOMA) 360 accreditation. The BOMA 360 Performance Program sets the standard worldwide for operational best practices in the commercial real estate industry. The program benchmarks building performance in six key areas: operations and management; security and safety; training and education; energy; environment and sustainability; and tenant relations. By earning the prestigious BOMA 360 label, the 375 Beale Street headquarters is now listed amongst the top performing buildings across all areas of operations and management.

The monthly transportation system Operational Statistics are attached. I want to note that agenda item 7.f addressing the distribution of federal CARES Act assistance to transit operators contains information on the service status of those agencies. We will provide updates of this information in the weeks ahead as part of staff's reporting on the state of the region's transportation system during the COVID-19 crisis.

  
Therese W. McMillan



## *Memorandum*

TO: ABAG Executive Board & MTC Commission

DATE: April 21, 2020

FR: Executive Director

RE: Legislative Update

This memo provides a summary of key legislative activity in response to the COVID-19 pandemic affecting focus areas for ABAG and MTC over the last month at the federal and state levels.

### **FEDERAL UPDATE**

#### **Congress Approves Federal Funding to Provide Aid to Local Governments and Transit**

Since March, Congress has passed three COVID-19 emergency supplemental bills which have collectively provided more than \$2 trillion in aid to hospitals and public health departments, small and large businesses, individuals, state and local governments, transit operators, and other sectors of the economy that have been severely impacted by the public health crisis. This includes billions of dollars for housing and homelessness prevention, economic development assistance, expanded and increased unemployment benefits, direct payments to low- and middle-income households, hundreds of billions of dollars for large and small business relief, and \$400 million in voting assistance to states to respond to the novel coronavirus for the 2020 federal election cycle.

Bay Area local governments over 500,000 in population are eligible for an estimated \$1.1 billion of the \$150 billion in state and local government direct aid authorized by H.R. 748, known as “the CARES Act,” the most recent and by far the largest relief package. The CARES Act also included more than \$12 billion in housing and homelessness aid, a portion of which will be allocated by formula to local governments in the Bay Area. Transit agencies received \$25 billion, of which \$1.3 billion is provided for Bay Area public transit agencies to help offset revenue losses the region’s operators are facing. A full bill summary provided by the National Association of Regional Councils (NARC) is linked [here](#) and Attachment A lists the bill’s high-level funding figures.

#### **State and Local Government Direct Aid**

With regard to the state and local funding, California’s share is an estimated \$15.3 billion, according to the U.S. Department of Treasury guidance released last week (link [here](#)). The bill allows up to 45 percent of the funds to be distributed directly to local jurisdictions (cities and counties) with a population over 500,000 with the funds to be distributed in proportion to the individual jurisdiction’s share of the state’s total population. The state has broad discretion over how and where to allocate the remaining funds. According to the Legislative Analyst’s Office, the Bay Area will qualify for \$1.1 billion, as shown on the next page. Attachment B details the amounts to all jurisdictions statewide.

<b>CARES Act Coronavirus Relief Funds</b> <b>Available to Bay Area Local Governments</b> <i>(dollars in millions)</i>	
<b>Local Governments Eligible for Direct Aid</b>	<b>Funding Amount</b>
Alameda County	\$ 292
Contra Costa County	\$ 202
San Francisco County/City	\$ 154
San Mateo County	\$ 134
Santa Clara County	\$ 155
City of San Jose	\$ 182
<i>Bay Area Local Governments Total</i>	\$1,119
<i>Statewide Local Government Total</i>	\$5,809

Source: [\*Legislative Analyst's Office\*](#), 4/15/20

Given the high population threshold for direct allocation, only 16 counties and five cities statewide qualify for the direct aid. Assuming all counties apply, a maximum of \$5.8 billion, would go directly to local jurisdictions based on their combined share of the state's total population.

The Treasury Department's guidance provides that a local jurisdiction's population can only be used once to determine a direct aid allocation; if both a county and a city within that county apply for direct aid, the county's funding level will be calculated on the basis of its population excluding the city. Of note, Sonoma County is approximately 5,500 people shy of the 500,000-population threshold, according to 2019 U.S. Census data; the county's population dipped below the threshold following the devastating 2017 wildfires.

States and local governments may use the resources to fund "necessary expenditures incurred [between March 1, 2020 and December 30, 2020] due to the public health emergency with respect to the Coronavirus Disease 2019," so long as those expenditures were not accounted for in a previously approved state or local budget (i.e. funds may not be used to replace lost revenues).

State and local governments associations have collectively requested an additional \$750 billion in emergency relief funding that could be used to backfill for lost revenue. Local governments have additionally urged that the \$250 billion in requested local aid be guaranteed as direct aid to units of local government with populations *below the 500,000 threshold*. An update on Congressional actions to provide additional state and local aid is below.

### ***Housing***

More than \$12 billion is included in the CARES Act for housing, homelessness and economic development assistance to be apportioned by the Department of Housing and Urban Development (HUD). The bulk of the funds will be distributed via formula (existing and new needs-based formulas to be developed by HUD). A total of \$5 billion is provided to the Community Development Block Grant (CDBG) Program. At a minimum, Bay Area local governments are anticipated to receive their share of \$2 billion in CDBG funding by April 27, 2020 (30 days after the enactment of the bill) in the same proportion as their share of CDBG funding in FY 2020. The remainder of the \$3 billion in CDBG funds will be distributed by

states and HUD based on need. Of the \$4 billion in homelessness assistance, \$2 billion will be allocated by April 27 via the Emergency Solutions Grant program to FY 2020 grantees in proportion to FY 2020 awards. The remainder will be distributed to states and local governments in the coming months via a needs-based formula to be developed by HUD.

### ***Public Transportation***

The CARES Act includes \$25 billion in public transportation relief, of which an estimated \$1.3 billion will flow to the Bay Area. The public transit funding is distributed in accordance with various existing federal transit formulas but is more flexible in terms of expenditures than current funding. In particular, whereas large transit operators are not allowed to use federal transit formula funds for salaries, the CARES Act funds are available for all operating expenses. In addition, there is no local match requirement for the funding. The Federal Transit Administration (FTA) notes on its [website](#) that operating expenses include such “costs as driver salaries, fuel, and items having a useful life of less than one year, including personal protective equipment and cleaning supplies.” The funding is intended to flow quickly to transit operators and MTC, the official “designated recipient” for FTA funds, is working in close coordination with the region’s transit operators to expedite the receipt of such funds with an anticipated allocation at its April 22, 2020 meeting.

### **Looking Ahead in Washington**

#### ***Emergency Relief***

In the coming weeks and months, Congress is expected to pass a series of supplemental COVID-19 relief packages with the nearest-term bills focused on slowing job losses and keeping hospitals and other essential services functioning. As soon as this week, Congress is expected to approve a fourth economic relief package of up to \$450 billion focused on replenishing a depleted emergency fund for small businesses that was created by the CARES Act and additional resources to supplement CARES Act health care provider relief and expand coronavirus testing. While House and Senate Democrats had been advocating for \$150 billion in state and local government relief to be included in this measure to backfill revenue losses (see Attachment C for details), during weekend negotiations the aid was stripped from this package and instead, deferred to the “Phase 4” relief package, which is described below.

Congress is expected to consider an additional near-term relief package (also referred to as “Phase 4” of the Congressional coronavirus response) later this spring when they return from the COVID-19-related recess. In addition to supplemental state and local government aid, Phase 4 is expected to cover time-sensitive emergency relief topics that were not addressed in the CARES Act—issues such as school revenue backfills and emergency housing assistance, among others—though the contents of a Phase 4 package are still very much under negotiation. We plan to support our regional and statewide housing advocacy partners in their efforts to secure emergency rental assistance, aid for persons experiencing homelessness, and immediate changes to the low-income housing tax credit (LIHTC) program to keep affordable housing projects moving during the COVID-19 crisis.

With respect to transportation, a number of transportation industry associations, including the American Association of State Highway Transportation Officials (AASHTO), have requested that this Phase 4 bill include funding to backfill for lost revenue for transportation purposes. There is not yet consensus about whether or not a lost revenue backfill is an item that requires near-term legislative action, or is something that can be addressed in a longer-term economic

recovery package (described below). In response to requests from Congressional staff, we prepared an estimate that the Bay Area could see a decline of \$2.2 billion in the next 10-months—above and beyond the \$1.3 billion anticipated loss for public transit that was already addressed in the CARES Act—growing to \$3.3 billion over 18-months, as shown in Attachment D. We have shared this preliminary estimate with our state and national association partners, the Bay Area delegation and key Congressional staff to inform future COVID-19 response efforts. We are also working with our Bay Area transportation partners to develop a list of projects that could be at risk due to the anticipated drop off in revenue as well as those that could benefit from an economic recovery package.

### ***Economic Recovery***

Once the immediate public health crisis begins to subside, Congress is expected to transition their legislative focus toward longer-term economic recovery (what's been termed "Phase 5"), including an infrastructure package which could fund both transportation and housing infrastructure. Staff is working internally and with key partners, both regionally and at the national level, to coordinate on an advocacy message that is consistent with our overall 2020 Advocacy Program as it relates to transportation and housing. On the transportation side, we are advocating that Congress can be support economic recovery by enacting a robust, long-term reauthorization of the surface transportation program (since the current FAST Act is set to expire at the end of September) and enacting changes to expedite transportation project delivery. With respect to housing, we again plan to support the efforts of our regional and statewide housing advocacy organizations who are seeking \$500 billion in housing production resources in the form of increased low-income housing tax-credits and HUD grant funding.

Of course, the situation in Washington, D.C. is very fluid, and all of the above is subject to change. Staff will continue to keep you updated as the situation evolves.

## **STATE UPDATE**

### **COVID-19-Related Budget & Policy Picture**

In Sacramento, the Legislature took swift action in mid-March to unanimously approve SB 89, authorizing \$1 billion to fund critical expenditures related to the COVID-19 pandemic and SB 117 providing \$100 million to support public education. As of April 16, almost \$770 million had already been allocated to a variety of departments and programs, including COVID-19 containment for the homeless population, personally protective equipment and foodbanks (see [link](#) for details from the Department of Finance). An additional \$1 billion has been allocated from the Disaster Response-Emergency Operations Account (DREOA) to the Department of General Services for PPE, medical supplies, and to enhance hospital capacity. The Legislature has also gone on recess mid-session for the first time since 1862 when Sacramento was inundated by a major flood, forcing the Legislature to relocate to San Francisco.

Given the enormous impact the statewide shelter-at-home order is having on the state's economy, income tax as well as sales tax revenues will be significantly reduced. The three-month extension in the filing deadline for income taxes at the state and federal levels, now due on July 15, makes it even more challenging to accurately forecast the state's revenue during this time. Assembly Budget & Fiscal Review Committee Chair Phil Ting recently noted that while legislators will need to meet their constitutional obligation to enact a FY 2020-21 State Budget by June 15, that budget will be a "workload" budget, resembling a federal "continuing

resolution” appropriations act, that simply extends the current year’s spending levels for the next fiscal year. The Legislature will then need to reconvene, likely in a special session in August, to enact a major budget adjustment based on updated revenue and expenditure forecasts. The state is fortunate to have \$17.5 billion in reserves according to the LAO, but due to the General Fund’s heavy reliance (over 70 percent) on income taxes, even a mild recession could exceed this amount. As such, we should expect to see significant funding cuts in the August adjustment version of the FY 2020-21 State Budget.

Senator Jim Beall, Chairman of the Senate Transportation Committee, issued a [press release](#) indicating his concern about the funding crisis facing public transportation agencies. While the region was extremely fortunate to receive \$1.3 billion to address revenue losses from the CARES Act, there is concern that this won’t fully offset the financial impact COVID-19 has on the transit industry. Since California can’t run funding deficits the way Washington can, however, relief seems more likely to take the form of reducing regulatory burdens and measures to reduce costs. The California Transit Association has already submitted a set of potential measures in this regard and staff will monitor and support such efforts, consistent with our overall 2020 Advocacy Program.

### **The World Has Shifted...for Bills Too**

Just as local government is needing to focus its energy on the most pressing items at hand related to the pandemic, the Legislature’s priorities have naturally shifted. According to news reports, Assembly Speaker Anthony Rendon recently told a college class that bills will need to be pared down to about 600 from the 3,000 or so that have been introduced. Senate and Assembly leadership appear to be leaving some discretion to the committee chairs at this stage. For example, Assembly Transportation Committee Chair Jim Frazier issued a memo highlighting three criteria for bills to be considered this year: (1) Do they address a time-sensitive matter related to COVID-19 or another urgent matter; (2) Do they address urgent public safety matters? (3) Do they not place any new significant burden on a state agency? We are not aware of any formal bill prioritization policies issued by Senate committee chairs at this time. While much is still unknown, we do have a few key updates:

### ***Transportation Bills Still Active for Now***

- **AB 2057 (Chiu): Seamless Transit legislation.** This bill is still a work in progress and the latest draft bill language we have seen consists primarily of intent language (some problematic), the creation of a Seamless Bay Area Transit Taskforce, to consist of 19 appointees (some from MTC, some from transit agencies, some from county transportation agencies and some from the state) and a requirement for MTC to develop mapping and wayfinding standards, in consultation with transit operators. No funding is provided to MTC to assist with the workload to oversee the taskforce. Assemblymember Chiu has requested that Chair Frazier schedule the bill for a hearing in the Assembly Transportation Committee. Staff plans to bring an analysis and recommendation on the bill to the MTC Legislation Committee in May.
- **SB 278 (Beall): Bay Area Transportation (& maybe Housing) Revenue Measure.** This bill was the anticipated legislative vehicle for the FASTER Bay Area proposal, which the various sponsors (Bay Area Council, Silicon Valley Leadership Group and SPUR) indicated in March that they are no longer pursuing for a vote in 2020. While recognizing that the environment has changed, Senator Beall is still considering whether



or not to pursue authorizing legislation for a future regional funding measure. He anticipates consulting with key stakeholders and his colleagues over the next few months and making a final decision in July.

### ***Transportation Bills Shelved for 2020***

- **SB 1408 (Dodd): SR 37 Tolling.** Senator Dodd's office shared with us this week that he will not seek to enact legislation authorizing tolls on State Route SR 37 this year. Authorization of tolling in the future was considered an important component of the funding plan for the interim congestion relief project on the corridor. Staff will confer with key stakeholders on next steps necessary to keep the project on track.

### ***Housing Legislation Still Active for Now***

While we expect to see far fewer housing bills enacted this year, the paramount importance of the shelter-at-home order to the state's COVID-19 response has underscored how critical access to housing is to the state's overall wellbeing. However, the compressed legislative calendar will undoubtedly reduce the total number of bills that will be heard in committee. We anticipate bills focused on homelessness and tenant protection to continue to gain traction this legislative cycle. At this stage, whether housing-production related bills such as AB 2829 (Ting) and AB 725 (Wicks) related to missing-middle housing and SB 902 (Wiener) related to moderate-density by-right development will receive a hearing and continue to advance this year is unknown, though each of the bills authors have indicated that the bills remain member priorities. With regard to housing fee-related bills, Assemblymember Grayson is still pursuing both AB 1924, which requires fees levied on housing to be set in proportion to the square footage of the unit, and AB 3145, which caps housing fees at 12 percent of a local jurisdiction's median home price unless approved by the Department of Housing and Community Development. In light of anticipated budget constraints, AB 3144 (Grayson)—which proposed a Housing Cost Reduction Incentive Program to offset housing impact fee waivers or reductions for rental housing developments that reserve at least 75 percent of the units for lower-income households—is on hold.

### ***What's Next?***

With so much uncertainty these days, it is hard to predict. Once the Legislature reconvenes, whether virtually or in person, more will become clear and we will keep you updated.

  
Therese W. McMillan

### **Attachments:**

- A. CARES Act Funding Chart
- B. California Local Governments Eligible for Coronavirus Relief Fund Direct Act from H.R. 748
- C. Interim Emergency COVID-19 Relief Act
- D. Bay Area Transportation Network Funding Needs

### CARES Act Funding Chart (\$2.3 Trillion Total)

Support for State and Local Government	
Coronavirus Relief Fund	~\$150 billion
SNAP, Family Services, and Housing	~\$42 billion
FEMA Disaster Assistance	~\$45 billion
Support for Transportation	
Transportation (Aviation [excluding loans & loan guarantees])	~\$42 billion
Transportation (Ground)	~\$26 billion
Support for Individuals	
Unemployment Benefits	~\$260 billion
Stimulus Checks	~\$290 billion
Tax Reductions for Individuals	~\$20 billion
Support for Education	
Education	~\$32 billion
Support for Health Systems	
Health-Related Spending	~\$180 billion
Support for Business	
Small Business Loans & Grants	~\$377 billion
Large Business Loans & Loan Guarantees	~\$510 billion
Business Tax Reductions	~\$280 billion
Miscellaneous	
Miscellaneous Spending	~\$25 billion
<b>TOTAL</b>	<b>~\$2.3 trillion</b>

Source: NARC Analysis: CARES Act  
March 27, 2020, [National Association of Regional Councils](#)



<b>California Local Governments Eligible for Coronavirus Relief Fund Direct Aid from H.R. 748</b>	
<b>Local Governments Eligible for Direct Aid</b>	<b>Funding Amount (in Millions)</b>
<i>Bay Area Local Governments (Total)</i>	<i>\$ 1,119</i>
Alameda County	\$ 292
Contra Costa County	\$ 202
San Francisco County/City	\$ 154
San Mateo County	\$ 134
Santa Clara County	\$ 155
San Jose City*	\$ 182
<i>Other California Local Governments (Total)</i>	<i>\$ 4,689</i>
Fresno County	\$ 81
Fresno City*	\$ 94
Kern County	\$ 157
Los Angeles County	\$ 1,049
Los Angeles City*	\$ 707
Orange County	\$ 555
Riverside County	\$ 432
Sacramento County	\$ 183
Sacramento City*	\$ 89
San Bernardino County	\$ 431
San Diego County	\$ 381
San Diego City*	\$ 248
San Joaquin County	\$ 133
Stanislaus County	\$ 96
Ventura County	\$ 148
<i>Total Local Government Funding</i>	<i>\$ 5,809</i>
<b>Total California Funding</b>	<b>\$ 15,321</b>

*\*Cities over 500,000 in population may apply to the Treasury for direct aid; if they do not counties will qualify for their share based on their portion of the county'.*

*Figures may not sum due to rounding*

Source: Legislative Analyst's Office, Updated April 15, 2020

## **INTERIM EMERGENCY COVID-19 RELIEF ACT**

House and Senate Democrats agree that we need to expand and improve the Small Business Administration's emergency relief programs for small businesses. However, Leader McConnell's two-page bill does not adequately help our nation's struggling small businesses nor does it address the public health and services crisis facing our States.

The Democratic interim emergency bill would immediately address five key issues as the House and Senate continue to develop a fourth, comprehensive COVID-19 bill, or "CARES 2."

### **1. Small Business Plus – Additional Funding and Critical Improvements to the SBA programs**

This bill provides a total of \$250 billion in new funding for our small businesses.

- \$125 billion in additional Paycheck Protection Program funding
- \$125 billion in new funding for small businesses divided as follows:
  - \$60 billion in dedicated funding for community-based lenders, further divided as follows:
    - \$45 billion for small community-based lenders (CDFIs, minority depository institutions, certified development corporations, microlenders), and small banks and credit unions with less than \$10 billion in consolidated assets
    - \$15 billion for community banks and credit unions with less than \$50 billion in consolidated assets, and also for community-based lenders
  - \$50 billion for SBA's Economic Injury Disaster Loans (to support up to \$300 billion in direct lending)
  - \$15 billion for SBA's Emergency Economic Disaster Grant Program
- To streamline PPP lending, banks of all sizes are required to gather, in the application stage, certain documentation that aligns with federal know-your-customer regulations
- To streamline PPP lending, Treasury is directed to update its guidance to non-bank CDFI lenders dispensing with reverifying know-your-customer information if the borrower has a banking relationship that dates back two years
- Makes the payroll forgivable amount calculation more generous for PPP
- Makes farms eligible for EIDL loans and grants and for PPP

### **2. Health Provider Relief**

This bill includes \$100 billion in additional funding for the new program to provide grants to hospitals, public entities, not for profit entities, and Medicare and Medicaid enrolled suppliers and institutional providers to cover unreimbursed health care related expenses or lost revenues attributable to the public health emergency resulting from the coronavirus.

Additionally, the bill requires a report to Congress regarding COVID-19 testing strategy: HHS, FEMA and other agencies shall report to Congress every 30 days and provide information about allocation of testing and supplies throughout the United States.

The bill also requires a report to Congress by May 15 on demographic information of patients with COVID-19 and proposals to reduce COVID-19 related health disparities.

### **3. Enhanced Funding for Coronavirus Relief for States, Tribal Governments and Municipal and County Governments.**

This bill provides an additional \$150 billion in fiscal relief to states, tribes and localities. *These funds are available to be used for lost revenues.* The bill also makes the \$150 billion Coronavirus Relief Fund (CRF) in the CARES Act available to be used for lost revenues. The District of Columbia is considered a State under this bill and for the CRF in the CARES Act.

- \$65.45 billion of the fund is allocated to States (including D.C.) based on population, with a small-state minimum of \$500 million.
- \$53.55 billion of the fund is allocated to localities based on the Community Development Block Grant formula. According to the CDBG formula, 70% of funds go to “entitlement areas,” which are either (a) cities of more than 50,000 or (b) urban counties with more than 200,000, with any eligible cities removed from that total. The other 30% goes to all other localities below these thresholds.
- \$20 billion of the fund is allocated to States by their share of the national infection rate according to the most recent CDC tracking data.
- \$8 billion of the fund is set aside for Tribes.
- \$3 billion of the fund is set aside for territories.
- Treasury has 15 days to allocate this funding (was 30 days under CARES).
- States and localities can now use all CRF funding to mitigate lost revenue due to COVID-19.

### **4. SNAP 15 percent benefit increase and critical access improvements**

This bill increases the SNAP maximum benefits to 115% of the thrifty food plan. This means everyone will see their SNAP benefits increase. While it will vary by household, the average increase will be about \$25 a month per person.

- Waives time limits/work requirements beginning May 1.
  - Work requirements are temporarily waived during the health crisis because of the COVID 2 package, but this would lift them for 2 years to provide flexibility for the height of the economic crisis
- Increases minimum benefit to \$30 (currently \$16).
  - Seniors and disabled individuals are the most common recipients of minimum benefit.
- Provides additional flexibility and funding for states to administer SNAP
  - Waives certain reporting and administrative requirements in SNAP
  - Provides additional funding for states to address increased caseload and needs

- Bars implementation of 3 Trump SNAP rules that would deny access and reduce benefits for struggling families
  - Implementation of SNAP rules on Able-Bodied Adults Without Dependents, Broad Based Categorical Eligibility and application of the Standards Utility Allowance would be prevented

5. **Technical Fixes to Election Assistance funding from the CARES Act requested by Republican and Democratic Secretaries of State**



**METROPOLITAN  
TRANSPORTATION  
COMMISSION**

Bay Area Metro Center  
375 Beale Street, Suite 800  
San Francisco, CA 94105  
415.778.6700  
www.mtc.ca.gov

## Bay Area Transportation Network Funding Needs Federal COVID-19 Economic Recovery Recommendation April 17, 2020

The COVID-19 crisis is having a devastating impact on transportation budgets in the Bay Area and throughout the nation. It is reducing resources available for infrastructure: MTC has already identified \$2 billion in priority regional transportation projects that are at risk, though the scale of what's at-risk—everything from routine road, bridge and transit system maintenance and operations to major capital improvement projects—is much larger. This funding shortfall *threatens the nearly 250,000 people* employed in the surface transportation sector and poses risks to the Bay Area's ability to operate and maintain our transportation network.<sup>1</sup>

**MTC Recommendation:** To mitigate the worst-case scenario of large-scale transportation sector job losses, *Congress should provide a revenue backstop* to enable states, regions and transit operators to keep our transportation system operating and project pipelines moving during and after this immediate national public health emergency. Additionally, a *supplemental large-scale transportation investment* in the form of a Fixing America's Surface Transportation (FAST) Act reauthorization would support longer-term economic recovery. Lastly, *accelerating project delivery* would expedite the benefits of new funding.

### Bay Area Expects Severe and Sustained Reductions in Transportation Network Revenues

Bay Area transportation providers rely on a wide range of funding sources, including fuel taxes, tolls, sales taxes, transit fares, and other user fees (parking, etc.), all of which are taking massive hits as a result of COVID-19 and the shelter-in-place orders across the region. MTC estimates that the Bay Area could face transportation network revenue losses ranging from approximately \$3.5 billion over the next 10 months to as much as \$4.6 billion through August 2021, as shown in the chart below. We expect each revenue sources to rebound in varying degrees as shelter-in-place orders lift, but we're keeping in mind that it took the nation until 2015 to get back up to 2008 levels of vehicle miles traveled (a proxy for gas tax revenues) after the Great Recession.

**COVID-19 Bay Area Transportation Revenue Loss Scenarios**  
(Dollars in billions)

Timeframe	Highway Revenue Loss	Transit Revenue Loss	Total Revenue Loss	CARES Act Transit Funds	Total Funding Need**
10 months	\$2.2 *	\$1.3	\$3.5	\$1.3	\$2.2
12 months	\$4		\$4		\$2.7
18 months	\$4.6		\$4.6		\$3.3

\* Transit revenue losses for the first 10 months were calculated independently in preparation for the CARES Act funding request. The \$2.2 billion shown here for 10 months of highway revenue losses is the total transportation system revenue losses subtracted by original transit revenue loss estimate for the same time period.

\*\*Total funding need beyond the CARES Act.

Note: Revenue loss assumptions are described at the end of the document.<sup>i</sup>

### Transportation Revenue Drop-offs Will Place Projects and Jobs at Risk

These significant revenue decreases mean planned projects are at risk of delay or cancellation due to lack of funds. For example, the Bay Area Toll Authority (BATA) may need to reduce spending on planned bridge rehabilitation capital projects by as much as *80 percent over the next four years* due to COVID-19-fueled

<sup>1</sup> MTC staff, from U.S. Bureau of Labor Statistics, Occupational Employment Statistics, MSA file, May 2019

revenue reductions. The BATA Toll Bridge Rehabilitation Program budget includes more than \$500 million in planned capital projects that range from structural steel painting to upgrading electrical and mechanical systems in poor condition. MTC staff has identified a \$2 billion preliminary list of projects from around the Bay Area that could be at near-term risk, including construction of new Express Lanes in the Bay Area and installation of new subway train control systems. Of note, this is not a comprehensive list, but cancelation or major scope reduction of just these planned projects would translate to thousands of jobs lost. For example, the planned Interstate 80 Express Lanes project's cost of construction is \$250 million and includes funds from BATA tolls and state gas tax funds. A decrease or elimination of any component funding means the project cannot proceed; this translates to 2,750 construction and engineering jobs lost (using Caltrans's estimate of 11 jobs created per \$1 million invested)<sup>2</sup>. This job loss estimate is conservative; more jobs are on the line when factoring in engineering, right-of-way surveying, environmental quality monitoring, and other related transportation sector jobs that the Caltrans factor does not account for, since Caltrans has in-house expertise in these fields.

## **MTC Recommendations: Transportation Revenue Backstop and Stimulus Investment**

### *1. Transportation Revenue Backstop Will Mitigate Large-Scale Jobs Losses*

MTC recommends Congress provide a transportation revenue backstop to mitigate large-scale job losses in the transportation industry that would otherwise be at risk of occurring with the elimination of billions of dollars of transportation projects. We estimate \$3.3 billion in replacement funds would be required to deliver the funding needed for the Bay Area to weather an 18-month revenue loss scenario; we estimate that in Summer 2021, network revenues will stabilize to recession-levels.<sup>3</sup>

MTC proposes the federal funding be highly flexible and flow via formula. For highway formula backfills, Congress should consider utilizing the distribution approach applied to the fiscal year 2020 general funded \$781 million in flexible highway infrastructure grants (the same ratio by which highway obligation limitation for FY 2020 is distributed to states; suballocated consistent with Section 133 (d)(6)(e)) and with flexible Surface Transportation Block Grant Program eligible expenditures. Congress should consider applying the CARES Act transit funding formulas and eligibilities to supplemental transit funds. The chart below details funding levels that would be needed to backfill for 18 months of projected Bay Area transportation network revenue losses.

### **Highway and Transit 18-Month Revenue Backstop**

*(Dollars in billions)*

	<b>Highway Formula</b> (FY 2020 state shares; 55% suballocation)	<b>Transit Formula*</b> (FY 2020 shares of Sections 5307, 5311, 5337 and 5340)	<b>Total**</b>
National Total	\$180.8	\$33.1	<b>\$213.9</b>
California Total	\$15.5	\$5	<b>\$20.5</b>
Bay Area Total	\$1.6	\$1.7	<b>\$3.3</b>

\*Transit revenue backstop needs shown here are in addition to the CARES Act Transit Supplemental funding.

\*\* Totals may not add due to rounding.

Note: Total transportation system revenues are divided between transit and highway federal revenue sources consistent with Plan Bay Area 2040 needs for state of good repair, operations, and maintenance (65% transit; 35% highways).

<sup>2</sup> Solutions for Congested Corridors Program Performance Metrics Instructions, California Transportation Commission <https://catc.ca.gov/-/media/ctc-media/documents/programs/scgp/revised-final-sccp-performance-indicators-and-measures-a11y.pdf>

<sup>3</sup> Congress in the CARES Act provided Bay Area transit operators \$1.3 billion (\$25 billion nationally) in emergency funding to avert the worst-case scenarios of complete system shutdowns and massive layoffs of the region's more than 15,000 transit agency employees. This funding was expected to backfill for approximately 10 months of severe revenue losses. However, as the COVID-19 crisis continues, the scale and duration of projected revenue losses has grown. MTC estimates that at around 18-months, revenues will stabilize to recession-levels. Eighteen months is also the COVID-19 revenue loss timeframe estimated by the American Association of Highway Transportation Officials (AASHTO) in an April 6 letter to Congress.

## *2. Surface Transportation Authorization Will Support Long-Term Economic Recovery*

As America begins on a path toward long-term recovery, we urge Congress to take action to revitalize the nation's economy and invest in long-lasting mobility and productivity improvements through enacting a long-term surface transportation reauthorization. The 2015 FAST Act provided five years of funding certainty; increased federal investment to advance national goals related to safety, economic growth, congestion relief and climate change; and preserved flexibility to address the Bay Area's unique mobility challenge. MTC urges Congress to build on the FAST Act's progress as follows:

- *Grow Existing Programs:* Congress should grow the core surface transportation programs, especially those that have proven effective in directing much-needed resources to our nation's population and job centers. Of note, while it may not be reasonable in the near-term for Congress to raise transportation user fees, we strongly support a long-term solution to restore Highway Trust Fund solvency and look forward to working with Congress to support such a solution at the appropriate time.
- *FAST Act Updates:* Within the FAST Act framework, grow federal support for transit and regional mobility solutions, revise transit programs to reward transit reliability and environmental best practices, and expedite project delivery without harming the environment.
- *21<sup>st</sup> Century Challenges and Opportunities:* Establish the federal government as a strong partner in state and regional efforts to make transportation networks responsive to a changing climate and to transformative transportation technologies. The next transportation bill should fund a new resiliency program to upgrade our nation's most vital transportation infrastructure, update existing FAST Act programs so states and regions can incorporate future risks into projects geared toward achieving state-of-good-repair and other long-standing national goals, and support the deployment of connected and autonomous vehicles.

See MTC's [February 2020 Report to Congress](#) for additional information about MTC's FAST Act reauthorization priorities.

## *3. Expedite Transportation Project Delivery and Associated Job-Creation Benefits*

We recommend the following policy changes for both transportation network revenue backstops and any supplemental stimulus resources to expedite transportation project delivery and associated job-creation benefits.

1. Allow for new federal resources to **supplement and replace lost funding**, including previously committed funds that were lost or are at-risk due to the economic slowdown (e.g. bridge and express lane tolls, sales tax, gas tax, etc.).
2. Authorize projects to be funded at **100% federal share**. Full federal participation eliminates the risk of uncertain locally-generated revenues subject to major reductions due to COVID-19, and will provide confidence to contractors that they will be paid, and to the public that the project will be built.
3. **Expand at-risk project preagreement authority** to shorten delivery of federal aid highway projects by two to three months without diminishing environmental safeguards. The FAST Act authorized highway project sponsors to receive reimbursements for preliminary engineering costs incurred before formal project authorizations have been processed (Caltrans estimates it takes about 60 days to process an authorization request but processing time often exceeds 90 days). Expanding at-risk project preagreement authority to include all non-construction costs *and* right-of-way and construction expenses once a project has secured final environmental clearance (an approach consistent with longstanding Federal Transit Administration policy) will further expedite project delivery.
4. **Authorize a SAFE Vehicles Rule Part 2 technical fix**. The SAFE Vehicles Rule Part 2 is expected to invalidate the air quality models states and regions use to advance large highway and transit projects and to perform federally mandated planning duties. Congress should allow states and regions to utilize currently-approved air quality models (EMFAC-2014/EMFAC 2017 in California and MOVES for the

rest of the country) for any air quality conformity determinations that may be needed until the Environmental Protection Agency and the Federal Highway Administration approve necessary model updates to bring them back into compliance with federal standards after the SAFE Vehicles Rule Part 2 becomes effective.

5. **Limit any *additional* project reporting requirements to reporting after project completion.** Any reporting requirements tied to backfill revenues or supplemental funds above and beyond those already mandated for federal-aid projects should be minimized. This will free up limited staff resources to expedite project delivery and job creation. Reporting at the end of the project certifies the project is completed and open to the public, and could include actual figures for metrics such as jobs created, potholes filled, and amount of asphalt laid.

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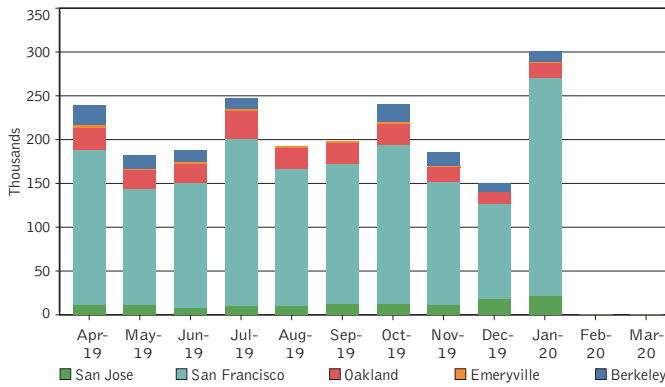
**<sup>i</sup> Bay Area Transportation Revenue Loss - Combined Assumptions**

- State gas tax revenue decrease 47% over a 10-month period; 33% over an 18-month period
- Diesel consumption decrease of 15% and \$2.75 per gallon, for an average of 32% diesel sales tax and excise tax revenue decreases over an 18-month period
- Regional toll revenue decreases 42% over a 10-month period; 30% over an 18-month period
- Sales tax revenue decrease 61% over 10-month period; 43% over an 18-month period
- Transit fares and other non-fare revenues decrease 72% over a 10-month period; 53% over an 18-month period
- Combined various other local revenues (general funds directed to transportation purposes; San Francisco specific transportation revenue sources; and property tax/parcel taxes for transportation purposes) decrease 33% over a 10-month period; 29% over an 18-month period



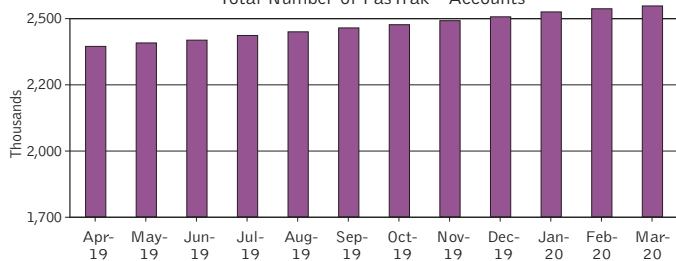
## Bay Wheels

Bay Wheels Daily Trips by City<sup>7</sup>



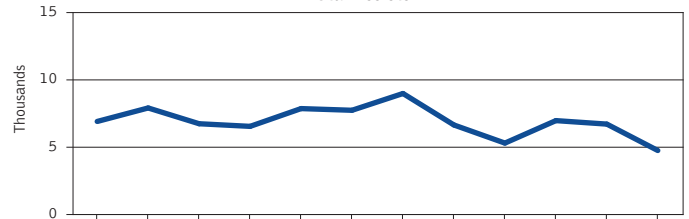
## FasTrak® Electronic Toll Collection<sup>1</sup>

Total Number of FasTrak® Accounts<sup>2</sup>

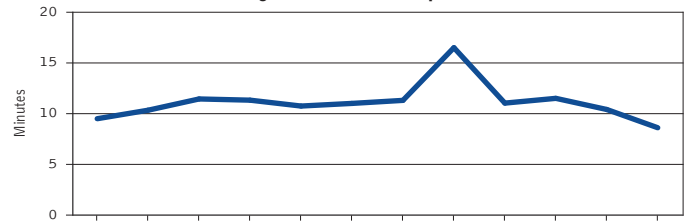


## Freeway Service Patrol

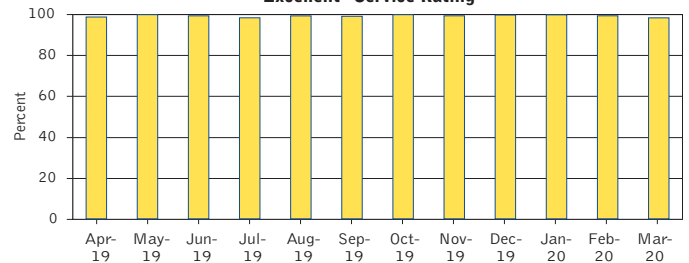
Total Assists<sup>5</sup>



Average Wait Time for Help to Arrive

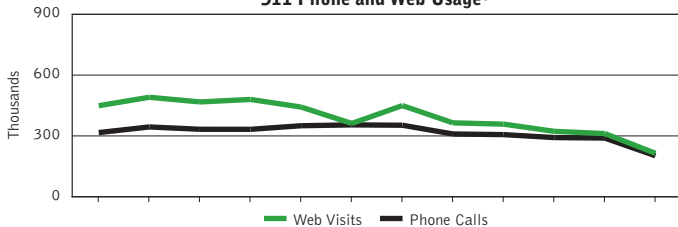


"Excellent" Service Rating

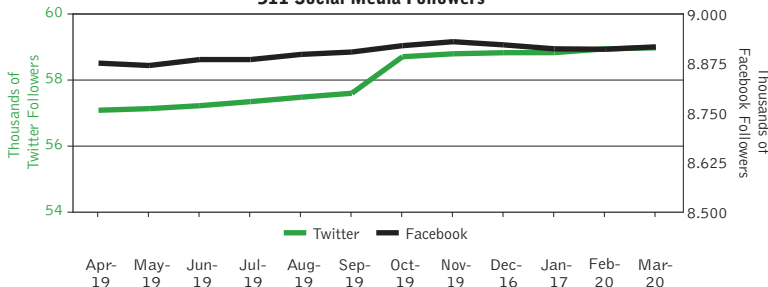


## 511

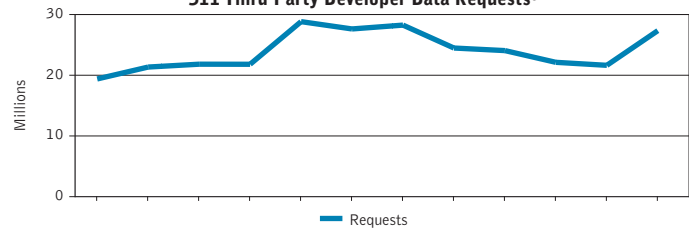
511 Phone and Web Usage<sup>6</sup>



511 Social Media Followers<sup>6</sup>



511 Third Party Developer Data Requests<sup>6</sup>

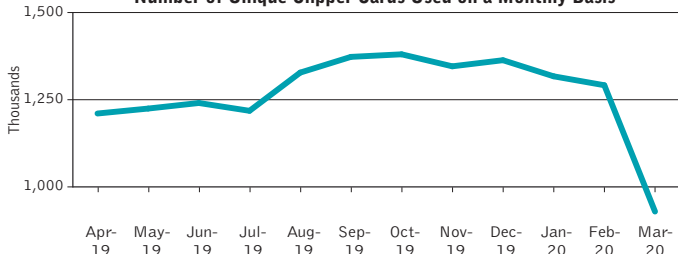


Top 5 Data Consumers: March 2020

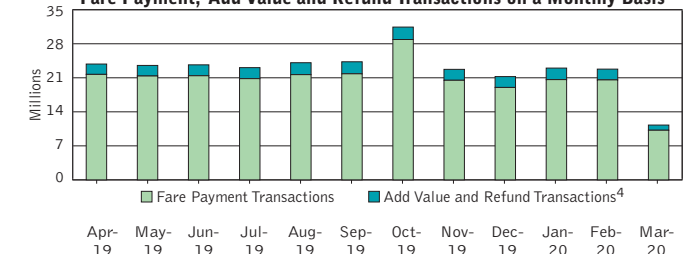
• AC Transit	4.2m
• Interline	3.9m
• NextThere	3.1m
• Apple	2.4m
• Private API Developer	1.7m

## Clipper® Fare Payment System

Number of Unique Clipper Cards Used on a Monthly Basis<sup>3</sup>



Fare Payment, Add Value and Refund Transactions on a Monthly Basis<sup>4</sup>



Notes: <sup>1</sup> MTC, as the Bay Area Toll Authority (BATA), assumed responsibility for FasTrak® customer service operations in Jan. 2004. Figures are cumulative.

<sup>2</sup> Number of debit accounts opened through BATA service center; each account may represent more than one toll tag issued.

<sup>3</sup> New category as of September 2003; data collected since Aug. 2002

<sup>4</sup> As of November 2009, refund transactions are counted with add value transactions. This chart includes refunds in the Add Value bars for the past 12 months. (Past reports did not include refunds, which, with few exceptions, have accounted for less than 50 transactions each month.)

<sup>5</sup> FSP Assist numbers for the most current month are a best estimate, and may be subject to change. Final assist numbers are available at the end of the month, and the report is updated accordingly.

<sup>6</sup> 511 launched a new phone system and website in June 2016 and now tracks two new types of data in addition to call and web usage: social media followers and developer data requests.

<sup>7</sup> March and April 2020 BayWheels usage data was unavailable at time of publication.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0648      **Version:** 1      **Name:**

**Type:** Report      **Status:** Informational

**File created:** 4/13/2020      **In control:** ABAG Executive Board

**On agenda:** 4/16/2020      **Final action:**

**Title:** Legislative Update

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
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Legislative Update

Randy Rentschler

Information



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0385      **Version:** 1      **Name:**

**Type:** Minutes      **Status:** Executive Board Consent

**File created:** 2/26/2020      **In control:** ABAG Executive Board

**On agenda:** 4/16/2020      **Final action:**

**Title:** Approval of ABAG Executive Board Minutes of Meeting on January 16, 2020

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 06a Minutes 20200116 442 Draft.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of ABAG Executive Board Minutes of Meeting on January 16, 2020

Clerk of the Board

Approval



375 Beale Street  
Suite 700  
San Francisco, California  
94105

## Meeting Minutes - Draft

### ABAG Executive Board

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Thursday, January 16, 2020

7:00 PM

Board Room - 1st Floor

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#### Association of Bay Area Governments Executive Board Meeting No. 442

The ABAG Executive Board may act on any item on the agenda

The meeting is scheduled to begin at 7:00 p.m.

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

For information, contact Clerk of the Board at (415) 820-7913.

#### Roster

Candace Andersen, Jesse Arreguin, London Breed, Cindy Chavez, Christopher Clark, David Cortese, Lan Diep, Pat Eklund, Maya Esparza, Nikki Fortunato Bas, Richard Garbarino, Leon Garcia, Liz Gibbons, Lynette Gibson McElhaney, Scott Haggerty, Barbara Halliday, Matt Haney, Erin Hannigan, David Hudson, Wayne Lee, Jake Mackenzie, Rafael Mandelman, Gordon Mar, Nathan Miley, Karen Mitchoff, Raul Peralez, Julie Pierce, Dave Pine, David Rabbitt, John Rahaim, Belia Ramos, Dennis Rodoni, Warren Slocum, Loren Taylor, Lori Wilson  
William Kissinger (Non-voting)

#### 1. Call to Order / Pledge of Allegiance / Roll Call / Confirm Quorum

President Arreguin called the meeting to order at about 7:02 p.m. Quorum was present.

**Present:** 18 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Peralez, Pierce, Ramos, and Rodoni

**Absent:** 17 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Lee, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, Taylor, and Wilson L

#### 2. Installation of President and Vice President

This item was deferred to the next meeting.

#### 3. Public Comment

There was no public comment.

#### 4. Executive Board Announcements

The following made announcements: Pat Eklund and Liz Gibbons.

## 5. President's Report

5.a. [20-0137](#) ABAG President's Report

President Arreguin gave the report.

5.b. [20-0138](#) Report on Call for Special Meeting of the General Assembly

President Arreguin gave the report.

**Upon the motion by Eklund and second by Pierce, the ABAG Executive Board called a special General Assembly meeting for February 7, 2020, to approve amendments to the Fiscal Year 2019-20 Operating Budget to add \$23.7 million in Regional Equity Planning Grant revenue. The motion passed unanimously by the following vote:**

**Aye:** 18 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Peralez, Pierce, Ramos, and Rodoni

**Absent:** 17 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Lee, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, Taylor, and Wilson L

5.c. [20-0144](#) Report on ABAG Housing Methodology Committee Meeting of December 19, 2019

President Arreguin gave the report.

Lori Wilson and Wayne Lee joined the meeting.

**Upon the motion by Arreguin and second by Pierce, the Housing Methodology Committee report of meeting on December 19, 2019 was approved. The motion passed unanimously by the following vote:**

**Aye:** 20 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Peralez, Pierce, Ramos, Rodoni, and Wilson L

**Absent:** 15 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, and Taylor

## 6. Executive Director's Report

6.a. [20-0139](#) Executive Director's Report

Therese McMillan gave the report.

The following gave public comment: Ken Bukowski.

## 7. Executive Board Consent Calendar

**Upon the motion by Eklund and second by Pierce, the Consent Calendar, including adoption of Resolution No. 01-2020, was approved. The motion passed unanimously by the following vote:**

**Aye:** 20 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Peralez, Pierce, Ramos, Rodoni, and Wilson L

**Absent:** 15 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, and Taylor

- 7.a. [20-0140](#) Approval of ABAG Executive Board Minutes of November 21, 2019
- 7.b. [20-0142](#) Authorization to enter into an agreement with the City of East Palo Alto under the Healthy Watersheds for Resilient Baylands grant in an amount up to \$120,000 from March 1, 2020 to June 30, 2024
- 7.c. [20-0143](#) Authorization to enter into a funding agreement with the United States Environmental Protection Agency for the Bay Area Wetlands Regional Monitoring Program Plan, Institutional Relations, Business Model, and Information Delivery grant project in an amount up to \$489,670, from October 1, 2019 to April 30, 2021, and to enter into sub-awards with The Regents of the University of California in an amount up to \$54,450; Aquatic Science Center in an amount up to \$224,469.40; San Francisco Bay Joint Venture in an amount up to \$21,795,30; and San Francisco Bay National Estuarine Research Reserve in an amount up to \$22,316.40
- 7.d. [20-0145](#) Adoption of Resolution No. 01-2020 Authorization to receive \$185,000 in funds from the California State Coastal Conservancy to support the San Francisco Bay Area Water Trail Project

## 8. ABAG Administrative Committee

- 8.a. [20-0146](#) Report on ABAG Administrative Committee Meetings of December 13, 2019 and January 10, 2020

President Arreguin gave the report.

**Upon the motion by Arreguin and second by Lee, the Administrative Committee report of meetings on December 13, 2019 and January 10, 2020 was approved.**

**The motion passed by the following vote:**

**Aye:** 20 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Peralez, Pierce, Ramos, Rodoni, and Wilson L

**Absent:** 15 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, and Taylor

## 9. ABAG Legislation Committee

**9.a. [20-0147](#)** Report on ABAG Legislation Committee Meeting of January 10, 2020

Pierce gave the report.

**Upon the motion by Pierce and second by Andersen, the Legislation Committee report of meeting on January 10, 2020 was approved. The motion passed unanimously by the following vote:**

**Aye:** 20 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Peralez, Pierce, Ramos, Rodoni, and Wilson L

**Absent:** 15 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, and Taylor

**9.b. [20-0148](#)** Report on the Proposed MTC/ABAG 2020 Advocacy Program

Randy Rentschler gave the report.

**Upon the motion by Pierce and second by Halliday, the Proposed MTC/ABAG 2020 Advocacy Program was approved. The motion passed unanimously by the following vote:**

**Aye:** 20 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Peralez, Pierce, Ramos, Rodoni, and Wilson L

**Absent:** 15 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, and Taylor

**10. ABAG Finance Committee****10.a. [20-0149](#)** Report on ABAG Finance Committee Meeting on January 16, 2020

President Arreguin gave the report.

**Upon the motion by Arreguin and second by Gibbons, the Finance Committee report of meeting on January 16, 2020 was approved. The motion passed unanimously by the following vote:**

**Aye:** 18 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Peralez, Pierce, Ramos, Rodoni, and Wilson L

**Absent:** 17 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Hudson, Lee, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, and Taylor

**11. ABAG Regional Planning Committee****11.a. [20-0150](#)** Report on ABAG Regional Planning Committee Meeting on December 4, 2019

Pierce gave the report.

**Upon the motion by Pierce and second by Wilson, the Regional Planning Committee report of meeting on December 4, 2019 was approved. The motion passed unanimously by the following vote:**

**Aye:** 20 - Andersen, Arreguin, Bas, Chavez, Cheng, Clark, Cortese, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Perez, Pierce, Ramos, Rodoni, and Wilson L

**Absent:** 15 - Diep, Garbarino, Gibson McElhaney, Haney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Pine, Rabbitt, Rahaim, Slocum, and Taylor

## **12. Adjournment / Next Meeting**

President Arreguin adjourned the meeting at about 7:42 p.m. The next regular meeting of the ABAG Executive Board is on March 19, 2020.





# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0386      **Version:** 1      **Name:**  
**Type:** Minutes      **Status:** Executive Board Consent  
**File created:** 2/26/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** Approval of ABAG Executive Board Minutes of Meeting on January 31, 2020  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Item 06b Minutes 20200131 443 Draft v2.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of ABAG Executive Board Minutes of Meeting on January 31, 2020

Clerk of the Board

Approval



375 Beale Street  
Suite 700  
San Francisco, California  
94105

## Meeting Minutes - Draft

### ABAG Executive Board

*President, Jesse Arreguin, Mayor, City of Berkeley*  
*Vice President, Belia Ramos, Supervisor, County of Napa*  
*Immediate Past President, David Rabbitt, Supervisor, County of Sonoma*

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Friday, January 31, 2020

8:30 AM

Shannon Community Center  
11600 Shannon Avenue  
Dublin, California

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#### Association of Bay Area Governments Executive Board Meeting No. 443

#### Joint ABAG Executive Board and MTC Commission Workshop

The ABAG Executive Board may act on any item on the agenda.  
The ABAG Executive Board will meet jointly with the Metropolitan Transportation Commission.  
The meeting is scheduled to begin at 8:30 a.m.  
Agenda and roster available at <https://abag.ca.gov>  
For information, contact Clerk of the Board at (415) 820-7913.

#### Roster

Candace Andersen, Jesse Arreguin, London Breed, Cindy Chavez, Christopher Clark, David Cortese, Lan Diep, Pat Eklund, Maya Esparza, Nikki Fortunato Bas, Richard Garbarino, Leon Garcia, Liz Gibbons, Lynette Gibson McElhaney, Scott Haggerty, Barbara Halliday, Matt Haney, Erin Hannigan, David Hudson, Wayne Lee, Jake Mackenzie, Rafael Mandelman, Gordon Mar, Nathan Miley, Karen Mitchoff, Raul Peralez, Julie Pierce, Dave Pine, David Rabbitt, John Rahaim, Belia Ramos, Dennis Rodoni, Loren Taylor, Lori Wilson.  
William Kissinger (Non-voting)

#### 8:30 a.m. to 9:30 a.m. Arrival and Breakfast

**Present:** 21 - Arreguin, Bas, Chan, Chavez, Connolly, Clark, Eklund, Garcia, Gibbons, Gibson, McElhaney, Haggerty, Halliday, Hannigan, Hudson, Lee, Mackenzie, Mitchoff, Pierce, Rabbitt, Ramos, and Taylor

**Absent:** 14 - Andersen, Canepa, Cortese, Diep, Esparza, Garbarino, Haney, Mandelman, Mar, Miley, Peralez, Pine, Rahaim, and Wilson L

1. [20-0249](#) Plan Bay Area 2050 (9:30 a.m. - 12:30 p.m.)

Staff will provide background information bridging the Horizon scenario planning work with the recent evaluation of Plan Bay Area strategies. Board members will be asked to provide direction on the strategies to pursue for the Plan Bay Area Blueprint. A significant focus of the discussion will be on the growth framework and housing strategies given their significant policy ramifications in terms of meeting the region's greenhouse gas emission and affordability goals, as well as intersectionality with the current Sixth Cycle Regional Housing Needs Allocation (RHNA) methodology discussions.

President Arreguin called the meeting to order.

The following gave public comment: Winsome Bowen; Ken Bukowski; Jane Kramer; Roland Lebrun; Rodney Nickens; Adina Levin; Hayley Currier.

**12:30 p.m. to 1:00 p.m. Break / Lunch**

2. [20-0250](#) Implementation of AB1487, San Francisco Bay Area Regional Housing Finance Act (1:00 p.m. - 3:00 p.m.)

Staff will provide an overview of the Bay Area Regional Housing Finance Act and review key considerations related to placement of a measure on the November 2020 ballot. The Nonprofit Housing Association of Northern California (NPH) will present polling results. Board members will be asked to discuss considerations related to placing a regional housing measure on the ballot in 2020, including what information is needed before making a final decision and the outreach approach with local jurisdictions and stakeholders that could inform such a decision. This discussion will also consider parallel conversations related to a regional transportation revenue measure and how they interact.

The following gave public comment: Heather Peters; Hayley Currier.

**3. Public Comment / Other Business**

The following gave public comment: Roland Lebrun.

**4. Adjournment / Next Meeting**

President Arreguin adjourned the meeting.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0387      **Version:** 1      **Name:**  
**Type:** Minutes      **Status:** Executive Board Consent  
**File created:** 2/26/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** Approval of ABAG Executive Board Minutes of Special Meeting on February 20, 2020  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Item 06c Minutes 20200220 444 Draft.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of ABAG Executive Board Minutes of Special Meeting on February 20, 2020

Clerk of the Board

Approval



375 Beale Street  
Suite 700  
San Francisco, California  
94105

## Meeting Minutes - Draft

### ABAG Executive Board

*President, Jesse Arreguin, Mayor, City of Berkeley*  
*Vice President, Belia Ramos, Supervisor, County of Napa*  
*Immediate Past President, David Rabbitt, Supervisor, County of Sonoma*

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Thursday, February 20, 2020

7:00 PM

Board Room - 1st Floor

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#### Association of Bay Area Governments Executive Board Special Meeting No. 444

The ABAG Executive Board may act on any item on the agenda.

The meeting is scheduled to begin at 7:00 p.m.

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

For information, contact Clerk of the Board at (415) 820-7913.

#### Roster

Candace Andersen, Jesse Arreguin, London Breed, Cindy Chavez, Christopher Clark, David Cortese, Lan Diep, Pat Eklund, Maya Esparza, Nikki Fortunato Bas, Richard Garbarino, Leon Garcia, Liz Gibbons, Lynette Gibson McElhaney, Scott Haggerty, Barbara Halliday, Matt Haney, Erin Hannigan, David Hudson, Wayne Lee, Jake Mackenzie, Rafael Mandelman, Gordon Mar, Nathan Miley, Karen Mitchoff, Raul Peralez, Julie Pierce, Dave Pine, David Rabbitt, John Rahaim, Belia Ramos, Dennis Rodoni, Warren Slocum, Loren Taylor, Lori Wilson.  
William Kissinger (Non-voting).

#### 1. Call to Order / Pledge of Allegiance / Roll Call / Confirm Quorum

President Arreguin called the meeting to order at about 7:02 p.m. Quorum was present.

**Present:** 19 - Andersen, Arreguin, Canepa, Chan, Chavez, Clark, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Mitchoff, Pierce, Rabbitt, Rodgers, and Rodoni

**Absent:** 15 - Bas, Cortese, Diep, Garbarino, Gibson McElhaney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

#### 2. Public Comment

There was no public comment.

#### 3 Executive Board Announcements

The following made announcements: Julie Pierce.

#### 4. President's Report

- 4.a. [20-0338](#) Report on Joint MTC Commission and ABAG Executive Committee Workshop on January 31, 2020  
President Arreguin gave the report.
- 4.b. [20-0339](#) Report on ABAG General Assembly Business Meeting of February 7, 2020  
President Arreguin gave the report.
- 4.c. [20-0340](#) Report on ABAG Administrative Committee Meeting of February 14, 2020  
President Arreguin gave the report.

**Upon the motion by Lee and second by Halliday, the ABAG Administrative Committee, Joint MTC Commission and ABAG Executive Board, and ABAG General Assembly Business Meeting reports were approved. The motion passed unanimously by the following vote:**

**Aye:** 19 - Andersen, Arreguin, Canepa, Chan, Chavez, Clark, Eklund, Esparza, Garcia, Gibbons, Haggerty, Halliday, Hudson, Lee, Mitchoff, Pierce, Rabbitt, Rodgers, and Rodoni

**Absent:** 15 - Bas, Cortese, Diep, Garbarino, Gibson McElhaney, Hannigan, Mackenzie, Mandelman, Mar, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

#### 5. Executive Director's Report

Lynette Gibson McElhaney joined the meeting.

- 5.a. [20-0350](#) Executive Director's Report  
Therese McMillan gave the report.

#### 6. Executive Board Consent Calendar

**Upon the motion by Lee and second by Rabbitt, the Consent Calendar, with the following correction: appointment of Belia Ramos, Supervisor, County of Napa, replacing David Rabbitt, Supervisor, County of Sonoma, and Rich Garbarino, Mayor, City of South San Francisco, replacing Warren Slocum, Supervisor, County of San Mateo, on the Joint ABAG MTC Governance Committee, was approved. The motion passed unanimously by the following vote:**

**Aye:** 20 - Andersen, Arreguin, Canepa, Chan, Chavez, Clark, Eklund, Esparza, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Lee, Mitchoff, Pierce, Rabbitt, Rodgers, and Rodoni

**Absent:** 14 - Bas, Cortese, Diep, Garbarino, Hannigan, Mackenzie, Mandelman, Mar, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

- 6.a. [20-0341](#) Ratification of Appointment to the Joint ABAG MTC Governance Committee

- 6.b. [20-0342](#) Authorization to enter into an agreement with the City of Richmond under the Bay Trail Grant Program in the amount of \$130,000 for the Goodrick Avenue Bay Trail Construction Project
- 6.c. [20-0343](#) Authorization to enter into an agreement with Contra Costa County under the Bay Trail Grant Program in the amount of \$133,387.23 for the Carquinez Strait Scenic Loop Trail Project
- 6.d. [20-0344](#) Authorization to extend an agreement with the California State Coastal Conservancy in an amount up to \$500,000 for the Palo Alto Horizontal Levee Pilot Project to a completion date of December 31, 2022
- 6.e. [20-0345](#) Authorization to amend contracts with San Mateo Resource Conservation District and Marin Municipal Water District under Integrated Regional Water Management Grant Round 3 to Reallocate San Francisco Estuary Partnership (SFEP) Grant Administrative Funds in the amount of \$702,500 to Projects 7 in the amount of \$352,500 and 10 in the amount of \$350,000 for Additional Work
- 6.f. [20-0346](#) Authorization to enter into an Agreement with the City of Palo Alto to receive funds in an amount up to \$150,000 for the Palo Alto Horizontal Levee Pilot Project
- 6.g. [20-0362](#) Ratification of Appointments to Committees

## 7. ABAG Legislation Committee

Gordon Mar and Rafael Mandelman joined the meeting.

- 7.a. [20-0361](#) SB 278 (Beall): Advocacy Principles
- Rebecca Long gave the report.

The following gave public comment: Stuart Cohen, Justine Marcus.

Upon the motion by Mitchoff and second by Hudson, the ABAG Executive Board approved the recommended SB 278 (Beall) Advocacy Principles detailed in the Summary Sheet for the February 14, 2020 Joint ABAG Legislation Committee and MTC Legislation Committee meeting (Agenda Item 8.b.) and requested that staff communicate the additional concerns bulleted on the summary sheet for agenda Item 7.a. of the February 20, 2020 Executive Board meeting with the following changes added to the advocacy principles: Consider revenue sources other than the sales tax (a modification of the first bullet on the main summary sheet); Prioritize equity in the development of the legislation (highlighting this as a top concern); Ensure that decision-making regarding the expenditure of housing funds follow the process outlined in AB 1487 (Chiu, 2019) where the ABAG Executive Board acts before the Metropolitan Transportation Commission (MTC) and must ratify any changes adopted by MTC.

**Aye:** 22 - Andersen, Arreguin, Canepa, Chan, Chavez, Clark, Eklund, Esparza, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Lee, Mandelman, Mar, Mitchoff, Pierce, Rabbitt, Rodgers, and Rodoni

**Absent:** 12 - Bas, Cortese, Diep, Garbarino, Hannigan, Mackenzie, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

**7.b.**     [20-0359](#)     Senate Bill 795 (Beall): Affordable Housing and Community Development Investment Program

SB 795 is a reintroduction of SB 5 (Beall), which MTC and ABAG supported last year, but which was ultimately vetoed by the Governor due to concerns about its impact on the General Fund. The bill would establish a new mechanism to use local property tax revenue for affordable housing, infrastructure and climate change mitigation, among other purposes.

Rebecca Long gave the report.

**Upon the motion by Eklund and second by Garcia, the ABAG Executive Board approved a support position on SB 795 (Beall). The motion passed unanimously by the following vote:**

**Aye:** 22 - Andersen, Arreguin, Canepa, Chan, Chavez, Clark, Eklund, Esparza, Garcia, Gibbons, Gibson McElhaney, Haggerty, Halliday, Hudson, Lee, Mandelman, Mar, Mitchoff, Pierce, Rabbitt, Rodgers, and Rodoni

**Absent:** 12 - Bas, Cortese, Diep, Garbarino, Hannigan, Mackenzie, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

## **8. Plan Bay Area 2050**

**8.a.**     [20-0347](#)     Adoption of ABAG Resolution No. 02-2020 and ABAG Resolution No. 03-2020: Plan Bay Area 2050: Draft Blueprint Growth Geographies

Approval of proposed Growth Geographies for integration into the Plan Bay Area 2050 Draft Blueprint, including existing and new locally nominated Priority Development Areas (PDAs), Priority Production Areas (PPAs), and Priority Conservation Areas (PCAs), as well as select Transit-Rich and High-Resource Areas outside PDAs.

Mark Shorett and Dave Vautin gave the report.

The following gave public comment: Aaron Eckhouse, Rodney Nickens, Jordan Grimes, Jeremy Linden, Joel Medina, Robert Fruchtmann, Justine Marcus.

**Upon the motion by Hudson and second by Chavez, the ABAG Executive Board adopted Resolution No. 02-2020. The motion passed unanimously by the following vote:**

**Aye:** 19 - Andersen, Arreguin, Chan, Chavez, Clark, Eklund, Esparza, Garcia, Gibbons, Gibson McElhaney, Hudson, Lee, Mandelman, Mar, Mitchoff, Pierce, Rabbitt, Rodgers, and Rodoni



**Absent:** 15 - Bas, Canepa, Cortese, Diep, Garbarino, Haggerty, Halliday, Hannigan, Mackenzie, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

**Upon the motion by Hudson and second by Garcia, the ABAG Executive Board adopted Resolution No. 03-2020. The motion passed unanimously by the following vote:**

**Aye:** 17 - Andersen, Arreguin, Chan, Chavez, Clark, Esparza, Garcia, Gibbons, Gibson McElhaney, Hudson, Lee, Mandelman, Mar, Mitchoff, Pierce, Rabbitt, and Rodgers

**Nay:** 2 - Eklund, and Rodoni

**Absent:** 15 - Bas, Canepa, Cortese, Diep, Garbarino, Haggerty, Halliday, Hannigan, Mackenzie, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

**8.b.**     [20-0348](#)     Approval of Plan Bay Area 2050: Draft Blueprint - Strategies

Approval of proposed strategies for integration into the Plan Bay Area 2050 Draft Blueprint, which will be analyzed further this winter with findings to be released in spring 2020 for further public feedback and policymaker refinement.

Dave Vautin gave the report.

The following gave public comment: Rodney Nickens, Justine Marcus.

**Upon the motion by Mitchoff and second by Hudson, the ABAG Executive Board approved the Plan Bay Area 2050: Draft Blueprint - Strategies. The motion passed unanimously by the following vote:**

**Aye:** 19 - Andersen, Arreguin, Chan, Chavez, Clark, Eklund, Esparza, Garcia, Gibbons, Gibson McElhaney, Hudson, Lee, Mandelman, Mar, Mitchoff, Pierce, Rabbitt, Rodgers, and Rodoni

**Absent:** 15 - Bas, Canepa, Cortese, Diep, Garbarino, Haggerty, Halliday, Hannigan, Mackenzie, Miley, Peralez, Pine, Ramos, Taylor, and Wilson L

## **9. ABAG MTC Governance**

**9.a.**     [20-0349](#)     Report on ABAG MTC Governance

Therese McMillan gave the report.

The following gave public comment: Jordan Grimes.

## **10. Adjournment / Next Meeting**

President Arreguin adjourned the meeting at about 11:09 p.m. The next regular meeting of the ABAG Executive Board is on May 21, 2020.



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0388      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Executive Board Consent  
**File created:** 2/26/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** Ratification of Committee Appointments  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Item 06d Summary Sheet Committee Appointments v1.pdf](#)

Date	Ver.	Action By	Action	Result
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Ratification of Committee Appointments

Therese W. McMillan

Approval

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 6.d.**

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**Committee Appointments**

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**Subject:** Ratification of Appointments to Committees

**Background:** According to the ABAG Bylaws, the President makes appointments to committees with the advice and consent of the Executive Board.

ACFA Governing Board (Joint appointment by the ABAG President and ABAG Finance Committee Chair)  
Belia Ramos, Supervisor, County of Napa


ABAG Housing Methodology Committee  
James Pappas, Citywide Planning Division, San Francisco Planning Department (replacing Paolo Ikezoe)

**Issues:** None

**Recommended Action:** The Executive Board is requested to ratify the appointments to the ACFA Governing Board and the ABAG Housing Methodology Committee, as reported.

**Attachments:** None

**Reviewed:**

  
Therese W. McMillan



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

<b>File #:</b>	20-0389	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Executive Board Consent	
<b>File created:</b>	2/26/2020	<b>In control:</b>		ABAG Executive Board	
<b>On agenda:</b>	4/16/2020	<b>Final action:</b>			
<b>Title:</b>	Adoption of Resolution No. 04-2020 Update Procedures for Conducting and Consulting on the Air Quality Conformity Analysis for the Regional Transportation Plan (RTP) and Transportation Improvement Program (TIP)				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">Item 06e 1 Summary Sheet Conformity SIP Revision v2.pdf</a> <a href="#">Item 06e 2 Attachment SIP Revision Comment.pdf</a> <a href="#">Item 06e 3 Attachment Resolution No 2020 04.pdf</a>				
<b>Date</b>	<b>Ver.</b>	<b>Action By</b>	<b>Action</b>		<b>Result</b>

Adoption of Resolution No. 04-2020 Update Procedures for Conducting and Consulting on the Air Quality Conformity Analysis for the Regional Transportation Plan (RTP) and Transportation Improvement Program (TIP)

Harold Brazil

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 6.e.

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#### Bay Area Transportation Air Quality Conformity Protocol

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**Subject:** Adoption of ABAG Resolution No. 04-2020, Authorizing Approval of Proposed Final San Francisco Bay Area Transportation Air Quality Conformity Protocol and Interagency Consultation Procedures

**Background:** The Association of Bay Area Governments (ABAG), the Bay Area Air Quality Management District (BAAQMD), and the Metropolitan Transportation Commission (MTC) adopted the Bay Area's current Transportation Air Quality Conformity Protocol and Interagency Consultation Procedures in 2006 (ABAG Resolution No. 06-06). These procedures, along with the 2001 Ozone Attainment Plan and certain BAAQMD rules, are Bay Area elements of the California State Implementation Plan (SIP) which is the plan to attain the national ambient air quality standards (NAAQS). MTC has taken the lead to consult with the Air Quality Conformity Task Force<sup>1</sup> to revise the conformity procedures to reflect updated consultation best practices and agency roles and responsibilities.

MTC and the Sacramento Area Council of Governments (SACOG) share responsibilities for federal transportation-air quality requirements in Solano County. Northeastern Solano County is part of the Yolo-Solano Air Quality Management District, whereas the remainder of the county is part of the Bay Area Air Quality Management District. MTC and BAAQMD staff are proposing to revise procedures for interagency consultation to account for additional federal transportation-air quality requirements and to provide clarity on MTC and SACOG's roles and updated responsibilities on these requirements, constituting a formal revision to the Bay Area elements of the SIP. MTC has consulted with the Air Quality Conformity Task Force to ensure the proposed revisions reflect consultation best practices.

The key revisions to the Air Quality Conformity Protocol and Interagency Consultation Procedures are summarized below:

- Coordination between MTC and SACOG when exchanging travel data for emission inventories in eastern Solano County; and,
- Coordination between MTC and SACOG when conducting project-level conformity in eastern Solano County.

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<sup>1</sup> The Bay Area's Air Quality Conformity Task Force consists of staff members of the U.S. Environmental Protection Agency (EPA), California Air Resources Board (CARB), Federal Highway Administration (FHWA), Federal Transit Administration (FTA), Caltrans, California Air Resources Board (CARB), BAAQMD, and MTC/ABAG

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 6.e.**

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**Bay Area Transportation Air Quality Conformity Protocol**

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The Metropolitan Transportation Commission approved the procedures for conducting and consulting on the air quality conformity analysis for the Regional Transportation Plan (RTP) and Transportation Improvement Program (TIP) at their February 26, 2020 Commission meeting. The Bay Area Air Quality District Board of Directors approved conformity and interagency consultation procedures at their March 4, 2020 meeting.

**Public Hearing Requirements:**

A public hearing was held during the January 10, 2020, joint meeting of the MTC Planning Committee and the ABAG Administrative Committee to receive oral comments on the proposed revisions to MTC Resolution No. 3757, Revised. MTC noticed and recorded the public hearing in accordance with MTC's public involvement procedures. No oral comments were offered during the public hearing. One written comment was received from U.S. Environmental Protection Agency (EPA) about the use of "CO and PM" versus the word "pollutant". See Attachment A for EPA's comment which was incorporated into the final proposed version of the protocol.

The Proposed Final Bay Area Transportation Air Quality Conformity Protocol can be found at the following link: <https://mtc.ca.gov/Proposed-Final-Bay-Area-Transportation-Air-Quality-Conformity-Protocol>, at the Hub at 375 Beale Street in San Francisco, California, and will be sent to major libraries throughout the Bay Area upon request.

**Issues:**

None

**Recommended Action:**

The Executive Board is requested to adopt Resolution No. 04-2020.

**Attachments:**

A. EPA Comment on Proposed Final Version of Conformity Protocol

B. ABAG Resolution No. 04-2020

**Reviewed:**



Therese W. McMillan

## EPA Comment on Proposed Final Version of Conformity Protocol

**From:** Stauffer, Panah <[Stauffer.Panah@epa.gov](mailto:Stauffer.Panah@epa.gov)>

**Sent:** Wednesday, January 29, 2020 11:18 AM

**To:** Harold Brazil <[HBrazil@bayareametro.gov](mailto:HBrazil@bayareametro.gov)>; Kraft, Dominique (FTA) <[Dominique.Kraft@dot.gov](mailto:Dominique.Kraft@dot.gov)>;  
Vaughn, Joseph (FHWA) <[Joseph.Vaughn@dot.gov](mailto:Joseph.Vaughn@dot.gov)>; Tavitas, Rodney A@DOT <[rodney.tavitas@dot.ca.gov](mailto:rodney.tavitas@dot.ca.gov)>;  
'Fahey, Dick' <[dick\\_fahey@dot.ca.gov](mailto:dick_fahey@dot.ca.gov)>; Sanchez, Lucas@DOT <[Lucas.Sanchez@dot.ca.gov](mailto:Lucas.Sanchez@dot.ca.gov)>

**Cc:** Matley, Ted (FTA) <[Ted.Matley@dot.gov](mailto:Ted.Matley@dot.gov)>

**Subject:** RE: Proposed Final Version of Conformity Protocol

Hi Harold,

Thanks for sharing this. It looks fine. My only suggestion is to retain “CO and PM” in front of “hotspot analysis” in the tables (on pages 3, 4, 6, 7, and 11) since those are the only pollutants applicable to hotspots. It’s not vital, though, just a thought.

Best,  
Panah

Panah Stauffer  
Air Planning Section (ARD-2)  
US EPA Region 9  
75 Hawthorne Street  
San Francisco, CA 94105  
415-972-3247

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 04-2020**

**AUTHORIZING APPROVAL OF PROPOSED FINAL SAN FRANCISCO BAY AREA  
TRANSPORTATION AIR QUALITY CONFORMITY PROTOCOL AND INTERAGENCY  
CONSULTATION PROCEDURES**

**WHEREAS**, the Association of Bay Area Governments (ABAG), the Bay Area Air Quality Management District (BAAQMD), and the Metropolitan Transportation Commission (MTC) have been designated the co-lead agencies by the U.S. Environmental Protection Agency (U.S. EPA) for developing and implementing various portions of the federal air quality plans in the San Francisco Bay Area; and

**WHEREAS**, MTC is the regional transportation planning agency for the San Francisco Bay Area pursuant to Government Code § 66500 et seq.; and

**WHEREAS**, prior to adopting or amending the long-range Regional Transportation Plan (RTP) and Transportation Improvement Program (TIP), MTC must first determine that these plans and programs conform to the federal air quality plan for the San Francisco Bay Area (termed the State Implementation Plan, or SIP) using procedures established by the U.S. EPA; and

**WHEREAS**, the three agencies have prepared a protocol for determining transportation air quality conformity in compliance with Federal regulation entitled: San Francisco Bay Area Transportation Air Quality Conformity Protocol ("the Protocol"), which includes certain conformity procedures relating to transportation plans, programs, and projects and the interagency consultation procedures; and

**WHEREAS**, the three agencies have revised the Protocol to reflect the most recent guidance provided by the U.S. EPA; and

**WHEREAS**, Federal regulations for amending the SIP require a public hearing prior to adoption or changes to the Protocol; and

**WHEREAS**, the Administrative Committee acting for the Executive Board of the Association of Bay Area Governments on November 8, 2019 approved Resolution No. 12-19 delegating to the Metropolitan Transportation Commission the power and responsibility for conducting the public hearing in accordance with, and in fulfillment of, all applicable legal requirements; and

**WHEREAS**, MTC conducted a duly noticed public hearing on the proposed Protocol at the January 10, 2020 meeting of the MTC Planning Committee; and

**WHEREAS**, at the conclusion of the public hearing, the Protocol was referred



**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 04-2020**

back to the three respective agencies along with the public comments and staff recommendations that each agency adopt the new Protocol; and

**WHEREAS**, the Protocol must be submitted to the California Air Resources Board (CARB) for review and subsequent submittal to the U.S. Environmental Protection Agency (U.S. EPA) for revision of the California State Implementation Plan (SIP),

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** as follows: that the Executive Board of the Association of Bay Area Governments approves for submission to the California Air Resources Board and the U.S. Environmental Protection Agency the Protocol to be included in the Conformity State Implementation Plan; and, be it further

**RESOLVED**, that the Metropolitan Transportation Commission staff may make minor adjustments, as necessary, to the Protocol in the Conformity SIP in response to ARB and U.S. EPA comments; and, be it further

**RESOLVED**, that this resolution supersedes ABAG Resolution No. 06-06.

The foregoing was adopted by the Executive Board this 16<sup>th</sup> day of April, 2020.

---

Jesse Arreguin  
President

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Clerk of the Board of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called and noticed meeting held on the 16th day of April, 2020.

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Frederick Castro  
Clerk of the Board



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

<b>File #:</b>	20-0390	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Executive Board Consent	
<b>File created:</b>	2/26/2020	<b>In control:</b>		ABAG Executive Board	
<b>On agenda:</b>	4/16/2020	<b>Final action:</b>			
<b>Title:</b>	Authorization to amend a Bay Area Regional Energy Network funding agreement with the United States Department of Energy and to enter into associated contract amendments with the City and County of San Francisco and Recurve Analytics in an amount not to exceed \$85,875 through December 31, 2020				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">Item 06f 1 BayREN Summary Sheet BRICR_DOE v3.pdf</a> <a href="#">Item 06f 2 Attachment BayREN Summary Approval BRICR_DOE.pdf</a> <a href="#">Item 06f 3 Attachment BayREN Summary Approval BRICR Recurve.pdf</a> <a href="#">Item 06f 4 Attachment BayREN Summary Approval BRICR_SFE.pdf</a>				

Date	Ver.	Action By	Action	Result
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Authorization to amend a Bay Area Regional Energy Network funding agreement with the United States Department of Energy and to enter into associated contract amendments with the City and County of San Francisco and Recurve Analytics in an amount not to exceed \$85,875 through December 31, 2020

Jenny Berg

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 6.f.

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#### Bay Area Regional Energy Network (BayREN)

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**Subject:** Authorization to amend a Bay Area Regional Energy Network funding agreement with the United States Department of Energy with no financial impact for services through December 31, 2020, and to enter into associated contract amendments with the City and County of San Francisco with no financial impact for services through December 31, 2020 and Recurve Analytics in an amount not to exceed \$85,875 for services through December 31, 2020

**Background:** Since 2013, the Bay Area Regional Energy Network (BayREN) has implemented a portfolio of energy efficiency programs across the region. The Association of Bay Area Governments (ABAG) serves as the program administrator and lead agency for a 10-member unincorporated association of local government entities.

In January 2016, ABAG, on behalf of several local agencies, submitted an application to the U.S. Department of Energy (DOE) in response to Funding Opportunity Announcement #DE-FOA-0001385: Solutions to Improve the Energy Efficiency of U.S. Small and Medium Commercial Buildings. The project, titled *BayREN: Integrated Commercial Retrofits* (BRICR), is designed to modify and enhance existing tools to perform large-scale building energy modeling analysis on small and medium commercial buildings throughout the nine-county Bay Area to reduce the cost of energy efficiency targeting, design and project development. ABAG was successful and was awarded \$756,159 from DOE. In May 2016, the Executive Board approved the acceptance of the grant funding from DOE for the BRICR project and authorized the Executive Director to enter negotiations and execute the necessary agreements for acceptance of the approved funding and implementation of the program.

ABAG is the lead administrator of the project. The City and County of San Francisco, Department of Environment (SFE), is the Principal Investigator, and, in that capacity, oversees the work of the other team members, including Lawrence Berkeley National Laboratory National Renewable Energy Laboratory, and Recurve Analytics, Inc. (formerly Open Energy Efficiency, Inc.). ABAG contracts directly with SFE and Recurve Analytics.

In July 2019, staff requested from DOE a six-month no-cost time extension to replace a project partner – East Bay Energy Watch – due to changes in California regulations and utility contracts. The

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 6.f.

#### Bay Area Regional Energy Network (BayREN)

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requested extension, concluding in December 2020, integrates BayREN's Commercial program, which was launched in July 2019 and offers comprehensive retrofits of small and medium-sized businesses. This alignment enables a high degree of leveraging of public funds as BRICR identifies, priorities, and engages projects that may be suitable for the Commercial program.

Although this is a no-cost time extension, \$85,875 of prior unspent funding will be reallocated to Recurve Analytics to finish the automated program interface, conduct measurements and verifications, and produce reports. In total, three contract actions must be taken to accommodate the extension:

1. The funding agreement and related continuation documentation between ABAG and DOE must be amended to reallocate funding among the budget periods and extend the duration of the project to December 31, 2020.
2. The contract for services between ABAG and SFE must be amended to extend the duration of the project to December 31, 2020.
3. The contract for services between ABAG and Recurve Analytics must be amended in an amount not to exceed \$85,875 and to extend the duration of the project to December 31, 2020.

**Issues:**

None

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 6.f.**

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**Bay Area Regional Energy Network (BayREN)**

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**Recommended Action:** The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments and the Bay Area Regional Energy Network, to amend a funding agreement with the United States Department of Energy with no financial impact for services through December 31, 2020, and to enter into associated contract amendments with the City and County of San Francisco with no financial impact for services through December 31, 2020 and Recurve Analytics in an amount not to exceed \$85,875 for services through December 31, 2020.

**Attachments:**

- A. Summary Approval DOE
- B. Summary Approval Recurve
- C. Summary Approval San Francisco

**Reviewed:**

  
Therese W. McMillan

**S U M M A R Y   O F   E X E C U T I V E   B O A R D   A P P R O V A L**

<b>Work Item No.:</b>	1721
<b>Consultant:</b>	U.S. Department of Energy
<b>Work Project Title:</b>	BayREN – BRICR
<b>Purpose of Project:</b>	Modify and enhance existing tools to perform large-scale building energy modeling analysis.
<b>Brief Scope of Work:</b>	Reduce the cost of energy efficiency targeting, design, and project development.
<b>Project Cost Not to Exceed:</b>	Current Contract Amount: \$756,159
<b>Funding Source:</b>	FS 1400 – U.S. Department of Energy
<b>Fiscal Impact:</b>	N/A
<b>Motion by Committee:</b>	The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments and the Bay Area Regional Energy Network, to amend a funding agreement with the United States Department of Energy with no financial impact for services through December 31, 2020, and to enter into associated contract amendments with the City and County of San Francisco with no financial impact for services through December 31, 2020 and Recurve Analytics in an amount not to exceed \$85,875 for services through December 31, 2020.
<b>Executive Board Approval:</b>	Jesse Arreguin, ABAG President
<b>Approval Date:</b>	

**S U M M A R Y   O F   E X E C U T I V E   B O A R D   A P P R O V A L**

<b>Work Item No.:</b>	1721
<b>Consultant:</b>	Recurve Analytics
<b>Work Project Title:</b>	BayREN - BRICR
<b>Purpose of Project:</b>	Modify and enhance existing tools to perform large-scale building energy modeling analysis.
<b>Brief Scope of Work:</b>	Reduce the cost of energy efficiency targeting, design, and project development.
<b>Project Cost Not to Exceed:</b>	Current Contract Amount: \$135,000 Amendment Amount: \$85,875 Updated Contract Total: \$220,875
<b>Funding Source:</b>	FS 1400 – U.S. Department of Energy
<b>Fiscal Impact:</b>	Funds programmed in FY 2020 & 2021
<b>Motion by Committee:</b>	The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments and the Bay Area Regional Energy Network, to amend a funding agreement with the United States Department of Energy with no financial impact for services through December 31, 2020, and to enter into associated contract amendments with the City and County of San Francisco with no financial impact for services through December 31, 2020 and Recurve Analytics in an amount not to exceed \$85,875 for services through December 31, 2020.
<b>Executive Board Approval:</b>	Jesse Arreguin, ABAG President
<b>Approval Date:</b>	

**S U M M A R Y   O F   E X E C U T I V E   B O A R D   A P P R O V A L**

<b>Work Item No.:</b>	1721
<b>Consultant:</b>	City and County of San Francisco
<b>Work Project Title:</b>	BayREN – BRICR
<b>Purpose of Project:</b>	Modify and enhance existing tools to perform large-scale building energy modeling analysis.
<b>Brief Scope of Work:</b>	Reduce the cost of energy efficiency targeting, design, and project development.
<b>Project Cost Not to Exceed:</b>	Current Contract Amount: \$447,370
<b>Funding Source:</b>	FS 1400 – U.S. Department of Energy
<b>Fiscal Impact:</b>	N/A
<b>Motion by Committee:</b>	The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments and the Bay Area Regional Energy Network, to amend a funding agreement with the United States Department of Energy with no financial impact for services through December 31, 2020, and to enter into associated contract amendments with the City and County of San Francisco with no financial impact for services through December 31, 2020 and Recurve Analytics in an amount not to exceed \$85,875 for services through December 31, 2020.
<b>Executive Board Approval:</b>	Jesse Arreguin, ABAG President
<b>Approval Date:</b>	





# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0529      **Version:** 1      **Name:**

**Type:** Report      **Status:** Executive Board Consent

**File created:** 3/5/2020      **In control:** ABAG Executive Board

**On agenda:** 4/16/2020      **Final action:**

**Title:** Adoption of Resolution No. 08-2020 Acknowledging Members of the Executive Committee of the ABAG Finance Authority for Nonprofit Corporations

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 06g 1 Summary Sheet ABAG FAN Executive Committee v2.pdf](#)  
[Item 06g 2 Attachment Resolution No 2020 08 v4.pdf](#)

Date	Ver.	Action By	Action	Result
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Adoption of Resolution No. 08-2020 Acknowledging Members of the Executive Committee of the ABAG Finance Authority for Nonprofit Corporations

Brad Paul

Approval

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 6.g.**

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**ABAG Finance Authority for Nonprofit Corporations**

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**Subject:** Adoption of Resolution No. 08-2020 Acknowledging Members of the Executive Committee of the ABAG Finance Authority for Nonprofit Corporations

**Background:** The Executive Committee of the ABAG Finance Authority for Nonprofit Corporations met on April 2, 2020, to discuss and approve the transfer of ABAG FAN Board duties and responsibilities as administrator to the Advancing California Finance Authority (ACFA) Governing Board thereby becoming FAN's successor agency to oversee its remaining loan portfolio and to maintain ABAG's commitment to providing secure, low-cost and convenient financing for public agencies and their partners who serve the public interest.

The ABAG FAN Executive Committee members include: Charles Lomeli, Chair and County Treasurer-Tax Collector-County Clerk, Solano County; Jonathan Kadlec, Assistant Auditor-Controller-Treasurer-Tax Collector, Sonoma County; Paul McDonough, Debt Management Officer, Santa Clara County; and Russell "Rusty" Watts, Treasurer-Tax Collector, Contra Costa County.

The Executive Board of the Association of Bay Area Governments expresses its sincere appreciation and profound thanks for the many years of work and service these four dedicated public servants have invested over the years to make FAN one of the most successful and most valued programs serving ABAG's membership.

**Issues:** None

**Recommended Action:** The Executive Board is requested to adopt Resolution No. 08-2020.

**Attachments:** Resolution No.08-2020

**Reviewed:**



Therese W. McMillan

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 08-2020**

**ACKNOWLEDGING MEMBERS OF THE EXECUTIVE COMMITTEE OF THE ABAG  
FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS**

**WHEREAS**, the ABAG Finance Authority for Nonprofit Corporations, or FAN, has provided more than \$8 billion in low-cost investment capital since 1978 to build new affordable housing; hospitals and medical clinics; schools; nonprofit cultural institutions; community facilities districts; and other local infrastructure projects; and

**WHEREAS**, the members of the FAN Executive Committee have worked closely with ABAG staff to make FAN a successful partner in the financing of almost 12,000 affordable housing units in nearly 100 projects; and

**WHEREAS**, the ABAG Executive Board would like to thank the members of the FAN Executive Committee collectively and individually for their dedicated service to ABAG and the community; and

**WHEREAS**, in addition to his service on the FAN Executive Committee, Jonathan Kadlec is the Assistant Auditor-Controller-Treasurer-Tax Collector for Sonoma County and has served the County of Sonoma for over nine years; and

**WHEREAS**, Paul McDonough has served on the FAN Executive Committee while working as the Debt Management Officer for County of Santa Clara; and

**WHEREAS**, Russell "Rusty" Watts is the elected Treasurer-Tax Collector for Contra Costa County, represents the county on its Board of Retirement, sits on the county's debt advisory committee and is the plan administrator for the Public Agencies Post-Retirement Health Care Plan Trust, and also is a member of the California Association of County Treasurer-Tax Collectors; and

**WHEREAS**, Charles Lomeli has served with distinction as Chair of the FAN Executive Committee and began his public service career as a commissioned officer in the U.S. Army and the Marine Corps, during which time he served around the globe and attained the rank of Captain, and is now serving his sixth term as the elected Solano County Treasurer-Tax Collector-County Clerk, overseeing the investments of a \$1.2 billion County Treasury pool, the billing and collection of property tax for the county's seven municipalities, the issuance and safekeeping of various documents including fictitious business names, notary oaths, etc., and also issues marriage licenses as the Civil Marriage Commissioner for Solano County; and

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 08-2020**

**WHEREAS**, FAN's Executive Committee met on April 2, 2020, to discuss and approve the transfer of ABAG FAN Board duties and responsibilities as administrator to the Advancing California Finance Authority (ACFA) Governing Board, thereby becoming FAN's successor agency to oversee its remaining loan portfolio and to maintain ABAG's commitment to providing secure, low-cost and convenient financing for public agencies and their partners who serve the public interest.

**NOW, THEREFORE, BE IT RESOLVED**, that the Executive Board of the Association of Bay Area Governments hereby expresses its sincere appreciation and profound thanks for the many years of work and service these four dedicated public servants have invested over the years to make FAN one of the most successful and most valued programs serving ABAG's membership.

The foregoing was adopted by the Executive Board this 16<sup>th</sup> day of April, 2020.

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Jesse Arreguin  
President

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Clerk of the Board of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called and noticed meeting held on the 16<sup>th</sup> day of April, 2020.

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Frederick Castro  
Clerk of the Board



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

<b>File #:</b>	20-0593	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Executive Board Consent	
<b>File created:</b>	3/31/2020	<b>In control:</b>		ABAG Executive Board	
<b>On agenda:</b>	4/16/2020	<b>Final action:</b>			
<b>Title:</b>	Authorization to amend a Bay Area Regional Energy Network contract with Frontier Energy, Inc. in an amount not to exceed \$250,000 for services for BayREN implementation through December 31, 2021				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">Item 06h 1 BayREN Summary Sheet Frontier Energy v1.pdf</a> <a href="#">Item 06h 2 Attachment BayREN Summary Approval Frontier Energy_20191121.pdf</a> <a href="#">Item 06h 3 Attachment BayREN Summary Approval Frontier Energy_20200416.pdf</a>				

Date	Ver.	Action By	Action	Result
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Authorization to amend a Bay Area Regional Energy Network contract with Frontier Energy, Inc. in an amount not to exceed \$250,000 for services for BayREN implementation through December 31, 2021

Jenny Berg

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 6.h.

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#### Bay Area Regional Energy Network (BayREN)

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**Subject:** Authorization to amend a Bay Area Regional Energy Network contract with Frontier Energy, Inc. in an amount not to exceed \$250,000 for services for BayREN implementation through December 31, 2021

**Background:** Since 2013, the Bay Area Regional Energy Network (BayREN) has implemented a portfolio of energy efficiency programs across the region. The Association of Bay Area Governments (ABAG) serves as the program administrator and lead agency for a 10-member unincorporated association of local government entities.

On May 31, 2018 the California Public Utilities Commission (CPUC) issued Decision 18-05-041<sup>1</sup> which, among other things, authorized funding for BayREN through 2025, allowed for modifications to the existing portfolio, and increased the portfolio's total and annualized budget.

In October 2019, the CPUC removed BayREN's "pilot" designation, solidifying BayREN's status as a permanent Program Administrator. The CPUC has also allowed PG&E and BayREN to negotiate contract terms independent of the CPUC. Accordingly, PG&E has agreed to enter into a contract amendment for three years through 2022.

ABAG has contracts with BayREN third-party consultants which were selected through a competitive process to assist in the implementation of the programs.

Frontier Energy, Inc. serves as the BayREN portfolio-wide technical lead, overseeing regulatory reporting, evaluation, measurement and verification, and assistance with strategy.

This request corrects the authority provided by the ABAG Executive Board at its November 21, 2019 meeting, which incorrectly stated the current contract value as \$679,185 (representing the calendar year 2019 contract budget).<sup>2</sup> The correct, cumulative contract total spanning from calendar year 2013 to current is \$5,980,987.

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<sup>1</sup> <http://docs.cpuc.ca.gov/PublishedDocs/Published/G000/M215/K706/215706139.PDF>

<sup>2</sup> Summary Approval Frontier Energy, Inc. (11/21/2019)

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 6.h.**

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**Bay Area Regional Energy Network (BayREN)**

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**Issues:** None

**Recommended Action:** The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments and the Bay Area Regional Energy Network, to enter into a contract amendment with Frontier Energy, Inc. in an amount not to exceed \$250,000, for a total contracted amount of \$6,230,987, to provide services for BayREN implementation through December 31, 2021.

**Attachments:** A. Summary Approval Frontier Energy, Inc. dated November 21, 2019

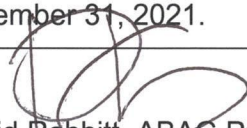
B. Summary Approval Frontier Energy, Inc. dated April 16, 2020

**Reviewed:**

  
Therese W. McMillan



## SUMMARY OF EXECUTIVE BOARD APPROVAL

<b>Work Item No.:</b>	1721 (NFSN 2307)
<b>Consultant:</b>	Frontier Energy, Inc.
<b>Work Project Title:</b>	BayREN
<b>Purpose of Project:</b>	Implement a portfolio of energy efficiency programs across the region.
<b>Brief Scope of Work:</b>	Serves as portfolio wide technical lead overseeing regulatory reporting; provides overall regulatory support.
<b>Project Cost Not to Exceed:</b>	Current Contract Amount: \$679,185 Amendment Amount: \$250,000 Updated Contract Total: \$929,185
<b>Funding Source:</b>	PG&E (ratepayer funds) as directed by the CPUC
<b>Fiscal Impact:</b>	Funds programmed in FY 20, 21, and 22 Budgets
<b>Motion by Committee:</b>	The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments, and the Bay Area Regional Energy Network, to enter into a contract amendment with Frontier Energy, Inc. in an amount not to exceed \$250,000, for a total contracted amount of \$929,185 to provide services for BayREN implementation through December 31, 2021.
<b>Executive Board Approval:</b>	 David Rabbitt, ABAG President
<b>Approval Date:</b>	11/21/19



**S U M M A R Y   O F   E X E C U T I V E   B O A R D   A P P R O V A L**

<b>Work Item No.:</b>	1721 (NFSN 2307)
<b>Consultant:</b>	Frontier Energy, Inc.
<b>Work Project Title:</b>	BayREN
<b>Purpose of Project:</b>	Implement a portfolio of energy efficiency programs across the region.
<b>Brief Scope of Work:</b>	Serves as portfolio wide technical lead overseeing regulatory reporting; provides overall regulatory support.
<b>Project Cost Not to Exceed:</b>	Current Contract Amount: \$5,980,987 Amendment Amount: \$250,000 Updated Contract Total: \$6,230,987
<b>Funding Source:</b>	PG&E (ratepayer funds) as directed by the CPUC
<b>Fiscal Impact:</b>	Amendment funds programmed in FY 21, 22 Budgets
<b>Motion by Committee:</b>	The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments, and the Bay Area Regional Energy Network, to enter into a contract amendment with Frontier Energy, Inc. in an amount not to exceed \$250,000, for a total contracted amount of \$6,230,987, to provide services for BayREN implementation through December 31, 2021.
<b>Executive Board Approval:</b>	Jesse Arreguin, ABAG President
<b>Approval Date:</b>	



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

<b>File #:</b>	20-0594	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Report	<b>Status:</b>		Executive Board Consent	
<b>File created:</b>	3/31/2020	<b>In control:</b>		ABAG Executive Board	
<b>On agenda:</b>	4/16/2020	<b>Final action:</b>			
<b>Title:</b>	Authorization to amend a Bay Area Regional Energy Network contract with BluePoint Planning, LLC, in an amount not to exceed \$265,000 for services for BayREN implementation through December 31, 2021				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">Item 06i 1 BayREN Summary Sheet BluePoint Planning v1.pdf</a> <a href="#">Item 06i 2 Attachment BayREN Summary Approval BluePoint Planning_20191121.pdf</a> <a href="#">Item 06i 3 Attachment BayREN Summary Approval BluePoint Planning_20200416.pdf</a>				

Date	Ver.	Action By	Action	Result
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Authorization to amend a Bay Area Regional Energy Network contract with BluePoint Planning, LLC, in an amount not to exceed \$265,000 for services for BayREN implementation through December 31, 2021

Jenny Berg

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 6.i.

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#### Bay Area Regional Energy Network (BayREN)

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**Subject:** Authorization to amend a Bay Area Regional Energy Network contract with BluePoint Planning, LLC, in an amount not to exceed \$265,000 for services for BayREN implementation through December 31, 2021

**Background:** Since 2013, the Bay Area Regional Energy Network (BayREN) has implemented a portfolio of energy efficiency programs across the region. The Association of Bay Area Governments (ABAG) serves as the program administrator and lead agency for a 10-member unincorporated association of local government entities.

On May 31, 2018 the California Public Utilities Commission (CPUC) issued Decision 18-05-041<sup>1</sup> which, among other things, authorized funding for BayREN through 2025, allowed for modifications to the existing portfolio, and increased the portfolio's total and annualized budget.

In October 2019, the CPUC removed BayREN's "pilot" designation, solidifying BayREN's status as a permanent Program Administrator. The CPUC has also allowed PG&E and BayREN to negotiate contract terms independent of the CPUC. Accordingly, PG&E has agreed to enter into a contract amendment for three years through 2022.

ABAG has contracts with BayREN third-party consultants which were selected through a competitive process to assist in the implementation of the programs.

Blue Point Planning provides assistance with communications, website development, branding and with overall BayREN strategy. Most recently, efforts have revolved around program design changes which encourage decarbonization options within BayREN's residential programs and emphasizing the public health co-benefits of energy efficiency.

This request corrects the authority approved by the ABAG Executive Board at its November 21, 2019 meeting, which incorrectly stated the current contract value as \$62,550 (representing the calendar year 2019 contract budget).<sup>2</sup> The correct amount is \$296,675. This request also excludes \$49,000

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<sup>1</sup> <http://docs.cpuc.ca.gov/PublishedDocs/Published/G000/M215/K706/215706139.PDF>

<sup>2</sup> Summary Approval BluePoint Planning, LLC (11/21/2019)

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 6.i.**

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**Bay Area Regional Energy Network (BayREN)**

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requested for calendar year 2019 efforts, thereby decreasing the total requested amendment authority from \$314,000, as presented in November 2019, to \$265,000.

**Issues:**

None

**Recommended Action:**

The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments and the Bay Area Regional Energy Network, to enter into a contract amendment BluePoint Planning, LLC in an amount not to exceed \$265,000, for a total contracted amount of \$561,675, to provide services for BayREN implementation through December 31, 2021.

**Attachments:**

A. Summary Approval BluePoint Planning LLC dated November 21, 2019

B. Summary Approval BluePoint Planning LLC dated April 16, 2020

**Reviewed:**

  
Therese W. McMillan



## SUMMARY OF EXECUTIVE BOARD APPROVAL

<b>Work Item No.:</b>	1721 (NFSN 2307)
<b>Consultant:</b>	BluePoint Planning, LLC
<b>Work Project Title:</b>	BayREN
<b>Purpose of Project:</b>	Implement a portfolio of energy efficiency programs across the region.
<b>Brief Scope of Work:</b>	Communications, including website development and branding. Also provides strategic and regulatory assistance.
<b>Project Cost Not to Exceed:</b>	Current Contract Amount: \$62,500 Amendment Approval: \$314,000 Updated Contract Total: \$376,550
<b>Funding Source:</b>	PG&E (ratepayer funds) as directed by the CPUC
<b>Fiscal Impact:</b>	Funds programmed in FY 20, 21, and 22 Budgets
<b>Motion by Committee:</b>	The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments, and the Bay Area Regional Energy Network, to enter into a contract amendment with BluePoint Planning, LLC in an amount not to exceed \$314,000, for a total contracted amount of \$376,550 to provide services for BayREN implementation through December 31, 2021.
<b>Executive Board Approval:</b>	 David Rabbitt, ABAG President
<b>Approval Date:</b>	11/21/19

**S U M M A R Y   O F   E X E C U T I V E   B O A R D   A P P R O V A L**

<b>Work Item No.:</b>	1721 (NFSN 2307)
<b>Consultant:</b>	BluePoint Planning, LLC
<b>Work Project Title:</b>	BayREN
<b>Purpose of Project:</b>	Implement a portfolio of energy efficiency programs across the region.
<b>Brief Scope of Work:</b>	Communications, including website development and branding. Also provides strategic and regulatory assistance.
<b>Project Cost Not to Exceed:</b>	Current Contract Amount: \$296,675 Amendment Approval: \$265,000 Updated Contract Total: \$561,675
<b>Funding Source:</b>	PG&E (ratepayer funds) as directed by the CPUC
<b>Fiscal Impact:</b>	Amendment funds programmed in FY 21, 22 Budgets
<b>Motion by Committee:</b>	The Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission, or her designee, on behalf of the Association of Bay Area Governments, and the Bay Area Regional Energy Network, to enter into a contract amendment with BluePoint Planning, LLC in an amount not to exceed \$265,000, for a total contracted amount of \$561,675, to provide services for BayREN implementation through December 31, 2021.
<b>Executive Board Approval:</b>	Jesse Arreguin, ABAG President
<b>Approval Date:</b>	



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

**File #:** 20-0595      **Version:** 1      **Name:**

**Type:** Report      **Status:** Informational

**File created:** 3/31/2020      **In control:** ABAG Executive Board

**On agenda:** 4/9/2020      **Final action:**

**Title:** Regional Growth Forecast of total jobs, population, households, and housing units for Plan Bay Area 2050

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 07a 1 Summary Sheet PBA50 Final Regional Growth Forecast Cover Memo v7.pdf](#)  
[Item 07a 2 Attachment A PBA50 Final Regional Forecast April 9 Executive Board Special Meeting](#)  
[Item 07a 3 Attachment B PBA50 Final Regional Forecast Attachment A Technical Memo v11.pdf](#)  
[Item 07a 4 Attachment C PBA50 Final Regional Growth Forecast Attachment B Presentation v4.pdf](#)

Date	Ver.	Action By	Action	Result
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Regional Growth Forecast of total jobs, population, households, and housing units for Plan Bay Area 2050

Jesse Arreguin

Information

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 7.a.

#### Receipt of the Regional Growth Forecast of Total Jobs, Population, Households, and Housing Units for Plan Bay Area 2050

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**Subject:** Regional Growth Forecast of total jobs, population, households, and housing units for *Plan Bay Area 2050*

**Background:** In preparation for crafting the growth pattern for *Plan Bay Area 2050*, it is necessary to first understand how much the region will likely grow over the next 30 years. The Regional Growth Forecast estimates of jobs, population, and households serve as key inputs to the UrbanSim 2.0 land use model, which will identify likely locations for future growth based on the ultimate Plan's strategies.

MTC/ABAG staff developed a draft range for the Regional Growth Forecast forecasts based on the methodology adopted by the ABAG Board in September 2019; staff sought feedback from technical stakeholders during winter 2020. The Regional Growth Forecast incorporates comments and feedback received; it also integrates the effects of key Draft Blueprint strategies for transportation, housing, the economy, and the environment, which were approved for study by MTC and ABAG in February.

On April 9, the ABAG Executive Board held a special meeting to review the Regional Growth Forecast. Staff has prepared a summary of the questions and answers from that meeting (see Attachment C). The Board will be asked to review results from the Plan Bay Area 2050 Draft Blueprint this summer and will approve the Plan Bay Area 2050 Final Blueprint (which will include the Growth Forecast) this fall.

**Issues:** None



**Association of Bay Area Governments**

**Executive Board**

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**Agenda Item 7.a.**

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**Next Steps:**

Staff presented the Final Regional Growth Forecast to the ABAG Executive Board on April 9, 2020 as an information item; questions and staff responses are included in Attachment C. The Regional Growth Forecast has now been integrated into the Draft Blueprint, with analysis currently underway. If needed, further refinements can be made to the Regional Growth Forecast to integrate strategy modifications in the Final Blueprint phase later this year.

**Recommended Action:**

Information

**Attachments:**

A. April 9, 2020 Executive Board Special Meeting: Discussion Summary

B. Plan Bay Area 2050: Final Regional Growth Forecast Memo

C. Plan Bay Area 2050: Final Regional Growth Forecast Presentation

**Reviewed:**



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Therese W. McMillan

## M E M O R A N D U M



Attachment C

TO: ABAG Executive Board  
FR: Bobby Lu and Paul Fassinger  
RE: Plan Bay Area 2050: Regional Growth Forecast  
*April 9, 2020 Executive Board Special Meeting: Discussion Summary*

DATE: April 16, 2020

On Thursday, April 9<sup>th</sup>, the ABAG Executive Board held a special meeting to hear an information item on the Regional Growth Forecast for Plan Bay Area 2050. Staff has produced this summary of key questions and issues raised by board members, along with staff responses. Additional detail has been incorporated in staff responses to provide further clarity, as needed.

### Questions from Board Members

- **COMMENT:** Please describe the approval process for the Regional Growth Forecast.
  - **RESPONSE:** The ABAG Board approved the Regional Growth Forecast methodology for Plan Bay Area 2050 in September 2019. Staff will be bringing back the Regional Growth Forecast, as well as the draft forecasted development pattern, to the ABAG Board as part of the Plan Bay Area 2050 Draft Blueprint this summer. At that point, the Board would have the opportunity to provide further input. Staff will seek approval from the ABAG Board on the Final Blueprint, including the Final Regional Growth Forecast, final forecasted development pattern, and more, this fall.
- **COMMENT:** It's important to be cautious, given that small cities will be impacted fiscally by a likely recession due to the coronavirus pandemic. Funding, including that needed for housing, will be affected.
  - **RESPONSE:** These points are all well-taken. Staff are currently assessing the revenue side of Plan Bay Area 2050, which will return to the joint MTC Planning and ABAG Administrative Committees in June; there will be additional time to discuss revenue implications. Additional support from state and federal governments, as well as prioritization of low-cost and no-cost strategies will be critical.
- **COMMENT:** Consider a longer timeframe for Plan Bay Area 2050 and the Regional Housing Need Allocation (RHNA).
  - **RESPONSE:** Deadlines for Plan Bay Area 2050 and RHNA are established by federal and state laws. Staff can elevate the Board members' concern on the schedule to federal and state agencies and inquire if any schedule flexibility can be provided; however, flexibility has been rarely granted in the past. Inability to complete these processes on time has implications for local agencies in terms of

transportation funding availability and time allowed to updated Housing Elements; staff is working to keep these processes on track for this reason.

- **QUESTION:** Would the 4.3 million total housing units in year 2050 be sufficient to meet the housing needs of the region?
  - **RESPONSE:** Yes, that is correct. The housing units identified in the Plan Bay Area 2050 Final Forecast would be sufficient to house the population and to make the Bay Area more affordable for all. Paired with complementary affordable housing strategies in the Draft Blueprint, a greater share of units would be deed-restricted for lower-income residents, a critical element of our equity strategy.
- **QUESTION:** How are we planning for seniors and senior housing, including supportive housing?
  - **RESPONSE:** Staff is considering strategies for affordable housing as part of the Draft Blueprint planning process. Staff can certainly explore further refinements of those strategies this summer prior to the Final Blueprint to make sure the needs of all residents are being addressed.
- **QUESTION:** How can we better understand the assumptions integrated in the model?
  - **RESPONSE:** Additional information on the methodological assumptions can be found in the Forecast Methodology item approved by the ABAG Executive Board in September 2019 (available online here: <https://abag.ca.gov/meetings/executive-board-2019-sep-20>). Staff has developed the Final Regional Growth Forecast based upon that document, as required by the Building Industry Association (BIA) settlement agreement. Staff would be happy to address more specific technical questions as needed.
- **COMMENT:** The cost of land, unavailability of construction workers, etc. are not limited by policy.
  - **RESPONSE:** Staff agrees that there are a range of factors contributing to the region's housing crisis. At the same time, the cost of construction is in part driven by limited developable capacity combined with high fees to construct housing. This dynamic would need to change to help address housing costs in the Bay Area, and the Final Regional Growth Forecast assumes the success of Draft Blueprint strategies in this vein.
- **COMMENT:** The appetite for new revenue measures, including for housing, will be limited in this newly fiscally-constrained environment.
  - **RESPONSE:** The short-term outlook for new revenue measures will be challenging. However, it remains possible to assume that, later in the Plan lifecycle, the Bay Area economy would be revived and the appetite for funding measures will return. Staff will ask the boards for guidance on these assumptions this summer.
- **COMMENT:** Starting point of Plan trajectory will need to be revisited.
  - **RESPONSE:** Staff agrees with this perspective; this is why the years between 2020 and 2029 in the Final Forecast are being modified right now to integrate a likely 2020 recession and recovery during the upcoming decade. Staff believes that impacts to the region's long-run growth potential are more limited, and thus the long-range outlook remains relevant for Plan Bay Area 2050.
- **QUESTION:** What specific changes are being made to reflect short-term impacts? Will Board be involved?

- **RESPONSE:** Staff are actively working on updates to year 2020 through 2029 at this time; staff would be happy to report back on modifications made at a later date.
- **QUESTION:** What studies justify the assumption that additional housing will help address unaffordability?
  - **RESPONSE:** Here are a selection of studies that support that assumption:
    - <https://www.newyorkfed.org/medialibrary/media/research/epr/03v09n2/0306glae.pdf>
    - [https://www.upforgrowth.org/sites/default/files/201812/UFG\\_CA\\_Housing\\_Underproduction\\_Web\\_DEC14-18.pdf](https://www.upforgrowth.org/sites/default/files/201812/UFG_CA_Housing_Underproduction_Web_DEC14-18.pdf)
    - <https://www.mckinsey.com/featured-insights/urbanization/closing-californias-housing-gap>
    - [https://www.hcd.ca.gov/policy-research/plans-reports/docs/SHA\\_Final\\_Combined.pdf](https://www.hcd.ca.gov/policy-research/plans-reports/docs/SHA_Final_Combined.pdf)
- **QUESTION:** Can we revisit telecommuting strategy in light of COVID-19 policy response?
  - **RESPONSE:** Staff are already working with the Air Resources Board, who reviews and approves many of Plan Bay Area 2050's technical assumptions, to assume a more rapid adoption of telecommuting in the coming years. For reference, the Plan Bay Area 2050 team is seeking to assume that telecommuting increases by roughly 2.5 times in popularity over the planning period.
- **COMMENT:** Plan Bay Area 2050 should include a strategy to ensure that housing that has been approved/entitled is built.
  - **RESPONSE:** This would be a good topic for further conversation, either in the Final Blueprint as a strategy or in the Implementation Plan as a near-term action.
- **COMMENT:** There is concern about the difference between the DOF and MTC/ABAG forecast.
  - **RESPONSE:**
    - The DOF forecast is a business-as-usual demographic forecast, essentially forecasting what the Bay Area would look like if policymakers failed to take any action on the region's significant challenges, including the housing crisis. Such assumptions would essentially continue existing trajectories without policy intervention, rather than looking at solutions to address affordability, equity, and other challenges the Bay Area has faced in recent years.
    - The Regional Growth Forecast infuses key policy assumptions approved by MTC/ABAG in February 2020 for analysis, including ambitious strategies to tackle the region's housing crisis and to reduce overcrowding we face today. This means that the forecast is a bit higher than DOF, as it assumes the Bay Area does not continue to price out lower- and middle-class residents going forward.
    - Lastly, as discussed at the April 9<sup>th</sup> meeting, staff is not advocating HCD's use of the Plan Bay Area 2050 Regional Growth Forecast as the baseline population forecast for the Regional Housing Need Determination (RHND; **total** amount of Bay Area housing growth through 2030). Instead, since the region's forecast is not within 1.5 percent of the DOF projection, HCD should use the DOF forecast as a baseline and then apply adjustment factors - as required under state law. In terms of jurisdiction-level housing

numbers, staff continues to recommend discussion at the HMC on the use of the Plan Bay Area 2050 Blueprint. This remains an effective means to align the share of housing growth assigned to each jurisdiction and ensure consistency between the Plan and RHNA, again as required by state law.

- **COMMENT:** COVID-19 will affect the long-term trend line for region's growth.
  - **RESPONSE:** Based on information available today, as well as national and state forecasts being developed in recent weeks, we believe it is reasonable to assume there will be significant impacts to the regional forecast over the next 5 to 10 years. However, there is not any clear evidence as of spring 2020 to justify that the Bay Area's long-term economic competitiveness - driven by its globally-recognized educational institutions, status as a global hub for technology, urban and recreational amenities, etc. - will be impacted to a greater extent than peer metros.
- **QUESTION:** How will regional agencies support local governments catching up on housing needs?
  - **RESPONSE:** One early action that MTC/ABAG is taking to help local governments is through the REAP/LEAP grant programs; more information is available at <https://abag.ca.gov/housing-technical-assistance-program>. Additional work on this topic will be completed through the Plan Bay Area 2050 Implementation Plan, with work starting later in 2020 on short-range actions to partner with local jurisdictions, non-profits, and the private sector through 2025.
- **COMMENT:** Alameda County LAFCO is currently working to remove urban islands and merge into nearby cities; similar approach could be considered for small cities, but this is not likely something we could consider in Plan Bay Area 2050.
  - **RESPONSE:** That is generally correct; this is outside the scope of Plan Bay Area 2050.
- **COMMENT:** Local cities are going to be challenged by slowdowns in construction during COVID-19 shelter-in-place; there will be fiscal impacts as well.
  - **RESPONSE:** Correct, this is why it is important to update assumptions about early years in the planning process to reflect such impacts.
- **COMMENT:** If the region doesn't figure out how to address housing needs (e.g., finding excuses), the state might take away more from local governments.
  - **RESPONSE:** Comment noted.
- **COMMENT:** It is important to engage jurisdictions across Bay Area via briefings on regional forecast and RHNA.
  - **RESPONSE:** Plan Bay Area 2050 will be discussed at a planned June 2020 ABAG General Assembly, which is a good opportunity to engage with all the region's local jurisdictions, including local elected officials. Staff continues to engage broadly with local jurisdictional staff across the nine-county region about RHNA and Plan Bay Area 2050, and we provide briefings to local elected officials as well.
- **QUESTION:** What's the current thinking about a ballot measure for housing and/or transportation?
  - **RESPONSE:** This item will be presented at the April 16, 2020 ABAG Executive Board meeting.

## M E M O R A N D U M



Attachment A

TO: ABAG Executive Board  
FR: Bobby Lu and Paul Fassinger  
RE: Plan Bay Area 2050: Final Regional Growth Forecast

DATE: April 16, 2020

### Introduction

The Regional Growth Forecast is an important input to Plan Bay Area 2050, the San Francisco Bay Area's long-range plan developed by Metropolitan Transportation Commission (MTC) and Association of Bay Area Governments (ABAG). The Plan Bay Area 2050 Regional Growth Forecast identifies how much the Bay Area might grow between the Plan baseline year (2015) and the Plan horizon year (2050), including population, jobs, households, and associated housing units. The forecast also includes important components of that growth, including employment by sector, population by age and ethnic characteristics, and households by income level. During the Blueprint planning phase, the Regional Growth Forecast is being used to identify the total amount of growth. These figures are then integrated into the Bay Area UrbanSim 2.0 land use model; UrbanSim explores how Blueprint planning strategies might affect the local distribution of growth in households and employment. This memo focuses on the projections associated with the Regional Growth Forecast; local area forecasts will be released as part of the Draft Blueprint and Final Blueprint.

### Setting the Stage: The Context for Plan Bay Area 2050

For decades, developing a Regional Growth Forecast has been a key element of the long-range transportation planning process for the Bay Area. However, in recent years, it has become apparent that critical issues need to be better addressed in the context of developing such a forecast.

The first is related to **regional affordability**. In Plan Bay Area 2040, it was estimated that the average share of lower-income household income spent on housing would rise by approximately 13 percentage points; this was due in part to the fact that regional housing strategies were limited in nature and affected only the geographic distribution of forecasted growth rather than overall level of housing growth in the Regional Growth Forecast itself. As part of this planning process, policymakers specifically asked "what it would take" to move the needle on affordability, but solutions for these affordability shortcomings were not identified in time for integration into that Plan. Plan Bay Area 2050 presents an opportunity to integrate new housing strategies specifically designed to increase supply for all income levels - consistent with policymaker direction for the Draft Blueprint - which will in turn contribute to a more affordable region and a slightly higher Regional Growth Forecast.



The second is related to **uncertainty**. While required by statute, the creation of a single Regional Growth Forecast in prior cycles did not provide the opportunity to explore how different trajectories for regional growth would affect critical environmental, economic, and other goals. To address this gap, MTC and ABAG staff undertook the Horizon initiative in 2018 and 2019, which explored not only how different growth trajectories would affect the region but also how the region could respond to those different trajectories through new strategies.

Both of these factors mean that developing the Regional Growth Forecast is a more policy-conscious effort, equally focused on contextual uncertainties as well as policy linkages and implications.

Upon the kickoff of the Plan Bay Area 2050 cycle, staff accordingly worked with technical stakeholders to make methodological refinements to incorporate lessons learned from both efforts. The methodology adopted by the ABAG Executive Board in September 2019 enables the Regional Growth Forecast to incorporate changes in strategies that would affect the level of growth in the region, while also affecting affordability, equity, economic mobility, and other critical outcomes.

This memo first introduces the economic and demographic assumptions underlying the Regional Growth Forecast. This presents a reasonable baseline for the future of the Bay Area. After that, the memo delves into how a selection of key strategies from the Draft Blueprint were incorporated into this forecast. Note that while the proposed strategies were approved for integration into the Plan Bay Area 2050 Draft Blueprint for further analysis by MTC and ABAG, these strategies may be further refined before being included in the Final Blueprint. Should significant changes be made, the forecast presented in this memo could be further revised later this year.

### Methodology and Assumptions

Similar to Plan Bay Area 2040, the Regional Growth Forecast was primarily developed using the REMI (Regional Economic Modeling Inc.) model<sup>1</sup>, version 2.3. The REMI model integrates into one package a dynamic accounting of the core components of the economy, which are listed below. The population is explicitly connected to industry growth and demand for labor, with migration increasing in times of strong employment growth.

- Industry structure and competitiveness relative to other regions
- Propensity to export
- Population and labor market structure

To generate other key components of the Regional Growth Forecast, staff also developed a household model and a household income distribution model, built around the projections from

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<sup>1</sup> Plan Bay Area 2050 was developed with REMI Bay Area version 2.3, whereas Plan Bay Area 2040 was developed with REMI Bay Area version 1.7.8.

the REMI analysis. The REMI model produces population and total income but does not estimate households or a household income distribution.<sup>2 3</sup>

Working with the Technical Advisory Committee<sup>4</sup>, staff has reviewed REMI data, assumptions and its default results, and made some changes to both national demographic data and regional economic data to get a better baseline picture of the region's future. In particular, staff factored in more recent historical trends where slowing Hispanic international migration and birth rates have been observed, in alignment with the most recent U.S Census Bureau projections, as well as observations and assumptions of California Department of Finance.

While this employment forecast recognizes the region's continued economic competitiveness compared to the rest of the United States, staff assumes that the Bay Area will face increasing challenges. Therefore, the region's share of national employment is assumed to stabilize by the last decade of the forecasting horizon. Without strategies and policies in place to address issues such as high housing costs and economic disparity, it would be difficult for the Bay Area to grow at the current rate. The following section describes how Blueprint strategies are included in the analysis.

### **Syncing the Regional Growth Forecast with Approved Draft Blueprint Strategies**

The regional agencies agreed to investigate the impacts of a set of strategies, and with them, different revenue assumptions, that have implications for the Regional Growth Forecast. These strategies impact all of the models used, but in this memo, the focus is on the Regional Model shown in the lower left of Figure 1.

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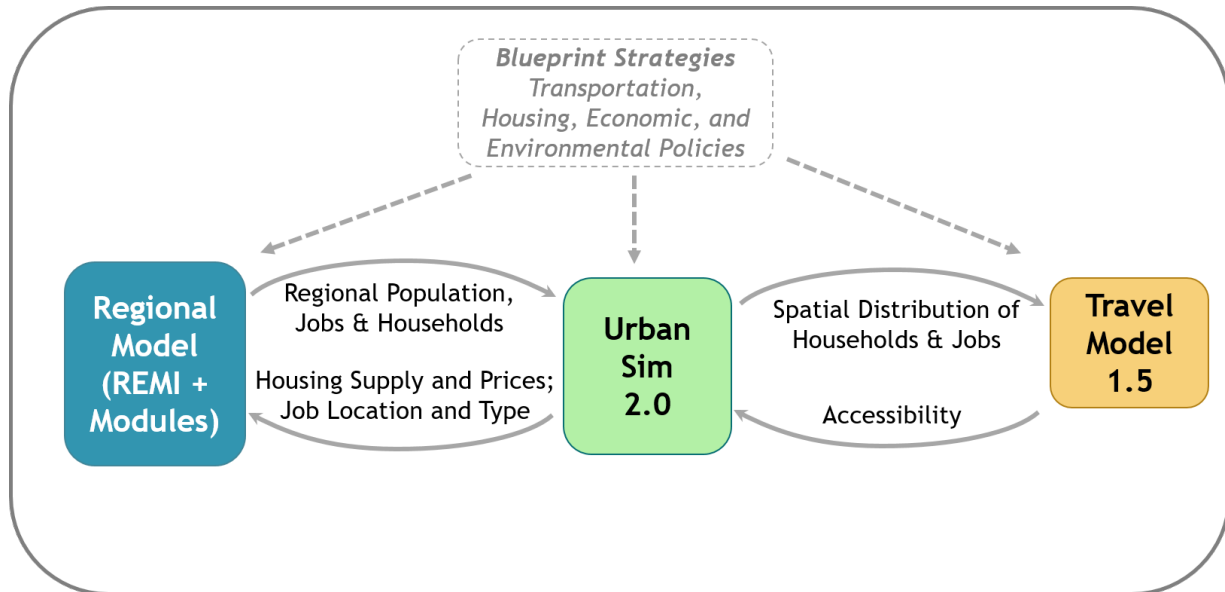
<sup>2</sup> Household projections are generated through a headship rate analysis. The household module uses the projected age and racial/ethnic composition of the adult population and an accounting of the percent of people in different age categories that are "heads of household" to project the expected number of households formed given the future composition of the population

<sup>3</sup> The household income distribution analysis estimates the share of households in each of four mutually exclusive income groups, to coincide with analysis required in the transportation model. The share of households in low, middle-low, middle-high, and high-income categories is estimated using a regression analysis which ties the share in each wage category with ethnic and age distribution, industry and occupational characteristics, relative housing prices, and per capita income.

<sup>4</sup> The technical advisory committee included: 6 Bay Area economists, 3 California Department of Finance experts, 3 megaregion representatives (Sacramento Area Council of Governments, San Joaquin Council of Governments, University of the Pacific), and 3 experienced REMI users (from the Atlanta Regional Commission, a Michigan think tank, and a Colorado nonprofit).



Figure 1: Integrating Strategies into the Regional Growth Forecast for Plan Bay Area 2050



Ultimately, not every strategy is anticipated to have significant impacts on the Regional Growth Forecast; many strategies only need to be incorporated in UrbanSim 2.0 and/or Travel Model 1.5. After reviewing the 25 strategies integrated into the Plan Bay Area 2050 Draft Blueprint, staff determined that the following strategies would likely influence the total amount of growth envisioned for the Bay Area, with impacts ranging widely across strategies (Table 1).

*Table 1: Strategies Incorporated in Regional Growth Forecast*

<b>Category</b>	<b>Strategy</b>	<b>Model Adjustments</b>
<b>Transportation</b>	Operate and Maintain the Existing System	Increase Construction, Admin
	Advance Low-Cost Transit Projects	Increase Construction, Admin
	Build a Complete Streets Network	Increase Construction, Admin
	Build New Transbay Rail Crossing	Increase Construction, Admin
	Reform Regional Transit Fare Policy	Increase Disposable Income (Consumer Spending)
	<i>Fund Projects with Remaining Capacity (placeholder for Final Blueprint strategies/investments)</i>	Increase Construction, Admin
<b>Housing</b>	Allow a Greater Mix of Housing Types and Densities in Growth Areas	Decrease Housing Cost, Increase Construction
	Reduce Barriers to Housing Near Transit and in Areas of High Opportunity	Decrease Housing Cost, Increase Construction
	Transform Aging Malls and Office Parks into Neighborhoods	Decrease Housing Cost, Increase Construction
	Fund Affordable Housing Protection, Preservation, and Production	Increase Disposable Income (Consumer Spending)
<b>Economy</b>	Expand Childcare Support for Low-Income Families	Increase Disposable Income (Consumer Spending)
	Create Incubator Programs in Economically-Challenged Areas	Increase Manufacturing & Education
<b>Environment</b>	Adapt to Sea Level Rise	Increase Construction Spending
	Modernize Existing Buildings with Seismic, Wildfire, Drought, and Energy Retrofits	Increase Construction Spending

### Transportation Strategies

The economic impact of transportation investments generally fits into two categories: (1) direct effects from spending -- in operation and maintenance (O&M)<sup>5</sup> and construction of new projects -- as well as multiplier effects; (2) enhanced economic competitiveness through improved network efficiency and congestion reduction (which reduces cost for businesses), as well as improved air quality and quality of life. While staff recognizes the importance of capturing the

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<sup>5</sup> O&M is where the majority of the forecasted transportation revenues will be spent. Staff considers current level of operation and maintenance spending to meet existing demand and to maintain existing conditions of the region's transportation assets will continue. Therefore, we do not simulate the impacts of these baseline investments separately. However, in cases where there are additional revenues to improve the condition beyond today's levels, reaching a full state of good repair, or to fund operation and maintenance demand necessitated by new projects, staff would make explicit assumptions of these investments.

comprehensive effects of the proposed transportation strategies, the forecast included in this memo only considers the impact in the first category due to limited model capacities. Therefore, the forecast reflects a more conservative estimate of the transportation spending in the Plan.

Four of the transportation strategies include transportation investment: *Operate and Maintain the Existing System*, *Advance Low-Cost Transit Projects*, *Build a Complete Streets Network*, and *Build New Transbay Rail Crossing*. These strategies are represented in the Regional Growth Forecast as increased demand within the construction industry. For the transportation strategy to *Reform Regional Transit Fare Policy*, staff expects that a \$10 billion means-based fare discount, funded through existing transportation revenues, would increase transit subsidy and allow for consumer spending reallocation (i.e., money saved would be spent on other commodities).

### Housing Strategies

Housing strategies are designed to spur housing production as well as to protect and preserve affordable housing. Boosting housing capacity is addressed through both strategic zoning changes, seeking to support the development of housing throughout the region where appropriate. Staff assumes these zoning change related strategies would allow and encourage private construction investment for market rate housing, which would significantly increase total jobs and population during the forecast period. This is modeled in REMI by changing the Bay Area housing cost relative to the nation and increasing the level of residential construction investment based on expected housing development. Staff expects the effect of the strategy to *Fund Affordable Housing Protection, Preservation, and Production* will be to increase disposable income and increasing consumer spending.

### Economic Strategies

Economic strategies are primarily focused on improving economic mobility and shifting the location of jobs. Two of the strategies that are designed to improve economic mobility are included in the regional models: (1) *Expand Childcare Support for Low-Income Families*; and (2) *Create Incubator Programs in Economically Challenged Areas*. Other strategies designed to shift location of jobs are represented in the land use and travel models, but not the Regional Growth Forecast.

Reducing the cost of childcare is likely to increase labor force participation, primarily for mothers, but also for fathers. Providing childcare subsidy would also increase demand for the child care industry through increased spending, as well as reallocate consumer spending. Staff captures these changes by adjusting appropriate policy variables in REMI. The strategy to *Create Incubators in Economically Challenged Areas* is represented by increasing investment in the manufacturing and education industries.

### Environmental Strategies

Adaptation to sea level rise focuses on protecting the shoreline as well as critical transportation infrastructure in areas at risk. To the extent that there would be increases in capital projects spending such as building levees and infrastructure enhancements (more likely in Blueprint Plus), staff increased demand for construction industry using REMI model.

The strategy to provide means based subsidy for retrofitting existing building assumes an additional \$20 billion in revenue, which is applied to the construction industry. This is not modeled as increased consumer spending because it is assumed that without the subsidies, homeowners would not be incentivized to retrofit existing building at all.

### Revenues to Fund Plan Strategies

Plan Bay Area 2050 currently is exploring two potential revenue levels: 1) Blueprint Basic, with funding levels for transportation, housing, economic development, and environmental resilience remaining in line with historical trends (a total of \$608 billion for the 30 years of the Plan), and 2) Blueprint Plus, which includes a sizable influx of new revenues for all four areas of the Plan. Blueprint Plus assumes additional fiscal capacity for increased levels of investment in regional strategies to create a more aspirational plan, and these strategies are expected to further impact the economic growth and demographic changes of the region. There are two variants of Blueprint Plus: (a) Blueprint Plus Crossing, where \$50 billion would be allocated to fund the construction of a new Transbay Rail Crossing, and (b) Blueprint Plus Fix It First, where greater share of transportation funding would be spent towards system operation and maintenance.

Staff assumed that the current levels of government funding for programs, including transportation operations, maintenance, and investment will continue. Although staff expects existing levels of forecasted revenues will fund the strategies proposed for Blueprint Basic, additional revenues are needed for Blueprint Plus to fund more ambitious regional strategies; this funding gap would be filled from additional taxes.

For the purposes of this forecast, staff assumed that:

- Additional transportation revenues would be funded by a sales tax increase;
- Additional housing revenues would be funded by a business tax increase;
- Additional economic revenues would be funded by a personal income tax increase; and
- Additional environment revenues would be funded by a property tax increase.

Staff analyzed the strategies in Blueprint Basic along with the effects of these additional taxes and the additional strategies included in Blueprint Plus. In doing so, staff determined that the set of housing strategies aimed at increasing housing production (at all income levels) had the largest impact to the region's demographics and economy, and these strategies are included in both Blueprint Basic and Blueprint Plus. Further, the effects of the taxes and strategies only in Blueprint Plus had a marginal impact on the Regional Growth Forecast. As a result, the total population, households and employment for Blueprint Basic as well as the two variants of Blueprint Plus do not significantly differ from each other, and only Blueprint Plus numbers will be presented in the following section for the sake of simplicity.

### **Regional Growth Forecast Results**

The Final Regional Growth Forecast starts from the baseline assumptions about the demographic and economic trend of the region as described at the beginning of last section. For the Plan Bay Area 2050 Draft Blueprint, staff has been directed to propose and implement bold and ambitious strategies for the Bay Area's transportation, housing, economy, and the environment -- including moving the needle on regional housing affordability.

Table 2 shows the Plan Bay Area 2050 Final Regional Growth Forecast. Staff forecasts that between 2015 and 2050, the region's employment is projected to grow by 1.4 million to just over 5.4 million total jobs. Population is forecasted to grow by 2.7 million people to 10.3 million. This population will comprise over 4.0 million households, for an increase of nearly 1.3 million households from 2015. The number of housing units<sup>6</sup> plans for no net growth in the in-commute into the region, consistent with state law and MTC/ABAG legal settlements.

*Table 2: Plan Bay Area 2050 - Final Regional Growth Forecast<sup>7</sup>*

	2015	2030	2035	2040	2045	2050
<i>Employment (in millions)</i>	4.0	4.7	4.8	5.1	5.2	5.4
<i>Population (in millions)</i>	7.6	8.7	9.1	9.5	9.9	10.3
<i>Households (in millions)</i>	2.7	3.3	3.5	3.7	3.9	4.0
<i>Housing Units (in millions)</i>	2.7	3.4	3.7	3.9	4.1	4.3
<i>Average Household Size</i>	2.8	2.6	2.6	2.5	2.5	2.5

Source: MTC/ABAG from U.S. Bureau of Labor Statistics, U.S. Bureau of the Census, American Community Survey, and modeling results from ABAG REMI 2.3.1; 2020 and 2025 forecasts to be integrated later this month

The Regional Growth Forecast projects approximately 400,000 more jobs, 200,000 fewer people, 300,000 more households and 300,000 more housing units in 2040 compared to the Plan Bay Area 2040 forecast. There are several reasons for the difference in the forecasts between Plan Bay Area 2040 and this latest forecast for the Bay Area. Differences in population are largely due to the assumption that the recent observed decline in Hispanic international migration and birth rates would continue, which is consistent with U.S. Census Bureau and California Department of Finance assumptions. Second, recent strong employment growth has caused us to adjust the early years of the forecast, and as a result the endpoint of the trend is also higher. Meanwhile, comparing the age composition of the population in these two forecasts, this forecast has a higher number of older adults, who usually have higher headship rates, forming more households. Finally, this forecast integrated housing strategies that would encourage more housing production and investment, resulting in higher household and housing unit numbers, as well as creating more jobs.

### Employment Growth and Change

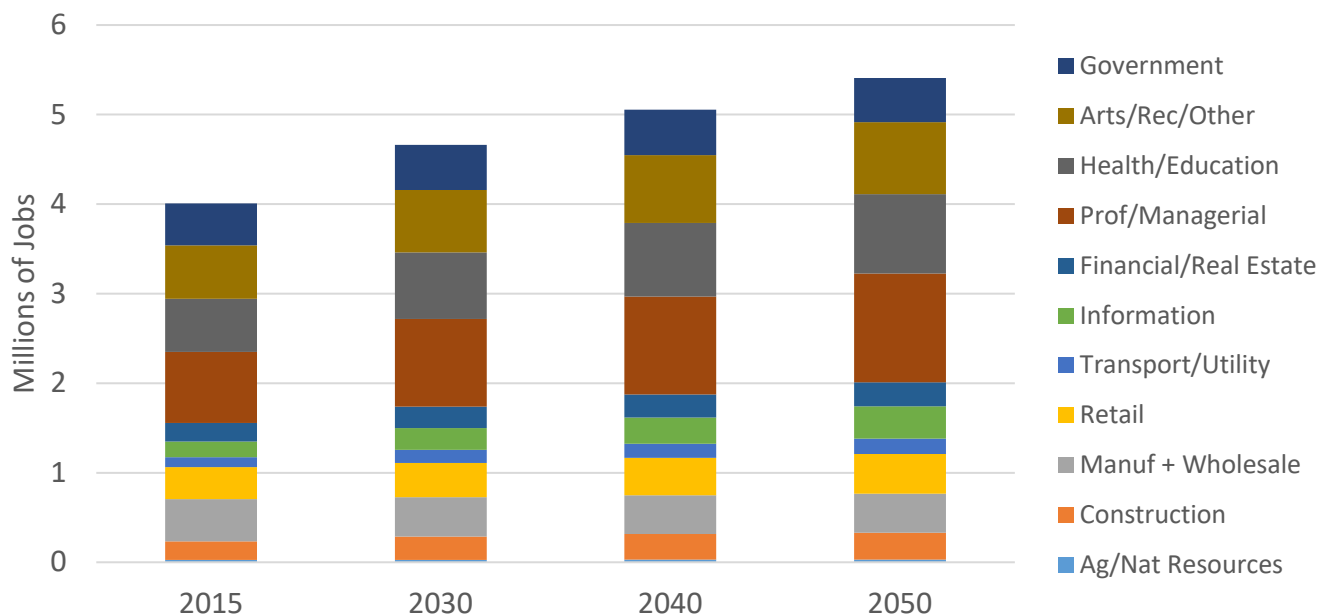
Figure 2 compares the level and distribution of employment in 2015 to projected employment in future years 2050. Professional & management and health & education industries are forecasted to continue dominating future employment in the San Francisco Bay Area, and the information

<sup>6</sup> Consistent with the legal settlement with the Building Industry Association, this housing unit projection includes housing for all projected households plus the number of units that would be needed to house the increased number of workers estimated to commute into the region. The in-commute change is estimated using REMI output for employment, and "residence adjusted employment". After adjusting for workers per household, an in-commuter household number is added to the base for estimating the regional housing control total. The regional housing control total is the sum of the households estimated for the projected population plus households equivalent to the maximum estimated in-commute number, plus a vacancy factor.

<sup>7</sup> Staff is currently working on an estimate for 2020 numbers using most recent published public data available, which will be incorporated into the Final Plan Document.

sector more than doubles its current job numbers. Meanwhile, despite increases in both output and demand in all sectors as well as stimulus strategies proposed, the forecast shows declining employment in a few sectors, due to both technologically induced higher productivity and changes in economic structure, particularly in the manufacturing and wholesale industries. Finally, job forecasts both for construction as well as transportation and warehousing are boosted by the infusion of investments.

*Figure 2: Employment by Sector in the Final Regional Growth Forecast*

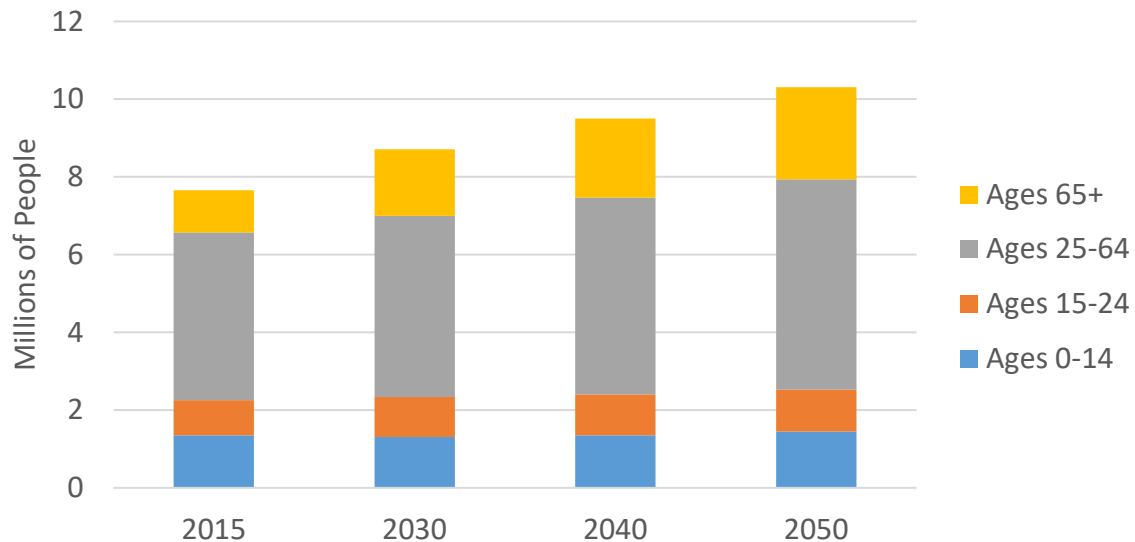


Source: MTC/ABAG from U.S. Bureau of Labor Statistics, U.S. Bureau of the Census, American Community Survey, and modeling results from REMI Bay Area 2.3.1

### Population Growth and Change

Figure 3 compares the population by age group in 2015 with that of the projections for future years 2050. Between 2015 and 2050, the number of working-age adults is forecasted to grow by 25 percent, but the share declines by four percent (from 56 percent to 52 percent). The growth in the share of people in the 65+ age group is anticipated to continue in the decades ahead, more than doubling between 2015 and 2050, from 14 percent of the total population to 23 percent. While the 2050 total population is projected to be 35 percent higher than in 2015, growth will differ widely by age group.

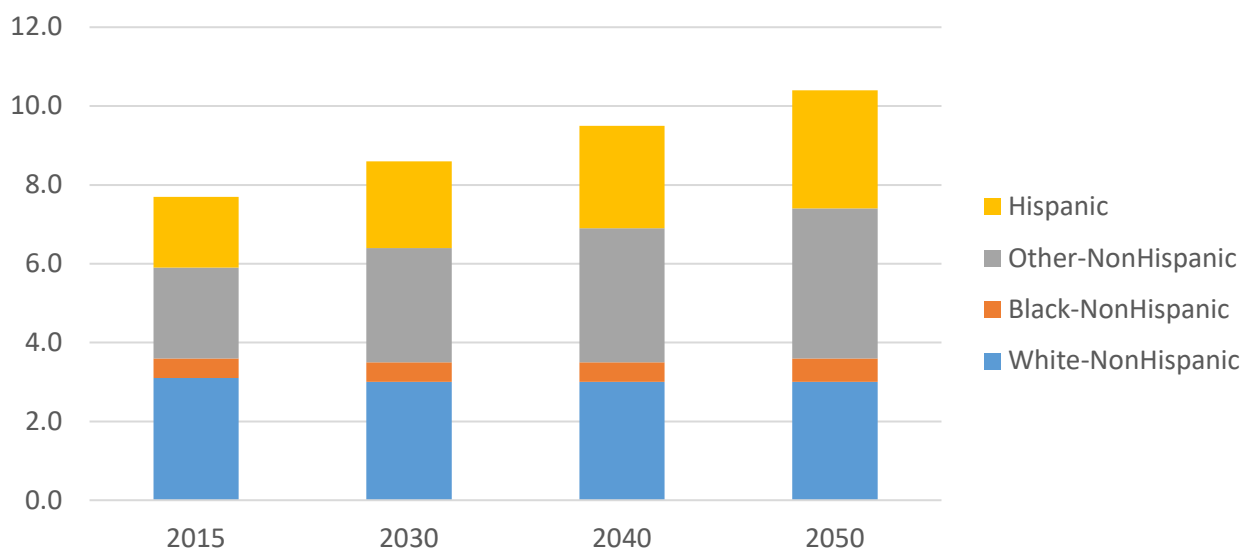
Figure 3: Population by Age Group in the Final Regional Growth Forecast



Source: MTC/ABAG from U.S. Bureau of the Census, American Community Survey, and modeling results from ABAG REMI 2.3.1

Ethnically, the region continues to diversify over time, as shown in Figure 4. Growth takes place mainly in Hispanic and Asian racial/ethnic groups (the largest group within the Other Non-Hispanic category in the figure). There is a small growth of the Black Non-Hispanic population, while the White Non-Hispanic population decreases steadily over time. By 2050, Asian, Native American, Pacific Islander, and More than One Racial group will reach 4 million people, while the Hispanic population will grow to the same level as White Non-Hispanics, to around 3 million people.

Figure 4: Population by Race/Ethnicity in the Final Regional Growth Forecast (in millions)



**Other Non-Hispanic includes:** individuals that are Asian-American, Native American, or Pacific Islander, as well as those of two or more races.



Source: MTC/ABAG from U.S. Bureau of the Census, American Community Survey, and modeling results from ABAG REMI 2.3.1

### Household Income Distribution

Figure 5 compares the household income distribution in 2015 with the projected income distribution for future years. The amount of household growth projected (1.3 million new households between 2015 and 2050) reflects strategies that encourage both market rate and affordable housing development, increasing the number of housing units produced.

*Figure 5: Projected Income Distribution of Households  
(in millions; Bay Area, 2019 dollars<sup>8</sup>)*



Source: MTC/ABAG household income distribution analysis

While the number of households in all four income categories are expected to grow, the greatest growth is expected in the lowest and highest income groups, despite strategies designed to strengthen the middle class in the Draft Blueprint. Household growth is anticipated to be strongest in the highest income category, reflecting the expected strength of growth in high-wage sectors combined with non-wage income (interest, dividends, capital gains, transfers). Household growth is also anticipated to be high in the lowest-wage category, reflecting possible occupational shifts, wage stagnation, the retirement of seniors without pension assets, as well as the proposed affordable housing strategies.

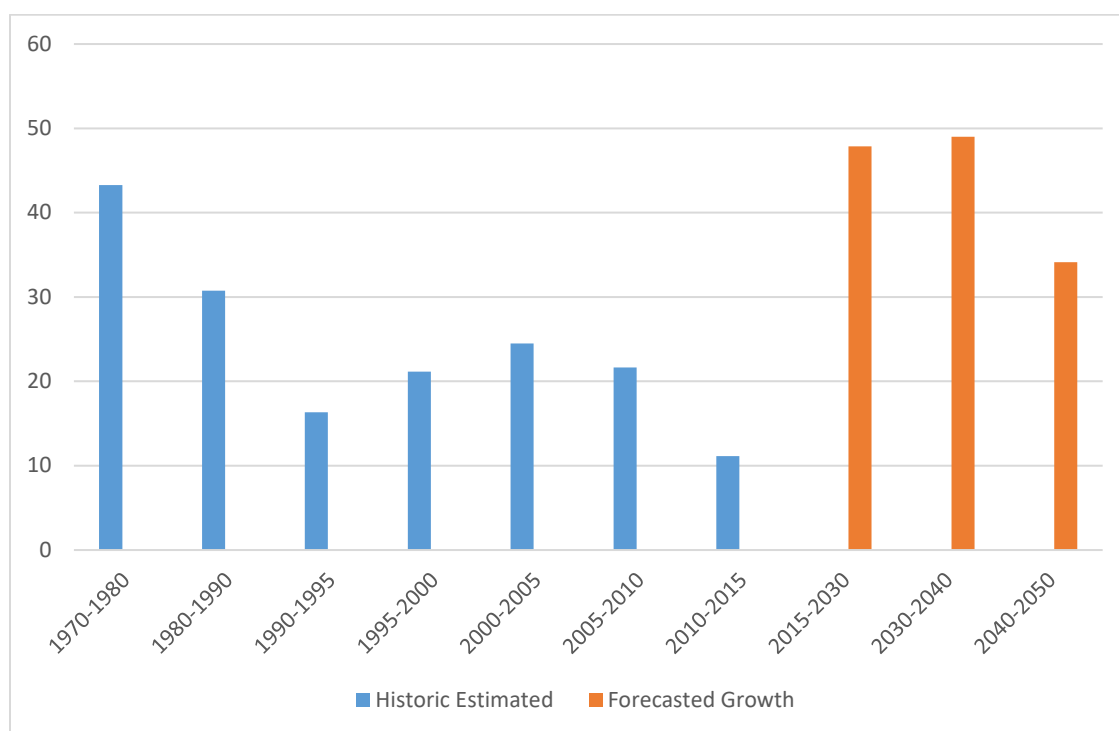
<sup>8</sup> The income categories were originally defined as approximate quartiles by MTC/ABAG in year 2000, but over the years as income inequality has risen, they have morphed into quantiles. Escalated to 2019 dollars and rounded to hundreds, the income thresholds are as follows: less than \$51,300; from \$51,300 to \$102,600; from \$102,600 to \$171,000; above \$171,000.



## Housing Production

To translate growth in households to the anticipated demand for housing units, staff assumed a healthy vacancy rate for the region of five percent beginning from 2030<sup>9</sup> - leading to a projected increase of housing units by 1.4 million through 2050<sup>10</sup>. The forecast implies an annual average rate of increase of between 35,000 and 56,000 units, depending on the time period; the level of demand for new housing units follows the formation of new households. As shown in Figure 6, this means a significant increase of production for the next three decades to a level of production above that of 1970s and 1980s, which requires the region successfully implement the housing strategies proposed in the Plan.

*Figure 6: Annual Housing Production, Historic and Projected  
(in thousands of housing units)*



Source: MTC/ABAG household and housing unit analysis

## Next Steps

The Regional Growth Forecast is being integrated into the Draft Blueprint, with analysis currently underway using UrbanSim 2.0 and Travel Model 1.5. Staff are also finalizing assumptions this month for the early years of the Final Forecast (2020 through 2029) to

<sup>9</sup> California Department of Finance estimates of Bay Area vacancies have varied from 3.4 to 6.4 percent since 2000. Current vacancy rate stands around 3 percent.

<sup>10</sup> New housing units includes 39,000 units associated with preventing growth in the number of in-commuters between 2015 and 2050.

integrate the effects of an anticipated economic downturn this year. If needed, any remaining refinements necessary to fully align with the Final Blueprint can be made later this year.

Staff will also provide the Final Regional Growth Forecast assumptions and results to California Housing and Community Development Department (HCD) as part of the Regional Housing Needs Allocation (RHNA) process. HCD will review MTC/ABAG projections and compare those with Department of Finance (DOF) projections to determine the regional housing needs (RHND) for the Bay Area. Per statute<sup>11</sup>, if the MTC/ABAG forecast is within 1.5 percent of the DOF forecast, the MTC/ABAG forecast will be used as the base for HCD to calculate Bay Area housing needs target. Otherwise, following consultation with MTC/ABAG staff, HCD will determine which forecast to use for the RHND.

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<sup>11</sup> California Code, Government Code - GOV § 65584.01

PLAN BAY AREA 2050

# Final Regional Growth Forecast

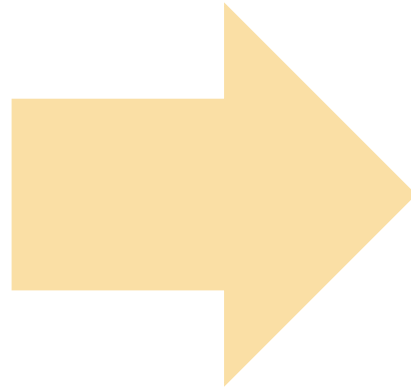
Paul Fassinger and Bobby Lu, MTC/ABAG

April 2020

# Setting the Stage: Context for Plan Bay Area 2050

Regional unaffordability was a critical issue left unresolved in **Plan Bay Area 2040**

**Horizon Initiative** studied how the region could respond to uncertainties with a suite of new strategies



**Plan Bay Area 2050 Regional Growth Forecast** to integrate strategies that affect both the level of growth and critical regional outcomes

*The Regional Growth Forecast reflects **total growth across the nine-county region**. Distinct from the Regional Growth Framework and the Local Area Forecast, it focuses on the regional trajectory, rather than specific cities or PDAs.*

# How was the Regional Growth Forecast developed?

- **In September 2019, the Regional Growth Forecast methodology was adopted by the ABAG Executive Board.** Since then, staff have been working to develop a Regional Growth Forecast for use in the Blueprint planning phase.
- **To conduct this work, staff worked with a Technical Advisory Committee** of regional economists, demographers and modeling experts to provide feedback on critical assumptions.
- **Staff used the Regional Economic Models, Inc. (REMI) model for the Bay Area,** combined with in-house models, to estimate future nine-county totals for population, employment, households, and housing units.

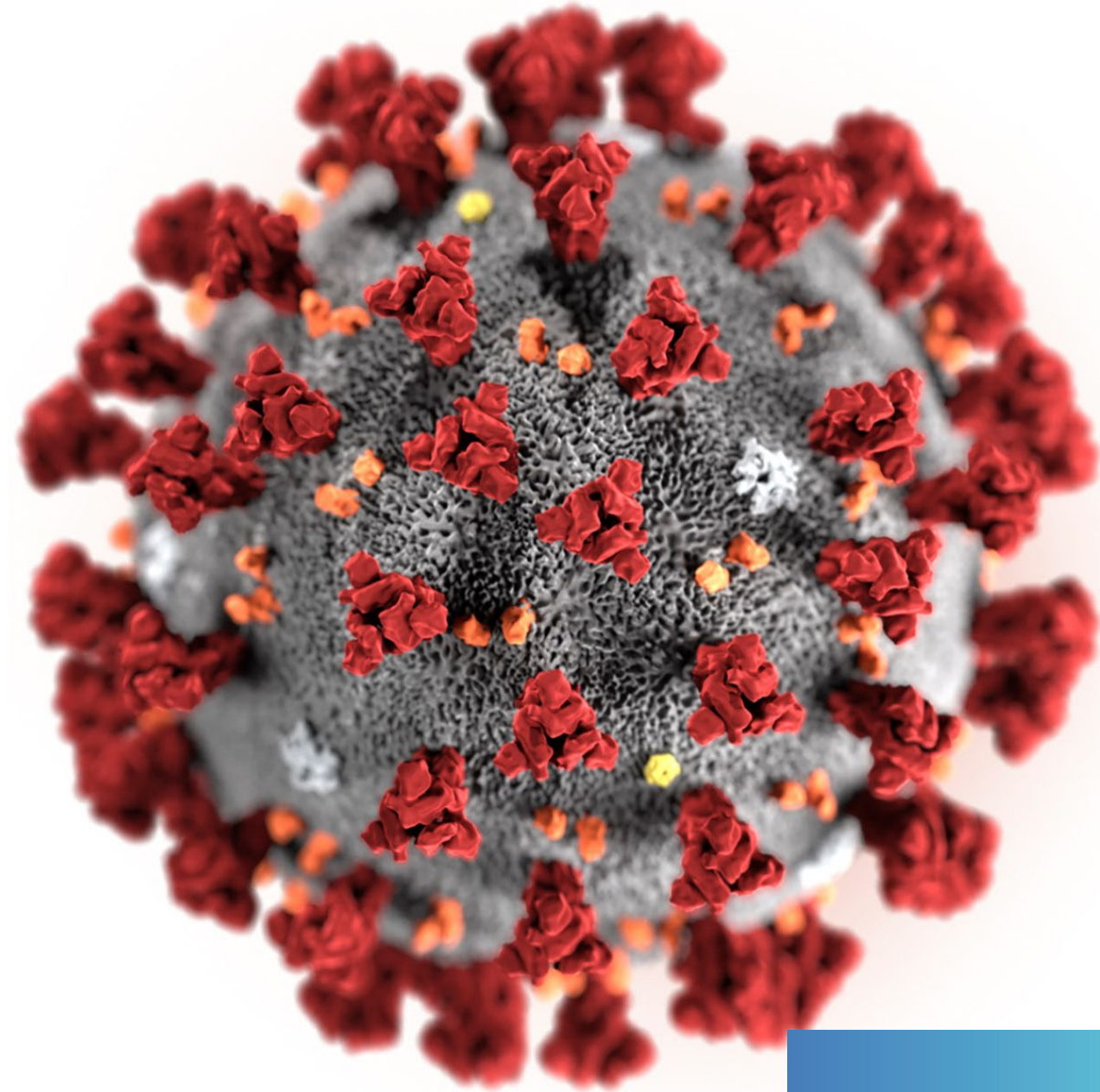


# What were some key assumptions integrated into the Regional Growth Forecast?

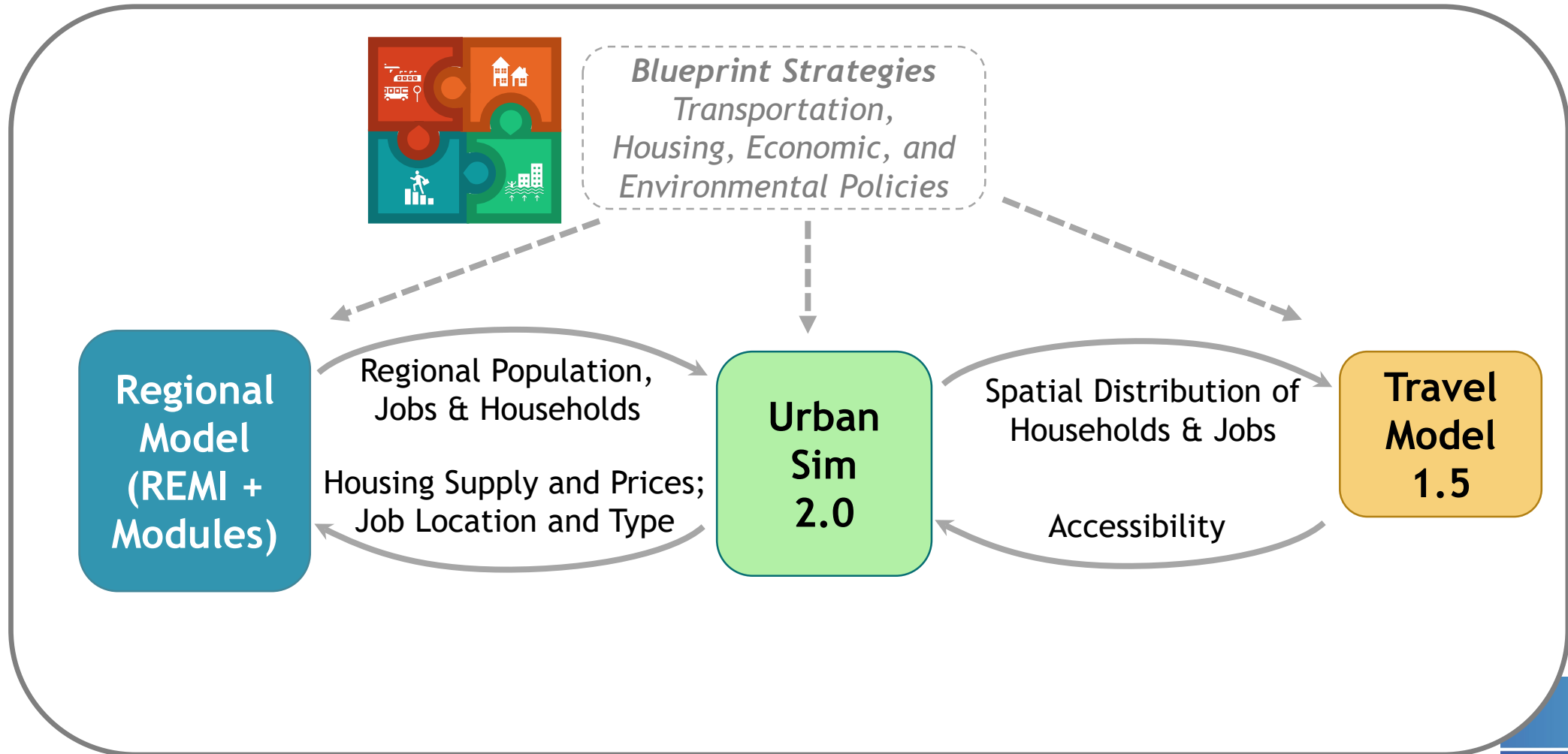
- Bay Area employment is **driven by national trends** in population growth and employment.
- Overall, U.S. population growth will likely slow over next three decades, particularly given **observed decline in Hispanic international migration and birth rates**.
- Competitiveness of Bay Area sectors relative to the equivalent sectors in the U.S. **will grow slowly then stabilize**.
- Bay Area housing prices, relative to the national average, can decrease if increased supply at all income levels is provided.

# How might **COVID-19** affect the region's trajectory in the years ahead?

- Staff is currently evaluating a potential approach for **reflecting the economic impacts of a potential 2020 recession into the early years of the Final Regional Growth Forecast (i.e., through year 2025).**
- However, given that the Forecast already considered the cyclical nature of the regional economy, **the forecasts developed for years 2030, 2040, and 2050 - which will be highlighted today - remain relevant and appropriate for Plan Bay Area 2050.**

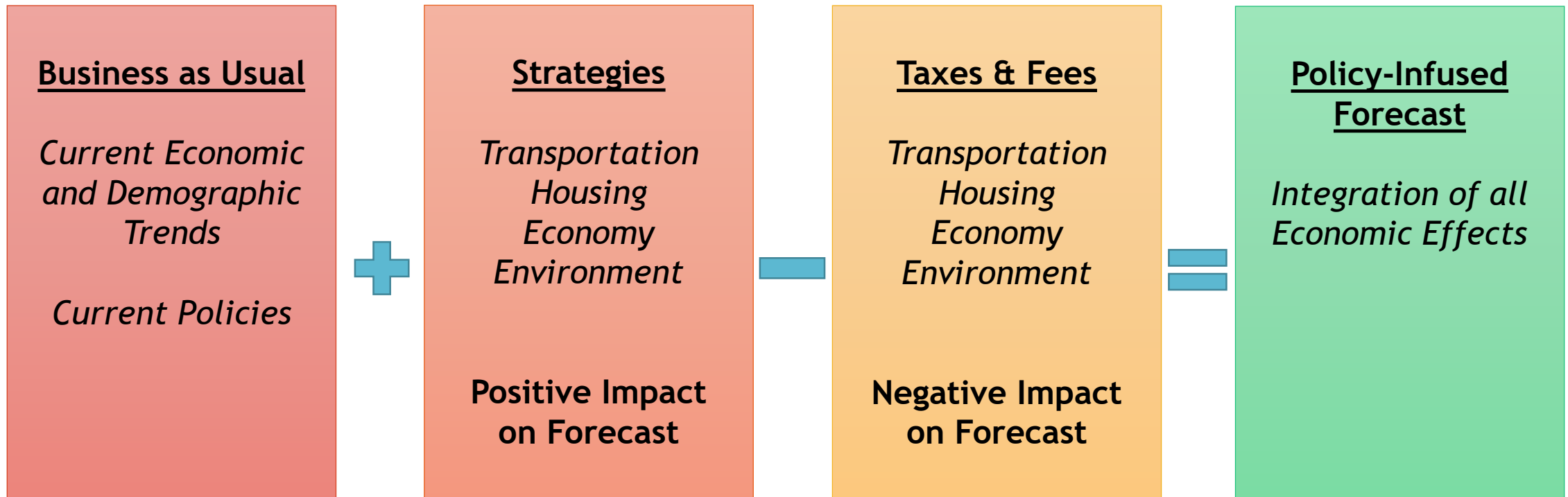


# How do strategies in the Blueprint affect the Regional Growth Forecast?

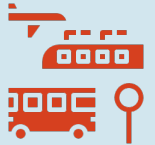








# How do strategies in the Blueprint affect the Regional Growth Forecast?



# How do strategies in the Blueprint affect the Regional Growth Forecast?

Category	Strategies with Moderate or Significant Impacts on Regional Forecast
 <b>Transportation</b>	<ul style="list-style-type: none"><li>• Operate and Maintain Existing System</li><li>• Advance Low-Cost Transit Projects</li><li>• Build New Transbay Rail Crossing</li><li>• Reform Regional Transit Fare Policy</li><li>• Build a Complete Street Network</li></ul>
 <b>Housing</b>	<ul style="list-style-type: none"><li>• Allow a Greater Mix of Housing Types and Densities in Growth Areas</li><li>• Reduce Barriers to Housing Near Transit and in Areas of High Opportunity</li><li>• Transform Aging Malls and Office Parks into Neighborhoods</li><li>• Fund Affordable Housing Protection, Preservation, and Protection</li></ul>
 <b>Economy</b>	<ul style="list-style-type: none"><li>• Expand Childcare Support for Low-Income Families</li><li>• Create Incubator Programs in Economically-Challenged Areas</li></ul>
 <b>Environment</b>	<ul style="list-style-type: none"><li>• Adapt to Sea Level Rise</li><li>• Modernize Existing Buildings with Seismic, Wildfire, Drought, and Energy Retrofits</li></ul>
 <b>Cross-Cutting</b>	<ul style="list-style-type: none"><li>• Generate New Revenues for Transportation, Housing, Economy, and Environment</li></ul>

The effects of the remaining 12 strategies on overall regional growth trends are anticipated to be *de minimis*.

# How do strategies in the Blueprint affect the Regional Growth Forecast? (e.g., Housing)

- Housing is a **prime example of how strategies are incorporated into the model.**
- Market-rate housing changes are primarily motivated by **increased development capacity:**
  - Prices drop in response to expanded production, which is currently constrained by existing policy.
  - In our analysis, the Draft Blueprint strategies could enable a 35 percent reduction in Bay Area home prices compared to the nation. *(Note that housing prices would still rise but at a much slower rate than the past four decades.)*
  - In response to this, staff reduced relative housing prices, increased investment in construction and adjusted employment, which shifted the overall Regional Growth Forecast.
- **Similar adjustments were made for strategies** in the Transportation, Economy, and Environment elements of the Draft Blueprint to reflect both positive and negative economic effects.



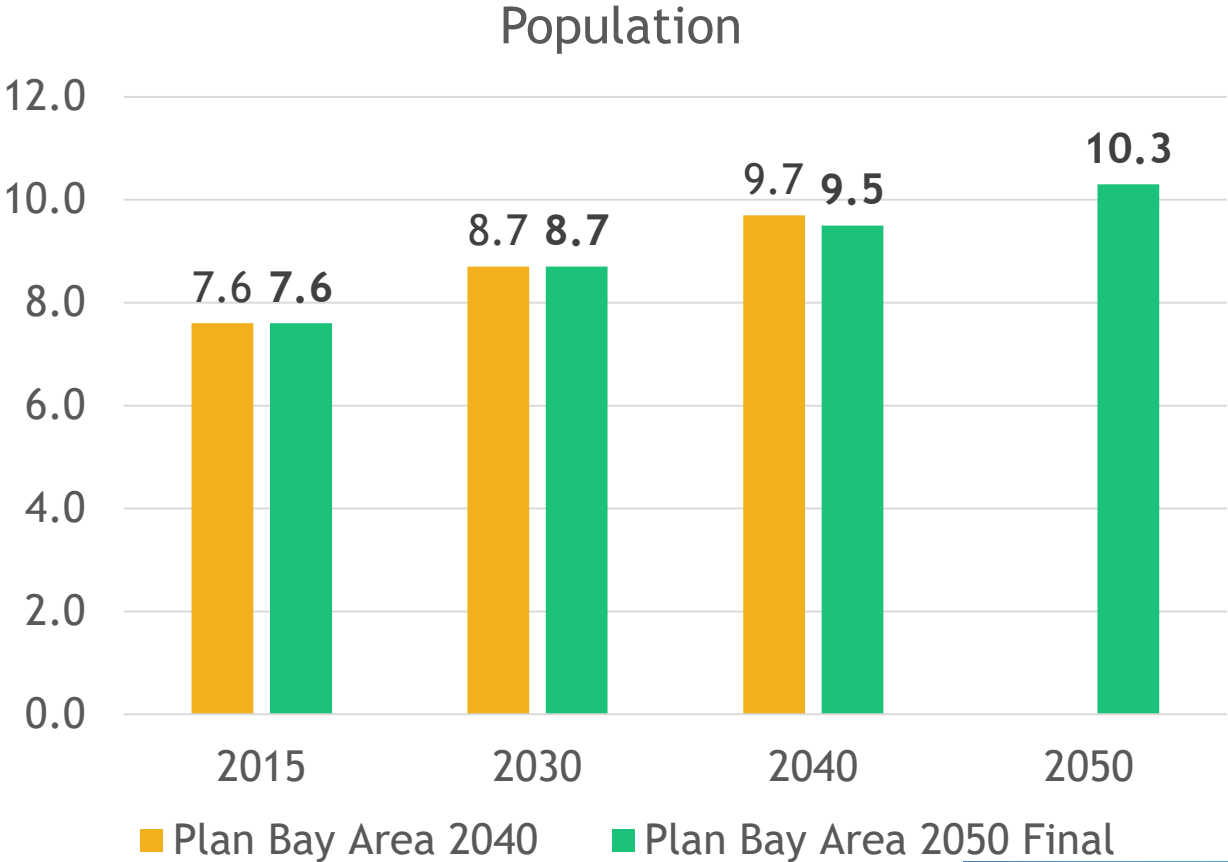
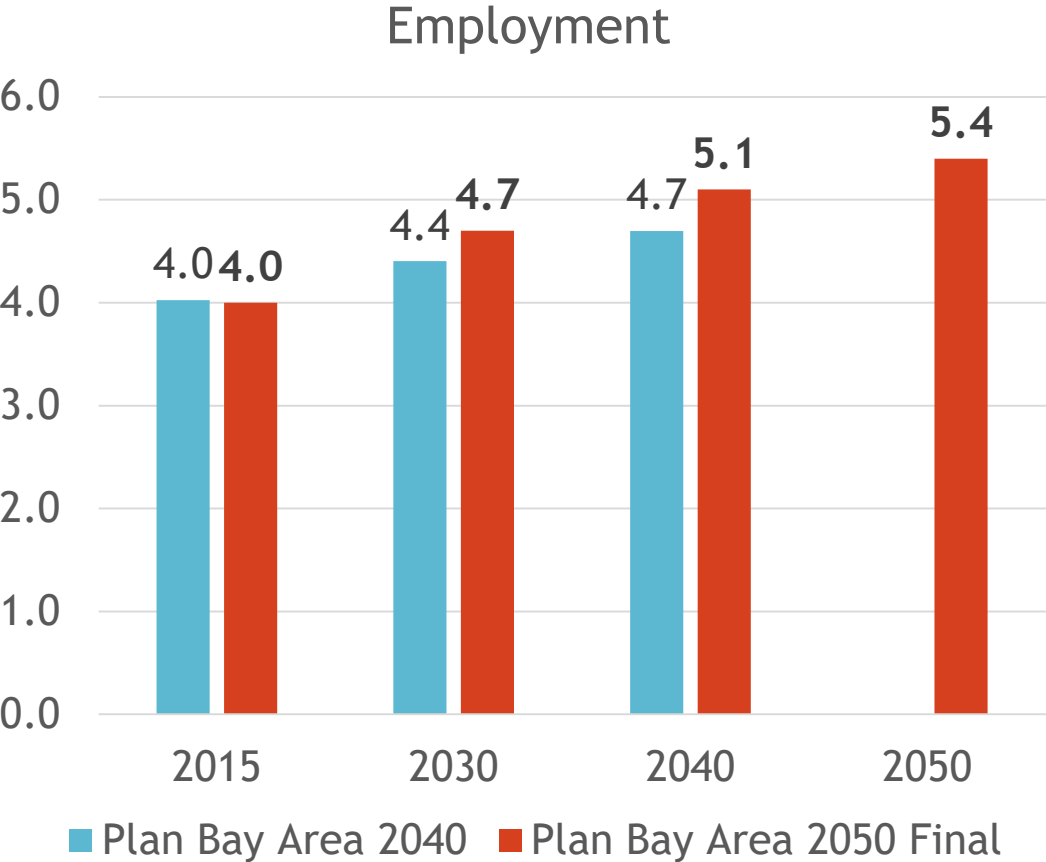


# Final Regional Growth Forecast

# Final Regional Growth Forecast: How does it differ from Plan Bay Area 2040?

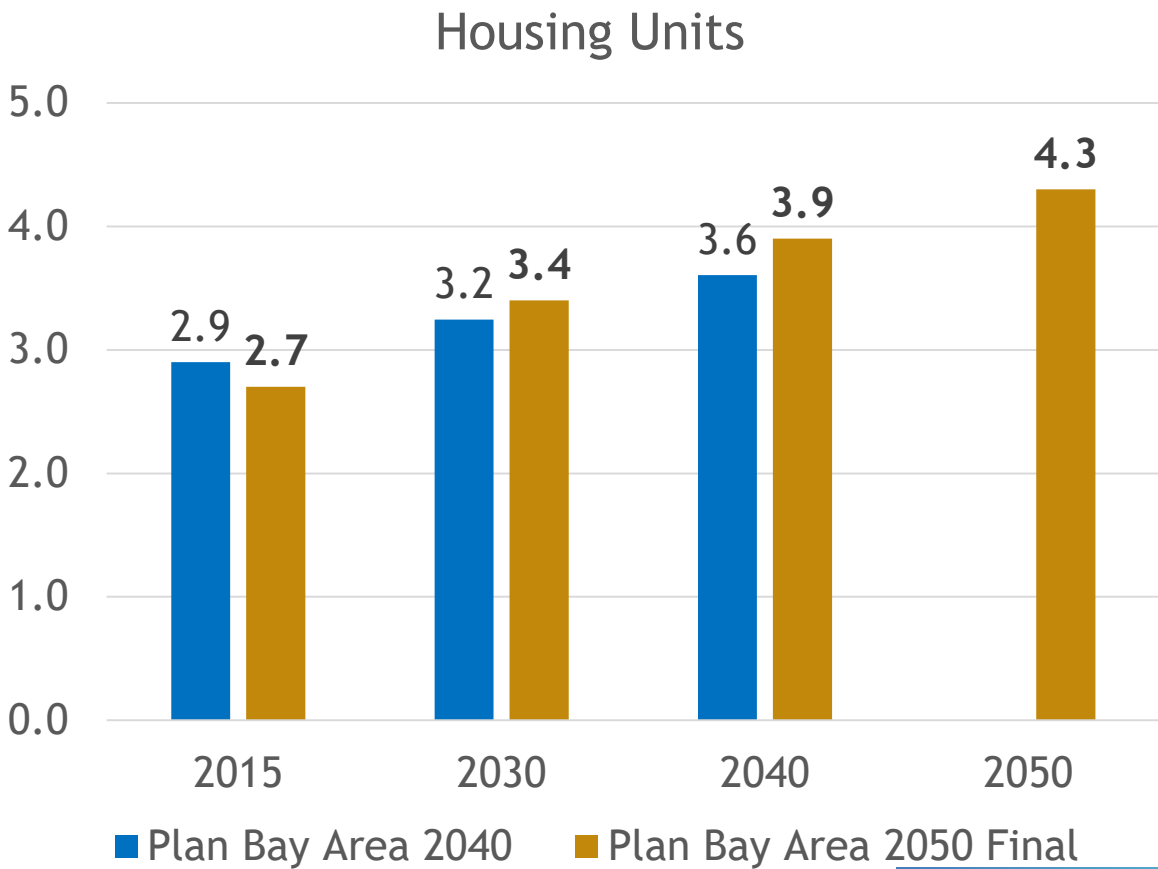
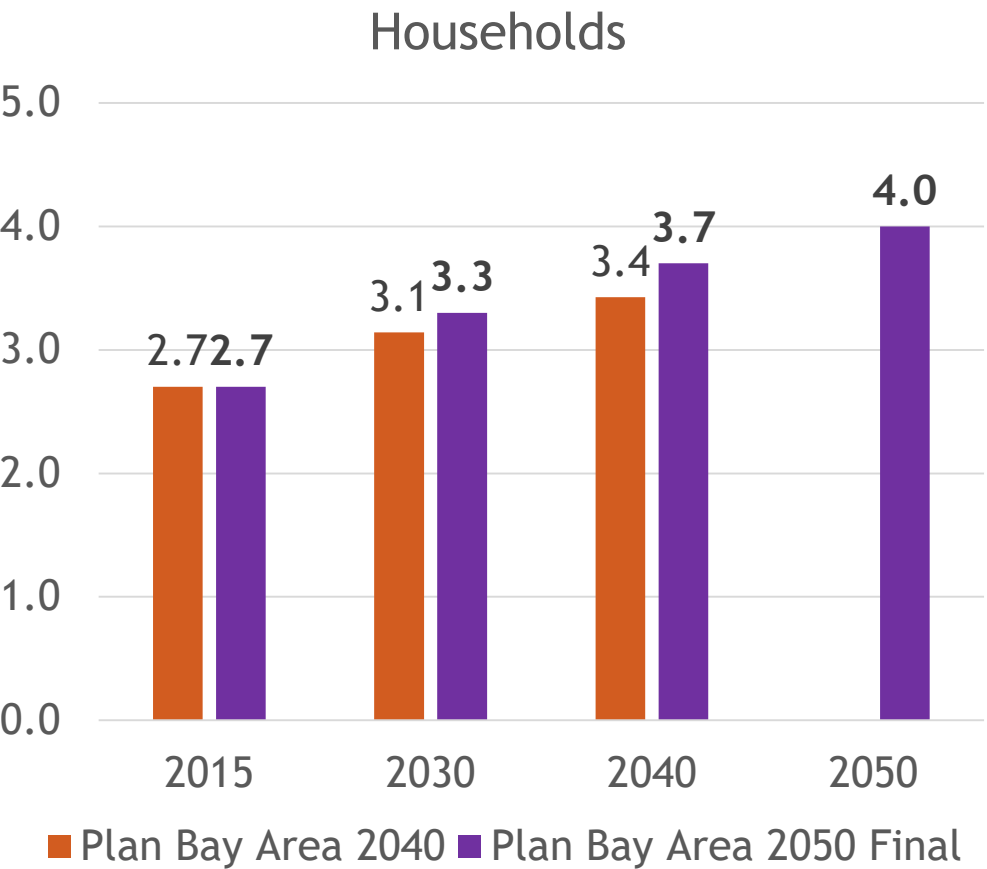
- In addition to the **integration of strategies**, as highlighted earlier, external forces beyond the region's control continue to evolve, affecting the region's trajectory in the coming decades.
- **The region's population growth is anticipated to grow more slowly** than previously forecasted due to declining Hispanic international migration and declining birth rates.
- **Robust regional employment growth between 2015 and 2020 has been integrated** into this forecast, establishing a higher baseline for future economic cycles.
- **The region is anticipated to continue to age more rapidly** in coming decades, subsequently yielding more households per capita (as older adults tend to have smaller household sizes).

# Final Regional Growth Forecast: Employment and Population



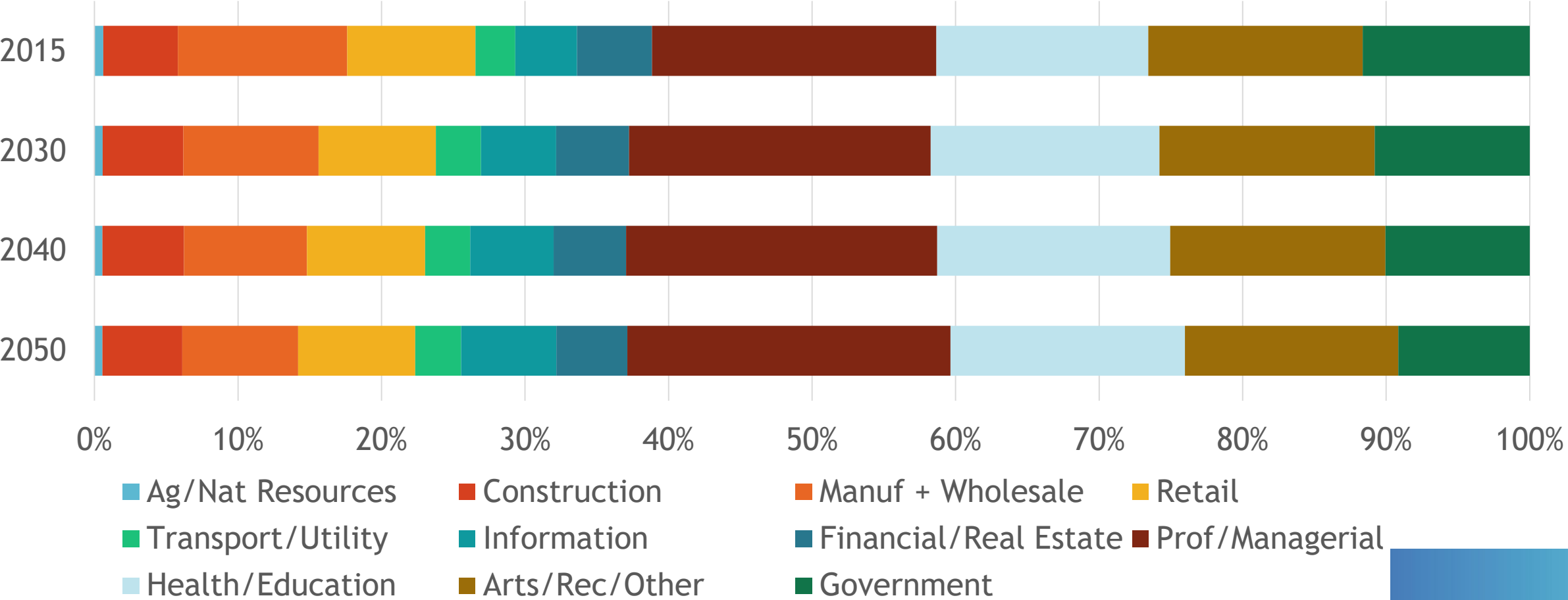


# Final Regional Growth Forecast: Households and Housing Units



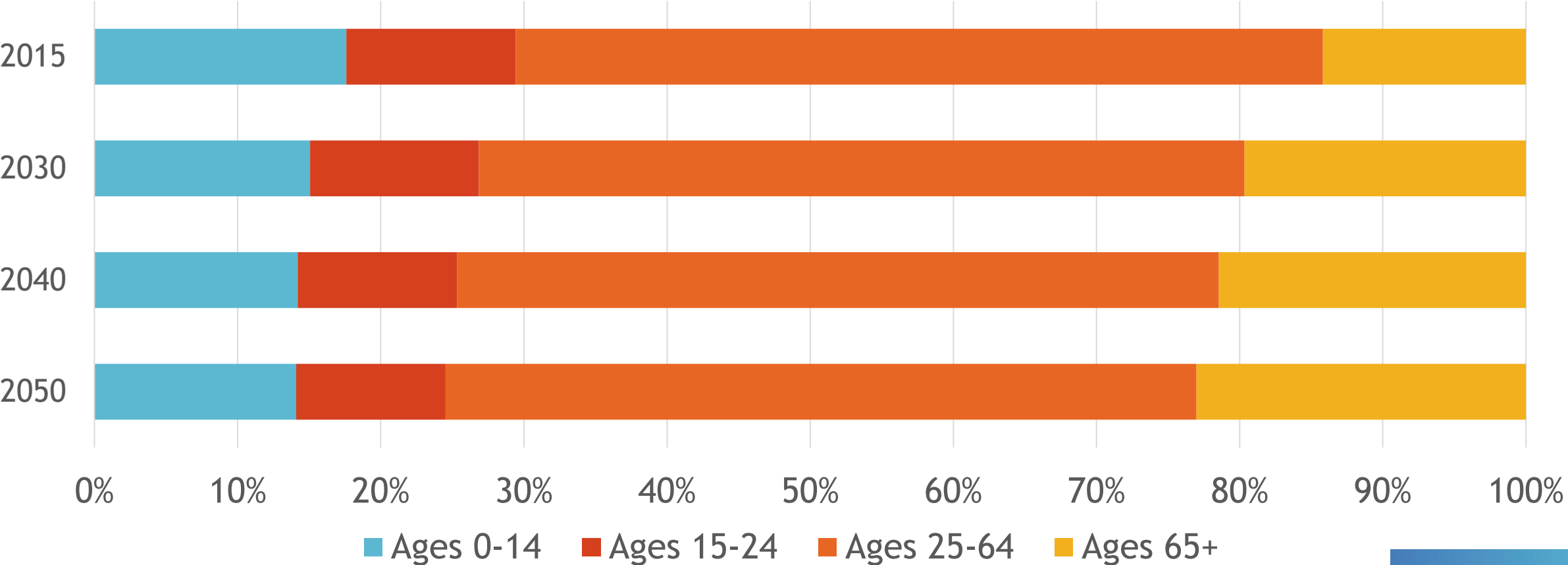
*Note: The Plan Bay Area 2050 housing unit counts are prepared to be consistent with the HCD's vacancy accounting, which is limited to stock listed for rent or sales, excluding seasonal, secondary and occasionally occupied units, as well as units held vacant for other reasons.*

# Final Regional Growth Forecast: Employment by Industry

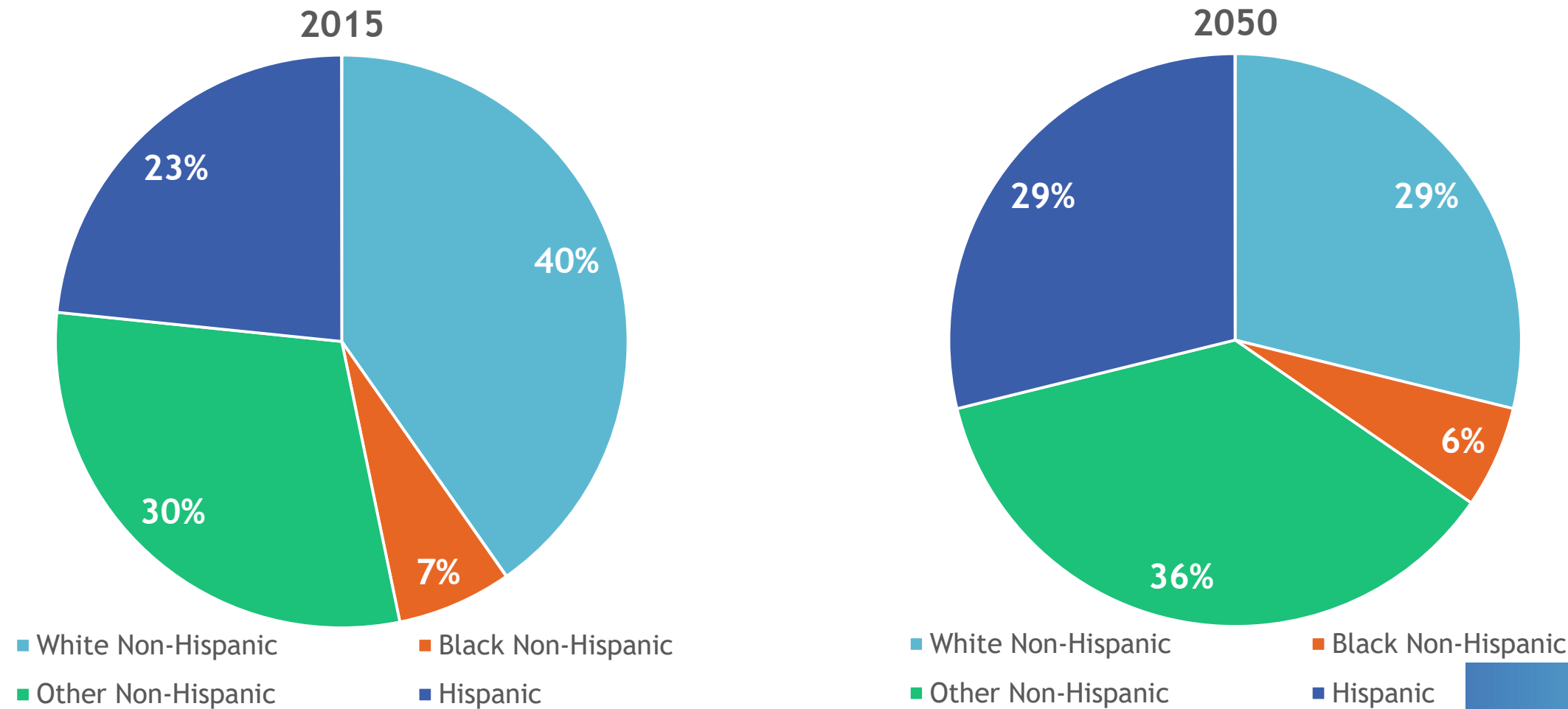




# Final Regional Growth Forecast: Population Age Distribution

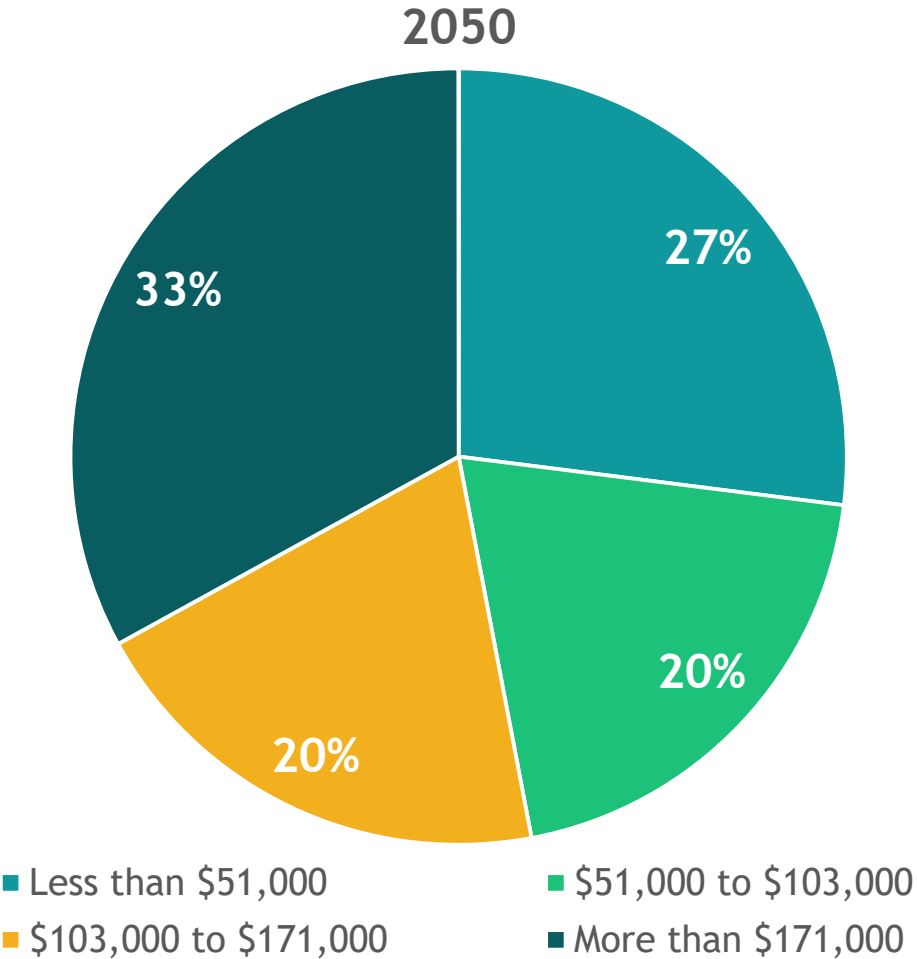
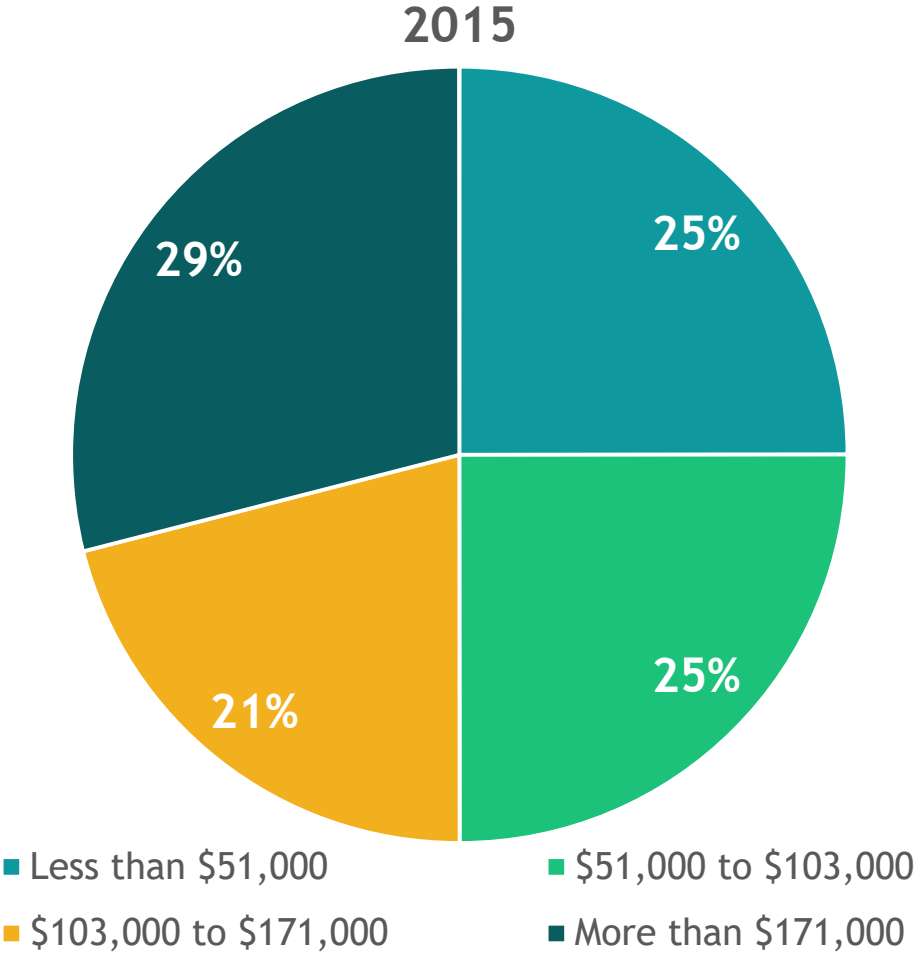


# Final Regional Growth Forecast: Population Race/Ethnicity Distribution



**Other Non-Hispanic includes:** individuals that are Asian-American, Native American, or Pacific Islander, as well as those of two or more races. 16

# Final Regional Growth Forecast: Household Income Distribution

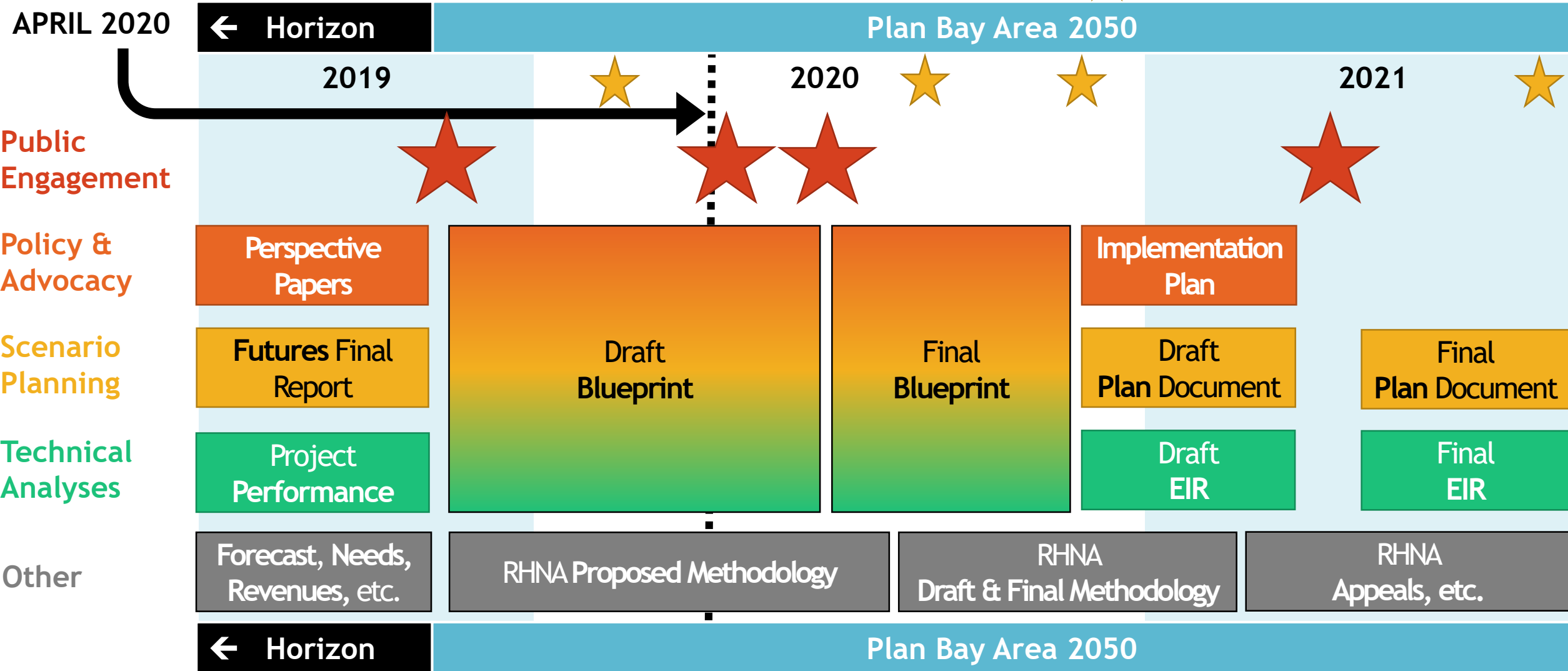


Values are shown in year 2019 dollars and have been rounded to the nearest thousand.

# What's Next?

## Integration into the Blueprint Phase

★ = Major Policy Board Decisions



# What's Next?

## Nexus with RHNA Consultation

### 1 OF 3 KEY RHNA-PLAN CONNECTIONS

Key assumptions from the Plan's Regional Growth Forecast should be provided to the state during the RHND consultation process<sup>1</sup>.

• However, the state is not required to integrate Council of Governments input on population growth estimates unless that total regional population forecast for the projection year is within  $\pm 1.5$  percent of the state's own forecast for the Bay Area.

- In order to receive the Regional Housing Need Determination (RHND) for the ongoing RHNA process, **staff must submit Plan Bay Area 2050's Final Regional Growth Forecast to HCD for their consideration.**
- However, as the Final Regional Growth Forecast is not within the narrow 1.5 percent range identified above, **staff anticipates that the state will likely use the Department of Finance's population forecasts for the Bay Area as an input to the RHND calculation.**
- Following submission of consultation materials, including the Final Regional Growth Forecast, **the Bay Area will receive its RHND for RHNA Cycle 6 later this spring.** Should the Board wish to appeal the RHND, there is a 30-day window to do so.

1. California Government Code 65584.01(a)



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

**File #:** 20-0469      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Executive Board Approval  
**File created:** 3/2/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** Approval of Proposed Work Plan for 1487 Revenue Measure

Presentation and approval of a proposed work plan to meet the requirements for placement of a regional housing revenue measure on the November 2020 ballot.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 08a 1 Summary Sheet Proposed Work Plan Revenue Measure v9.pdf](#)  
[Item 08a 2a Attachment Joint MTC EC ABAG AC 20200313 Proposed Work Plan AB 1487.pdf](#)  
[Item 08a 2b Attachment UPDATED Proposed Work Plan for AB 1487 Revenue Measure v2 Track](#)  
[Item 08a 3 Attachment UPDATED Work Plan Presentation v2.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of Proposed Work Plan for 1487 Revenue Measure

Presentation and approval of a proposed work plan to meet the requirements for placement of a regional housing revenue measure on the November 2020 ballot.

Daniel Saver

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 8.a.

#### Proposed Work Plan for AB 1487 Revenue Measure

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**Subject:** Approval of Proposed Work Plan for AB 1487 Revenue Measure

**Background:** At the March 13, 2020 joint meeting of the ABAG Administrative Committee and MTC Executive Committee, staff presented a proposed work plan to complete all preparations necessary for a potential AB 1487 revenue measure to qualify for the November 2020 ballot should the agencies choose to pursue such a measure.

The work plan includes convening a time-limited, Interim Advisory Committee to satisfy statutory requirements. Pursuant to AB 1487, the Advisory Committee must be approved jointly by the ABAG Executive Board and MTC (acting as the Bay Area Housing Finance Authority). Staff worked with the ABAG President and MTC Chair to develop a proposed membership list for the Interim Advisory Committee.

Three days after the joint committee meeting, on March 16, 2020, Bay Area counties jointly announced the first shelter-in-place orders in response to the emerging public health crisis caused by COVID-19. Since then, the shelter-in-place orders have been expanded and extended through at least May 3, 2020. The President and Vice-President of ABAG, along with the Chair and Vice-Chair of MTC, have directed staff to revise the proposed work plan to account for the changed circumstances. Staff has suggested revisions to the proposed work plan that reflect the difficulty of conducting in-person outreach, updated timelines based on COVID-related delays, and the evaluation of potential BAHFA activities that do not rely on the decision to pursue a November 2020 ballot measure.

Based on recent communication with representatives of the housing advocate community, new poll information on a housing measure is expected in mid-May. The poll information will be important to inform whether a November housing measure has a viable path forward, and to allow a “go/no go” decision at the May board meetings.

Staff will report on the Joint ABAG Administrative Committee and MTC Executive Committee discussion on the proposed work plan, the coronavirus-related revisions proposed by staff, and recommendations for ABAG Executive Board action, if any.

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 8.a.**

**Proposed Work Plan for AB 1487 Revenue Measure**

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**Issues:** None

**Recommended Action:** The Executive Board is requested to approve the proposed work plan for AB 1487 revenue measure, as reported.

**Attachments:** A. Work Plan, Joint ABAG Administrative Committee and MTC Executive Committee, March 13, 2020

B. Updated Work Plan

C. Updated Presentation

**Reviewed:**



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Therese W. McMillan



## **Proposed Work Plan for Potential AB 1487 Revenue Measure**

<b>(1) Outreach</b>		
Develop Informational Materials	<ul style="list-style-type: none"> <li>• Develop FAQs and other information materials for a range of audiences (local officials, local staff, general public, etc.). Develop presentations for staff to deploy in outreach activities.</li> <li>• Develop and host BAHFA webpage.</li> </ul>	March/April
Outreach to Local Elected Officials	<ul style="list-style-type: none"> <li>• Attend Board of Supervisors meetings in all 9 counties. Work with local staff on presentations for direct allocation cities (Oakland, San Jose, Fairfield, Napa, San Rafael, and Santa Rosa).</li> <li>• Attend mayors' conferences in all 9 counties.</li> <li>• Attend League of Cities sub-regional meetings (North Bay, East Bay, and Peninsula Divisions).</li> </ul>	April-June
Outreach to Local Staff	<ul style="list-style-type: none"> <li>• Develop contact list for key staff in all 9 counties and direct-allocation cities.</li> <li>• Host monthly group calls with county and city staff, and monthly calls with staff from each county and city. Collect and process feedback.</li> </ul>	March-July
Outreach to Other Stakeholders	<ul style="list-style-type: none"> <li>• Participate in Bay Area Housing for All Technical and subject-matter working groups.</li> <li>• Engage other key stakeholders including affordable housing developers, community-based and equity-focused organizations, and the business community.</li> </ul>	March-July
<b>(2) Expenditure Plan</b>		
Preliminary Analysis and Policy Development	<ul style="list-style-type: none"> <li>• Conduct landscape analysis and needs assessment to identify potential expenditure priorities.</li> <li>• Review pipeline of affordable housing projects for potential inclusion in ballot measure.</li> <li>• Identify key policy and financing questions, including options for regional funds, whether to utilize optional "local grants program," and whether to include specific projects.</li> <li>• Develop financing and policy framework to guide draft expenditure plan.</li> </ul>	March-April
Develop Draft Expenditure Plan	<ul style="list-style-type: none"> <li>• Based on feedback from outreach and preliminary analysis, develop initial draft expenditure plan that includes a description of eligible expenditures, minimum levels of funding devoted to each category, and an overview of applicable decision-making and oversight provisions.</li> <li>• Continue outreach to range of stakeholders to further refine draft expenditure plan.</li> <li>• Consult with Interim Advisory Committee.</li> <li>• Engage with Joint ABAG Admin/MTC Exec Committee, Executive Board, and Commission.</li> </ul>	April-May
Quantitative Analysis	<ul style="list-style-type: none"> <li>• Finalize revenue estimates for regional funds and funds for each county/direct-allocation city.</li> <li>• Estimate number of units to be produced and preserved based on draft expenditure plan.</li> </ul>	May
Finalize Plan	<ul style="list-style-type: none"> <li>• Approval consideration by ABAG Executive Board and BAHFA.</li> </ul>	June

<b>(3) Oversight &amp; Decision-Making Process</b>		
Interim Advisory Committee	<ul style="list-style-type: none"> <li>• Appoint Interim Advisory Committee.</li> <li>• Host Interim Advisory Committee meetings (staff meetings, develop materials, etc.).</li> </ul>	April-May
MTC, ABAG, and BAHFA Meetings	<ul style="list-style-type: none"> <li>• Convene joint meetings of MTC Executive and ABAG Administrative Committees.</li> <li>• Convene first meeting of BAHFA, including start-up administrative tasks (adopt conflict of interest code, appoint general counsel, etc.).</li> <li>• Informational and action items at ABAG Executive Board.</li> <li>• Informational and action items at MTC (acting as BAHFA).</li> </ul>	March-July
<b>(4) Election Logistics and Compliance</b>		
Logistical Preparations	<ul style="list-style-type: none"> <li>• Finalize cost estimate for placing measure on the ballot.</li> <li>• Retain election counsel.</li> <li>• Outreach to county election officials and county counsel offices regarding placement of measure on county ballots.</li> </ul>	March-April
Prepare Ballot Materials	<ul style="list-style-type: none"> <li>• Draft ballot measure summary, including summary of regional expenditure plan.</li> <li>• Prepare ballot question and impartial analysis.</li> <li>• Complete translations of ballot materials.</li> </ul>	June-July
Adopt Final Resolutions	<ul style="list-style-type: none"> <li>• ABAG Executive Board considers adoption of resolution to place revenue measure on the ballot.</li> <li>• BAHFA considers adoption of resolution to place revenue measure on the ballot.</li> </ul>	July 18 (ABAG); July 22 (BAHFA)
<b>(5) Research and BAHFA Incubation</b>		
Legal Questions	<ul style="list-style-type: none"> <li>• Identify prioritized set of legal questions, with an emphasis on questions that must be resolved to place a revenue measure on the ballot.</li> <li>• Work with MTC/ABAG General Counsel's office to resolve high-priority questions to the extent possible. Potentially hire outside counsel for niche specialty questions.</li> </ul>	March-April
Business Plan	<ul style="list-style-type: none"> <li>• Produce a "Phase 1" Business Plan for BAHFA that includes staffing models, operational needs, and compliance requirements. Prepare scope for "Phase 2" Business Plan should a revenue measure succeed at the November 2020 ballot.</li> </ul>	April-December
<b>(6) Develop and Disseminate Public Information</b>		
Provide Public Information	<ul style="list-style-type: none"> <li>• Produce public information materials (including translations) about the ballot measure, and prepare presentation materials for staff and local elected officials to speak at events</li> <li>• Speak at events providing information on the ballot measure, as requested</li> </ul>	August-October

## Updated Proposed Work Plan for Potential AB 1487 Revenue Measure

<b>(1) Outreach</b>		
Develop Informational Materials	<ul style="list-style-type: none"> <li>• Develop FAQs and other informational materials for a range of audiences (local officials, local staff, general public, etc.). Develop presentations for staff to deploy in outreach activities.</li> <li>• Develop and host BAHFA webpage.</li> </ul>	March/April
Outreach to Local Elected Officials	<ul style="list-style-type: none"> <li>• <del>Attend Board of Supervisors meetings in all 9 counties. Work with local staff on</del> <u>Provide written materials for counties and</u> direct allocation cities (Oakland, San Jose, Fairfield, Napa, San Rafael, and Santa Rosa) <u>that can be used in lieu of in-person presentations. Work with local staff to respond to questions from elected officials.</u></li> <li>• <u>Host a public webinar and invite local elected officials to participate.</u></li> <li>• <del>Attend mayors' conferences in all 9 counties.</del></li> <li>• <del>Attend League of Cities sub-regional meetings (North Bay, East Bay, and Peninsula Divisions).</del></li> </ul>	April-June
Outreach to Local Staff	<ul style="list-style-type: none"> <li>• Develop contact list for key staff in all 9 counties and direct-allocation cities.</li> <li>• Host monthly group calls with county and city staff, <del>and monthly calls with staff from each county and city.</del> Collect and process feedback.</li> </ul>	March-July
Outreach to Other Stakeholders	<ul style="list-style-type: none"> <li>• Participate in Bay Area Housing for All Technical and subject-matter working groups.</li> <li>• Engage other key stakeholders including affordable housing developers, community-based and equity-focused organizations, and the business community.</li> </ul>	March-July
<b>(2) Expenditure Plan</b>		
Preliminary Analysis and Policy Development	<ul style="list-style-type: none"> <li>• Conduct landscape analysis and needs assessment to identify potential expenditure priorities.</li> <li>• Review pipeline of affordable housing projects for potential inclusion in ballot measure.</li> <li>• Identify key policy and financing questions, including options for regional funds, whether to utilize optional "local grants program," and whether to include specific projects.</li> <li>• Develop financing and policy framework to guide draft expenditure plan.</li> </ul>	March- <del>April</del> <u>May</u>
Develop Draft Expenditure Plan	<ul style="list-style-type: none"> <li>• Based on feedback from outreach and preliminary analysis, develop initial draft expenditure plan that includes a description of eligible expenditures, minimum levels of funding devoted to each category, and an overview of applicable decision-making and oversight provisions.</li> <li>• Continue outreach to range of stakeholders to further refine draft expenditure plan.</li> <li>• Consult with Interim Advisory Committee.</li> <li>• Engage with Joint ABAG Admin/MTC Exec Committee, Executive Board, and Commission.</li> </ul>	April- <del>May</del> <u>June</u>

Quantitative Analysis	<ul style="list-style-type: none"> <li>Finalize revenue estimates for regional funds and funds for each county/direct-allocation city.</li> <li>Estimate number of units to be produced and preserved based on draft expenditure plan.</li> </ul>	May- <del>June</del>
Finalize Plan	<ul style="list-style-type: none"> <li>Approval consideration by ABAG Executive Board and BAHFA.</li> </ul>	June
<b>(3) Oversight &amp; Decision-Making Process</b>		
Interim Advisory Committee	<ul style="list-style-type: none"> <li>Appoint Interim Advisory Committee.</li> <li>Host Interim Advisory Committee meetings (staff meetings, develop materials, etc.).</li> </ul>	April- <del>May</del> June
MTC, ABAG, and BAHFA Meetings	<ul style="list-style-type: none"> <li>Convene joint meetings of MTC Executive and ABAG Administrative Committees.</li> <li>Convene first meeting of BAHFA, including start-up administrative tasks (adopt conflict of interest code, appoint general counsel, etc.).</li> <li>Informational and action items at ABAG Executive Board.</li> <li>Informational and action items at <a href="#">MTC prior to formation of BAHFA</a>.</li> <li>Informational and action items at <a href="#">MTC (acting as BAHFA)</a>.</li> </ul>	March-July
<b>(4) Election Logistics and Compliance</b>		
Logistical Preparations	<ul style="list-style-type: none"> <li>Finalize cost estimate for placing measure on the ballot.</li> <li>Retain election counsel, <u>but only after final decision on whether to proceed to November ballot</u>.</li> <li>Outreach to county election officials and county counsel offices regarding placement of measure on county ballots.</li> </ul>	March- <del>April</del> May
Prepare Ballot Materials	<ul style="list-style-type: none"> <li>Draft ballot measure summary, including summary of regional expenditure plan.</li> <li>Prepare ballot question and impartial analysis.</li> <li>Complete translations of ballot materials.</li> </ul>	June-July
Adopt Final Resolutions	<ul style="list-style-type: none"> <li>ABAG Executive Board considers adoption of resolution to place revenue measure on the ballot.</li> <li>BAHFA considers adoption of resolution to place revenue measure on the ballot.</li> </ul>	July 18 (ABAG); July 22 (BAHFA)
<b>(5) Research and BAHFA Incubation</b>		
Legal Questions	<ul style="list-style-type: none"> <li>Identify prioritized set of legal questions, with an emphasis on questions that must be resolved to place a revenue measure on the ballot.</li> <li>Work with MTC/ABAG General Counsel's office to resolve high-priority questions to the extent possible. Potentially hire outside counsel for niche specialty questions, <u>but only after final decision on whether to proceed to November ballot</u>.</li> </ul>	March- <del>April</del> July

<u>Evaluate Additional BAHFA Activities</u>	<ul style="list-style-type: none"> <li>• <u>Identify and prioritize value-add opportunities for BAHFA regardless of the success of a potential November 2020 revenue measure.</u></li> <li>• <u>Evaluate opportunities to support the Bay Area’s housing-related response to COVID-19.</u></li> </ul>	<u>April and continuing as needed</u>
Business Plan	<ul style="list-style-type: none"> <li>• Produce a “Phase 1” Business Plan for BAHFA that includes staffing models, operational needs, and compliance requirements. Prepare scope for “Phase 2” Business Plan <u>that provides a comprehensive strategy for a range of BAHFA activities and revenue sources.</u> <del>should a revenue measure succeed at the November 2020 ballot.</del></li> </ul>	April-December
<b>(6) Develop and Disseminate Public Information</b>		
Provide Pubic Information	<ul style="list-style-type: none"> <li>• Produce public information materials (including translations) about the ballot measure, and prepare presentation materials for staff and local elected officials to speak at events</li> <li>• Speak at events providing information on the ballot measure, as requested</li> </ul>	August-October

# **AB 1487 (Chiu) Implementation:**

## **Work Plan for Potential Nov. 2020 Revenue Measure**

April 16, 2020



ASSOCIATION OF BAY AREA GOVERNMENTS  
METROPOLITAN TRANSPORTATION COMMISSION

**ABAG Executive Board Meeting**

# **Background**

## **ABAG & MTC Direction:**

- Prepare for an AB 1487 housing-only revenue measure on November 2020 ballot, unless and until a decision otherwise.

## **Current Focus:**

- General Obligation Bond to raise \$10B across all 9 counties. 80% of revenues would return to county of origin.

## **Next Steps:**

- Staff presents and executes work plan.
- Board/Commission oversee work plan and make final decision.



# COVID-19 Updates

## **Changed Circumstances:**

- Three days after the Joint ABAG Administrative and MTC Executive joint meeting on March 13, Bay Area has been placed under shelter-in-place orders due to coronavirus.
- Widespread and significant economic disruption.

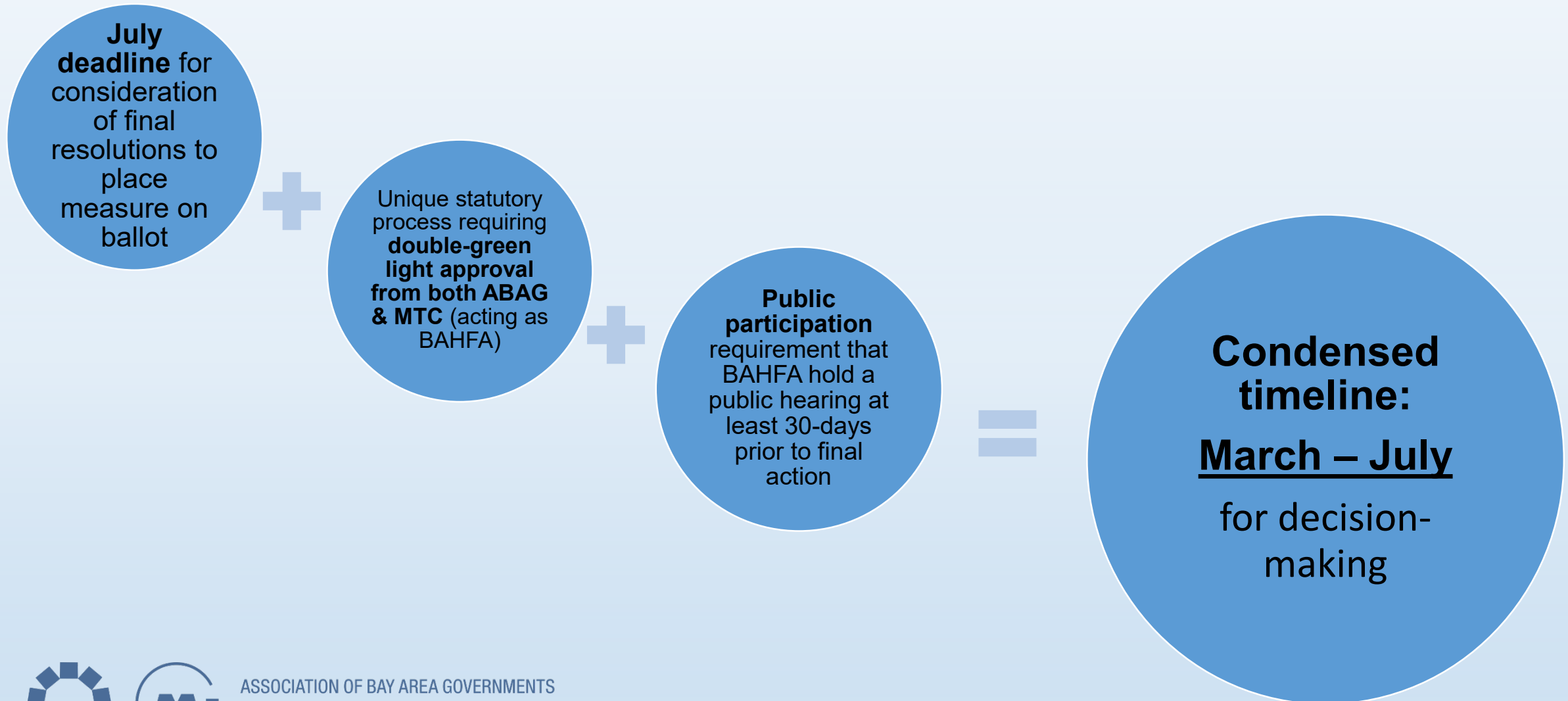
## **Recommended Approach:**

- Staff conferred with MTC & ABAG leadership to refine approach:
  - Confirm November 2020 ballot strategy after reviewing whether polling demonstrates a viable path forward. Accelerate “go/no go” decision-point to May.
  - Stand up BAHFA regardless to respond nimbly to current challenges and opportunities. Evaluate value-add opportunities for BAHFA to contribute to regional relief and recovery.



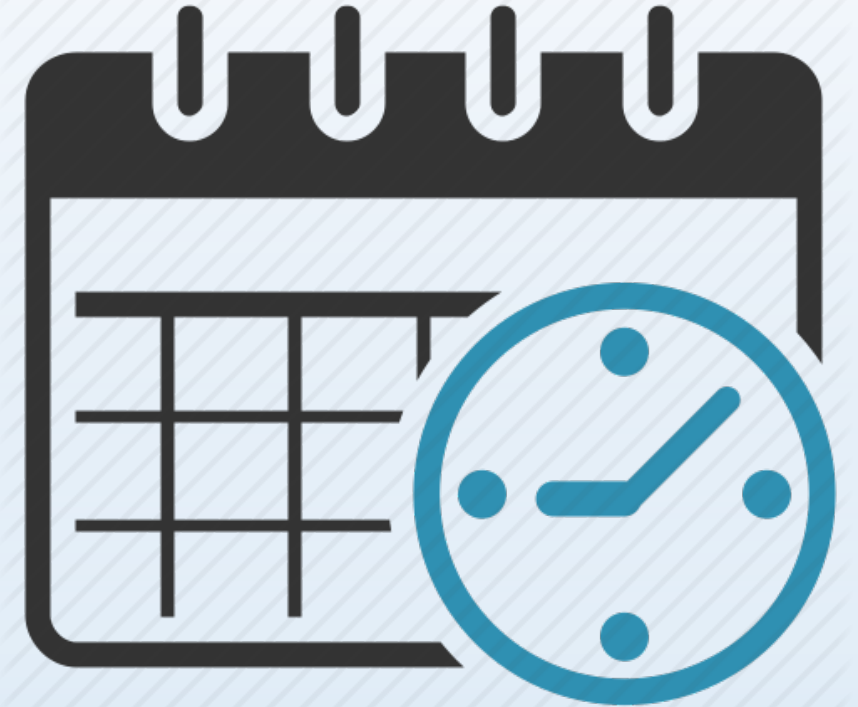


# November 2020 Ballot Measure Timeline



# Work Plan Overview

1. Outreach
2. Expenditure Plan
3. Oversight and Decision-Making
4. Election Logistics and Compliance
5. Research and Preparation
6. Develop and Disseminate Public Information



# (1) Outreach

**Timeline: March – July**

## **Components:**

- Develop informational materials
- Outreach to local elected officials
- Outreach to local staff, especially county and direct-allocation city staff.
- Engage with other stakeholders (housing advocates, business community, community-based organizations, etc.)



## (2) Expenditure Plan

**Timeline: March - June**

### **Components:**

- Preliminary analysis and policy development
- Develop draft expenditure plan
- Quantitative analysis
- Finalize expenditure plan



# (3) Oversight & Decision-Making

**Timeline: March – July**

## **Components:**

- Convene Interim Advisory Committee (see next agenda item)
- ABAG & MTC Committee meetings
- ABAG Executive Board, MTC, and BAHFA Board meetings



# (4) Election Logistics & Compliance

**Timeline: March – July**

## **Components:**

- Polling analysis (May)
- Determine whether or not to place a measure on the ballot (May)
- Logistical preparations
- Prepare ballot materials and ABAG/BAHFA resolutions (June-July)



# (5) Research and Preparation

**Timeline: March - December**

## **Components:**

- Legal questions & research
- Evaluate potential BAHFA activities beyond 2020 revenue measure
- BAHFA Business Plan
  - What key steps are needed to prepare for the potential of \$2 billion in new regional housing funds? For other potential revenue sources?
  - What key skills will be needed on staff vs consultants, and what is the workload estimate depending on fund source and amounts?



## (6) Develop Public Information

**Timeline: August – October**

### **Components:**

- Produce public information materials (FAQs, website, etc.)
- As requested, participate in public events to provide information about proposed ballot measure





# Work Plan Key Considerations

- Proposed work plan assumes that polling will be conducted by external stakeholders as opposed to MTC/ABAG.
- General Obligation Bond could fund Production & Preservation activities. Agencies could seek funding for Protection activities from other sources.
- Staff continues to work with county elections officials to estimate cost of regional ballot measure. Staff working to estimate other costs and demands on workload. Current estimate of assigned 2-3 full-time equivalents (FTE) through July.



# Proposed Interim Advisory Committee

## Legal Framework:

- ABAG/MTC (acting as BAHFA) **must convene an Advisory Committee** to consult on the regional expenditure plan, a summary of which must be included in ballot materials.
- Advisory Committee **makes recommendations**. ABAG Executive Board and BAHFA retain all decision-making authority.
- Advisory Committee must have **9 members with expertise across the 3 Ps**: Protection, Preservation, Production. Intended to be a **technical committee** as opposed to a political body.

## Proposal:

- Convene an **Interim Advisory Committee** for Nov. 2020 revenue measure. Committee could dissolve if no ballot measure or measure unsuccessful.
- Boards could empanel new Advisory Committee after more robust process, if desired.



# Proposed Interim Advisory Committee

Name	Affiliation	Expertise
Alice Talcott	MidPen Housing, Vice-President of Housing Finance	Production
Leelee Thomas	County of Marin, Community Development Planning Manager	Production; Protection
Casey McCann	City of Brentwood, Director of Community Development	Production
Benjamin Wickham	Burbank Housing, Chief Operating Officer	Production
Seema Patel	East Bay Community Law Center, Clinical Director	Protection; Preservation
Tomiquia Moss	All Home, CEO	Protection & Homelessness
Jackie Morales-Ferrand	City of San Jose, Director of Housing	Protection; Production
Matthew Schwartz	California Housing Partnership, CEO	Preservation; Production
Kate Hartley	San Francisco Accelerator Fund, Chief Lending and Investment Officer	Production; Preservation



# Action Items & Next Steps

## **Recommended Actions:**

- Approve proposed work plan
- Approve proposed Interim Advisory Committee members

## **Next Steps:**

- Set up first Interim Advisory Committee meeting in mid-May
- Set up first meeting of BAHFA Board in May
- Review polling and make decision whether to proceed with November ballot measure at May ABAG Executive Board and MTC (acting as BAHFA Board) meetings in May



# Questions and Feedback



ASSOCIATION OF BAY AREA GOVERNMENTS  
METROPOLITAN TRANSPORTATION COMMISSION



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0558      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Executive Board Approval  
**File created:** 3/13/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** Approval of Proposed Interim Advisory Committee for Potential November 2020 Ballot Measure

Review of requirements for an Advisory Committee for the Bay Area Housing Finance Authority (BAHFA), and ratification of members proposed by the ABAG President and MTC Chair.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 08b 1 Summary Sheet Proposed Advisory Committee v1.pdf](#)  
[Item 08b 2 Attachment Proposed Interim Advisory Committee.pdf](#)  
[Item 08b 3 Attachment Potential Advisory Committee Members Handout 20200313.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of Proposed Interim Advisory Committee for Potential November 2020 Ballot Measure

Review of requirements for an Advisory Committee for the Bay Area Housing Finance Authority (BAHFA), and ratification of members proposed by the ABAG President and MTC Chair.

Daniel Saver

Approval

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 8.b.**

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**Proposed Interim Advisory Committee for AB 1487 Revenue Measure**

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**Subject:** Approval of Proposed Interim Advisory Committee for Potential November 2020 Ballot Measure

**Background:** At the March 13, 2020 joint meeting of the ABAG Administrative Committee and MTC Executive Committee, staff presented a proposed work plan to complete all preparations necessary for a potential AB 1487 revenue measure to qualify for the November 2020 ballot should the agencies choose to pursue such a measure.

The work plan includes convening a time-limited, Interim Advisory Committee to satisfy statutory requirements. Pursuant to AB 1487, the Advisory Committee must be approved jointly by the ABAG Executive Board and MTC (acting as the Bay Area Housing Finance Authority). Staff worked with the ABAG President and MTC Chair to develop a proposed membership list for the Interim Advisory Committee.

Staff will report on the Joint ABAG Administrative Committee and MTC Executive Committee discussion on the proposed Interim Advisory Committee, and recommendations for ABAG Executive Board action, if any.

**Issues:** None

**Recommended Action:** The Executive Board is requested to approve the formation of an Interim Advisory Committee for the potential November 2020 ballot measure, as reported.

**Attachments:** A. Summary Sheet, Proposed Advisory Committee, Joint ABAG Administrative Committee and MTC Executive Committee, March 13, 2020

B. Proposed Interim Advisory Committee

**Reviewed:**



Therese W. McMillan

**Metropolitan Transportation Commission and Association of Bay Area Governments  
Joint MTC Executive Committee and ABAG Administrative Committee**

**March 13, 2020**

**Agenda Item 7**

**Proposed Interim Advisory Committee for Potential November 2020 Ballot Measure**

**Subject:** Review of the requirements for an Advisory Committee for the Bay Area Housing Finance Authority (BAHFA), and discussion of potential members proposed by the MTC Chair and ABAG President.

**Overview:** Staff will present on the requirement to convene an Advisory Committee prior to placing a housing revenue measure on the November 2020 ballot. Considering the short timeframe to complete this work, staff proposes convening an Interim Advisory Committee with time-limited appointments. The Interim Advisory Committee could dissolve if a housing revenue measure is not placed on the November 2020 ballot, and/or if a measure is placed on the ballot but not approved by voters.

Staff are working with the MTC Chair and ABAG President to develop a proposed list of potential members for the Interim Advisory Committee. The joint Committees will be asked to discuss potential membership of the Proposed Committee and refer the matter to the ABAG Executive Board, with ratification by BAHFA and MTC in April for approval.

**Attachments:** Attachment A: BAHFA Proposed Interim Advisory Committee Memo



Therese W. McMillan





## *Memorandum*

TO: Joint MTC Executive and ABAG Administrative  
Committee

DATE: March 13, 2020

FR: Executive Director

RE: Proposed Interim Advisory Committee for Potential November 2020 Ballot Measure

As part of the establishment of the Bay Area Regional Housing Finance Authority (BAHFA), the statutory language of AB 1487 requires the ABAG Executive Board and the BAHFA Board (which has the same composition as the Metropolitan Transportation Commission) to form an Advisory Committee.<sup>1</sup> The Advisory Committee must be comprised of nine members with knowledge and experience across all “3 Ps”: Protection of tenants, Preservation of existing housing, and Production of new housing. The Advisory Committee will provide consultation and make recommendations to the ABAG Executive Board and the BAHFA board. The statute states that the Advisory Committee “will meet as necessary to fulfill their roles and responsibilities.”<sup>2</sup>

One of the primary responsibilities of the Advisory Committee is to consult on the regional expenditure plan, a summary of which must be included in the ballot materials for any potential revenue measure.<sup>3</sup> Consequently, the agencies must form the Advisory Committee prior to placing a revenue measure on the ballot.

Considering the uncertainty regarding whether an AB 1487 revenue measure will be placed on the November 2020 ballot and the short timeframe to complete enabling activities as the agencies work through a decision-making process, staff proposes forming a time-limited, Interim Advisory Committee. The Interim Advisory Committee would be tasked with consulting on issues necessary for the preparation of a potential November 2020 ballot measure. The agencies could dissolve the Interim Advisory Committee if a housing-only revenue measure is not placed on the ballot, or if such a measure does not obtain approval by voters. If a revenue measure is placed on the ballot and approved by voters, ABAG and BAHFA could choose to undergo a more robust public outreach process to determine the membership and convene a new Advisory Committee.

Staff are working with the Chair of the Commission and the President of ABAG to develop a proposed list of appointments for the Interim Advisory Committee. The proposed list will be designed to comply with the statutory requirements of AB 1487 by including members with expertise across the 3 Ps. Staff requests that the Joint Committee discuss proposed membership of the Advisory Committee and refer the matter to the ABAG Executive Committee and to MTC, with ratification in April, for approval.

Therese McMillan

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<sup>1</sup> See Gov. Code § 64511(a)(2)(A).

<sup>2</sup> Gov. Code § 64511(a)(2)(B).

<sup>3</sup> See Gov. Code § 64650(d)(5)(A); § 64521(e)(1).

**Proposed Interim Advisory Committee**  
 Bay Area Housing Finance Authority (BAHFA)

<b>Name</b>	<b>Affiliation</b>	<b>Expertise</b>
Alice Talcott	MidPen Housing, Vice-President of Housing Finance	Production
Leelee Thomas	County of Marin, Community Development Planning Manager	Production; Protection
Casey McCann	City of Brentwood, Director of Community Development	Production
Benjamin Wickham	Sonoma County Community Development Commission, Affordable Housing Director	Production
Seema Patel	East Bay Community Law Center, Clinic Director	Protection; Preservation
Tomiquia Moss	All Home, CEO	Protection & Homelessness
Jackie Morales-Ferrand	City of San Jose, Director of Housing	Protection; Production
Matthew Schwartz	California Housing Partnership, CEO	Preservation; Production
Kate Hartley	San Francisco Accelerator Fund, Chief Lending and Investment Officer	Production; Preservation



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0394      **Version:** 1      **Name:**

**Type:** Report      **Status:** Executive Board Approval

**File created:** 2/26/2020      **In control:** ABAG Executive Board

**On agenda:** 4/16/2020      **Final action:**

**Title:** Authorization for approval of a five-year contract with Crowe LLP to provide the Association of Bay Area Governments annual financial and compliance audit services, with two one-year renewal options, subject to annual budgetary approval; the contract amount for Fiscal Year 2019-20 is not to exceed \$434,688; the estimated total amount of the five-year contract with a 2.5 percent inflation assumption is \$2,039,501

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 09a 1 Summary Sheet Financial Compliance Audit Services v4.pdf](#)  
[Item 09a 2 Summary Approval Financial Compliance Audit Services v3.pdf](#)

Date	Ver.	Action By	Action	Result
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Authorization for approval of a five-year contract with Crowe LLP to provide the Association of Bay Area Governments annual financial and compliance audit services, with two one-year renewal options, subject to annual budgetary approval; the contract amount for Fiscal Year 2019-20 is not to exceed \$434,688; the estimated total amount of the five-year contract with a 2.5 percent inflation assumption is \$2,039,501

Brian Mayhew

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 9.a.

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### Contract Professional Auditing Services

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**Subject:** Authorization for ABAG Executive Board approval of a five-year contract with Crowe LLP to provide the Association of Bay Area Governments annual financial and compliance audit services, with two one-year renewal options, subject to annual budgetary approval; the contract amount for Fiscal Year 2019-20 is not to exceed \$434,688; the estimated total amount of the five-year contract with a 2.5 percent inflation assumption is \$2,039,501

**Background:** In December 2019, a Request for Qualifications (RFQ) to provide professional auditing services to perform annual fiscal audits for Association of Bay Area Governments (ABAG) and Metropolitan Transportation Commission (MTC) and their related entities was issued. The following five firms responded to the RFQ, met the minimum qualifications, and were interviewed on January 15, 2020:

1. BDO USA LLP
2. Crowe LLP
3. Eide Bailly LLP
4. KPMG LLP
5. Macias, Gini & O'Connell LLP

The interview panel consisted of MTC Audit Committee member Commissioner Amy Worth, ABAG President/Finance Committee member Jesse Arreguin, Chief Financial Officer Brian Mayhew, and five Finance staff members. The evaluation criteria were as follows:

1. Experience and qualifications of the firm and assigned staff (25%)
2. Comprehensiveness and adequacy of detailed work plan (25%)
3. Reasonableness of task hours (20%)
4. Timetable for meeting deadlines (20%)
5. Value-added services, expertise, and experience (10%)

After a thorough review of the proposals and the interviews, the panel recommends Crowe LLP to perform the annual fiscal audits for ABAG, ABAG Finance Authority for Nonprofit Corporations (ABAG FAN), ABAG Publicly Owned Energy Resources (ABAG POWER), Advancing California Finance Authority (ACFA), and San Francisco Bay Restoration Authority (SFBRA).

**Association of Bay Area Governments**

**Executive Board**

**April 16, 2020**

**Agenda Item 9.a.**

**Contract Professional Auditing Services**

Crowe LLP was determined to be most qualified based on a combination of the strength of the staff's qualifications and experience, the capability to provide a wide range of different types of audits, the approach to the engagement, and the labor resources available to meet the schedule. Crowe LLP is neither a small business nor a disadvantaged business enterprise and currently has no subcontractors.

In the event that ABAG does not execute or discontinues the contract with Crowe LLP, ABAG would proceed with contract negotiations with KPMG LLP and if such negotiations are unsuccessful, with BDO USA LLP.

The following table shows the collective final average scores of the five proposers based on their proposals and interviews.

<b>CRITERIA</b>	<b>Crowe</b>	<b>KPMG</b>	<b>BDO</b>	<b>MGO</b>	<b>E Bailly</b>
Experience and qualification of firm and assigned staff (max 25 points)	23.3	18.6	21.3	19.6	19.9
Comprehensiveness and adequacy of detailed work plan (max 25 points)	23.6	23.5	20.9	16.6	15.8
Reasonableness of task hours (max 20 points)	14.7	20.0	17.8	15.7	14.8
Timetable for meeting deadlines (max 20 points)	18.5	17.6	18.4	17.6	16.5
Value-added expertise and experience (max 10 points)	9.3	9.0	8.1	6.4	6.1
Total (max 100 points)	89.4	88.7	86.5	75.9	73.1

The following are Crowe LLP's estimated hours and costs for ABAG and its related entities for FY 2019-20:

<b>Entities</b>	<b>Hours</b>
ABAG	1028
ABAG POWER	380
ABAG FAN	408
ACFA	272
SFBRA	272
<b>TOTAL</b>	<b>2,360</b>

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 9.a.**

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**Contract Professional Auditing Services**

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Total estimated cost is \$434,688 for FY 2019-20.

The recommended contract period is five years, with two optional single year extensions, for a total possible engagement of seven years. The reappointment of the audit firm is subject to annual recommendation of the ABAG Finance Committee and approval of the ABAG Executive Board. The ABAG Executive Board has the option to cancel the contract or direct a change during each year of the engagement.

At the February 12, 2020 MTC Administration Committee meeting, Crowe LLP was recommended and selected to perform the audits for MTC and its affiliated entities.

**Recommended Action:**

The ABAG Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission (MTC), or her designee, on behalf of the Association of Bay Area Governments, to negotiate and enter into a contract with Crowe LLP in an amount not to exceed \$2,039,501 to provide the annual financial and compliance audit services for the five fiscal years ending in June 30, 2024, with two one-year renewal options, subject to the annual appointment by the ABAG Finance Committee and approval of the annual budget; and, in the event that ABAG does not execute or discontinues the contract with Crowe LLP, the MTC Executive Director, or her designee, is authorized to negotiate and enter into a contract with KPMG LLP and, if such negotiations are unsuccessful, with BDO USA LLP.

**Attachments:**

Summary Approval

**Reviewed:**



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Therese W. McMillan

**S U M M A R Y   O F   E X E C U T I V E   B O A R D   A P P R O V A L**

<b>Work Item No.:</b>	1750
<b>Consultant:</b>	Crowe LLP San Francisco, CA 94105
<b>Work Project Title:</b>	Professional Audit Services
<b>Purpose of Project:</b>	To obtain services of an independent auditor
<b>Brief Scope of Work:</b>	To perform a comprehensive fiscal and compliance audit of ABAG, ABAG FAN, ABAG POWER, ACFA, and SFBRA for fiscal years ending June 30, 2020 through June 30, 2024. Auditor will render appropriate reports as required by Code of Regulations 2 CFR part 200 and in accordance with the financial and compliance type described in the Government Auditing Standards, published by the Comptroller General of the United States.
<b>Project Cost Not to Exceed:</b>	\$434,688 for FY 2019-20; estimated total amount of the five-year contract with 2.5 percent inflation assumption is \$2,039,501.
<b>Funding Source:</b>	As budgeted in the respective entities/funds.
<b>Fiscal Impact:</b>	Project costs are included in the FY 2019-20 Budget and subject to approval of annual budgets thereafter.
<b>Motion by Executive Board:</b>	The ABAG Executive Board is requested to authorize the Executive Director of the Metropolitan Transportation Commission (MTC), or her designee, on behalf of the Association of Bay Area Governments, to negotiate and enter into a contract with Crowe LLP in an amount not to exceed \$2,039,501 to provide the annual financial and compliance audit services for the five fiscal years ending in June 30, 2024, with two one-year renewal options, subject to the annual appointment by the ABAG Finance Committee and approval of the annual budget; and, in the event that ABAG does not execute or discontinues the contract with Crowe LLP, the MTC Executive Director, or her designee, is authorized to negotiate and enter into a contract with KPMG LLP and, if such negotiations are unsuccessful, with BDO USA LLP.
<b>ABAG Executive Board Approval:</b>	Jesse Arreguin, ABAG President
<b>Approval Date:</b>	



# Metropolitan Transportation Commission

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San Francisco, CA 94105

## Legislation Details (With Text)

**File #:** 20-0401      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Executive Board Approval  
**File created:** 2/26/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** Adoption of Resolution No. 06-2020 Acknowledging and Accepting Transfer of Administrative Responsibilities, Duties, and Obligations from ABAG Finance Authority for Nonprofit Corporations to Advancing California Finance Authority

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 10a 1 Summary Sheet Adoption Resolution No 06-2020 Transfer ABAG FAN to ACFA v4.pdf](#)  
[Item 10a 2 Attachment A Resolution No 2020 06 v4.pdf](#)  
[Item 10a 3 Attachment B Memo Update on Successor Agency Review 4835-3527-4911 v.3.pdf](#)  
[Item 10a 4 Attachment C Memo Phase II Summary and Update Successor Agency 4836-8952-9515](#)  
[Item 10a 5 Attachment D FORM OF NOTICES ABAG FAN.pdf](#)

Date	Ver.	Action By	Action	Result
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Adoption of Resolution No. 06-2020 Acknowledging and Accepting Transfer of Administrative Responsibilities, Duties, and Obligations from ABAG Finance Authority for Nonprofit Corporations to Advancing California Finance Authority

Brian Mayhew and Brad Paul

Approval



## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 10.a.

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#### ABAG Finance Authority for Nonprofit Corporations

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**Subject:** Adoption of Resolution No. 06-2020 Recognition of Potential Transfer of Board Duties from ABAG Finance Authority for Nonprofit Corporations to the Advancing California Finance Authority and Related Matters Thereto

**Background:** Staff requests that the ABAG Executive Board adopt Resolution 06-2020 and acknowledge the transfer of administrative responsibilities from ABAG Finance Authority for Nonprofit Corporations (ABAG FAN) to Advancing California Finance Authority (ACFA). The proposed transfer and transition plan were documented in the Phase I memo dated August 12, 2019 and the Phase II memo dated November 1, 2019 by Nixon Peabody (both memoranda are attached).

For the Phase I review, Nixon Peabody placed the transactions into three main categories based on publicly traded or privately placed transactions and whether they were issued pursuant to a Loan Agreement or Trust Indenture. Based on Phase I preliminary document review, Nixon Peabody confirmed that the primary debt documents of the transactions reviewed had existing language authorizing assignment to a successor agency. The transaction sampling size was then expanded.

During the Phase II review, Nixon Peabody analyzed the ABAG FAN's revised and amended Joint Powers Agreement, reviewed a larger sample of transaction documents, and conducted legal analysis to see if ACFA could be appointed as successor agency. Based on this review, the administrative responsibilities can be transferred to ACFA pursuant to Article VI, Clause L, of the Joint Powers Agreement.

In Phase III, Nixon Peabody plans to draft the necessary amendments and notice requirements for the transactions that require consent. Notices will also be sent to other parties, including rating agencies, swap parties, credit enhancement providers, as well as privately placed transactions.

Phase III includes:

- Obtaining borrower consent. All parties must consent to the ACFA successorship.
- Draft amendments along with any prerequisite notices.

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 10.a.**

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**ABAG Finance Authority for Nonprofit Corporations**

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- Draft notices to rating agencies, swap counterparties, and credit enhancement providers.

The ABAG FAN Executive Committee is scheduled to meet on April 2, 2020 to consider adoption of a resolution approving the transfer of responsibilities to ACFA.

The ABAG FAN will not be dissolved; but, the responsibilities of the Executive Committee will be transferred to ACFA.

The estimated completion date for successorship transfer is June 30, 2020.

**Issues:**

None

**Recommended Action:**

The ABAG Executive Board is requested to adopt Resolution No. 06-2020.

**Attachments:**

- A. Resolution No. 06-2020
- B. Successor Agency Phase I Memo
- C. Successor Agency Phase II Memo
- D. Draft Form of Notices

**Reviewed:**

  
Therese W. McMillan

**ASSOCIATION OF BAY AREA GOVERNMENTS  
EXECUTIVE BOARD**

**RESOLUTION NO. 06-2020**

**RECOGNITION OF POTENTIAL TRANSFER OF BOARD DUTIES FROM THE ABAG  
FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS TO THE ADVANCING  
CALIFORNIA FINANCE AUTHORITY AND RELATED MATTERS THERETO**

**WHEREAS**, pursuant to the provisions of the California Joint Exercise of Powers Act, consisting of Sections 6500 through 6599.3 of the California Government Code, as amended from time to time (the "Joint Powers Act"), several California cities and counties entered into a joint exercise of powers agreement pursuant to which the Association of Bay Area Governments ("ABAG") was organized; and

**WHEREAS**, pursuant to the provisions of the Joint Powers Act, a number of California cities and counties entered into a joint exercise of powers agreement (the "ABAG FAN Agreement") pursuant to which the ABAG Finance Authority for Nonprofit Corporations ("ABAG FAN") was organized; and

**WHEREAS**, ABAG and ABAG FAN, each a "public agency" within the meaning of Section 6500 of the Joint Powers Act, have, pursuant to the Joint Powers Act, entered into a Joint Exercise of Powers Agreement, which created the Advancing California Finance Authority (the "Financing Authority"); and

**WHEREAS**, pursuant to Article VI(L) of the ABAG FAN Agreement, ABAG FAN has the power to assign, delegate or contract with a third party to perform any of the duties of the ABAG FAN Board of Directors (the "ABAG FAN Board"), including but not limited to, acting as administrator for ABAG FAN; and

**WHEREAS**, ABAG FAN Executive Committee requested its counsel, Nixon Peabody LLP, to review certain transactions for any requirements or limitations imposed on the transfer of the board duties; and

**WHEREAS**, Nixon Peabody LLP has provided a memorandum summarizing the review of the transactions; and

**WHEREAS**, the existing ABAG FAN Executive Committee has determined that it is in the public interest of the area and persons served by them to, among other things, transfer to the Financing Authority all administrative duties of the ABAG FAN Board established for the purposes set forth in the ABAG FAN Agreement; and

**WHEREAS**, on April 2, 2020, ABAG FAN approved the transfer of the ABAG FAN Board duties and responsibilities as administrator to the Financing Authority pursuant to Resolution No. 2020-002 (the "ABAG FAN Resolution"); and

**ASSOCIATION OF BAY AREA GOVERNMENTS  
RESOLUTION NO. 06-2020**

**WHEREAS**, all actions taken by the Authorized Officers (as defined in the ABAG FAN Resolution), ABAG FAN Board members, and other appropriate officers and agents of ABAG FAN with respect to the transfer of ABAG FAN Board duties and responsibilities as administration to the Financing Authority were ratified, confirmed and approved by the passage of the ABAG FAN Resolution; now, therefore, be it

**RESOLVED**, the passage of the ABAG FAN Resolution and the transfer of the ABAG FAN Board duties to the Financing Authority is hereby recognized and acknowledged; and be it further

**RESOLVED**, the members of the ABAG Executive Board, the Executive Director or the Chief Financial Officer of the Metropolitan Transportation Commission on behalf of ABAG pursuant to Contract for Services, dated May 30, 2017, by and between ABAG and Metropolitan Transportation Commission, and other appropriate officers and agents of ABAG are hereby authorized and directed, for and in the name on behalf of ABAG, to execute and deliver any and all documents, including, without limitation, any all documents and certificates to be executed in connection with the transfer of ABAG FAN Board duties and responsibilities as administrator to the Financing Authority, and to do any and all things and take any and all actions which may be necessary or advisable, in their discretion, to effectuate any actions approved by the ABAG FAN Executive Committee pursuant to the ABAG FAN Resolution.

**RESOLVED**, that this Resolution shall take effect from and after its adoption.

The foregoing was adopted by the Executive Board this 16<sup>th</sup> day of April, 2020.

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Jesse Arreguin  
President

**Certification of Executive Board Approval**

I, the undersigned, the appointed and qualified Clerk of the Board of the Association of Bay Area Governments (Association), do hereby certify that the foregoing resolution was adopted by the Executive Board of the Association at a duly called and noticed special meeting held on the 16th day of April, 2020 in San Francisco, California in which a quorum was present and acting throughout.

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Frederick Castro  
Clerk of the Board



## MEMORANDUM

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**TO:** Brian Mayhew, Susan Woo, Catherine Cam and Nicholas Mar      **FROM:** Rudy Salo and Angelica Valencia

**RE:** ABAG FAN – Successor Agency      **DATE:** August 12, 2019

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You asked us to prepare an update on the Phase I review of documentation as to the possibility of appointing a successor agency for ABAG Finance Authority for Nonprofit Corporations (the “Authority”). Additionally, you also asked us to provide a plan for Phase II of the review. Below please find an update on Phase I and a plan for Phase II.

### Phase I

Phase I involved the review of 10 transactions, which included community facilities districts, private placements and public offerings. The transactions reviewed generally fell into 3 categories. The publicly traded bonds issued pursuant to an indenture, privately placed loans issued pursuant to a loan agreement and the privately placed loans evidenced by bonds issued pursuant to an indenture.

#### *Publicly traded bonds issued pursuant to an indenture*

The transactions with publicly traded bonds issued pursuant to an indenture generally included a provision in the indenture that addressed the issue of a successor to the Authority. The successor provision provides that references to the Authority in the Indenture (typically Section 9.4) are deemed to include the Authority’s successor. Therefore, we believe we can argue that such provision already put bondholders on notice that there may someday be a successor or assign to the Authority. The loan agreements relating to the publicly-traded transactions we reviewed included “successors or assigns” in the definition of Authority. An issue in these transactions, however, is that such language was not consistently used in every single bond document. We would argue that since most of the “primary” documents included “successor or assign” language such language was sufficient to provide notice to the bondholder.

#### *Privately Placed Loans issued pursuant to a Loan Agreement*

In private bank deal transactions with a master loan agreement rather than an indenture, the Authority is generally defined to include “successors or assigns”. Additionally, the loan agreements contain a “survivability” provision that provides that the limitations of liability, indemnities and waivers shall continue in full force and effect and shall be enforceable by the Authority or its successors or assigns. Several of the other documents in such transactions also included language that the Authority

included any successors and assigns. Therefore, we believe we can argue that such provisions already placed the parties on notice that there may someday be a successor or assign to the Authority. Similar to the issue in publicly traded deals, not all the documents include successor or assign language. However, we would argue once again that since most of the “primary” documents included “successor or assign” language such language was sufficient to provide notice to the bondholder.

### *Privately Placed Loans evidenced by Bonds issued under an Indenture*

During the course of the review, we discovered that two transactions (with the same documentation) restricts assignment. The Loan Agreement in the Drew School transaction (2014 and 2015) prohibits the Authority from assigning its rights under the documents. However, there is a provision in the indenture that permits an amendment to provide for a successor authority without the consent of US Bank as the Bond Purchaser, but we will need to obtain the consent of the borrower. We believe we should be able to amend the documents to provide for a successor authority by working with the Borrower.

### *Recommendations*

For the transactions that are publicly traded (and don’t have insurance, credit enhancement or swaps) we recommend providing notice of the appointment of a successor for the Authority based upon Section 9.4 of the applicable indentures. The notice can be general as to the appointment and should be provided after we obtain any necessary consents as described in Phase II. The transactions that have insurance, credit enhancement or swaps would be part of the Phase II review. Those transactions would require additional review (see Phase II) since they might require consents from or notices to other parties. We are also recommending review of all loans with US Bank to confirm which US Bank transactions have similar restrictions as Drew School. Such transactions will likely require amendments to the Indenture similar to the Drew School. We believe that the implementation could be relatively straight forward, but will not know for sure until we begin Phase II.

## **Phase II**

For Phase II, we are proposing reviewing the following additional transactions:

- 1) All community facilities district transactions and confirm composition of the community facilities district,
- 2) Insured transactions or transactions that have credit enhancement to confirm whether consent (or notice) is required,
- 3) All US Bank direct purchase deals to confirm whether other transactions contain a similar provision as Drew School,
- 4) All transactions containing swaps, along with swap documentation, and
- 5) Per Brian’s suggestion, 15% of the remaining transactions.

The 15% of the remaining transactions will be randomly selected and will include publicly traded transactions and private placement transactions. The expectation is that enough of the transactions will

be reviewed even with the smaller sample that we would be able to address any potential issues from the sample reviewed. However, should new issues be discovered while reviewing the 15%, the number of transactions could be expanded.

Additionally, we will have to confer with tax counsel to ensure that there are no tax issues and discuss any potential continuing disclosure issues due to the appointment of a successor. If any issues arise, we will immediately confer with the Authority and will have a suggested approach. While we did some very preliminary and more global legal research into the successor issue, we would have to do further research into appointment of a successor under California law.

Once we complete Phase II, we will work with the Agency to prepare and provide the requisite amendments, notices and obtain consent as necessary based on the review. Once the necessary amendments are executed, notices are provided and consents obtained, the Authority should have a board meeting and formally appoint its successor. At this point, we will have to provide notice to the publicly traded transactions subject to continuing disclosure requirements. Some notices will be mandatory and some will be voluntary.

## **Cost**

For Phase II, we will continue to use a blended rate of \$600 per hour. The amount of time spent on reviewing the documents depends on the complexity of each underlying transaction, so we expect that on average the document reviewing will be approximately 4.5 hours per transaction. Also, there are 5 outstanding community facilities district transactions, each of which will need to be reviewed and have more documents than other deals. It is still not known how many transactions include insurers, swaps or US Bank as a bond purchaser. However, we are proposing a cap of \$250,000 for Phase II since we will be reviewing a portion of the transactions instead of all the transactions.



## MEMORANDUM

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**TO:** Brian Mayhew, Susan Woo, Catherine Cam and Nicholas Mar      **FROM:** Rudy Salo and Angelica Valencia

**RE:** ABAG FAN – Successor Agency Phase II Review      **DATE:** November 1, 2019

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### Summary

Pursuant to your request to assist you with determining whether there are any legal or transaction-based impediments to ABAG Finance Authority for Nonprofit Corporations (the “Authority”) appointing Advancing California Finance Authority (the “ACFA”) as a successor agency, we have taken a multi-step approach to review outstanding Authority obligations and address potential issues.

In Phase I, we reviewed ten initial transactions to determine whether there were any provisions prohibiting the Authority from consummating any assignments. On August 12, 2019, we submitted a memorandum with respect to the review of the initial ten transactions (“August 12 Memo”). Within the August 12 Memo we summarized the general results of the initial review and outlined the next step of the review (“Phase II”).

During our Phase II review, we analyzed the Authority’s Joint Powers Agreement, dated as of the April 1, 1990, as revised and amended (the “JPA Agreement”), reviewed a larger sample of transaction documents, and conducted legal analysis to determine whether the ACFA can be appointed as a successor agency.

We are happy to report that so far through two phases of review, we have reviewed the primary documentation for 65 transactions and we have not found any transactions or issues that cannot be addressed either through an amendment, a consent or a discussion with necessary parties.

Below please find an update on the analysis with respect to the possibility of appointing ACFA and our recommendations for implementing the appointment of ACFA (i.e., Phase III).

### Phase II Review

#### **1. Analysis of the JPA Agreement**

The Authority is a joint exercise of powers authority organized and operating under the provisions of Chapter 5 of Division 7 of Title (commencing with Section 6500) of the Government Code of the State of California (the “Act”) and created pursuant to the JPA Agreement.



While the Act codifies the rules of creation, administration and powers of joint powers authorities, it leaves a substantial portion of the powers and rules of joint powers authorities to be established within a joint powers authority agreement. Article VI, clause L of the JPA Agreement provides that the Board of Directors of the Authority (the “Board”) has the power to assign, delegate or contract with a Member Entity (as defined in the JPA Agreement) or *a third party* (emphasis added) to perform any of the duties of the Board, including but not limited to, acting as an administrator for the Authority. This provision will serve as our ultimate guide in the appointment of ACFA as the successor to the Board’s duties and to act as an administrator of the Authority.

In Phase III, we will prepare a resolution of the Board whereby it will appoint ACFA to take on the responsibilities, duties and obligations of the Authority’s Board and as administrator of the Authority pursuant to Article VI, clause L of the JPA Agreement.

We note, however, that the Authority itself will not be dissolved, but its responsibilities (including its Board responsibilities) will be transferred to the ACFA. This is because Article XXI of the JPA Agreement provides that the JPA Agreement cannot be terminated until all the principal of and interest on the Authority’s revenue bonds and other evidence of indebtedness have been paid in full, and two-thirds of the Member Entities have consented in writing to its termination. If the Authority is concerned with whether it will ever obtain the two-thirds consent of its Member Entities, perhaps it should explore getting an advance consent of such Member Entities now so that once all debt has been paid in full, the Authority can then terminate.

## **2. Phase II Document Review**

During Phase II, we reviewed 54 transactions, of which 3<sup>1</sup> transactions were community facilities districts, 5 contained swap documentation (but three had terminations), 7<sup>2</sup> deals involved US Bank as a direct purchaser and 24<sup>3</sup> of deals had credit enhancement. We also reviewed California case law for any cases addressing the appointment of a successor to joint powers authority. We can report that the California case law we researched did not result in any divergence of our current plan to appointment ACFA as a successor agency. We also conferred with our tax counsel, Travis Gibbs, and based on the authority that is provided in the JPA Agreement to appoint a successor administrator, he doesn’t expect any issues from a tax perspective. Below is a brief summary of our findings from the transactions we reviewed during Phase II.

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<sup>1</sup> There are five community facilities districts (see footnote 4), however, two of the community facilities districts transactions were reviewed as part of Phase I.

<sup>2</sup> There are twelve transactions that had U.S. Bank as the original holder, however, three of those transactions are expected to get paid this year (Tara Village Apartments, Tracy Village Apartments and Unity Estates) and two were reviewed as part of Phase I. For purposes of the review, we did not include the three transactions that will be repaid this year. During the repayment of those transactions, we need to make sure that the Regulatory Agreement amendments, which will continue to be outstanding, reflect the language of successors and assigns.

<sup>3</sup> There were 27 transactions with some form of credit enhancement or insurance. Two were reviewed as part of Phase I and we were unable to track documents on the Insured Nonprofit Program Financing #2 Big Valley Medical Services. The Windemere Ranch Infrastructure Financing Program that took place in 2017 isn’t included in the count of 27, since we were already including it as part of the community facilities districts.

*a. Community Facilities Districts<sup>4</sup>*

Generally, the Board is the legislative body of the community facilities districts which it has established and acts on behalf of the community facilities districts. Any obligations (including obligations of the Board) that the Authority has with respect to the community facilities districts it created must also be managed by ACFA as the appointed successor pursuant to Article VI, clause L.

Additionally, several of the establishing documents (such as the community facilities district agreements) include provisions providing that the agreements are binding on the Authority and its successors and assigns. Therefore, we believe such provision already put bondholders on notice that the Authority may appoint a successor in the future, which was always contemplated in Article VI, clause L of the JPA Agreement.

Also, the indentures of the community facilities districts generally included a provision that addressed the issue of a successor to the Authority. The successor provision provides that references to the Authority in the respective indenture are deemed to include the Authority's successor. Certain documents also included references to successors and assigns when defining the Authority. While such use was not consistent in all the documents, we would argue that the language in the primary documents provided sufficient notice to the bondholders.

As a part of the Phase III implementation, we recommend providing notice to each of the parties to the respective community facilities district agreements<sup>5</sup>, borrowers and other relevant parties with respect to the appointment of ACFA as a successor to the Board pursuant to Article VI, clause L of the JPA Agreement and that ACFA will be acting as an administrator on behalf of the Board.

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<sup>4</sup> The community facilities districts include: (i) the ABAG Finance Authority for Nonprofit Corporations Community Facilities District No. 2006-1 (San Francisco Rincon Hill), (ii) ABAG Finance Authority for Nonprofit Corporations Community Facilities District No. 2004-1 (Seismic Safety Improvements – 690 and 942 Market Street Project), (iii) ABAG Finance Authority for Nonprofit Corporations Community Facilities District No. 2006-2 (San Francisco Mint Plaza Area), (iv) and 2 transaction that were Windemere Ranch Infrastructure Financing Program (one in 2014 and another in 2017). On May 24, 2014, the Board of Directors adopted a resolution creating the ABAG Finance Authority for Nonprofit Corporations Community Facilities District No. 2004-2 (Windemere Ranch). Association of Bay Area Governments also established a Windemere Ranch Reassessment District on May 20, 1999. In the Windemere Ranch transaction that closed in August 2014 (the “2014 Windemere Transaction”), the Authority issued bonds to refund a portion of Windemere bonds issued in 2007. The 2007 Windemere Ranch bonds were issued to finance the acquisition of certain Association of Bay Area Governments Windemere Ranch Reassessment District bonds and ABAG Finance Authority for Nonprofit Corporations Community Facilities District No. 2004-2 (Windemere Ranch) bonds. Revenues used for the payment of the 2014 Windemere Ranch Transaction bonds is primarily the amounts received as payments of debt service on the certain Association of Bay Area Governments Windemere Ranch Reassessment District bonds and ABAG Finance Authority for Nonprofit Corporations Community Facilities District No. 2004-2 (Windemere Ranch) bonds. The 2017 Windemere Ranch bonds were issued to refund certain 2007 Windemere Ranch bonds. The security for the 2017 Windemere Ranch bonds was the debt service payment on certain Windemere Ranch Reassessment District bonds and Community Facilities District No. 2004-2 (Windemere Ranch) bonds.

<sup>5</sup> The Windemere Ranch and Communities Facilities District No. 2004-1 (Seismic Safety Improvements – 690 and 942 Market Street Project) transactions contain some of the formation documents. We would like to request a copy of the all the formation documents if they are available.

*b. Swaps*

In connection with certain bonds that the Authority issued on behalf of various borrowers, interest rate swap agreements and related documentation were executed for the purpose of hedging interest rate risk (the “Swap Documents”). The Authority is not a party to any Swap Documents; however, there are provisions in the Swap Documents that could affect whether we need to obtain consent from the swap parties.

For example, the California Alumni Association Swap Documents contain a provision that if there is any amendment, supplement or modification or waiver of any of the “Incorporated Provisions” without the prior consent of the other swap party, then such amendment, supplement, modification or waiver will have no force or effect with respect to the Swap Documents. As defined in the Swap Documents, “Incorporated Provisions” includes each provision in the letter of credit reimbursement agreement and the security agreement. The Authority is not a party to the letter of credit reimbursement agreement or the security agreement. We believe that the appointment of ACFA as the administrator of the Authority’s Board has no effect on the underlying documents or any “Incorporated Provisions,” though we will want to confirm this by conferring with the swap parties, and if any amendments are necessary in Phase III for any transactions that have Swap Documents to obtain any consents from the swap parties, if necessary. As an aside, Rudy Salo represents Bank of America, N.A. in connection with the California Alumni Association, and he will be able to confer with them quickly during Phase III.

The California Alumni Association Swap Documents also contain a termination event for a modification to the letter of credit and reimbursement agreement and the security agreement in such a way as to adversely affect any of Bank of America’s rights or obligations or impact the ability of the California Alumni Association to perform its obligation without the consent of Bank of America. We believe that the appointment of a successor to the Authority’s Board of Directors should not materially adversely affect Bank of America’s rights or the California Alumni Association’s ability to perform its obligations.

During Phase III, we recommend (as a courtesy and for administrative purposes going forward) that the Authority provide notice to the parties of all Swap Documents with regards to the appointment of ACFA pursuant to Article VI, clause L of the JPA Agreement.

*c. U.S. Bank Direct Purchases*

As mentioned in the August 12 Memo, the Drew School transactions contained language that restricted the Authority’s ability to assign its rights and obligations under the Indenture and Loan Agreement. Specifically, the Loan Agreement in the Drew School transactions (both 2014 and 2015) prohibits the Authority from assigning its rights under the documents. Santa Cruz Montessori also contains similar restrictions on the assignment by the Authority of its rights.<sup>6</sup> However, as discussed in the August 12 Memo, we recommend amending the affected loan agreements pursuant to the amendment

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<sup>6</sup> The language reflected in Drew School and Santa Cruz Montessori provides that the Authority cannot assign the Loan Agreement except to the Trustee pursuant to the indenture or as may be necessary to enforce or secure the payment of bond service charges.

provisions set forth in the applicable Indenture and Loan Agreement for those transactions. Such amendments will require the consent of the respective borrower. We believe we should be able to amend the documents to provide for ACFA to become a successor by working with the respective borrowers. From our review thus far, only the Drew School transactions and Santa Cruz Montessori are the only two US Bank transactions that contain these prohibitions on assignment. We further note that we have already had preliminary discussions with the Borrower and Bond Counsel on the Santa Cruz Montessori transaction.

For the U.S. Bank transactions that do not contain the restrictive provision or that otherwise does not address an assignment by the Authority,<sup>7</sup> we recommend providing a simple notice regarding appointment of ACFA pursuant to Article VI, clause L of the JPA Agreement.

*d. Additional Transactions*<sup>8</sup>

Generally, the primary issuing documents of transactions include successor or assigns or is silent on the issue. The primary issuing documents may define Authority to include successor or assigns or contain a provision that addresses the issue of successors by clarifying that the agreements bind and inure to the benefit of the successors and assigns. As previously discussed in the August 12 Memo, inconsistencies exist with respect to some transactions including language that directly addressed successors while other transaction documents are silent. For example, some transactions specifically included “successor and assigns” language within the definition of the Authority or language that clarified that any references to the Authority will inure to a successor or assign. While the documents within each transaction were not consistent with the treatment of successor language or provisions, we believe most of the “primary” documents included “assignment/successor” language to have provided sufficient notice to the bondholders in the extremely unlikely scenario that any bondholders complain about the assignment.

With respect to the transactions that have letter of credits, we need the current termination dates. For example, the Pathways Home Health and Hospice transactions has a letter of credit that was set to expire in October 2009, with the possibility for extensions. However, it isn’t clear what the current expiration date of the letter of credit is.

The Authority generally is not a party to the reimbursement agreements, so there are no restrictions as to the role of the Authority. However, credit providers generally request to receive notices that are provided to other parties, we would recommend that we provide notices to the credit enhancement providers of the appointment of ACFA.

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<sup>7</sup> The transactions include: Hayward Senior Apartments, Kings Garden, Lincoln Court, Terracina at Springlake, Vintage at Laguna and Vintage Square at Westpark.

<sup>8</sup> Includes the review of 24 transactions that have credit enhancement. We were unable to track documents on the Insured Nonprofit Program Financing #2 Big Valley Medical Services.

And should there be any pushback from any party, we will argue that Article VI, clause L of the JPA Agreement provided notice to holders of the Authority's obligations that a successor or administrator can be appointed to take over the Board duties.

### **Recommendations for Phase III Implementation**

The first step with respect to the implementation of the appointment of ACFA will be working the borrowers of the transactions that require consent. Before the Board can act to appoint ACFA, we must ensure we have consent of the required parties, including U.S. Bank. Since Rudy Salo works with U.S. Bank, he will take the lead in conferring with them.

At the same time, we will work on amendments for those transactions that require amendments. Once we have received the consent and the amendments, we will draft a resolution for the Board to make the official appointment of ACFA pursuant to Article VI, clause L of the JPA Agreement. The Board must hold a meeting in order to adopt the appointment resolution. After the appointment, we will draft notices, including those required pursuant to the continuing disclosure requirements for all publicly-issued transactions to post on EMMA. We will also draft a notice to the rating agencies, swap parties and credit enhancement providers. For the transactions that were privately-placed and don't require consent/amendments, we will prepare notices to deliver to those parties. We also note that the transactions that include regulatory agreements require written notice to the borrowers regarding the appointment of a new administrator.

### **Cost**

For Phase III, we will continue to use a blended rate of \$600 per hour. We will draft a resolution appointing ACFA, prepare notices with respect to the appointment of ACFA to the rating agencies, swap parties, insurance and credit enhancement providers, trustees and other parties, correspond with and address any issues of the respective borrowers/direct purchasers (as necessary), draft amendments for those transactions that require amendments and draft and navigate the necessary consents. We are proposing a cap of \$200,000 for Phase III.

[ABAG FAN LETTERHEAD]

[RATING AGENCY ADDRESS]

Dated: \_\_\_\_, 2020

The Association of Bay Area Governments Finance Authority for Nonprofit Corporations (“ABAG FAN”) hereby gives notice as follows:

1. ABAG FAN has issued multiple series of bonds, as set forth in Exhibit A, which were rated by [NAME OF RATING AGENCY].

2. Pursuant to Article VI(L) of the Joint Powers Agreement creating the ABAG Finance Authority for Nonprofit Corporations, dated as of April 1, 1990, revised as of September 18, 1990 and June 9, 1992, as amended (the “ABAG FAN Joint Powers Agreement”), ABAG FAN has the power to assign, delegate or contract with a third party to perform any of the duties of the ABAG FAN Board of Directors (the “ABAG FAN Board”), including but not limited to, acting as an administrator for the ABAG FAN Board.

3. On \_\_\_\_, 2020, the ABAG FAN Board adopted Resolution No. [ ], approving the transfer of any and all of its duties and administrator responsibilities to Advancing California Finance Authority (the “Financing Authority”).

4. On \_\_\_\_, 2020, the Financing Authority’s board of directors adopted Resolution No. [ ], accepting the transfer of any and all duties and administrator responsibilities from the ABAG FAN Board.

5. Effective as of [INSERT DATE 60 DAYS AFTER ADOPTION OF ACFA RESOLUTION], the Financing Authority’s board of directors will assume all of ABAG FAN Board’s responsibilities and will serve as the new administrator for ABAG FAN.

Dated as of the date and year written above.

ABAG FINANCE AUTHORITY FOR NONPROFIT  
CORPORATIONS

By: \_\_\_\_\_  
Authorized Representative

## EXHIBIT A

Bond Issue

Dated Date

CUSIP<sup>†</sup>

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<sup>†</sup> CUSIP® is a registered trademark of the American Bankers Association. CUSIP data herein is provided by CUSIP Global Services (CGS), which is managed on behalf of the American Bankers Association by S&P Global Market Intelligence. This information is not intended to create a database and does not serve in any way as a substitute for the CGS database. CUSIP numbers have been assigned by an independent company not affiliated with ABAG FAN and are included solely for the convenience of the registered owners of the applicable Bonds. ABAG FAN is not responsible for the selection or uses of these CUSIP numbers, and no representation is made as to their correctness on the applicable Bonds or as included herein. The CUSIP number for a specific maturity is subject to being changed after the issuance of the Bonds as a result of various subsequent actions including, but not limited to, a refunding in whole or in part or as a result of the procurement of secondary market portfolio insurance or other similar enhancement by investors that is applicable to all or a portion of certain maturities of the applicable Bonds.

[ABAG FAN LETTERHEAD]

[BORROWER ADDRESS]

Dated: \_\_\_\_, 2020

The Association of Bay Area Governments Finance Authority for Nonprofit Corporations (“ABAG FAN”) hereby gives notice as follows:

1. On \_\_\_\_, ABAG FAN issued \$[NAME OF BONDS], which proceeds were loaned to [NAME OF BORROWER].

2. Pursuant to Article VI(L) of the Joint Powers Agreement creating the ABAG Finance Authority for Nonprofit Corporations, dated as of April 1, 1990, revised as of September 18, 1990 and June 9, 1992, as amended (the “ABAG FAN Joint Powers Agreement”), ABAG FAN has the power to assign, delegate or contract with a third party to perform any of the duties of the ABAG FAN Board of Directors (the “ABAG FAN Board”), including but not limited to, acting as an administrator for the ABAG FAN Board.

3. On \_\_\_\_, 2020, the ABAG FAN Board adopted Resolution No. [ ], approving the transfer of any and all of its duties and administrator responsibilities to Advancing California Finance Authority (the “Financing Authority”).

4. On \_\_\_\_, 2020, the Financing Authority’s board of directors adopted Resolution No. [ ], accepting the transfer of any and all duties and administrator responsibilities from the ABAG FAN Board.

5. Effective as of [INSERT DATE 60 DAYS AFTER ADOPTION OF ACFA RESOLUTION], the Financing Authority’s board of directors will assume all of ABAG FAN Board’s responsibilities and will serve as the new administrator for ABAG FAN.

6. [Add when applicable] [ABAG FAN and [Borrower Name] entered into a [Regulatory Agreement, dated as of \_\_\_\_] (the “Regulatory Agreement”). Pursuant to Section \_\_\_\_ of the Regulatory Agreement, ABAG FAN is hereby providing notice that the Financing Authority shall be the administrator under the Regulatory Agreement.]

Dated as of the date and year written above.

ABAG FINANCE AUTHORITY FOR NONPROFIT  
CORPORATIONS

By: \_\_\_\_\_  
Authorized Representative



[ABAG FAN LETTERHEAD]

[CREDIT ENHANCEMENT ADDRESS]

Dated: \_\_\_\_, 2020

The Association of Bay Area Governments Finance Authority for Nonprofit Corporations (“ABAG FAN”) hereby gives notice as follows:

1. On \_\_\_\_, ABAG FAN issued \$[NAME OF BONDS], which proceeds were loaned to [NAME OF BORROWER], which bonds were insured by [ ]. [ADD ADDITIONAL BONDS IF NECESSARY]

2. Pursuant to Article VI(L) of the Joint Powers Agreement creating the ABAG Finance Authority for Nonprofit Corporations, dated as of April 1, 1990, revised as of September 18, 1990 and June 9, 1992, as amended (the “ABAG FAN Joint Powers Agreement”), ABAG FAN has the power to assign, delegate or contract with a third party to perform any of the duties of the ABAG FAN Board of Directors (the “ABAG FAN Board”), including but not limited to, acting as administrator for the ABAG FAN Board.

3. On \_\_\_\_, 2020, the ABAG FAN Board adopted Resolution No. [ ], approving the transfer of any and all of its duties and administrator responsibilities to Advancing California Finance Authority (the “Financing Authority”).

4. On \_\_\_\_, 2020, the Financing Authority’s board of directors adopted Resolution No. [ ], accepting the transfer of any and all duties and administrator responsibilities from the ABAG FAN Board.

5. Effective as of [INSERT DATE 60 DAYS AFTER ADOPTION OF ACFA RESOLUTION], the Financing Authority’s board of directors will assume all of ABAG FAN Board’s responsibilities and will serve as the new administrator for ABAG FAN.

Dated as of the date and year written above.

ABAG FINANCE AUTHORITY FOR NONPROFIT  
CORPORATIONS

By: \_\_\_\_\_  
Authorized Representative

[ABAG FAN LETTERHEAD]

[SWAP PARTIES]

Dated: \_\_\_\_, 2020

The Association of Bay Area Governments Finance Authority for Nonprofit Corporations (“ABAG FAN”) hereby gives notice as follows:

1. On \_\_\_\_, ABAG FAN issued \$[NAME OF BONDS], which proceeds were loaned to [NAME OF BORROWER].

2. [SWAP COUNTERPARTY A] and [SWAP COUNTERPARTY B] entered into an [ISDA Master Agreement, dated as of [ ], along with a Schedule to the ISDA Master Agreement, dated as of [ ], and a Confirmation, dated as of [ ], collectively, the “Swap Documents”]/[NAME OF SWAP DOCUMENTS].

3. Pursuant to Article VI(L) of the Joint Powers Agreement creating the ABAG Finance Authority for Nonprofit Corporations, dated as of April 1, 1990, revised as of September 18, 1990 and June 9, 1992, as amended (the “ABAG FAN Joint Powers Agreement”), ABAG FAN has the power to assign, delegate or contract with a third party to perform any of the duties of the ABAG FAN Board of Directors (the “ABAG FAN Board”), including but not limited to, acting as administrator for the ABAG FAN Board.

4. On \_\_\_\_, 2020, the ABAG FAN Board adopted Resolution No. [ ], approving the transfer of any and all of its duties and administrator responsibilities to Advancing California Finance Authority (the “Financing Authority”).

5. On \_\_\_\_, 2020, the Financing Authority’s board of directors adopted Resolution No. [ ], accepting the transfer of any and all duties and administrator responsibilities from the ABAG FAN Board.

6. Effective as of [INSERT DATE 60 DAYS AFTER ADOPTION OF ACFA RESOLUTION], the Financing Authority’s board of directors will assume all of ABAG FAN Board’s responsibilities and will serve as the new administrator for ABAG FAN.

Dated as of the date and year written above.

ABAG FINANCE AUTHORITY FOR NONPROFIT  
CORPORATIONS

By: \_\_\_\_\_  
Authorized Representative

ASSOCIATION OF BAY AREA GOVERNMENTS  
FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS  
(In Connection with Certain Issuances of Bonds with base CUSIP numbers  
\_\_\_\_\_)

VOLUNTARY EVENT NOTICE  
(NOTICE TO MUNICIPAL SECURITIES RULEMAKING BOARD)

Dated: \_\_\_\_\_, 2020

The Association of Bay Area Governments Finance Authority for Nonprofit Corporations (“ABAG FAN”) hereby gives notice as follows:

1. Pursuant to Article VI(L) of the Joint Powers Agreement creating the ABAG Finance Authority for Nonprofit Corporations, dated as of April 1, 1990, revised as of September 18, 1990 and June 9, 1992, as amended (the “ABAG FAN Joint Powers Agreement”), ABAG FAN has the power to assign, delegate or contract with a third party to perform any of the duties of the ABAG FAN Board of Directors (the “ABAG FAN Board”), including but not limited to, acting as administrator for the ABAG FAN Board.

2. On \_\_\_\_\_, 2020, the ABAG FAN Board adopted Resolution No. [ ], approving the transfer of any and all of its duties and administrator responsibilities to Advancing California Finance Authority (the “Financing Authority”).

3. On \_\_\_\_\_, 2020, the Financing Authority’s board of directors adopted Resolution No. [ ], accepting the transfer of any and all duties and administrator responsibilities from the ABAG FAN Board.

4. Effective as of [INSERT DATE 60 DAYS AFTER ADOPTION OF ACFA RESOLUTION], the Financing Authority’s board of directors will assume all of ABAG FAN Board’s responsibilities and will serve as the new administrator for ABAG FAN.

5. The transfer of such duties from ABAG FAN to the Financing Authority is applicable to the issuance of all currently outstanding ABAG FAN bonds with base CUSIP number of [ ] (the “Bonds”).

ABAG FAN delivers this Voluntary Event Notice (Notice to Municipal Securities Rulemaking Board) to the Electronic Municipal Market Access site of the Municipal Securities Rulemaking Board pursuant to its obligations under certain continuing disclosure agreements and certificates in connection with the Bonds.

Dated as of the date and year written above.

ABAG FINANCE AUTHORITY FOR NONPROFIT  
CORPORATIONS

By: \_\_\_\_\_  
Authorized Representative

[ABAG FAN LETTERHEAD]

[TRUSTEE/PAYING AGENT ADDRESS]

Dated: \_\_\_\_, 2020

The Association of Bay Area Governments Finance Authority for Nonprofit Corporations (“ABAG FAN”) hereby gives notice as follows:

1. On \_\_\_\_, ABAG FAN issued \$[NAME OF BONDS], pursuant to [TRUST AGREEMENT/ISSUING AGREEMENT], by and between ABAG FAN and [NAME OF TRUSTEE]. [ADD INFORMATION REGARDING PAYING AGENT, IF ANY]

2. Pursuant to Article VI(L) of the Joint Powers Agreement creating the ABAG Finance Authority for Nonprofit Corporations, dated as of April 1, 1990, revised as of September 18, 1990 and June 9, 1992, as amended (the “ABAG FAN Joint Powers Agreement”), ABAG FAN has the power to assign, delegate or contract with a third party to perform any of the duties of the ABAG FAN Board of Directors (the “ABAG FAN Board”), including but not limited to, acting as an administrator for the ABAG FAN Board.

3. On \_\_\_\_, 2020, the ABAG FAN Board adopted Resolution No. [ ], approving the transfer of any and all of its duties and administrator responsibilities to Advancing California Finance Authority (the “Financing Authority”).

4. On \_\_\_\_, 2020, the Financing Authority’s board of directors adopted Resolution No. [ ], accepting the transfer of any and all duties and administrator responsibilities from the ABAG FAN Board.

5. Effective as of [INSERT DATE 60 DAYS AFTER ADOPTION OF ACFA RESOLUTION], the Financing Authority’s board of directors will assume all of ABAG FAN Board’s responsibilities and will serve as the new administrator for ABAG FAN.

Dated as of the date and year written above.

ABAG FINANCE AUTHORITY FOR NONPROFIT  
CORPORATIONS

By: \_\_\_\_\_  
Authorized Representative



# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0471      **Version:** 1      **Name:**

**Type:** Report      **Status:** Executive Board Approval

**File created:** 3/2/2020      **In control:** ABAG Finance Committee

**On agenda:** 4/16/2020      **Final action:**

**Title:** Approval of Proposed ABAG Operating Budget and Work Program for Fiscal Year 2020-2021

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 11a 1 Summary Sheet Proposed Operating Budget v5.pdf](#)  
[Item 11a 2 Attachment A Presentation ABAG Budget FY 2020 2021 v3.pdf](#)  
[Item 11a 3 Attachment B Draft FY 20-21 Operating Budget Schedule v2.pdf](#)  
[Item 11a 4 Attachment C Draft FY 20-21 Membership Dues Schedule v1.pdf](#)  
[Item 11a 5 Attachment D ABAG Budget Work Program v2.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of Proposed ABAG Operating Budget and Work Program for Fiscal Year 2020-2021

Brian Mayhew

Approval

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 11.a.**

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**Operating Budget and Work Program**

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**Subject:** Approval of Proposed ABAG Operating Budget and Work Program for Fiscal Year 2020-21

**Background:** According to Article XI.B. of the ABAG Bylaws, at least 45 days prior to the annual meeting of the General Assembly, the Executive Director submits to the Executive Board a proposed general budget, including annual membership fee and assessment schedules and summary of revenue and expenditures, actual or projected, for the preceding, current, and next fiscal years, and summary work program for the next fiscal year.

The Executive Board reviews the proposed general budget and summary work program, amending as necessary, and submits them to the General Assembly for review and adoption.

The Executive Board monitors the execution of the budget and summary work program and the Executive Director manages all expenditures subject to the control of the Executive Board.

At its meeting on April 16, 2020, the ABAG Finance Committee is expected to receive a report on the proposed Budget and Work Program for Fiscal Year 2020-21 and to forward a recommendation to the Executive Board.

**Issues:** None

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 11.a.**

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**Operating Budget and Work Program**

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**Recommended Action:** The ABAG Executive Board is requested to recommend ABAG General Assembly approval of the proposed ABAG Operating Budget and Work Program for Fiscal Year 2020-21.

**Attachments:**

- A. Presentation
- B. Proposed Operating Budget FY 2020-21
- C. Proposed Membership Dues FY 2020-21
- D. Proposed Work Program FY 2020-21

**Reviewed:**

  
Therese W. McMillan



# Association of Bay Area Governments

2020/21 Budget Briefing  
ABAG Finance & Executive Committees  
April 16, 2020

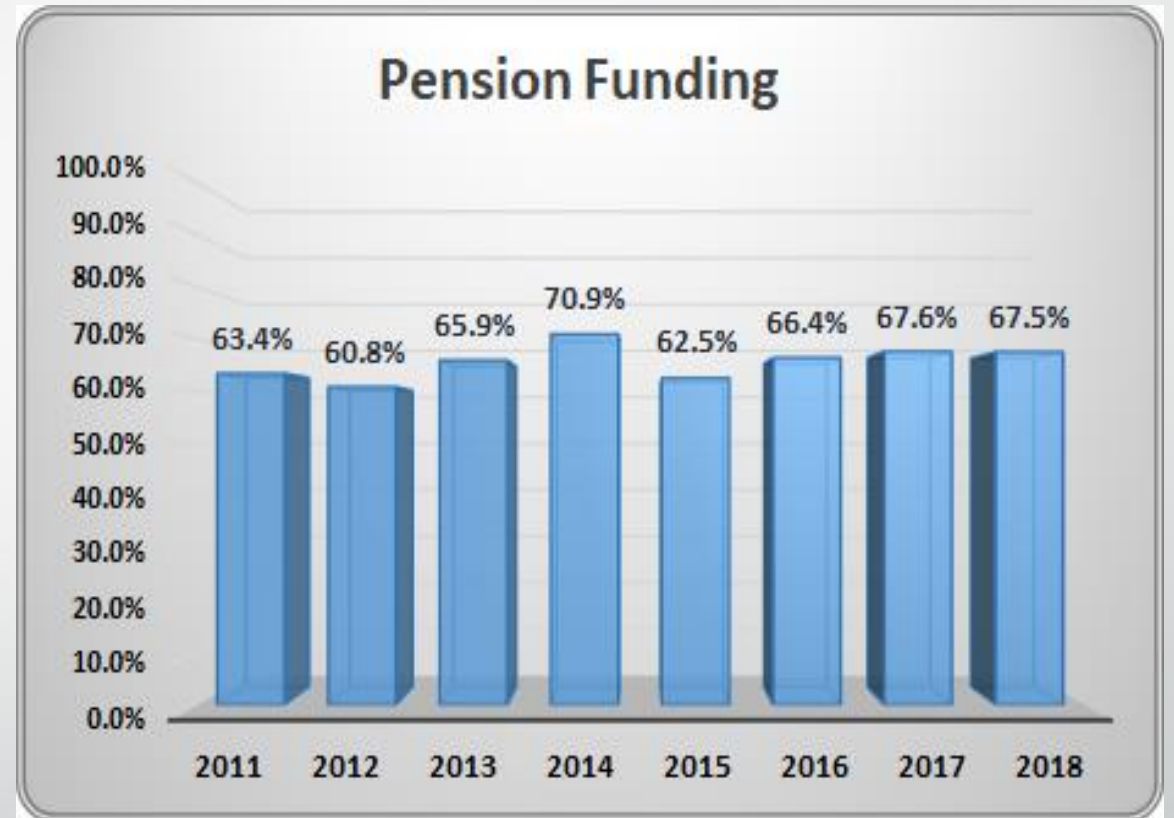


# Financial Summary

- **ABAG financial condition continues to improve**
  - Unfunded OPEB liability is retired
  - PERS obligations should continue to decline
  - BayRen grants continue to grow
  - Estuary Partnership is nearly self-supporting
  - ABAG cash flow is positive
- **FY 2020-21 Draft Budget**
  - Budget is balanced as presented
  - Main revenue source is still grants
  - Membership Dues up 2.2%
  - Past County surcharge now spread to all members under revised formula

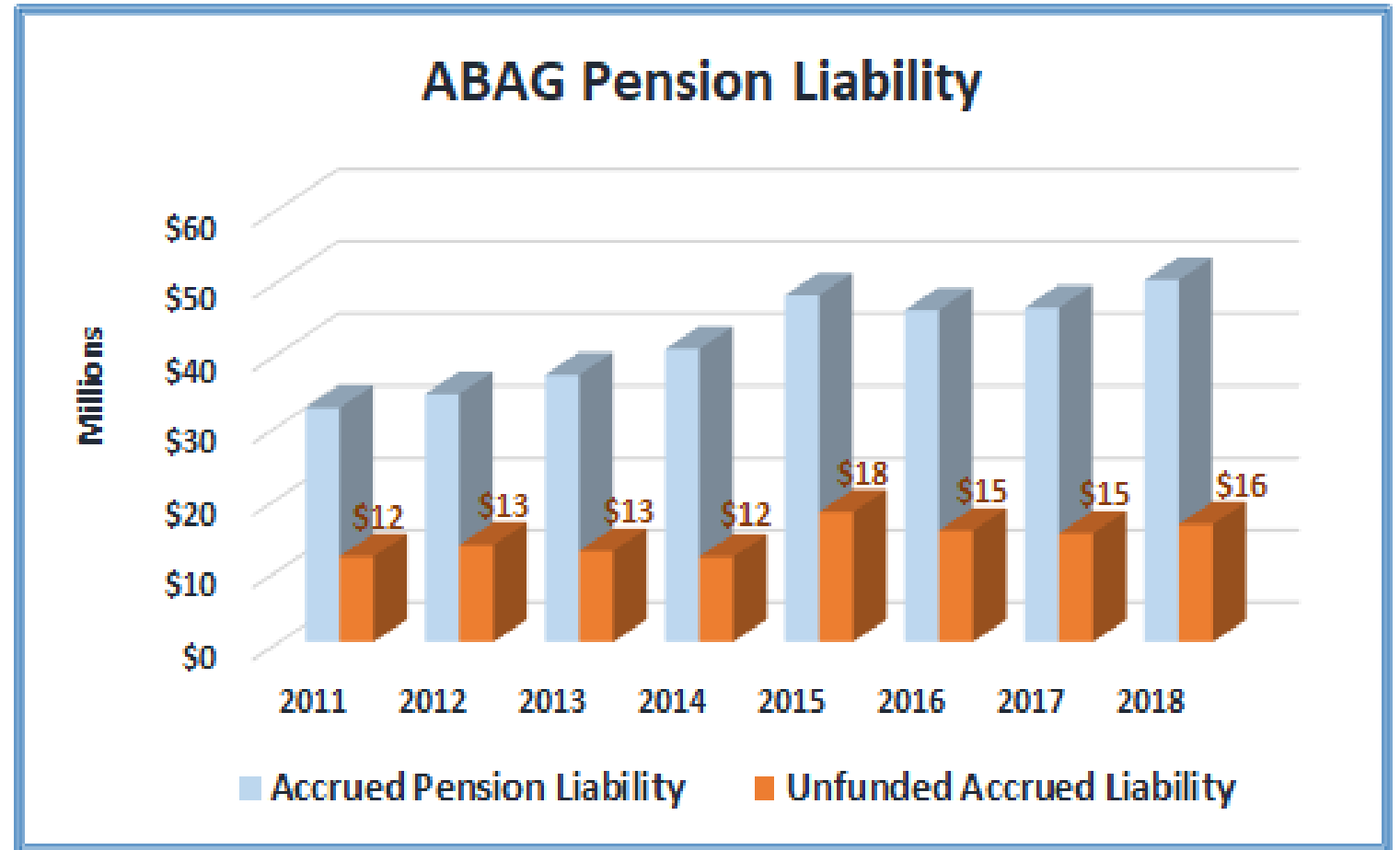
# Pension- PERS

- ABAG is part of a PERS agency pool that combines liabilities for small agencies (under 100 employees)
- Actuarial analysis runs two years behind so the true impact of the consolidation may not yet be evident
- Funding levels are tied to the entire pool not a single agency
- Difficult to achieve full funding when pool is not fully funded
- PERS is working on an actuarial model that will help pool agencies evaluate and plan options to achieve full funding



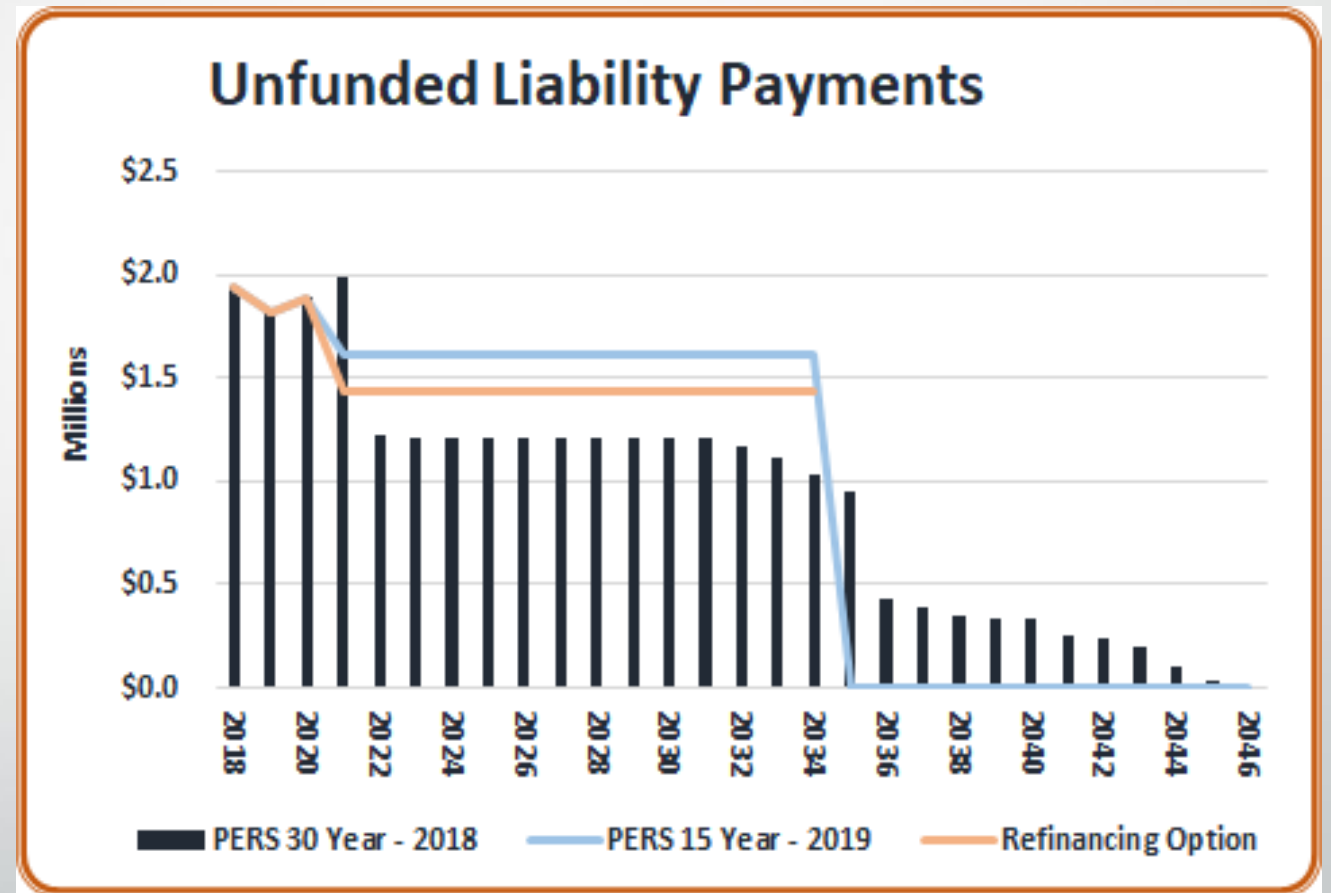
## Pension- PERS Liability

- Since 2011 the accrued PERS liability and the unfunded liability have increased substantially
  - Accrued PERS liability up 55%
  - Unfunded Accrued Liability increased 33%
- ABAG is now in "run-out" mode - no new employees
- The total liability and UAL should stop increasing



# Pension- PERS

- **Current PERS amortization would repay unfunded liability by FY2035**
  - Reduced from 2046
  - Annual payment now fixed \$1.6 million
  - Total payments \$28 million
  - Interest cost \$12 million
- **Given current low rates ABAG might consider financing alternatives**
  - Problem – There is still the problem of the liability pool so any alternative solution may not be permanent
  - Advantage - The liability should not increase - there will be no new retirees added
- **A market-based refinancing could save \$150,000 annually**
  - Over \$2 million during the next 15 years



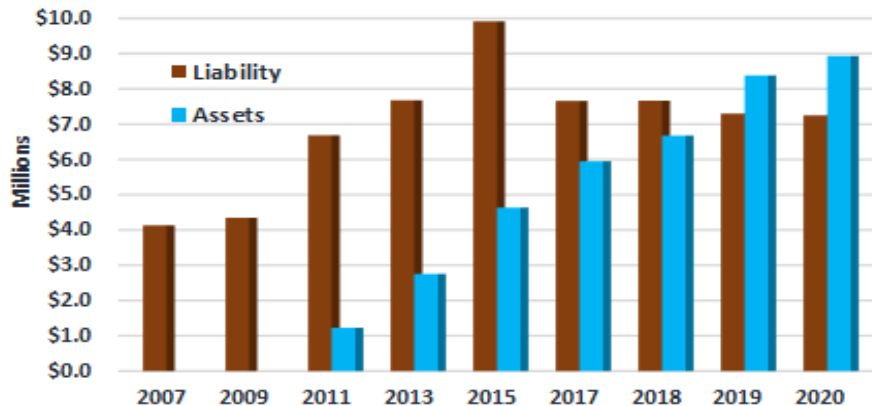
# OPEB Obligation

- Unlike PERS - The final OPEB unfunded liability payment was made in FY 2020
  - Initial actuarial analysis
    - Liability is fully retired
    - Trust may now be slight asset
- ABAG should be able to reimburse all future retiree medical payments from the funds accumulated in the PERS 115 Trust account

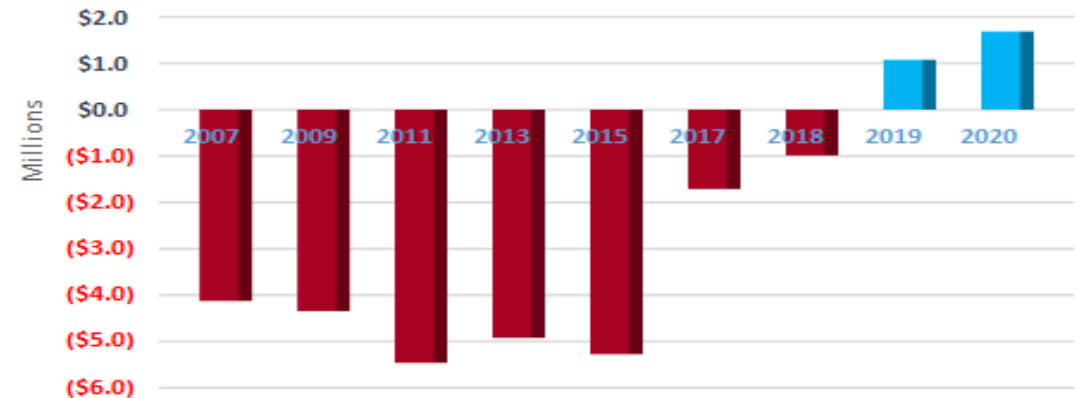
## OPEB Funding Level



## OPEB Asset/Liability Funding



## Unfunded OPEB Liability



# Operating Budget

- Total draft budget is \$83.4 million
  - Administration reflects continuation of State Regional Early Action Plan (REAP) funding approved at mid-year
  - Reduction in overall revenue reflects timing and amounts of continuing grants
  - Expense and transfer budget is \$67.7 million
  - Remaining balance - \$15.7 million
  - Balance represents funding not yet committed to a project

	FY 2019-20	FY 2020-21	
	(Millions \$)	(Millions \$)	
<b>Revenue</b>			
ABAG Administration	\$27.3	\$23.7	
BayREN -Energy	32.9	23.5	
Estuary Partnership	<u>47.0</u>	<u>36.1</u>	
<b>Total Revenue</b>	<b>\$107.2</b>	<b>\$83.4</b>	<b>-22%</b>
<b>Expenses &amp; Transfers</b>			
Staff (MTC)	\$4.3	\$4.4	
ABAG Administration	27.0	24.1	
BayREN-Energy	25.8	21.6	
Estuary Partnership	<u>17.2</u>	<u>17.6</u>	
<b>Total Expenses &amp; Transfers</b>	<b>\$74.3</b>	<b>\$67.7</b>	<b>-8.9%</b>
<b>Budget Balance /(Deficit)</b>	<b>\$32.9</b>	<b>\$15.7</b>	

# ABAG Administration

ABAG Administration budget is balanced

- Major revenue source is the balance of the REAP grant carried over from FY 2019-20
- Major expense will be contractual services and local grants to support REAP funding
- Dues scheduled to increase 2.2%
- Pension costs
  - PERS still increasing
  - OPEB liability paid
- Retiree medical payments will now be fully reimbursed from PERS 115 Trust

ABAG Administration	FY 2019-20	FY 2020-21	
	(Millions \$)	(Millions \$)	
<b>Revenue</b>			
Membership Dues	\$2.90	\$2.95	2.2%
REAP Grant	23.70	20.25	
Other	<u>1.66</u>	<u>.58</u>	
<b>Total Revenue</b>	<b>\$28.26</b>	<b>\$23.78</b>	
<b>Expenses &amp; Transfers</b>			
OPEB – Retiree Medical	\$.61	\$.55	
PERS	2.03	1.68	
Contract Services	20.25	20.25	
Transfer (MTC - REAP)	3.98	---	
Other	1.10	1.32	
<b>Total Expenses &amp; Transfers</b>	<b>\$27.96</b>	<b>\$23.80</b>	
<b>Budget Balance /(Deficit)*</b>	<b>\$.30</b>	<b>\$.03</b>	

\*Excluding Depreciation

## BayREN - Energy

- Main source of revenue is grants for energy retrofit projects from the California Public Utilities Commission (CPUC)
- The energy retrofit grant for FY 2020-21 is expected to be \$23.2 million
- Most of the expenses are for incentive payments and passthrough contributions to other agencies (75%)
- Staff charges are proposed to increase nearly 20% due to scheduled salary and benefit increases and additional staff support

BayREN-Energy	FY 2019-20	FY 2020-21
	(Millions \$)	(Millions \$)
<b>Revenue</b>		
CPUC Grant	\$32.40	\$23.21
Other Grants	.45	.25
Other	---	---
<b>Total Revenue</b>	<b>\$32.85</b>	<b>\$23.46</b>
<b>Expenses &amp; Transfers</b>		
Consultant	\$7.30	\$4.30
Incentives	10.10	9.50
Passthrough Contributions	8.30	7.70
Staff (MTC Transfer)	1.01	1.20
Other	.10	.20
<b>Total Expenses &amp; Transfers</b>	<b>\$26.81</b>	<b>\$22.90</b>
<b>Budget Balance /(Deficit)</b>	<b>\$6.04</b>	<b>\$.60</b>



## San Francisco Estuary Partnership

- SFEP will add approximately \$35.7 million to their active grant program
- With the FY 2020-21 addition the life-to-date grant revenue will exceed \$84 million with \$32 million still active through FY 2020-21
- Passthrough contributions make up the bulk of the budget - 85%
- Staff costs will decrease slightly but should not impact project delivery

SFEP	FY 2019-20	FY 2020-21
	(Millions \$)	(Millions \$)
<b>Revenue</b>		
Grant Revenue	\$46.30	\$35.70
Other Grants	---	---
Other	.10	.10
<b>Total Revenue</b>	<b>\$46.40</b>	<b>\$35.80</b>
<b>Expenses &amp; Transfers</b>		
Consultant	\$.70	\$.50
Passthrough Contributions	16.20	16.70
Staff (MTC Transfer)	3.20	3.00
Other	---	.10
<b>Total Expenses &amp; Transfers</b>	<b>\$20.10</b>	<b>\$20.30</b>
<b>Budget Balance /(Deficit)</b>	<b>\$26.10</b>	<b>\$15.30</b>

## Membership Dues -

The recommended membership dues for FY 2020-21 is \$2.9 million

- The FY 2020-21 dues were calculated adding the annual change in CPI + population (2.2%)
- The FY 2020 dues included a supplemental assessment of \$535,000 agreed to by the county members in FY 2018 & FY 2019
- Starting in FY 2021 the total \$2.95 million membership dues structure is distributed among all member agencies
- The revised membership dues remain at \$2.95 million and will cover all ABAG pension obligations and continued MTC support

	Budget 2019-20	Estimate FY 2020-21	Adjustment	Revised Fee
			\$537,240	
County	\$1,517,009	\$1,550,988	(\$268,620)	\$1,282,368
City	<u>1,365,866</u>	<u>1,393,460</u>	<u>268,620</u>	<u>1,665,080</u>
Total	\$2,882,875	\$2,947,448	--	\$2,947,448

## Supplemental Assessment

In FY 2019 the county members agreed to a supplemental assessment of \$535,000

- FY 2018-19 the county members agreed to add a supplemental assessment to their annual dues
- The counties agreed to extend the assessment one additional year for the FY 2019-20 budget
- Starting FY 2020-21 the supplemental assessment was to be assessed to all member agencies
- The assessment was to help offset the additional expenses incurred and maintained by MTC in the staffing consolidation

### • Ongoing MTC Support

- Increase of \$3.75 million in salary and benefit costs
- Unfunded OPEB liability for active employees
- Overhead support for grant funded programs - \$1 million annually
- Cash flow advance of \$8 million
- Water retrofit program loan of \$2 million

<b>ABAG Combined Operating Budget</b>
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Approved Budget FY 2019-20	Draft Budget FY 2020-21	Difference	Change % Inc./Dec.
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### Revenue

Membership Dues	\$ 2,882,875	\$ 2,946,748	\$ 63,873	2%
Interest Revenue	48,000	50,000	2,000	4%
Grant Revenue	79,138,016	58,649,775	(20,488,241)	-26%
REAP Grant	23,700,000	20,250,000	(3,450,000)	-15%
Other Revenue	1,352,750	1,025,000	(327,750)	-24%
<b>Total Revenue</b>	<b>107,121,641</b>	<b>82,921,523</b>	<b>(24,200,118)</b>	<b>-23%</b>

### Expense

OPEB	611,000	550,000	(61,000)	-10%
PERS	2,025,000	1,675,000	(350,000)	-17%
Travel	44,283	62,580	18,297	41%
General Assembly Conference Exps	20,000	25,000	5,000	25%
Conference/Trning Exps & Fees	14,500	35,000	20,500	141%
Meals	21,977	69,800	47,823	218%
Advertising/Public Awareness	100,000	100,000	-	0%
Beale Assessments	348,400	359,000	10,600	3%
Software Licenses	500	250	(250)	-50%
Memberships	38,500	70,500	32,000	83%
Consultant/Professional Fees	8,425,978	5,845,884	(2,580,094)	-31%
REAP Subrecipient	2,450,000	2,450,000	-	0%
REAP General	17,800,000	17,800,000	-	0%
Single Family Incentive	5,402,020	3,804,923	(1,597,097)	-30%
Multi Family Incentive	3,750,000	3,825,000	75,000	2%
Green Labeling Incentive	-	500,000	500,000	N/A
Commercial Incentives	950,640	1,387,121	436,481	46%
Pass-through/Contrib-Othr Agencies	24,439,185	24,328,362	(110,823)	0%
Supplies	7,179	6,000	(1,179)	-16%
Board Expense	80,000	80,000	-	0%
Audit	230,000	200,000	(30,000)	-13%
Bank Service Charges	20,000	20,000	-	0%
Printing and Reproduction	14,500	15,000	500	3%
Graphics	2,500	2,500	-	0%
Mailing/Postage	5,300	5,760	460	9%
Insurance	150,000	165,000	15,000	10%
Miscellaneous	26,816	56,825	30,009	112%
<b>Total Expenses</b>	<b>66,978,278</b>	<b>63,439,505</b>	<b>(3,538,773)</b>	<b>-5%</b>

### Staff Cost

Staff Cost	2,786,719	2,753,135	(33,584)	-1%
Overhead	1,490,554	1,559,959	69,405	5%
<b>Total Staff Cost</b>	<b>4,277,273</b>	<b>4,313,094</b>	<b>35,821</b>	<b>1%</b>

<b>Transfers In</b>	1,100,000	125,000	(975,000)	-89%
<b>Transfers (Out)</b>	(4,080,000)	(814,583)	3,265,417	-80%

<b>Total Expense and Transfers</b>	<b>74,235,551</b>	<b>68,442,182</b>	<b>(5,793,369)</b>	<b>-8%</b>
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<b>Depreciation</b>	-	<b>350,000</b>	<b>350,000</b>	<b>N/A</b>
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<b>Year End Balance</b>	<b>\$ 32,886,090</b>	<b>\$ 14,129,341</b>	<b>\$ (18,756,749)</b>	<b>-57%</b>
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# ABAG Administration

Approved Budget  
FY 2019-20

Draft Budget  
FY 2020-21

Difference

Change %  
Inc./Dec.)

## Revenue

Membership Dues	\$ 2,882,875	\$ 2,946,748	\$ 63,873	2%
Interest Revenue	48,000	50,000	2,000	4%
REAP Grant	23,700,000	20,250,000	(3,450,000)	-15%
Other Revenue	614,500	550,000	(64,500)	-10%
<b>Total Revenue</b>	<b>27,245,375</b>	<b>23,796,748</b>	<b>(3,448,627)</b>	<b>-13%</b>

## Expense

OPEB	611,000	550,000	(61,000)	-10%
PERS	2,025,000	1,675,000	(350,000)	-17%
Travel	3,150	3,500	350	11%
Meals	14,000	14,000	-	0%
General Assembly Conference Exps	20,000	25,000	5,000	N/A
Beale Assessments	348,400	359,000	10,600	3%
Memberships	27,500	60,500	33,000	120%
Consultant/Professional Fees	200,000	382,000	182,000	91%
REAP Subrecipient	2,450,000	2,450,000	-	0%
REAP General	17,800,000	17,800,000	-	0%
Board Expense	80,000	80,000	-	0%
Audit	230,000	200,000	(30,000)	-13%
Bank Service Charges	20,000	20,000	-	0%
Insurance	150,000	165,000	15,000	10%
Miscellaneous	1,000	5,000	4,000	400%
<b>Total Expenses</b>	<b>23,980,050</b>	<b>23,789,000</b>	<b>(191,050)</b>	<b>-1%</b>

<b>Transfers In</b>	1,000,000	25,000	(975,000)	-98%
<b>Transfers (Out)</b>	(3,980,000)	(714,583)	3,265,417	-82%

<b>Total Expense and Transfers</b>	<b>26,960,050</b>	<b>24,478,583</b>	<b>(2,481,467)</b>	<b>-9%</b>
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<b>Surplus/(Deficit) before Depreciation</b>	<b>285,325</b>	<b>(681,835)</b>	<b>(967,160)</b>	<b>-339%</b>
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<b>Depreciation</b>	-	350,000	350,000	100%
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<b>Year End Balance</b>	<b>\$ 285,325</b>	<b>\$ (1,031,835)</b>	<b>\$ (1,317,160)</b>	<b>-462%</b>
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## BayRen - Energy

	Approved Budget FY 2019-20	Draft Budget FY 2020-21	Difference	Change % Inc./((Dec.))
<b>Revenue</b>				
CPUC Grant	\$ 32,402,838	\$ 23,215,583	\$ (9,187,255)	-28%
Other Grant	424,637	246,692	(177,945)	-42%
Other Revenue	27,350	-	(27,350)	-100%
<b>Total Revenue</b>	<b>32,854,825</b>	<b>23,462,275</b>	<b>(9,392,550)</b>	<b>-29%</b>
<b>Expense</b>				
Travel	11,000	15,380	4,380	40%
Conference/Trning Exps & Fees	8,000	10,000	2,000	25%
Meals	4,000	5,000	1,000	25%
Advertising/Public Awareness	100,000	100,000	-	0%
Software Licenses	500	250	(250)	-50%
Memberships	11,000	10,000	(1,000)	-9%
Consultant/Professional Fees	7,281,188	4,341,857	(2,939,331)	-40%
Single Family Incentive	5,402,020	3,804,923	(1,597,097)	-30%
Multi Family Incentive	3,750,000	3,825,000	75,000	2%
Green Labeling Incentive	-	500,000	500,000	N/A
Commercial Incentives	950,640	1,387,121	436,481	46%
Passthru/Contrib-Othr Agncies	8,261,123	7,669,806	(591,317)	-7%
Miscellaneous	25,816	25,000	(816)	-3%
<b>Total Expense</b>	<b>25,805,287</b>	<b>21,694,337</b>	<b>(4,110,950)</b>	<b>84%</b>
<b>Staff Cost</b>				
<b>Staff Cost</b>	659,596	746,052	86,456	13%
<b>Overhead</b>	352,803	422,714	69,911	20%
<b>Total Staff Cost</b>	<b>1,012,399</b>	<b>1,168,766</b>	<b>156,367</b>	<b>15%</b>
<b>Total Expense</b>	<b>26,817,686</b>	<b>22,863,103</b>	<b>(3,954,583)</b>	<b>-15%</b>
<b>Year End Balance</b>	<b>\$ 6,037,139</b>	<b>\$ 599,172</b>	<b>\$ (5,437,967)</b>	<b>-90%</b>

## San Francisco Estuary Partnership

	Approved Budget FY 2019-20	Draft Budget FY 2020-21	Difference	Change % Inc./Dec.
<b>Revenue</b>				
Grant Revenue	\$ 46,310,541	\$ 35,187,500	\$ (11,123,041)	-24%
<b>Total Revenue</b>	<b>46,310,541</b>	<b>35,187,500</b>	<b>(11,123,041)</b>	<b>-24%</b>
<b>Expense</b>				
Travel	30,133	28,700	(1,433)	-5%
Meals	1,977	800	(1,177)	-60%
Conference/Trning Exps & Fees	6,500	-	(6,500)	-100%
Supplies	7,179	6,000	(1,179)	-16%
Consultant/Professional Fees	714,515	917,027	202,512	28%
Passthru/Contrib-Othr Agencies	16,178,062	16,658,556	480,494	3%
Printing and Reproduction	14,500	15,000	500	3%
Graphics	2,500	2,500	-	0%
Mailing/Postage	5,300	5,760	460	9%
<b>Total Direct Expense</b>	<b>16,960,666</b>	<b>17,634,343</b>	<b>673,677</b>	<b>4%</b>
<b>Staff Cost</b>				
Staff Cost	2,063,821	1,910,604	(153,217)	-7%
Overhead	1,103,892	1,082,549	(21,343)	-2%
<b>Total Staff Cost</b>	<b>3,167,713</b>	<b>2,993,153</b>	<b>(174,560)</b>	<b>-6%</b>
<b>Total Expense</b>	<b>20,128,379</b>	<b>20,627,496</b>	<b>499,117</b>	<b>2%</b>
<b>Surplus/(Deficit) before Transfer</b>	<b>26,182,162</b>	<b>14,560,004</b>	<b>(11,622,158)</b>	<b>-44%</b>
<b>Transfer (Out)</b>	<b>(100,000)</b>	<b>(100,000)</b>	<b>-</b>	<b>0%</b>
<b>Year End Balance</b>	<b>\$ 26,082,162</b>	<b>\$ 14,460,004</b>	<b>\$ (11,622,158)</b>	<b>-45%</b>

# San Francisco Estuary Partnership Grant Revenue Summary

Fund Source	Grant Number	LTD Grant	LTD Actual	Encumbrance	Grant Balance Thru FY 2019-20	FY 2020-21			FY 2020 - 21 Grant Balance
						Additional Grant	Staff Budget	Consultant Budget	
1336	EPA W999T26201	1,101,943	481,280	146,927	473,735	-	39,933	216,990	216,812
1339	EPA W999T53101	1,509,292	546,538	465,406	497,348	-	86,360	410,987	1
1343	EPA 99T59901	1,935,000	1,445,877	111,349	377,774	662,500	552,165	214,731	273,378
1345	EPA 99T87701	1,481,109	10,005	-	1,471,104	-	311,887	738,239	420,978
1346	EPA 99T93501	489,671	494	-	489,177	-	169,113	232,220	87,844
<b>EPA Total</b>		<b>6,517,014</b>	<b>2,484,194</b>	<b>723,682</b>	<b>3,309,138</b>	<b>662,500</b>	<b>1,159,458</b>	<b>1,813,167</b>	<b>\$ 999,013</b>
1376	DOI C8962434	224,994	89,194	-	135,800	225,000	248,432	69,280	43,088
1377	DOI C8961419	20,000	-	20,000	-	-	-	-	-
<b>DOI Total</b>		<b>244,994</b>	<b>89,194</b>	<b>20,000</b>	<b>135,800</b>	<b>225,000</b>	<b>248,432</b>	<b>69,280</b>	<b>\$ 43,088</b>
2905	DWR 4600010575	7,505,593	4,529,936	2,862,098	113,560	-	57,509	56,050	1
2906	DWR 4600010883	7,681,190	6,404,050	401,218	875,922	-	226,215	134,053	515,654
2907	DWR 4600011486	20,934,168	7,363,170	6,243,457	7,327,540	-	216,089	5,860,307	1,251,144
2913	DWR 4600013248	3,020,000	14,835	-	3,005,165	1,200,000	123,318	2,333,096	1,748,751
<b>DWR Total</b>		<b>39,140,951</b>	<b>18,311,990</b>	<b>9,506,773</b>	<b>11,322,187</b>	<b>1,200,000</b>	<b>623,131</b>	<b>8,383,506</b>	<b>\$ 3,515,550</b>
2305	Caltrans 04-2453	1,661,820	101,146	1,526,368	34,306	-	-	34,306	0
5012	Santa Clara Valley Water Distr	602,532	-	-	602,532	-	235,561	32,387	334,584
2995	Ca Natural Res Agency U59232	541,365	8,917	485,000	47,448	-	4,585	42,862	1
	State Coastal Conservancy	500,000	-	-	500,000	-	51,781	190,956	257,263
<b>Other Grant Total</b>		<b>3,305,717</b>	<b>110,063</b>	<b>2,011,368</b>	<b>1,184,286</b>	<b>-</b>	<b>291,927</b>	<b>300,511</b>	<b>\$ 591,848</b>
CVA National Collaboration						100,000	-	40,000	60,000
IRWM Prop 1 Round 2 & DACTIP Implementation						29,250,000	-	6,134,545	23,115,455
CVA O&M						100,000	-	90,000	10,000
New Delta Stewardship Council science support grant						550,000	-	128,334	421,666
BWQIF 2020 RFP - GI WQ monitoring with SFEI						1,500,000	-	325,000	1,175,000
BWQIF 2020 RFP - PAHL Phase III						1,400,000	-	300,000	1,100,000
CA Resil CA Resilience Challenge						200,000	-	50,000	150,000
<b>New Grants in FY 2020-21 Total</b>						<b>33,100,000</b>	<b>-</b>	<b>7,067,879</b>	<b>\$ 26,032,121</b>
<b>BATA Transfer for O.H.</b>							670,205		
<b>Total Revenue</b>		<b>49,208,676</b>	<b>20,995,441</b>	<b>12,261,823</b>	<b>15,951,411</b>	<b>35,187,500</b>	<b>2,993,153</b>	<b>17,634,343</b>	<b>\$ 31,181,620</b>



# San Francisco Estuary - Conference and Programs

	Approved Budget FY 2019-20	Draft Budget FY 2020-21	Difference	Change % Inc./Dec.
<b>Revenue</b>				
Other Revenue	\$ 710,900	\$ 475,000	\$ (235,900)	-33%
<b>Total Revenue</b>	<b>710,900</b>	<b>475,000</b>	<b>(235,900)</b>	<b>-33%</b>
<b>Expense</b>				
Meals/Catering	2,000	50,000	48,000	2400%
Travel	-	15,000	15,000	N/A
Conference/Trning Exps & Fees	-	25,000	25,000	N/A
Consultant/Professional Fees	230,275	205,000	(25,275)	-11%
Miscellaneous	-	26,825	26,825	N/A
<b>Total Direct Expense</b>	<b>232,275</b>	<b>321,825</b>	<b>89,550</b>	<b>39%</b>
<b>Staff Cost</b>				
Staff Cost	63,302	96,479	33,177	52%
Overhead	33,859	54,696	20,837	62%
<b>Total Staff Cost</b>	<b>97,161</b>	<b>151,175</b>	<b>54,014</b>	<b>56%</b>
<b>Surplus/(Deficit) before Transfer</b>	<b>329,436</b>	<b>473,000</b>	<b>143,564</b>	<b>44%</b>
<b>Transfers In</b>	<b>100,000</b>	<b>100,000</b>	<b>-</b>	<b>0%</b>
<b>Year End Balance</b>	<b>\$ 481,464</b>	<b>\$ 102,000</b>	<b>\$ (379,464)</b>	<b>-79%</b>

	Dues		
Estimated Population	Approved	Proposed	Diff
2021	FY19-20	FY20-21	

<b>County of Alameda</b>	<b>1,669,301</b>	<b>\$323,308</b>	<b>\$272,939</b>	<b>(\$50,369)</b>
Alameda	79,316	\$18,141	\$21,574	\$3,433
Albany	19,393	\$5,058	\$5,911	\$853
Berkeley	123,328	\$25,823	\$31,108	\$5,285
Dublin	64,577	\$14,820	\$17,616	\$2,796
Emeryville	11,885	\$3,474	\$4,005	\$531
Fremont	232,532	\$40,906	\$50,696	\$9,790
Hayward	159,433	\$31,674	\$38,468	\$6,794
Livermore	91,039	\$20,810	\$24,750	\$3,940
Newark	48,712	\$11,435	\$13,550	\$2,115
Oakland	432,897	\$61,094	\$78,982	\$17,888
Piedmont	11,420	\$3,322	\$3,832	\$510
Pleasanton	80,492	\$18,213	\$21,693	\$3,480
San Leandro	89,825	\$19,999	\$23,874	\$3,876
Union City	74,916	\$16,893	\$20,130	\$3,237

<b>County of Contra Costa</b>	<b>1,155,879</b>	<b>\$224,067</b>	<b>\$189,195</b>	<b>(\$34,872)</b>
Antioch	113,901	\$24,539	\$29,435	\$4,896
Brentwood	63,662	\$14,777	\$17,538	\$2,760
Clayton	11,653	\$3,347	\$3,867	\$520
Concord	129,889	\$26,885	\$32,443	\$5,559
Danville	45,270	\$10,746	\$12,714	\$1,968
El Cerrito	25,459	\$6,379	\$7,494	\$1,114
Hercules	26,224	\$6,688	\$7,839	\$1,151
Lafayette	26,327	\$6,540	\$7,691	\$1,151
Martinez	38,490	\$9,332	\$11,010	\$1,678
Moraga	16,939	\$4,595	\$5,345	\$749
Oakley	41,759	\$10,150	\$11,971	\$1,821
Orinda	19,475	\$5,091	\$5,948	\$857
Pinole	19,498	\$5,099	\$5,957	\$858
Pittsburg	72,541	\$16,820	\$19,965	\$3,145
Pleasant Hill	35,055	\$8,653	\$10,184	\$1,532
Richmond	110,436	\$24,234	\$28,991	\$4,757
San Pablo	31,817	\$7,873	\$9,263	\$1,390
San Ramon	83,957	\$18,945	\$22,573	\$3,628
Walnut Creek	70,121	\$16,399	\$19,442	\$3,043

<b>County of Marin</b>	<b>262,879</b>	<b>\$52,047</b>	<b>\$44,140</b>	<b>(\$7,907)</b>
Belvedere	2,148	\$1,261	\$1,371	\$110
Fairfax	7,721	\$2,473	\$2,823	\$350
Larkspur	12,578	\$3,554	\$4,113	\$560
Mill Valley	14,675	\$4,140	\$4,793	\$653

Novato	54,115	\$12,972	\$15,327	\$2,356
Ross	2,526	\$1,350	\$1,477	\$127
San Anselmo	12,902	\$3,699	\$4,275	\$575
San Rafael	60,046	\$14,269	\$16,880	\$2,611
Sausalito	7,416	\$2,404	\$2,740	\$337
Tiburon	9,362	\$2,947	\$3,370	\$423

<b>County of Napa</b>	<b>140,779</b>	<b>\$28,231</b>	<b>\$24,005</b>	<b>(\$4,226)</b>
American Canyon	20,629	\$5,493	\$6,403	\$910
Calistoga	5,453	\$1,979	\$2,231	\$252
Napa	79,490	\$18,469	\$21,916	\$3,447
St Helena	6,133	\$2,155	\$2,437	\$282
Yountville	2,916	\$1,427	\$1,570	\$143

<b>County of San Francisco</b>	<b>883,869</b>	<b>\$172,508</b>	<b>\$145,869</b>	<b>(\$26,640)</b>
San Francisco - City	883,869	\$108,606	\$144,768	\$36,162

<b>County of San Mateo</b>	<b>774,485</b>	<b>\$151,176</b>	<b>\$127,834</b>	<b>(\$23,343)</b>
Atherton	7,070	\$2,383	\$2,706	\$323
Belmont	27,174	\$6,929	\$8,121	\$1,192
Brisbane	4,691	\$1,835	\$2,055	\$220
Burlingame	30,317	\$7,581	\$8,908	\$1,327
Colma	1,512	\$1,119	\$1,201	\$83
Daly City	109,122	\$23,782	\$28,479	\$4,697
East Palo Alto	30,499	\$7,721	\$9,058	\$1,337
Foster City	33,693	\$8,298	\$9,770	\$1,472
Half Moon Bay	12,631	\$3,618	\$4,181	\$563
Hillsborough	11,769	\$3,372	\$3,897	\$525
Menlo Park	35,790	\$8,697	\$10,258	\$1,561
Millbrae	23,154	\$5,911	\$6,927	\$1,016
Pacifica	38,674	\$9,404	\$11,091	\$1,686
Portola Valley	4,659	\$1,852	\$2,071	\$219
Redwood City	85,319	\$19,740	\$23,438	\$3,698
San Bruno	45,257	\$11,125	\$13,101	\$1,976
San Carlos	29,864	\$7,492	\$8,799	\$1,307
San Mateo	104,570	\$23,290	\$27,802	\$4,512
South San Francisco	67,078	\$15,636	\$18,546	\$2,910
Woodside	5,615	\$2,044	\$2,304	\$260

<b>County of Santa Clara</b>	<b>1,954,286</b>	<b>\$380,888</b>	<b>\$321,974</b>	<b>(\$58,914)</b>
Campbell	43,250	\$10,365	\$12,247	\$1,883
Cupertino	59,879	\$14,150	\$16,752	\$2,602
Gilroy	55,928	\$13,198	\$15,628	\$2,430
Los Altos	31,190	\$7,821	\$9,186	\$1,365
Los Altos Hills	8,785	\$2,705	\$3,101	\$396
Los Gatos	30,988	\$7,650	\$9,004	\$1,354
Milpitas	76,231	\$17,291	\$20,588	\$3,296
Monte Sereno	3,787	\$1,596	\$1,777	\$180

Morgan Hill	45,742	\$10,772	\$12,759	\$1,987
Mountain View	81,992	\$18,708	\$22,256	\$3,548
Palo Alto	69,397	\$16,197	\$19,208	\$3,011
San Jose	1,043,058	\$126,076	\$168,704	\$42,628
Santa Clara	128,717	\$26,950	\$32,465	\$5,516
Saratoga	31,407	\$7,837	\$9,211	\$1,374
Sunnyvale	155,567	\$30,415	\$37,033	\$6,618

<b>County of Solano</b>	<b>441,307</b>	<b>\$86,220</b>	<b>\$72,921</b>	<b>(\$13,299)</b>
Benicia	27,570	\$6,954	\$8,162	\$1,208
Dixon	19,794	\$5,247	\$6,120	\$873
Fairfield	117,149	\$24,990	\$30,020	\$5,030
Rio Vista	9,416	\$2,844	\$3,267	\$423
Suisun City	29,447	\$7,334	\$8,622	\$1,288
Vacaville	98,807	\$22,418	\$26,691	\$4,273
Vallejo	119,544	\$25,441	\$30,573	\$5,132

<b>County of Sonoma</b>	<b>500,675</b>	<b>\$98,564</b>	<b>\$83,492</b>	<b>(\$15,071)</b>
Cloverdale	9,257	\$2,832	\$3,248	\$417
Cotati	7,919	\$2,513	\$2,872	\$358
Healdsburg	12,501	\$3,489	\$4,044	\$555
Petaluma	62,247	\$14,706	\$17,411	\$2,705
Rohnert Park	43,339	\$10,567	\$12,458	\$1,891
Santa Rosa	175,625	\$34,072	\$41,538	\$7,465
Sebastopol	7,885	\$2,529	\$2,887	\$358
Sonoma	11,556	\$3,338	\$3,854	\$516
Windsor	28,565	\$7,080	\$8,328	\$1,249

<b>Total</b>	<b>7,783,460</b>	<b>\$2,882,875</b>	<b>\$2,947,448</b>	<b>\$64,574</b>
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Total County Population	7,783,460	\$1,517,009	\$1,282,368	(\$234,641)
Total City Population	7,039,214	\$1,365,866	\$1,665,080	\$299,214
Total Dues Revenue		\$2,882,875	\$2,947,448	\$64,574

County Per Capita Rate	\$	0.1952	\$	0.1648
City Per Capita Rate	\$	0.1943	\$	0.2365

CPI	1.021000
Population	1.001399





# ABAG BUDGET AND WORK PROGRAM

PROPOSED

FISCAL YEAR 2020-21



Association of Bay Area Governments







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## LETTER FROM THE PRESIDENT



**JESSE ARREGUIN**

ABAG President  
Mayor, City of Berkeley



**BELIA RAMOS**

ABAG Vice President  
Supervisor, County of Napa

Dear ABAG Delegates,

ABAG's programs and services have supported Bay Area local governments for almost 60 years, providing a forum to discuss and work together to solve regional issues. As we address the COVID-19 pandemic, it has never been more important for us to come together, and address shared challenges. This is an unprecedented time for our region and world. We must work together to make sure our region is prepared and resilient, while addressing growing economic and housing insecurity. The impacts of this pandemic on our economy will be felt for years, as local governments and agencies see a decrease in revenues, while also maintaining a community safety net.

How can we work together to make sure our communities are healthy, safe and economically secure? These are the challenges that we all face, and will be ABAG's and the Executive Board's priority in the coming months. We also know that even prior to this pandemic, the Bay Area faced an acute shortage of housing. Our region continues to grow, and more people are on the verge of displacement because they cannot afford their rent or mortgage due to loss of employment or reduction in income.

ABAG's work in the coming year will not only focus on how our region responds to COVID-19 but also how it builds a foundation for the future by creating a more affordable, sustainable and resilient Bay Area.

While COVID-19 has shifted all levels of governments' focus, ABAG still has a statutory responsibility to develop the Regional Housing Needs Allocation (RHNA). The State Legislature recently made significant changes to several housing laws, including state Housing Element law and RHNA. While the changing landscape of housing laws has created a "new normal," what remains the same is that the California Department of Housing and Community Development determines the total number of new homes the Bay Area needs to build—and how affordable those homes need to be—in order to meet the housing needs of people at all income levels.

ABAG, working with our Housing Methodology Committee (HMC), is creating the distribution formula, and then each city, town and county will receive its share of the region's housing need. Each local government must then update its general plan's housing element to show the locations where housing can be built, and the policies and strategies necessary to meet the community's housing needs.

Staff has already secured an early disbursement of \$5.9 million to begin a new Regional Housing Technical Assistance Program, supporting Bay Area jurisdictions in Housing Elements updates. These funds represent 25 percent of a one-time allocation to local jurisdictions and regional governments to implement RHNA. More work on this assistance is under way and planned for the next fiscal year.

The next iteration of our regional long-range land use and transportation plan — Plan Bay Area 2050 — is well underway. Building on the Horizon initiative, a process that explored investments and policies through three divergent Futures or "what if..." scenarios, staff moved into Plan Bay Area 2050 with thousands of Bay Area residents providing feedback on strategies for the region's future, followed by workshops with stakeholders to continue refining strategies and growth geographies for the Plan's Blueprint.

Our staff accomplished much in 2019-2020 and will contribute more in 2020-2021, as shown in the following pages of this Budget and Work Program. Projects and programs from planning for housing to helping local governments gain access to the bond market will provide continued support for the Bay Area's cities, town and counties—and for their residents. We are all committed to creating a better Bay Area with support from our Council of Governments and our shared staff. Our cooperative regional spirit has brought us together to address the issues of today and to plan for the tomorrow we all share.

Sincerely,

**Jesse Arreguin**  
ABAG President, Mayor of Berkeley



## LETTER FROM THE EXECUTIVE DIRECTOR



**THERESE W. MCMILLAN**

Executive Director

**ADRIENNE WEIL**

Secretary / Legal Counsel

Dear ABAG Delegates,

The weeks spent sheltering in place during this public health emergency underscore the importance of resilience as a key to our work. As the executive director for ABAG, as well as for the Metropolitan Transportation Commission (MTC), I have been working with all of you for the last fiscal year. Our work together includes the long-range joint ABAG-MTC Horizon/Plan Bay Area 2050 planning initiative as well as ABAG's work in housing planning and its efforts on the Regional Housing Needs Allocation (RHNA). All this work is to make the Bay Area more resilient — to a wide range of current and future challenges.

While the coronavirus emergency eventually will pass, ABAG's Resilience Program supports members' preparedness for earthquakes and other natural disasters that are sure to come; and supports planning and investment to meet our region's enduring housing challenges and to adapt to sea level rise and other long-range environmental factors. Sea level rise also impacts the San Francisco Bay Trail Program's work to close gaps in the Trail. The Estuary Partnership is addressing the challenge with its work to improve estuary health.

Resilience is a word that applies to the ABAG-MTC staff as well. We are a consolidated staff, serving two independent organizations with unique statutory responsibilities. Three years into consolidation, we are still learning.

Governance has been and will continue to be a topic of discussion. In July 2019 we began a conversation to look at how and if we should consolidate or otherwise better coordinate governance. Over the past fiscal year a core set of MTC and ABAG committees have met jointly, providing opportunities for both the Executive Board and the MTC Commission to work together. These partnerships will continue to be central to how we work both internally and externally.

Housing the Bay Area also can be defined as resilience-related work, with extensive challenges to meeting the region's housing needs. The ABAG and MTC Housing Legislative working group developed amendments to numerous housing bills, including AB 1487 (Chiu), which authorizes ABAG and MTC to place a regional housing funding measure on the ballot.

Thanks to the Housing Methodology Committee, the sixth cycle of the RHNA process is off to a great start and ABAG will distribute the numbers by the end of FY 2021. President Arreguin's letter has more detail about this collaborative effort. The expanded work done by the Planning Group's Housing unit will help cities and counties implement RHNA via the local housing element and the Governor's Budget Act provided assistance with a one-time allocation of \$250 million to regions, counties and local jurisdictions.

As mentioned above, the development of Plan Bay Area 2050 is now well underway, building on the joint Horizon planning initiative with MTC that considered various policy and investment solutions designed to ensure the Bay Area can continue to thrive across a range of future scenarios. Plan Bay Area 2050 work will continue through the next fiscal year, with a task list that includes not just the final Plan document but an associated Environmental Impact Report and an Implementation Plan.

Clearly, there is much to do over the next fiscal year. And in a region with skyrocketing living costs, the most burdened households tend to be households of color. So we are committed to making equity a top priority. To this end, ABAG and MTC launched an Equity Platform. Bringing an equity lens to our work and related issues is critical if we are to learn from the past and bring about a just, inclusive and dynamic Bay Area where expanding access to opportunity brings greater dividends to our whole region.

More information on ABAG's programs and activities is included in this document and more on [abag.ca.gov](http://abag.ca.gov). I look forward to discussing these and other items at our June 4th General Assembly.

Sincerely,

**Therese W. McMillan**  
Executive Director





## TABLE OF CONTENTS

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<b>ABOUT ABAG</b>	<b>4-7</b>
<hr/>	
<b>REGIONAL PLANNING PROGRAM</b>	<b>8-17</b>
<hr/>	
<b>LOCAL GOVERNMENT SERVICES</b>	<b>18-25</b>
<hr/>	
<b>LEGISLATION AND PUBLIC AFFAIRS</b>	<b>26-29</b>
<hr/>	
<b>BUDGET AND DUES</b>	<b>30-39</b>
<hr/>	



# 01

## **ABOUT THE ASSOCIATION OF BAY AREA GOVERNMENTS**

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# ABOUT THE ASSOCIATION OF BAY AREA GOVERNMENTS

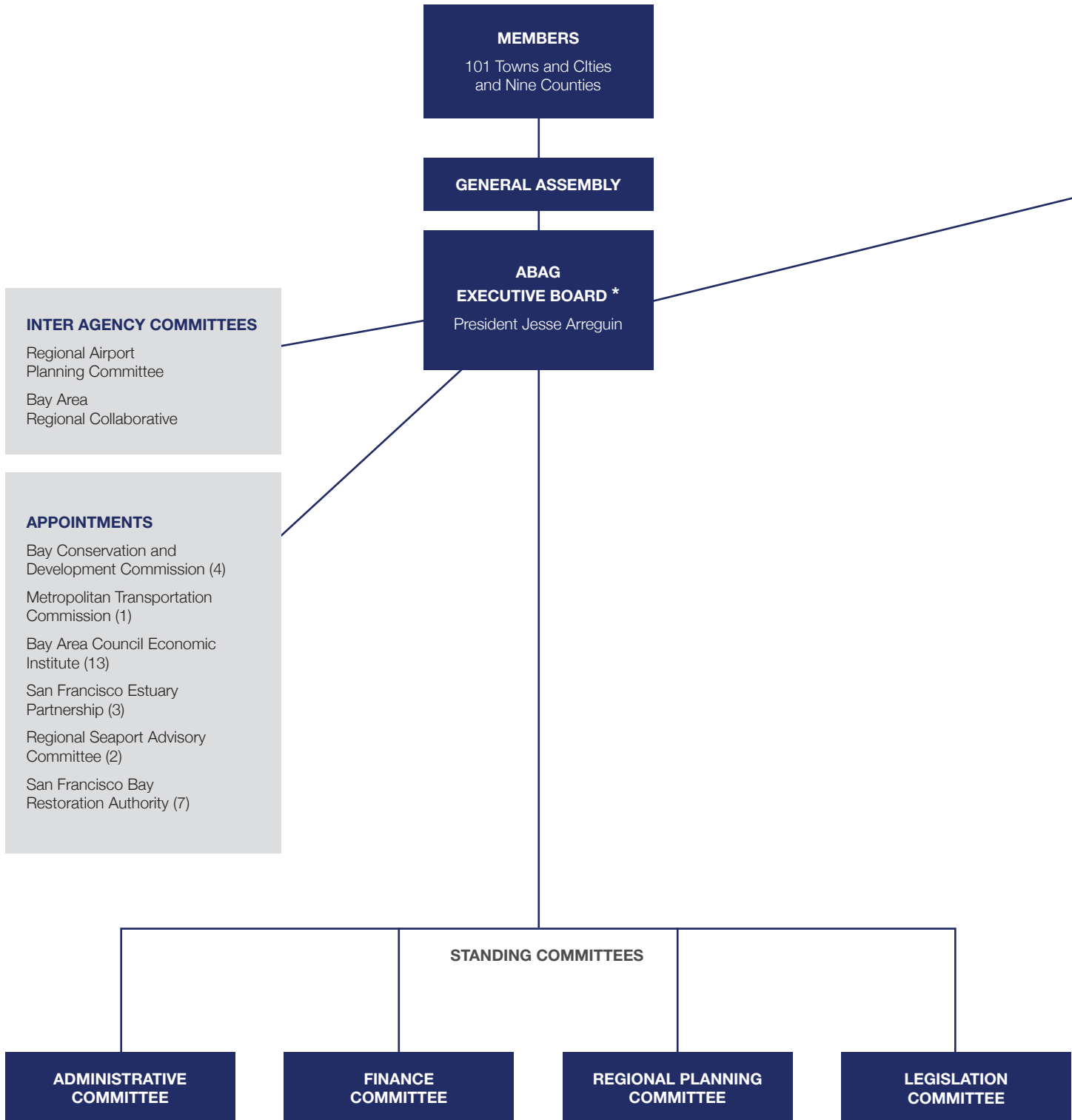
## SECTION 01



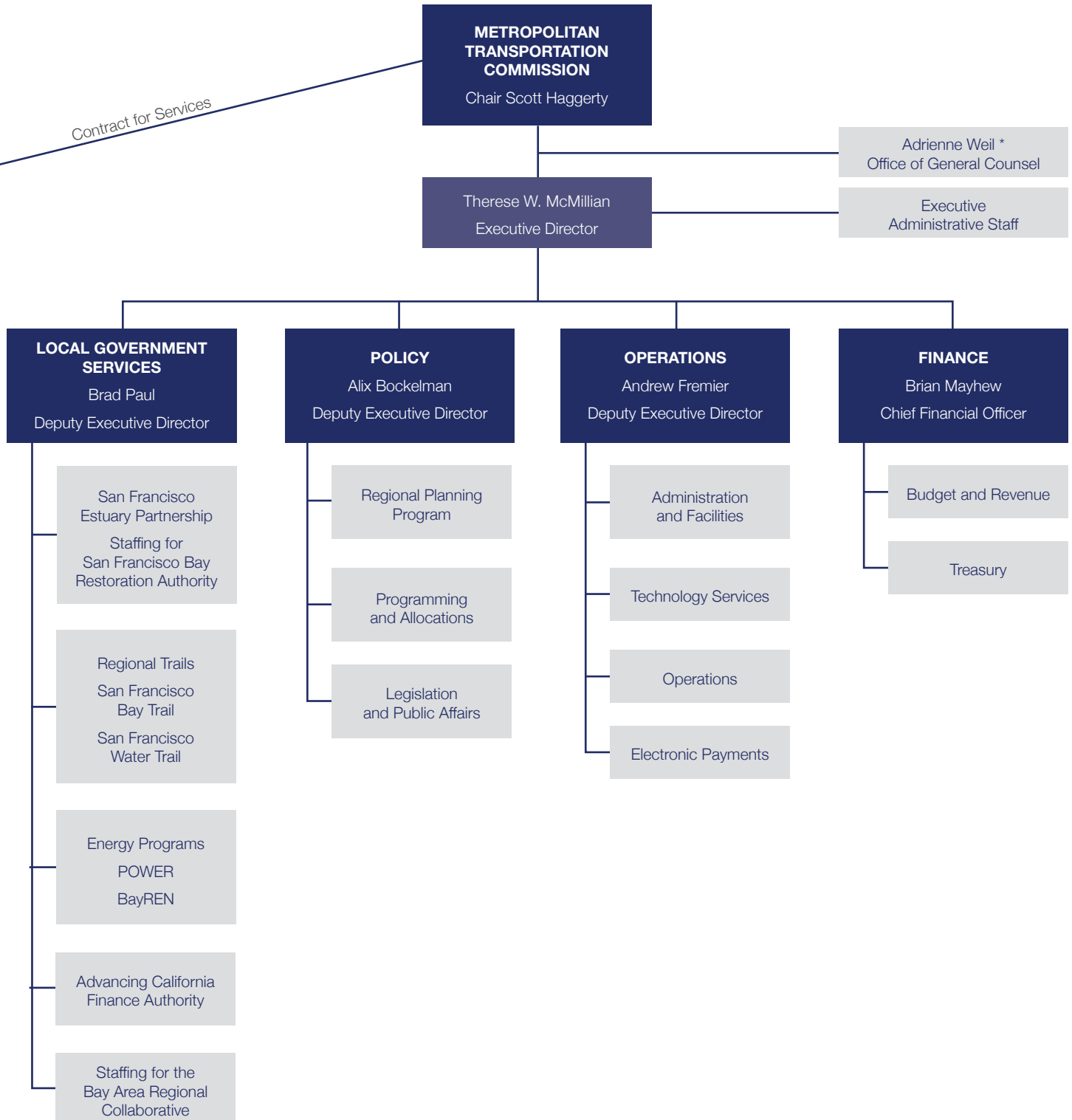
As the San Francisco Bay Area's regional Council of Governments, the Association of Bay Area Governments (ABAG) provides a range of services to its member cities, towns and counties. ABAG was created in 1961 to provide a forum for local elected officials to discuss topical issues, specifically around regional planning and, in later years, services. ABAG was the first Council of Governments established in California. Recognizing that community issues transcend local boundaries, ABAG now examines issues of regional and local concern addressing planning and research needs related to land use, environmental, and water resource protection; builds local governments' capacity regarding disaster resilience and energy and water efficiency; and provides financial services to local counties, cities and towns. ABAG is a joint powers authority and membership is comprised of the 101 cities and towns and the nine counties of the San Francisco Bay Area. Elected officials from each serve as governance for the organization. Organizational and governance charts are included in this document (see pages 6 and 7).

The consolidated ABAG and Metropolitan Transportation Commission (MTC) staff, as of July 1, 2017, serves both organizations and since the consolidation has found new and stronger connections between programs, policies and activities. The staff functions under one executive director, ABAG and MTC continue to be separate governance entities with their own statutory authorities and responsibilities, policy positions, assets, liabilities, revenues, debts and local collaboration programs. The next step, per a MOU between ABAG and MTC, is to continue discussion on whether the two agencies should restructure their governing boards to better serve the region and utilize the consolidated staff. That effort began with an information gathering process in mid-2018 and will continue into 2021. This Budget and Work Program contains the details of all the programs and services provided in 2019 - 2020 and the planned activities and budget for 2020-2021. Additional information is provided at [abag.ca.gov](http://abag.ca.gov).

# GOVERNANCE CHART



# CONSOLIDATED ORGANIZATIONAL CHART



\* Advises the Executive Board and Commission directly



# 02

## **REGIONAL PLANNING PROGRAM**

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# REGIONAL PLANNING PROGRAM

## SECTION 02



The ABAG and MTC Regional Planning Program will continue planning work to address key long-standing challenges facing the region, including housing affordability, economic development, resilience to hazards, and planning for investments in the region's transportation infrastructure. Central to this effort will be the culmination of the Final Blueprints for Plan Bay Area 2050, as well as the Regional Housing Needs Allocation (RHNA) and the expanded work on Housing with the Regional Early Action Planning funding. In all our upcoming work, the staff will continue to emphasize the importance of engagement with our local cities, towns and counties, and stakeholders, including residents and businesses across the Bay Area.

This document focuses on the major outward-facing projects and programs that will be considered by the ABAG Executive Board and committees throughout the fiscal year. The Regional Planning Program staff continue to work collaboratively — across functional areas — to deliver planning work that distills the region's challenges and opportunities and serves the needs of our diverse communities and residents.



# REGIONAL PLANNING PROGRAM

## SECTION 02



### HORIZON AND PLAN BAY AREA 2050

The Horizon initiative was the first comprehensive Bay Area planning effort to examine not just transportation and housing but economic development, resilience and the effects of emerging technologies. The process explored dozens of potential strategies – public policies and investments that could be advanced on the local, regional, or state levels – in three divergent Futures, “what if...” scenarios. Horizon concluded in fall 2019 with specific policy recommendations on resilient and equitable strategies for consideration in Plan Bay Area 2050, the region’s next-generation long-range plan.

Plan Bay Area 2050 began in fall 2019 with public engagement that involved thousands of Bay Area residents providing feedback on strategies for the region’s future, followed by workshops with stakeholders to continue refining strategies and growth geographies for the plan’s Blueprint. Identifying both “where we grow” and “how we grow” are critical steps in ensuring an affordable, connected, diverse, healthy and vibrant region for all by 2050.

### 2019-20 HIGHLIGHTS

- **Horizon Futures:** Both existing strategies from Plan Bay Area 2040 and bold new strategies were explored through the Futures scenario planning effort. The Futures Interim Report, published in spring 2019, summarized the opportunities and challenges the region could face in the next 30 years. The Futures Final Report, published in winter 2020, documents the efficacy of these strategies to move the region towards a better future. Both reports are available on the project website: [mtc.ca.gov/horizon](http://mtc.ca.gov/horizon).
- **Outreach on Strategies:** In 2019, staff held a series of strategy workshops in spring and a second series of “pop-up” events in fall to seek feedback on strategy analyses conducted as part of the Horizon Futures planning process. Upcoming outreach will seek further feedback on strategies integrated into the Plan Bay Area 2050 Draft Blueprint, as well as feedback on potential outcomes associated with those strategies.
- **Vision, Guiding Principles and Overarching Issues:** In September 2019, ABAG and MTC adopted the vision for Plan Bay Area 2050 — to ensure that by 2050 the Bay Area is affordable, connected, diverse, healthy and vibrant for all. Overarching issues for this Plan cycle included resilience and equity.





- **Plan Bay Area 2050 Draft Blueprint:** Integrating feedback from public events and stakeholder workshops— as well as robust feedback from elected officials serving on ABAG and MTC — the Draft Blueprint comprised of 25 strategies was approved for further study by both boards in February 2020. Associated growth geographies, going beyond today’s PDAs to a “PDAs Plus” framework that more closely aligns with critical sustainability and equity goals – was also approved for integration into the Draft Blueprint. Results of this analysis are anticipated in late spring 2020.

## 2020-21 GOALS

- **Plan Bay Area 2050 Final Blueprint:** Seek feedback on further refinements to the Blueprint strategies and conduct analysis to identify a growth pattern and associated performance outcomes, with robust public feedback from workshops and other engagement activities across the Bay Area.
- **Environmental Impact Report:** Seek approval of the Final Blueprint to advance into the EIR phase and conduct CEQA analysis as required by state law.
- **Plan Document & Implementation Plan:** Develop the official Plan Bay Area 2050 document, integrating an Implementation Plan that focuses on how ABAG and MTC can help advance the bold long-range strategies in the Blueprint with shorter-term actions and partnerships over the next four years.
- **Preferred Plan Development:** Begin development of the preferred plan this fall in conjunction with our partners and stakeholders, supported by a major public outreach effort in the winter of 2019-20. Seek adoption of the preferred plan in June 2020, with adoption of the final plan and EIR in June 2021.



# REGIONAL PLANNING PROGRAM

## SECTION 02



### REGIONAL HOUSING NEEDS ALLOCATION

The Regional Housing Need Allocation (RHNA) is the state-mandated process to identify the total number of housing units (by affordability level) that each city, town and county must accommodate in its Housing Element. As part of this process, the California Department of Housing and Community Development (HCD) identifies the total housing need for the Bay Area for an eight-year period (in this cycle, from 2022 to 2030). ABAG must then develop a methodology to distribute this need to local governments in a manner that is consistent with the development pattern included in Plan Bay Area 2050.

RHNA statutes outline a detailed process and schedule for how ABAG must develop an allocation methodology that meets the statute's objectives. The methodology must consider 12 statutory factors and accomplish two outcomes:

- Allocate a share of housing need (in units) to each jurisdiction
- Identify each jurisdiction's share of need by income category.

After ABAG adopts the methodology it issues a draft allocation to jurisdictions. Jurisdictions and HCD then have an opportunity to appeal a jurisdiction's allocation. After ABAG takes action on the appeals, it issues the final allocation. Each local government must then revise its Housing Element

to show how it plans to accommodate its portion of the region's housing need. The Housing Element must include an inventory of sites that have been zoned for sufficient capacity to accommodate the jurisdiction's RHNA allocation. ABAG's formal role within RHNA ends with adoption of the final allocation.

A highlight for the RHNA process in fiscal year 2019-2020 was the convening of the Housing Methodology Committee (HMC). As it has done for the past three RHNA cycles, ABAG convened the HMC to advise staff on the methodology for allocating a share of the region's total housing need to every local government in the Bay Area. The HMC includes local elected officials and staff as well as regional stakeholders to facilitate sharing of diverse viewpoints across multiple sectors. This RHNA cycle, the number of stakeholders has been increased, expanding the number of viewpoints. The dialogue and information sharing at the HMC is a key part of ABAG's approach to creating the RHNA allocation methodology, and supports coordinated understanding and action to address the Bay Area's housing challenges.

This fiscal year, staff will continue to work closely with the HMC, ABAG Regional Planning Committee, and ABAG Executive Board to develop the methodology that will provide local governments with their draft RHNA allocations.





### 2019-20 HIGHLIGHTS

- Began monthly meetings of Housing Methodology Committee to advise staff on RHNA allocation methodology
- Surveyed jurisdictions about methodology factors and challenges and strategies to affirmatively furthering fair housing
- Finalized subregion formation and released draft subregion share methodology
- Received the Regional Housing Need Determination from HCD.

### 2020-21 GOALS

- Continue meetings with Housing Methodology Committee to develop proposed RHNA allocation methodology
- Develop draft and final versions of RHNA methodology
- Finalize subregion shares
- Release draft RHNA allocations.



# REGIONAL PLANNING PROGRAM

## SECTION 02



### HOUSING

During the past year, staff has increased efforts to assist local jurisdictions working to meet the region's housing needs. ABAG staff played a key role in facilitating access for Bay Area jurisdictions to state funding through the California Department of Housing and Community Development's (HCD) SB 2 Planning Grants. As part of this effort, staff conducted extensive outreach to local government staff and collaborated with HCD to ensure that Bay Area cities and towns had the information, technical assistance and time needed to submit applications.

Additionally, staff helped to secure new resources from the state budget process to assist local jurisdictions adapt to the swiftly changing legal landscape for housing. The 2019-2020 Budget Act (AB 101) provided a one-time allocation to local jurisdictions and regional governments to implement the sixth cycle of the Regional Housing Needs Allocation (RHNA) and otherwise accelerate housing production. These funds will be divided into two programs: the Regional Early Action Planning (REAP) grants program and the Local Early Action Planning (LEAP) grants program.

As the Bay Area's Council of Governments, ABAG is eligible to receive funding through the REAP program on a population-based formula — totaling nearly \$24 million. ABAG secured an early disbursement of \$5.9 million (25% of the total regional allocation) to jumpstart a new Regional Housing Technical Assistance Program (program),

supporting Bay Area jurisdictions in updating their Housing Elements. Housing Elements must be submitted to HCD by approximately December 2022. Staff has engaged in extensive outreach to local jurisdictions and other stakeholders to perform a needs assessment that will inform the design of the new program.

In addition to the ABAG-administered REAP program, the LEAP program is designed to help cities and counties directly by providing funding, incentives, and technical assistance to local governments through over-the-counter grants. ABAG staff served a bridge between local staff and HCD to ensure that Bay Area jurisdictions have the information and resources necessary to secure the new state funding.

Looking to the future, ABAG will continue in a more active role in securing state resources and providing technical assistance to Bay Area jurisdictions, supporting local housing efforts. ABAG staff will seek to develop efficiencies and opportunities for cross-jurisdictional learning from the regional perspective, while crafting programs flexible enough to tailor solutions for each jurisdiction's unique challenges.





## 2019-2020 HIGHLIGHTS

- Outreach and collaboration with HCD on the SB 2 Planning Grant application process resulted in 105 jurisdictions securing funds totaling 97% of the funding eligible to the Bay Area.
- Developed housing datasets, setting the statewide standard and serving as the model for new data systems being developed by HCD. These regional datasets continue to inform transportation funding decision through MTC's Housing Incentive Pool funding program, making the Bay Area affordable housing projects more competitive for various state funding sources.

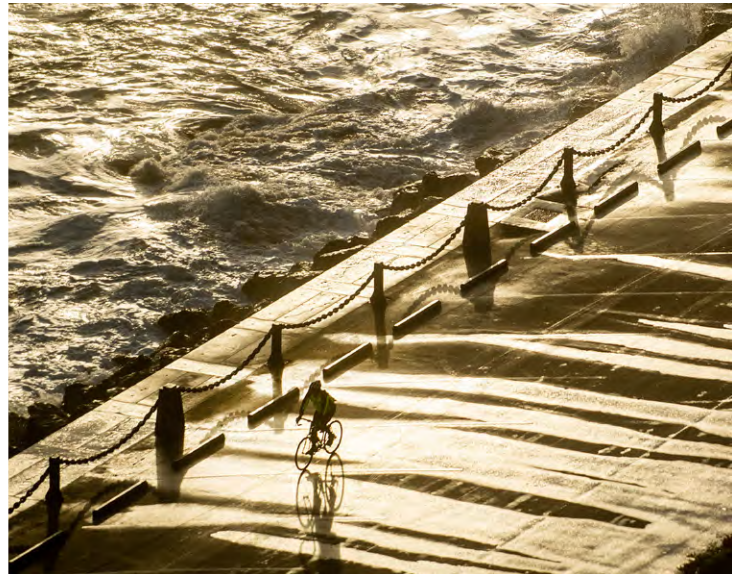
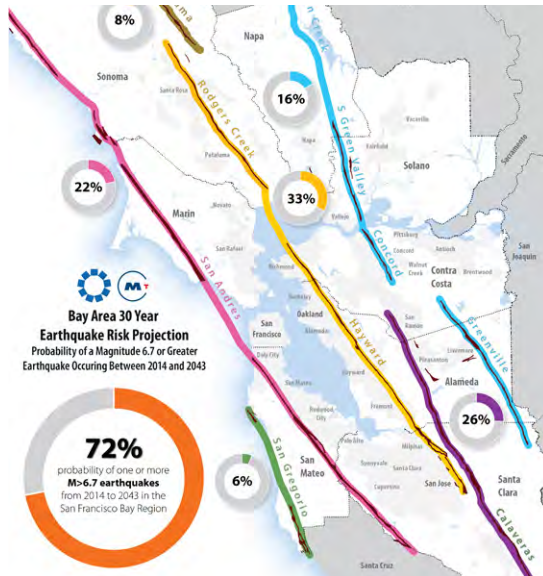
## 2020-2021 GOALS

- Launch a new Regional Housing Technical Assistance Program, partnering with local jurisdictions to update Housing Elements and otherwise work towards meeting the region's housing needs.
- Continue to partner with HCD to improve their data-gathering system for housing permits to minimize burdens on local jurisdictions and enhance analytic functionality of submitted data.
- At the direction of the Executive Board, support the design of the new Bay Area Regional Housing Finance Authority (BAHFA), which was established in 2019 by AB 1487 (Chiu). Partner with counties and local jurisdictions that could receive new resources to address the "3 Ps" of housing: protection of current residents, preservation of existing homes, and production of new homes.



# REGIONAL PLANNING PROGRAM

## SECTION 02



### RESILIENCE PROGRAM

The Resilience Program continues to provide a The Resilience Program continues to support hazard mitigation and climate adaptation research, planning and action for a resilient Bay Area. The program offers local government leaders access to robust technical analyses, best practices for disaster resilience, as well as special events featuring prominent local and national resiliency experts. Over the last year, the resilience program has integrated earthquake, wildfire and sea level rise analyses into the Horizon process and Plan Bay Area 2050. The Plan Bay Area Draft Blueprint incorporates two new regional strategies to adapt the region's shoreline to sea level rise and modernize deficient older buildings with energy, water, seismic and wildfire upgrades.

### 2019-20 HIGHLIGHTS

- Incorporated resilience research into Plan Bay Area 2050 analysis and strategy development.
- Updated the online hazard viewer which allows any Bay Area resident to see which hazards are a concern for their community.
- Developed the first regional level needs and revenue assessment for resilience for use in Plan Bay Area 2050. The assessment highlights the funding gap for near-term sea level rise adaptation and residential seismic retrofit.

- Developed a regional methodology for quantifying residential seismic safety risk for communities with basic parcel and building data sets.
- Presented updates on recent state resilience legislation to the Bay Area Planning Directors Association (BAPDA).

### 2020-21 GOALS

- Provide continued resilience subject matter guidance to the Plan Bay Area 2050 process and work with regional stakeholders on an implementation approach for adopted Plan Bay Area resilience strategies.
- Coordinate with partner regional agencies, including the BAAQMD, BARC and BCDC, on advanced climate adaptation planning guidance and resources for local governments. This effort will include internal sections, such as the San Francisco Estuary Partnership.
- Support state and federal partners in the advancement of local soft-story building inventories and seismic retrofit standard guidance.





## About BASIS



The Bay Area Spatial Information System (**BASIS**) is a new Data as a Service (DaaS) Initiative operated by the Association of Bay Area Governments (ABAG) and Metropolitan Transportation Commission (MTC). Managed by the Data and Visualization Team, a unit within the Regional Planning Program (RPP), this system will bring key regional datasets onto an industry standard DaaS platform where users internal and external to ABAG/MTC can download it or access it via API.

### DATA ENGAGEMENT

Vital Signs is the Bay Area's regional performance monitoring initiative, which provides users with the opportunity to interact with data for 41 indicators related to transportation, land use, the economy, the environment, and social equity. Spurred by the adoption of Plan Bay Area (2013), Vital Signs is designed to regularly track progress towards crosscutting goals established in the long-range regional plan, as well as federally-mandated short-range performance targets. Data are available at the regional, county, city, and neighborhood level and visualized using interactive charts and maps, with updates to the site occurring roughly once every two years. To date, the site has been used by about 120,000 unique visitors, including the public, journalists, academics, and planning staff at city, county, and regional agencies.

The Bay Area Spatial Information System (BASIS) is a new initiative that has been developed by ABAG and MTC. Managed by the Data and Visualization Team, this system has been designed to manage key regional datasets on an industry standard platform, empowering regional and local stakeholders to manage, update, disseminate and consume these datasets via an intuitive user interface. BASIS is an evolution of past data management efforts, such as the Local Policy Development Survey (2005) that sought to collect data from local jurisdictions for use in regional forecasts and long-range planning activities for the nine county San Francisco Bay Area region.

### 2019-20 HIGHLIGHTS

- Updates to select economy, transportation, land & people, and environment Vital Signs indicator pages showcasing the latest data.
- Updates to targets page on Vital Signs to highlight progress toward federally-mandated, short-range regional targets.
- Collection of key datasets for the long-range plan from all Bay Area jurisdictions, including zoning and general plan data at the parcel level, development pipeline projects, and sphere of influence boundaries.

### 2020-21 GOALS

- Conduct design and engineering work needed to release a next-generation version of Vital Signs ("Vital Signs 2.0") in mid-2021. The updates to the Vital Signs site will seek to improve user experience through updated designs and data visualizations based on the latest tools, while upgrades to the backend of the site will improve site sustainability and security for years to come.

Identify new datasets to manage using BASIS via needs assessment of ABAG-MTC and regional and local partners. Work with regional and local partners to build tools that enable the management, analysis and visualization of their data on the BASIS platform.



03

**LOCAL  
GOVERNMENT  
SERVICES**

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## LOCAL GOVERNMENT SERVICES

# 03

SECTION



### LOCAL GOVERNMENT SERVICES

This group provides a range of programs and services including: protection, enhancement and restoration of the San Francisco Bay-Delta Estuary; natural gas and energy conservation programs and infrastructure through ABAG POWER and BayREN; supporting the planning and development of regional trails via the San Francisco Bay Trail and San Francisco Bay Area Water Trail; and assisting local governments and nonprofits gain access to tax exempt bond financing for housing, schools, hospitals, clinics, parks and other projects.



## LOCAL GOVERNMENT SERVICES

# 03

SECTION



### ESTUARY PARTNERSHIP

The San Francisco Estuary Partnership and its cooperating agencies and organizations initiated and continued work on a wide array of projects and activities in support of the Partnership's mandate: to protect, enhance and restore the San Francisco Estuary.

### 2019-20 HIGHLIGHTS

- Released the 2019 State of the Estuary Report, describing the current environmental health of the Estuary.
- Produced the two-day 2019 State of the Estuary Conference, with over 100 speakers, 150 poster presenters and attendance by more than 800 people.
- Worked closely with partners to complete a Wetlands Regional Monitoring Program Plan for the San Francisco Bay.
- Received an Outstanding Service Award from the States Organization for Boating Access and an Outstanding Environmental Project Award from the Friends of the Estuary for "Pumpout Nav," an online app to locate recreational boater sewage pumpouts.
- Completed two innovative green stormwater retrofit projects in Oakland and Berkeley.

- Received \$3 million from the Department of Water Resources to administer the Integrated Regional Water Management's Disadvantaged Community and Tribal Involvement Program to conduct needs assessments to identify water-related needs and solutions.
- Received over \$2 million in grant funds from various sources for the Transforming Urban Waters Initiative to work with wastewater treatment plants to advance multi-benefit projects that link wastewater treatment, water quality improvement, habitat, and sea level rise resilience.

### 2020-21 GOALS

- Advance multi-benefit, nature-based shoreline restoration and protection solutions in Palo Alto and San Leandro.
- Continue to manage a dynamic boater education/ outreach and monitoring program to improve water quality.
- With Coastal Conservancy staff, support the San Francisco Restoration Authority's Advisory Committee, the Governing Board, and coordinate with MTC finance and accounting staff as the Treasurer of the Authority, and manage funded projects.
- Release four issues of the award-winning ESTUARY News Magazine.
- Work with partners to implement the 2016 Estuary Blueprint and keep the public and partners informed about efforts to increase the health and resiliency of the Estuary.



## REGIONAL TRAILS

The San Francisco Bay Trail, the San Francisco Bay Area Water Trail and the Priority Conservation Areas (PCAs) are regional programs coordinated by ABAG and implemented by local agencies and organizations. The programs advance the protection and stewardship of natural resources and expand the system of urban trails, parks and bikeways to increase the quality of life, health and economic prosperity of the region. This upcoming fiscal year, through strong partnerships with local agencies and organizations, staff will support these programs by providing technical assistance, allocating funding and promoting awareness.

### 2019-2020 HIGHLIGHTS

- Promoted the Bay Trail's 30th Anniversary with multiple ribbon-cuttings, a social media contest, public events and special Bay Trail programming on NBC Bay Area's Open Road with Doug McConnell.
- Celebrated the installation of the Bay Trail on the Richmond-San Rafael Bridge, one of six toll bridge spans allowing access for cyclists and pedestrians.
- Secured \$2 million in Prop. 68 funds from the State Coastal Conservancy for Bay Trail and Water Trail planning, design, engineering and construction projects.

- Designated the 50th official Water Trail site for non-motorized small boats and released the San Francisco Bay Boatsailing Access Plan.
- Reviewed and recommended 17 Priority Conservation Area grants awarded through the One Bay Area Grant Program (OBAG 2) to advance natural land conservation, restoration, agricultural preservation and regional recreation goals.

### 2020-2021 GOALS

- Advance completion of the remaining gaps in the Bay Trail and implement the Water Trail Program vision, through partnerships with local agencies and organizations.
- Provide funding to advance development of the Bay Trail and Water Trail, and expand awareness through public outreach.
- Manage 13 Priority Conservation Area grant contracts and solicit additional applications for projects within designated PCAs.
- Participate in regional initiatives to improve shoreline resiliency and protect regional recreation and active transportation resources.





## LOCAL GOVERNMENT SERVICES

# 03

SECTION



### BAYREN

Bay Area Regional Energy Network (BayREN) helps Bay Area residents and communities become more energy efficient. BayREN draws on the expertise, experience, and proven track record of local Bay Area governments to build the internal capacity of local cities and counties to administer successful climate, resource and sustainability programs.

BayREN's energy efficiency programs include: single-family and multifamily energy retrofit programs, offering monetary incentives; Codes and Standards, working with local building officials to better understand and comply with the State Energy Code; a Commercial program focusing on small-to-medium sized businesses, and several financing programs, including an on-bill water efficiency program and zero interest loans for multifamily energy retrofit projects.

BayREN is primarily funded by Public Goods Charges as approved by the California Public Utilities Commission (CPUC), and currently has an annual budget of over \$23 million.

### 2019-20 HIGHLIGHTS

- Paid rebates of well over \$9 million to Bay Area single-family and multifamily homeowners and renters for making energy retrofits. Also paid over \$400,000 in rebates to Bay Area homeowners who have Department of Energy Home Energy Scores.

- Became a permanent program through the CPUC recognition of BayREN's value as a local government implementer of energy efficiency programs.
- Launched a partnership with Rising Sun Center for Opportunity and their Climate Careers program, providing youth employment and training.
- Rolled out the Healthy Home Program communicating the co-benefits of energy efficiency. Supported high performing participating contractors in obtaining the Building Performance Institute — Healthy Home certification.
- Continued collaboration with the Community Choice Aggregators, especially around building electrification and reach codes.
- Launched "BayREN is electrifying the Bay Area," a communication campaign informing stakeholders about decarbonization efforts.
- Completed a process evaluation to determine how to better serve the 101 cities and counties, and worked to better position BayREN's work to meet the state's climate goals.

### 2020-21 GOALS

- Obtain new grants or other funding to expand BayREN's current portfolio.
- Partner with the Bay Area Air Quality Management District and pilot Electric Vehicle offerings within the BayREN multifamily program
- Better communicate and serve the cities and counties within the Bay Area.
- Continue current successful programs.



## ABAG POWER

ABAG Publicly Owned Energy Resources (POWER) was formed in 1998 to provide leadership for local governments in energy management and aggregated energy procurement. POWER offers its members a region-wide natural gas purchasing pool, providing stable and preferential pricing of natural gas for use in cost-sensitive public facilities such as hospitals, police and fire stations, zoos and community centers. ABAG POWER's natural gas aggregation program currently serves 38 cities, counties and special districts and aims to provide rates that are both lower and more stable than the default energy provider (Pacific Gas and Electric Company – PG&E).

## 2019-20 HIGHLIGHTS

- Saw continuing stable rates, more so than PG&E's during the past fiscal year and lower than budgeted, partially due to a recently implemented international purchasing strategy.
- Upgraded the utility database to a web-based platform, providing significant benefits for members and staff.
- Identified additional natural gas transportation and storage strategies, which may further provide an ability to offer cost-competitive rates.

## 2020-21 GOALS

- Continue investigating environmental responsibility and sustainability efforts, including potentially promoting the generation of renewable natural gas where appropriate.
- Examine opportunities to expand the program's membership.
- Collaborate with another public entity to offer program participants aggregated purchasing for electric vehicles, solar photovoltaic and/or water heaters or other energy efficiency measures.





# LOCAL GOVERNMENT SERVICES

## SECTION 03



### ACFA

In 2018, staff created a new ABAG conduit finance authority — the Advancing California Financing Authority (ACFA) — to provide more secure, low-cost and convenient financing for public benefit projects. ACFA is staffed by the Finance and Local Government Services departments with professional assistance from legal and finance consultants at Nixon/Peabody, Public Financial Management and Sperry Capital. Each year, ACFA will contribute surplus fee revenue to ABAG's general fund to expand successful regional programs and create new ones.

ACFA continues the work of ABAG's Finance Authority for Nonprofits (FAN) founded in 1978. FAN issued \$8 billion in tax-exempt bond financing for 12,000 units of affordable housing, hospitals and medical clinics, private schools and cultural institutions, water and wastewater systems, transit systems and other public infrastructure. By July 1st, 2020, ACFA will manage the nearly \$2 billion in outstanding bonds currently managed by FAN.

### 2019-2020 HIGHLIGHTS

- Presented ACFA across the region to over 100 organizations to build a pipeline of eligible infrastructure projects.
- Developed relationships with city managers, elected officials, housing developers, and financial advisors.
- Built ACFA name recognition by placing ads in industry publications and exhibiting at conferences.
- Promoted ACFA services to ABAG's BayREN energy conservation program clients, expanding the potential ACFA client base.



## 2020-21 GOALS

- Assume responsibility for managing the nearly \$2 billion in outstanding bonds currently managed by ABAG FAN.
- Streamline processes and provide a simpler, easier to use service for nonprofit borrowers and municipalities as the successor agency to ABAG FAN.
- Strengthen relationships with prospective borrowers and partners.
- Continue to educate municipalities on the time and cost savings of issuing municipal debt via a conduit authority and the unique benefits of using ACFA to do so.
- Expand program exposure via conferences and keynotes to professional groups.
- Generate surplus fee revenue from new business to contribute to ABAG programs.
- Help the region's 101 cities and nine counties meet their housing and infrastructure goals by providing financing assistance.

For more information about ACFA and application process visit the website at [abag.ca.gov/acfa/](http://abag.ca.gov/acfa/)



# 04

## **LEGISLATION AND PUBLIC AFFAIRS**

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## LEGISLATION AND PUBLIC AFFAIRS

# 04

SECTION



The Legislation and Public Affairs (LPA) section provides ABAG and MTC with communications, media relations, public engagement, records management, social media, web and graphic design, along with state, local and federal legislative analysis and advocacy. These tasks include informing and engaging ABAG's membership, including local officials, advocacy organizations and the general public about ABAG's programs and services.

LPA's public engagement team works to involve the diverse communities of the nine-county San Francisco Bay Area in the work of ABAG and MTC. Strategies include sponsoring public events, forums, social media, web and digital communications, and the like, especially in regard to the region's long-range transportation plan and Sustainable Communities Strategy, which ABAG adopts jointly with MTC. A graphics team develops maps, visuals, reports and video to enhance communications efforts.

Legislative staff monitors and analyzes state and federal legislation for its impact on Bay Area transportation, land use, housing and other issues, as well as overall long-range planning objectives. Staff coordinates with other local, regional and statewide organizations, and develops legislative proposals and analyses, and recommends positions on pending legislation to ABAG's Legislation Committee (as well as to MTC's Legislation Committee, as appropriate), obtains Executive Board approval, and communicates adopted positions to the appropriate legislative bodies. Advocacy includes visits by staff and Executive Board Members with state and federal elected officials.

The ABAG/MTC Library provides library and research services for the ABAG Executive Board and staff, as well as for the Commission, partner agencies, and the public.



# LEGISLATION AND PUBLIC AFFAIRS

## SECTION 04



### PUBLIC OUTREACH

#### 2019-20 HIGHLIGHTS

- Planned and coordinated two General Assemblies, including one on changes to the Regional Housing Needs Allocation (RHNA).
- Worked closely with Planning staff to provide outreach and support for the RHNA process, including the Housing Methodology Committee meetings and new webpages. Conducted community-based organization outreach to groups throughout the Bay Area.
- Provided outreach and support for Horizon and PBA 2050 long-range planning. This included a new PBA 2050 website and extensive community outreach activities.
- Held a series of strategy workshops in spring and a second series of “pop-up” events in fall to seek feedback on strategy analyses conducted as part of the Horizon Futures planning process.
- Produced regular news updates and stories on the ABAG website.
- Disseminated timely communications through extensive news blasts.
- Continued to support the various programs and projects with press releases, website updates, news stories and through other communication channels.

#### 2020-21 GOALS

- Plan and coordinate General Assembly, other regional forums and outreach activities.
- Facilitate access to ABAG programs, projects, initiatives and resources using the website and social media.
- Provide outreach and support for Horizon and Plan Bay Area 2050. Upcoming outreach will seek further feedback on strategies integrated into the Plan Bay Area 2050 Draft Blueprint, as well as feedback on potential outcomes associated with those strategies.
- Continue to distribute a bi-monthly electronic newsletter with updates and planning information.





## LEGISLATION

### 2019-20 HIGHLIGHTS

- Developed Joint Legislative Advocacy Program for ABAG and MTC, articulating the policy goals and strategies at the state and federal levels to support both agencies.
- As follow up to the CASA Compact, convened the Housing Legislative Working Group, a 27-member ad hoc committee comprised of two city council representatives and one supervisor from each county, to provide detailed input on housing legislation before staff brought it to the ABAG Legislation Committee and Executive Board for action.
- Successfully negotiated amendments to numerous housing bills including AB 1487 (Chiu), related to authorizing ABAG and MTC to place a regional housing funding measure on the ballot, AB 1486 (Ting) related to surplus public land, and AB 68 related to streamlining accessory dwelling units, among others.
- Helped secure \$25 million for ABAG for housing-related planning purposes in the FY 2019-20 State Budget, along with a similar amount for local Bay Area jurisdictions.

### 2020-21 GOALS

Implement the ABAG-MTC Joint 2020 Advocacy Program at the state and federal levels, including tracking, analyzing and recommending bill positions. Focus on:

- Housing supply, affordability, and protection of existing residents against displacement pressures, including: funding, incentivizing production, reform of state housing law, lowering housing construction costs, tenant protection policies, and facilitating greater housing production and preservation.
- Resilience — supporting the Bay Area's earthquake readiness with a focus on residential seismic retrofits; supporting legislation aimed at reducing exposure to wildfire risk; and supporting increased funding for climate adaptation and support of a strong regional role in adaptation planning and funding in partnership with local agencies.
- Seamless mobility and transportation funding — supporting efforts to better integrate public transit and express lanes from the customer perspective and authorizing a regional funding measure on the ballot.
- At the federal level, advocate for expanding the Low-Income Housing Tax Credit Program and reauthorization of the Fixing America's Surface Transportation (FAST) Act.



# 05

**BUDGET**

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# ABAG ADMINISTRATION PROPOSED BUDGET

	APPROVED BUDGET FY 2019-20	PROPOSED BUDGET FY 2020-21	DIFFERENCE	CHANGE % INCREASE/ (DECREASE)
<b>REVENUE</b>				
Membership Dues	\$ 2,882,875	\$ 2,946,748	\$ 63,873	2%
Interest Revenue	48,000	50,000	2,000	4%
REAP Grant	23,700,000	20,250,000	(3,450,000)	-15%
Other Revenue	614,500	550,000	(64,500)	-10%
<b>TOTAL REVENUE</b>	<b>\$ 27,245,375</b>	<b>\$ 23,796,748</b>	<b>\$ (3,448,627)</b>	<b>-13%</b>
<b>EXPENSE</b>				
OPEB	611,000	550,000	(61,000)	-10%
PERS	2,025,000	1,675,000	(350,000)	-17%
Travel	3,150	3,500	350	11%
Meals	14,000	14,000	—	0%
General Assembly/Conferences	20,000	25,000	5,000	N/A
Beale Assessments	348,400	359,000	10,600	3%
Memberships	27,500	60,500	33,000	120%
Consultant/Professional Fees	200,000	382,000	182,000	91%
REAP Subrecipient	2,450,000	2,450,000	—	0%
REAP General	17,800,000	17,800,000	—	0%
Board Expense	80,000	80,000	—	0%
Audit	230,000	200,000	(30,000)	-13%
Bank Service Charges	20,000	20,000	—	0%
Insurance	150,000	165,000	15,000	10%
Miscellaneous	1,000	5,000	4,000	400%
<b>TOTAL EXPENSE</b>	<b>\$ 23,980,050</b>	<b>\$ 23,789,000</b>	<b>(191,050)</b>	<b>-1%</b>
<b>TRANSFERS IN</b>	1,000,000	25,000	(975,000)	-98%
<b>TRANSFERS (OUT)</b>	(3,980,000)	(714,583)	3,265,417	-82%
<b>TOTAL EXPENSE AND TRANSFERS</b>	<b>26,960,050</b>	<b>24,478,583</b>	<b>(2,481,467)</b>	<b>-9%</b>
Surplus/(Deficit) before Depreciation	285,325	(681,835)	(967,160)	-339%
Depreciation	—	350,000	350,000	100%
<b>YEAR END BALANCE</b>	<b>\$285,325</b>	<b>\$(1,031,835)</b>	<b>\$(1,317,160)</b>	<b>-462%</b>

# BAYREN PROPOSED BUDGET

	APPROVED BUDGET FY 2019-20	PROPOSED BUDGET FY 2020-21	DIFFERENCE	CHANGE % INCREASE/ (DECREASE)
<b>REVENUE</b>				
CPUC Grant	\$ 32,402,838	\$ 23,215,583	\$ (9,187,255)	-28%
Other Grant	424,637	246,692	(177,945)	-42%
Other Revenue	27,350	—	(27,350)	-100%
<b>TOTAL REVENUE</b>	<b>\$32,854,825</b>	<b>\$23,462,275</b>	<b>\$(9,392,550)</b>	<b>-29%</b>
<b>EXPENSE</b>				
Travel	\$ 11,000	\$ 15,380	\$ 4,380	40%
Conference/Trning Exps & Fees	8,000	10,000	2,000	25%
Meals	4,000	5,000	1,000	25%
Advertising/Public Awareness	100,000	100,000	—	0%
Software Licenses	500	250	(250)	-50%
Memberships	11,000	10,000	(1,000)	-9%
Consultant/Professional Fees	7,281,188	4,341,857	(2,939,331)	-40%
Single Family Incentive	5,402,020	3,804,923	(1,597,097)	-30%
Multi Family Incentive	3,750,000	3,825,000	75,000	2%
Green Labeling Incentive	—	500,000	500,000	N/A
Commercial Incentives	950,640	1,387,121	436,481	46%
Passthru/Contrib-Othr Agncies	8,261,123	7,669,806	(591,317)	-7%
Miscellaneous	25,816	25,000	(816)	-3%
<b>TOTAL EXPENSE</b>	<b>\$25,805,287</b>	<b>\$21,694,337</b>	<b>\$(4,110,950)</b>	<b>84%</b>
<b>STAFF COST</b>				
Staff Cost	659,596	746,052	86,456	13%
Overhead	352,803	422,714	69,911	20%
<b>TOTAL STAFF COST</b>	<b>1,012,399</b>	<b>1,168,766</b>	<b>156,367</b>	<b>15%</b>
<b>TOTAL EXPENSE</b>	<b>26,817,686</b>	<b>22,863,103</b>	<b>(3,954,583)</b>	<b>-15%</b>
<b>YEAR END BALANCE</b>	<b>\$ 6,037,139</b>	<b>\$ 598,172</b>	<b>\$ (5,437,467)</b>	<b>-90%</b>

# SAN FRANCISCO ESTUARY PARTNERSHIP PROPOSED BUDGET

	APPROVED BUDGET FY 2019-20	PROPOSED BUDGET FY 2020-21	DIFFERENCE	CHANGE % INCREASE/ (DECREASE)
<b>REVENUE</b>				
Grant Revenue	\$46,310,541	\$ 35,187,500	\$ (11,123,041)	-24%
<b>TOTAL GRANT REVENUE</b>	<b>\$ 46,310,541</b>	<b>\$ 35,187,500</b>	<b>\$(11,123,041)</b>	<b>-24%</b>
<b>EXPENSE</b>				
Travel	30,133	28,700	(1,433)	-5%
Meals	1,977	800	(1,177)	-60%
Conference/Trning Exps & Fees	6,500	—	(6,500)	-100%
Supplies	7,179	6,000	(1,179)	-16%
Consultant/Professional Fees	714,515	917,027	(202,512)	-28%
Passthru/Contrib-Othr Agncies	16,178,062	16,658,556	507,886	3%
Printing and Reproduction	14,500	15,000	500	3%
Graphics	2,500	2,500	—	0%
Mailing/Postage	5,300	5,760	460	9%
<b>TOTAL DIRECT EXPENSE</b>	<b>\$16,960,666</b>	<b>\$17,634,343</b>	<b>\$ 673,677</b>	<b>4%</b>
<b>STAFF COST</b>				
Staff Cost	2,063,821	1,910,604	(153,217)	-7%
Overhead	1,103,892	1,082,549	(21,343)	-2%
<b>TOTAL STAFF COST</b>	<b>3,167,713</b>	<b>2,993,153</b>	<b>(174,560)</b>	<b>-6%</b>
<b>TOTAL EXPENSE</b>	<b>20,128,379</b>	<b>20,627,496</b>	<b>499,117</b>	<b>2%</b>
<b>SURPLUS/(DEFICIT) BEFORE TRANSFER</b>	<b>26,182,162</b>	<b>14,560,004</b>	<b>(11,622,158)</b>	<b>-44%</b>
<b>TRANSFER (OUT)</b>	<b>(100,000)</b>	<b>(100,000)</b>	<b>—</b>	<b>0%</b>
<b>YEAR END BALANCE</b>	<b>\$ 26,082,162</b>	<b>\$ 14,460,004</b>	<b>\$ (11,622,158)</b>	<b>-45%</b>

# **SAN FRANCISCO ESTUARY PARTNERSHIP PROPOSED GRANT REVENUE SUMMARY**

FUND SOURCE   GRANT NUMBER	LTD GRANT	LTD ACTUAL	ENCUMBRANCE	GRANT BALANCE THRU FY 2019 - 20	ADDITIONAL GRANT FY 2020 - 21	STAFF BUDGET FY 2020 - 21	CONSULTANT BUDGET FY 2020 - 21	GRANT BALANCE FY 2020 - 21
1336 EPA W999T26201	\$1,101,943	\$ 481,280	\$ 146,927	\$ 473,735	—	\$ 39,933	\$ 216,990	\$ 216,812
1339 EPA W999T53101	1,509,292	546,538	465,406	497,348	—	86,360	410,987	1
1343 EPA 99T59901	1,935,000	1,445,877	111,349	377,774	662,500	552,165	214,731	273,378
1345 EPA 99T87701	1,481,109	10,005	—	1,471,104	—	311,887	738,239	420,978
1346 EPA 99T93501	489,671	494	—	489,177	—	169,113	232,220	87,844
<b>EPA TOTAL</b>	<b>\$ 6,517,014</b>	<b>\$ 2,484,194</b>	<b>\$ 723,682</b>	<b>\$ 3,309,138</b>	<b>\$ 662,500</b>	<b>\$ 1,159,458</b>	<b>\$ 1,813,167</b>	<b>\$ 999,013</b>
1376 DOI C8962434	224,994	89,194	—	135,800	225,000	248,432	69,280	43,088
1377 DOI C8961419	20,000	—	20,000	—	—	—	—	—
<b>DOI TOTAL</b>	<b>\$ 244,994</b>	<b>\$ 89,194</b>	<b>\$20,000</b>	<b>\$135,800</b>	<b>\$ 225,000</b>	<b>\$ 248,432</b>	<b>\$ 69,280</b>	<b>\$ 43,088</b>
2905 DWR 4600010575	7,505,593	4,529,936	2,862,098	113,560	—	57,509	56,050	1
2906 DWR 4600010883	7,681,190	6,404,050	401,218	875,922	—	226,215	134,053	515,654
2907 DWR 4600011486	20,934,168	7,363,170	6,243,457	7,327,540	—	216,089	5,860,307	1,251,144
2913 DWR 4600013248	3,020,000	14,835	—	3,005,165	1,200,000	123,318	2,333,096	1,748,751
<b>DWR TOTAL</b>	<b>\$ 39,140,951</b>	<b>\$ 18,311,990</b>	<b>\$ 9,506,773</b>	<b>\$ 11,322,187</b>	<b>\$ 1,200,000</b>	<b>\$ 623,131</b>	<b>\$ 8,383,506</b>	<b>\$ 3,515,550</b>
2305 Caltrans 04-2453	1,661,820	101,146	1,526,368	34,306	—	—	34,306	0
5012 Santa Clara Valley Water Distr	602,532	—	—	602,532	—	235,561	32,387	334,584
2995 CA Natural Res Agency U59232	541,365	8,917	485,000	47,448	—	4,585	42,862	1
State Coastal Conservancy	500,000	—	—	500,000	—	51,781	190,956	257,263
<b>OTHER GRANT TOTAL</b>	<b>\$ 3,305,717</b>	<b>\$ 110,063</b>	<b>\$ 2,011,368</b>	<b>\$ 1,184,286</b>	<b>—</b>	<b>\$ 291,927</b>	<b>\$ 300,511</b>	<b>\$ 591,848</b>
CVA National Collaboration					100,000	—	40,000	60,000
IRWM Prop 1 Round 2 & DACTIP Implementation					29,250,000	—	6,134,545	23,115,455
CVA O&M					100,000	—	90,000	10,000
New Delta Stewardship Council science support grant					550,000	—	128,334	421,666
BWQIF 2020 RFP - GI WQ monitoring with SFEI					1,500,000	—	325,000	1,175,000
BWQIF 2020 RFP - PAHL Phase III					1,400,000	—	300,000	1,100,000
CA Resilience Challenge					200,000	—	50,000	150,000
<b>NEW GRANTS IN FY 2020-21 TOTAL</b>					<b>\$ 33,100,000</b>	<b>—</b>	<b>\$ 7,067,879</b>	<b>\$ 26,032,121</b>
<b>BATA TRANSFER FOR O.H.</b>						<b>670,205</b>		
<b>TOTAL REVENUE</b>	<b>\$ 49,208,676</b>	<b>\$ 20,995,441</b>	<b>\$ 12,261,823</b>	<b>\$ 15,451,411</b>	<b>\$ 35,187,500</b>	<b>\$ 2,993,153</b>	<b>\$ 17,634,343</b>	<b>\$ 31,181,620</b>



# SAN FRANCISCO ESTUARY – CONFERENCE AND PROGRAMS

	APPROVED BUDGET FY 2019-20	PROPOSED BUDGET FY 2020-21	DIFFERENCE	CHANGE % INCREASE/ (DECREASE)
<b>REVENUE</b>				
Other Revenue	\$ 710,900	\$ 475,000	\$ (235,900)	-33%
<b>TOTAL GRANT REVENUE</b>	<b>\$ 710,900</b>	<b>\$ 475,000</b>	<b>\$ (235,900)</b>	<b>-33%</b>
<b>EXPENSE</b>				
Meals/Catering	2,000	50,000	48,000	2400%
Travel	-	15,000	15,000	N/A
Conference/Trning Exps & Fees	-	25,000	25,000	N/A
Consultant/Professional Fees	230,275	205,000	(25,275)	-11%
Miscellaneous	-	26,825	26,825	N/A
<b>TOTAL DIRECT EXPENSE</b>	<b>\$ 232,275</b>	<b>\$ 321,825</b>	<b>\$ 89,550</b>	<b>39%</b>
<b>STAFF COST</b>				
Staff Cost	63,302	96,479	33,177	52%
Overhead	33,859	54,696	20,837	62%
<b>TOTAL STAFF COST</b>	<b>\$ 97,161</b>	<b>\$ 151,175</b>	<b>\$ 54,014</b>	<b>56%</b>
<b>SURPLUS/(DEFICIT) BEFORE TRANSFER</b>	<b>329,436</b>	<b>473,000</b>	<b>143,564</b>	<b>44%</b>
<b>TRANSFER IN</b>	<b>100,000</b>	<b>100,000</b>	<b>—</b>	<b>0%</b>
<b>YEAR END BALANCE</b>	<b>\$ 481,464</b>	<b>\$ 102,000</b>	<b>\$ (379,464)</b>	<b>-79%</b>

\* Transfer to ABAG Administration

# **PROPOSED ABAG MEMBERSHIP DUES**

		DUES (SHOWN IN \$)		
JURISDICTION	ESTIMATED POPULATION 2021	APPROVED FY 2019-20	PROPOSED FY 2020-21	DIFFERENCE
<b>County of Alameda</b>	<b>1,669,301</b>	<b>\$323,308</b>	<b>\$272,939</b>	<b>(\$50,369)</b>
Alameda	79,316	\$18,141	\$21,574	\$3,433
Albany	19,393	\$5,058	\$5,911	\$853
Berkeley	123,328	\$25,823	\$31,108	\$5,285
Dublin	64,577	\$14,820	\$17,616	\$2,796
Emeryville	11,885	\$3,474	\$4,005	\$531
Fremont	232,532	\$40,906	\$50,696	\$9,790
Hayward	159,433	\$31,674	\$38,468	\$6,794
Livermore	91,039	\$20,810	\$24,750	\$3,940
Newark	48,712	\$11,435	\$13,550	\$2,115
Oakland	432,897	\$61,094	\$78,982	\$17,888
Piedmont	11,420	\$3,322	\$3,832	\$510
Pleasanton	80,492	\$18,213	\$21,693	\$3,480
San Leandro	89,825	\$19,999	\$23,874	\$3,876
Union City	74,916	\$16,893	\$20,130	\$3,237
<b>County of Contra Costa</b>	<b>1,155,879</b>	<b>\$224,067</b>	<b>\$189,195</b>	<b>(\$34,872)</b>
Antioch	113,901	\$24,539	\$29,435	\$4,896
Brentwood	63,662	\$14,777	\$17,538	\$2,760
Clayton	11,653	\$3,347	\$3,867	\$520
Concord	129,889	\$26,885	\$32,443	\$5,559
Danville	45,270	\$10,746	\$12,714	\$1,968
El Cerrito	25,459	\$6,379	\$7,494	\$1,114
Hercules	26,224	\$6,688	\$7,839	\$1,151
Lafayette	26,327	\$6,540	\$7,691	\$1,151
Martinez	38,490	\$9,332	\$11,010	\$1,678
Moraga	16,939	\$4,595	\$5,345	\$749
Oakley	41,759	\$10,150	\$11,971	\$1,821
Orinda	19,475	\$5,091	\$5,948	\$857
Pinole	19,498	\$5,099	\$5,957	\$858
Pittsburg	72,541	\$16,820	\$19,965	\$3,145
Pleasant Hill	35,055	\$8,653	\$10,184	\$1,532
Richmond	110,436	\$24,234	\$28,991	\$4,757

# PROPOSED ABAG MEMBERSHIP DUES

		DUES (SHOWN IN \$)		
JURISDICTION	ESTIMATED POPULATION 2021	APPROVED FY 2019-20	PROPOSED FY 2020-21	DIFFERENCE
San Ramon	83,957	\$18,945	\$22,573	\$3,628
Walnut Creek	70,121	\$16,399	\$19,442	\$3,043
<b>County of Marin</b>	<b>262,879</b>	<b>\$52,047</b>	<b>\$44,140</b>	<b>(\$7,907)</b>
Belvedere	2,148	\$1,261	\$1,371	\$110
Fairfax	7,721	\$2,473	\$2,823	\$350
Larkspur	12,578	\$3,554	\$4,113	\$560
Mill Valley	14,675	\$4,140	\$4,793	\$653
Novato	54,115	\$12,972	\$15,327	\$2,356
Ross	2,526	\$1,350	\$1,477	\$127
San Anselmo	12,902	\$3,699	\$4,275	\$575
San Rafael	60,046	\$14,269	\$16,880	\$2,611
Sausalito	7,416	\$2,404	\$2,740	\$337
Tiburon	9,362	\$2,947	\$3,370	\$423
<b>County of Napa</b>	<b>140,779</b>	<b>\$28,231</b>	<b>\$24,005</b>	<b>(\$4,226)</b>
American Canyon	20,629	\$5,493	\$6,403	\$910
Calistoga	5,453	\$1,979	\$2,231	\$252
Napa	79,490	\$18,469	\$21,916	\$3,447
St Helena	6,133	\$2,155	\$2,437	\$282
Yountville	2,916	\$1,427	\$1,570	\$143
<b>County of San Francisco</b>	<b>883,869</b>	<b>\$172,508</b>	<b>\$145,869</b>	<b>(\$26,640)</b>
San Francisco - City	883,869	\$108,606	\$144,768	\$36,162
<b>County of San Mateo</b>	<b>774,485</b>	<b>\$151,176</b>	<b>\$127,834</b>	<b>(\$23,343)</b>
Atherton	7,070	\$2,383	\$2,706	\$323
Belmont	27,174	\$6,929	\$8,121	\$1,192
Brisbane	4,691	\$1,835	\$2,055	\$220
Burlingame	30,317	\$7,581	\$8,908	\$1,327
Colma	1,512	\$1,119	\$1,201	\$83
Daly City	109,122	\$23,782	\$28,479	\$4,697

# PROPOSED ABAG MEMBERSHIP DUES

		DUES (SHOWN IN \$)		
JURISDICTION	ESTIMATED POPULATION 2021	APPROVED FY 2019-20	PROPOSED FY 2020-21	DIFFERENCE
Half Moon Bay	12,631	\$3,618	\$4,181	\$563
Hillsborough	11,769	\$3,372	\$3,897	\$525
Menlo Park	35,790	\$8,697	\$10,258	\$1,561
Millbrae	23,154	\$5,911	\$6,927	\$1,016
Pacifica	38,674	\$9,404	\$11,091	\$1,686
Portola Valley	4,659	\$1,852	\$2,071	\$219
Redwood City	85,319	\$19,740	\$23,438	\$3,698
San Bruno	45,257	\$11,125	\$13,101	\$1,976
San Carlos	29,864	\$7,492	\$8,799	\$1,307
San Mateo	104,570	\$23,290	\$27,802	\$4,512
S. San Francisco	67,078	\$15,636	\$18,546	\$2,910
Woodside	5,615	\$2,044	\$2,304	\$260
<b>County of Santa Clara</b>	<b>1,954,286</b>	<b>\$380,888</b>	<b>\$321,974</b>	<b>(\$58,914)</b>
Campbell	43,250	\$10,365	\$12,247	\$1,883
Cupertino	59,879	\$14,150	\$16,752	\$2,602
Gilroy	55,928	\$13,198	\$15,628	\$2,430
Los Altos	31,190	\$7,821	\$9,186	\$1,365
Los Altos Hills	8,785	\$2,705	\$3,101	\$396
Los Gatos	30,988	\$7,650	\$9,004	\$1,354
Milpitas	76,231	\$17,291	\$20,588	\$3,296
Monte Sereno	3,787	\$1,596	\$1,777	\$180
Morgan Hill	45,742	\$10,772	\$12,759	\$1,987
Mountain View	81,992	\$18,708	\$22,256	\$3,548
Palo Alto	69,397	\$16,197	\$19,208	\$3,011
San Jose	1,043,058	\$126,076	\$168,704	\$42,628
Santa Clara	128,717	\$26,950	\$32,465	\$5,516
Saratoga	31,407	\$7,837	\$9,211	\$1,374
Sunnyvale	155,567	\$30,415	\$37,033	\$6,618

# PROPOSED ABAG MEMBERSHIP DUES

		DUES (SHOWN IN \$)		
JURISDICTION	ESTIMATED POPULATION 2021	APPROVED FY 2019-20	PROPOSED FY 2020-21	DIFFERENCE
<b>County of Solano</b>	<b>441,307</b>	<b>\$86,220</b>	<b>\$72,921</b>	<b>(\$13,299)</b>
Benicia	27,570	\$6,954	\$8,162	\$1,208
Dixon	19,794	\$5,247	\$6,120	\$873
Fairfield	117,149	\$24,990	\$30,020	\$5,030
Rio Vista	9,416	\$2,844	\$3,267	\$423
Suisun City	29,447	\$7,334	\$8,622	\$1,288
Vacaville	98,807	\$22,418	\$26,691	\$4,273
Vallejo	119,544	\$25,441	\$30,573	\$5,132
<b>County of Sonoma</b>	<b>500,675</b>	<b>\$98,564</b>	<b>\$83,492</b>	<b>(\$15,071)</b>
Cloverdale	9,257	\$2,832	\$3,248	\$417
Cotati	7,919	\$2,513	\$2,872	\$358
Healdsburg	12,501	\$3,489	\$4,044	\$555
Petaluma	62,247	\$14,706	\$17,411	\$2,705
Rohnert Park	43,339	\$10,567	\$12,458	\$1,891
Santa Rosa	175,625	\$34,072	\$41,538	\$7,465
Sebastopol	7,885	\$2,529	\$2,887	\$358
Sonoma	11,556	\$3,338	\$3,854	\$516
Windsor	28,565	\$7,080	\$8,328	\$1,249
<b>TOTAL</b>	<b>7,783,460</b>	<b>\$2,882,875</b>	<b>\$2,947,448</b>	<b>\$64,574</b>
<b>Total County Population</b>	7,783,460	\$1,517,009	\$1,282,368	(\$234,641)
<b>Total City Population</b>	7,039,214	\$1,365,866	\$1,665,080	\$299,214
<b>TOTAL DUES REVENUE</b>		<b>\$2,882,875</b>	<b>\$2,947,448</b>	<b>\$64,574</b>
<b>County Per Capita Rate</b>		\$0.1952	\$0.1648	—
<b>City Per Capita Rate</b>		\$0.1943	\$0.2365	—
CPI		—	1.021000	—
Population		—	1.001399	—

## NOTES

## NOTES





**Association of Bay Area Governments**

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# Metropolitan Transportation Commission

375 Beale Street, Suite 800  
San Francisco, CA 94105

## Legislation Details (With Text)

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**File #:** 20-0649      **Version:** 1      **Name:**

**Type:** Report      **Status:** Executive Board Approval

**File created:** 4/13/2020      **In control:** ABAG Executive Board

**On agenda:** 4/16/2020      **Final action:**

**Title:** Proposed ABAG MTC Committee Work Integration

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Item 12a 1 Summary Sheet Governance Committee Integration v2.pdf](#)  
[Item 12a 2 Attachment Presentation Governance Committee Consolidation v8.pdf](#)

Date	Ver.	Action By	Action	Result
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Proposed ABAG MTC Committee Work Integration

Therese McMillan

Approval

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 12.a.

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#### ABAG MTC Governance

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**Subject:** Proposed ABAG MTC Committee Work Integration

**Background:** On April 10th, the Joint ABAG MTC Governance Committee discussed ways to better integrate ABAG/MTC committee work on shared interests (e.g. legislation, planning). At the outset, Chair Haggerty and President Arreguin stated their hope that after discussion, the committee would endorse, in concept, the consolidation plan laid out in the PowerPoint presentation (Phase 1) and ask staff to come back with a detailed analysis of what it would take administratively to implement consolidation (Phase 2). What follows is a meeting summary.

1. Concept of combined Legislative Committee

No major concerns were flagged absent a review of overall representation on any proposed new committee. A background inventory of the two current committees is underway that will describe current city/county and geographic representation.

2. Concept of combined Planning Committee

Several members questioned whether housing production was too big an issue to be adequately addressed in a consolidated Planning Committee. Others saw this as an opportunity to integrate housing policy with our transportation and resilience work. One possible solution: a subcommittee focused on housing production that could help local jurisdictions in addressing the challenges of RHNA and opportunities offered by REAP and AB1487.

Several members stated that a consolidated Planning Committee combining MTC's Planning Committee with ABAG's Admin Committee ignores the "admin" duties of ABAG's Admin Committee. One solution: Jesse/ABAG Exec Board create an ABAG Planning Committee to consolidate with MTC's Planning Committee and let the Admin Committee retain a focus on acting for the Board between its meetings.

Members discussed ways to integrate BAHFA with the Planning Committee's work. While its governing board is statutorily designated as the MTC Commission, the committee asked staff to look at ways BAHFA and its Advisory Committee could provide input to the new Planning Committee on housing production.

## Association of Bay Area Governments

### Executive Board

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April 16, 2020

Agenda Item 12.a.

#### ABAG MTC Governance

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##### 3. Concept of combined Stakeholder Committee

While most members felt that bringing MTC's Policy Advisory Council (PAC) and ABAG's Regional Planning Committee (RPC) together makes sense, some were concerned about reduced stakeholder engagement and wanted to get input from PAC and RPC prior to making any final decision. One solution: have endorsing MTC/ABAG motions instruct staff to present concept to PAC/RPC and report back their response as part of the Phase 2 due diligence.

##### 4. Role of Bay Area Regional Collaborative (BARC)

Several people wished to explore ways BARC could contribute to Planning Committee's work, possibly by referring topics to BARC for review and recommendations back to Planning Committee.

##### 5. Other Suggestions from Committee Members

Explicitly require an assessment/re-evaluation at some defined point;

Keep open the idea of bringing in other regional issues: homelessness, economic recovery, etc;

Be mindful that consolidation effort will require additional staff and resources, at a time when both are strained—don't set up implementation plan that can't be delivered due to overriding priorities.

##### Outcome

The Joint ABAG MTC Governance Committee voted unanimously to refer proposal (Phase 1) to April 16th ABAG Executive Board and April 22nd Commission with recommendation to conceptually approve Phase 1 and ask staff to return with a detailed analysis and set of recommendations regarding what it would take administratively to implement the proposed committee consolidations (Phase 2). At that point, the Governance Committee would discuss further and make recommendations to the ABAG and MTC governing boards.

**Issues:**

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 12.a.**

**ABAG MTC Governance**

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**Recommended Action:** The Executive Board is requested to approve conceptually Phase I of the proposed ABAG MTC committee consolidations and to direct staff to return with a detailed analysis and set of recommendations regarding what it would take administratively to implement the proposed committee consolidations in Phase 2, as reported.

**Attachments:** Presentation

**Reviewed:**

  
Therese W. McMillan

# **ABAG MTC Governance: Important Next Steps**

**Metropolitan Transportation Commission  
April 22, 2020**

## Where We Left Off

### 1. Conduct initial Field Visits – March/April

- Sacramento Area Council of Governments (SACOG)
- Puget Sound Regional Council (PSRC)
- San Diego Association of Governments (SANDAG)
- Met Council (Twin Cities, MN)

❖ STATUS: Defer due to COVID-19 travel restrictions

### 2. Develop Board Protocol Alignment proposal for ABAG General Assembly and MTC approval in June 2020

❖ STATUS: Recommendations being advanced to ABAG EB and General Assembly



## Where We Left Off

### 3. Bring Committee restructuring proposal to Joint Governance Committee by June 2020

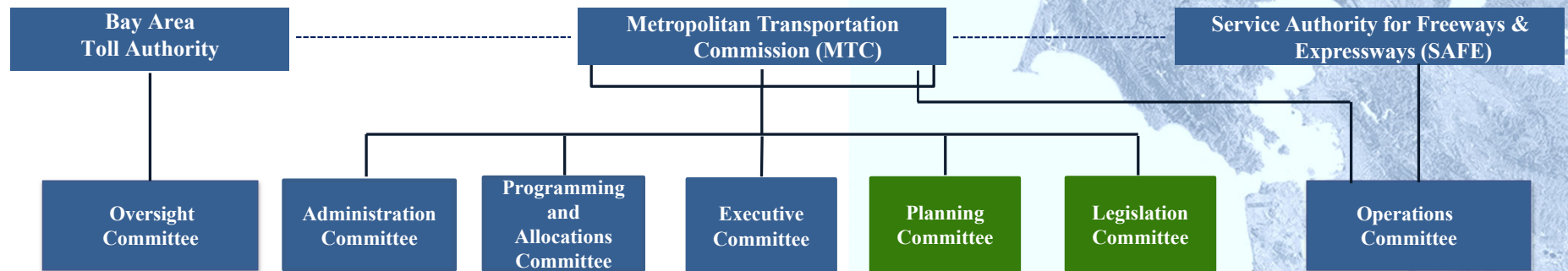
❖ **STATUS: Current Proposal → Committee Consolidation Framework**

## Committee Consolidation Framework: Core Principles

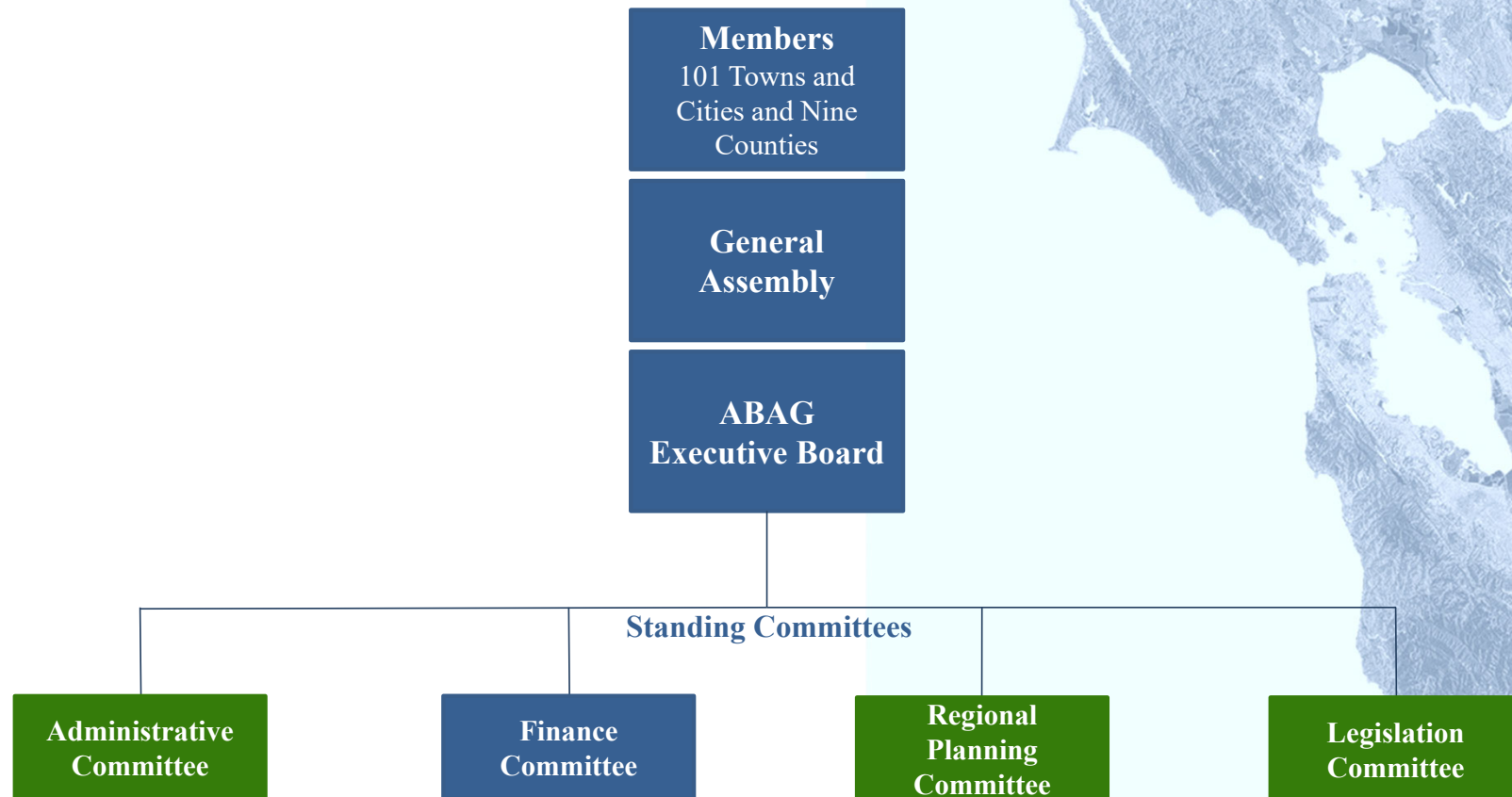
- Existing Standing Committees at MTC and ABAG are building blocks for integrated decision making
- Not all Standing Committees would be tapped; only those with oversight and interest in shared agendas (flagged as green in following charts)
- “Alternative framework combinations” that follow suggest “building block” committees, and potential modifications for consideration



# MTC Standing Committees



# ABAG Governance and Standing Committees



## NEXT STEPS: Committee Consolidation Framework

**Premise:** Combining similar ABAG and MTC committees could help us better address *shared* decision making in areas of *shared* interest, including:

- **Legislation** focused on transportation, housing, land use and resilience
  - **Planning work** involving PBA, housing, transportation and resilience
  - **Housing** programs/funding (AB 1487) to help alleviate regional housing crisis
  - **Citizen Input** on PBA Blueprint, RHNA, REAP, BAHFA, etc.
- ❖ Objective: Structure a set of consolidated committees to help our agencies and staff provide more effective, efficient regional leadership on these issues.



## Example of Committee Consolidation #1

**LEGISLATION:** Currently operates as separate MTC and ABAG Legislative committees meeting jointly

### Areas of Shared Interest:

- Transportation
- Land use
- Housing
- Environment/Climate/Resilience

### Alternative Framework Combination

- Current MTC Legislation Committee
- ABAG Legislation Committee with modifications
  - Better represent breadth of interests and geographies on Exec Board

## Example of Committee Consolidation #2:

**PLANNING:** Currently operates as MTC Planning and ABAG Administrative Committees meeting jointly

### Areas of Shared Interest

- PBA 2050: Regional planning for transportation, housing, resilience, etc.
- Work supporting local jurisdiction's housing elements (e.g. RHNA, REAP)
- Implementation of AB1487 (*NEW as of Jan. 2020*: noting legislated decision making roles between ABAG and MTC)
- Environmental issues/climate change/resilience

### Alternative Framework Combination

- MTC Planning Committee
- ABAG Administration Committee's *planning function* with modifications
  - Adjust county and city balance to capture range of local experience with Planning and Housing issues/programs

**Assess how to integrate the funding/finance function of Bay Area Housing Finance Authority (assigned to MTC by AB 1487) with housing policy and implementation assigned to consolidated Planning committee**



## Example of Committee Consolidation #3

**STAKEHOLDER ENGAGEMENT:** PBA Blueprint, RHNA, REAP, BAHFA

**Some Combination of our Existing Committees that Lead Advisory Engagement**

- MTC's Policy Advisory Committee (non-elected officials)
- ABAG's Regional Planning Committee (non-elected officials and elected officials)

**Proposed Framework Combination**

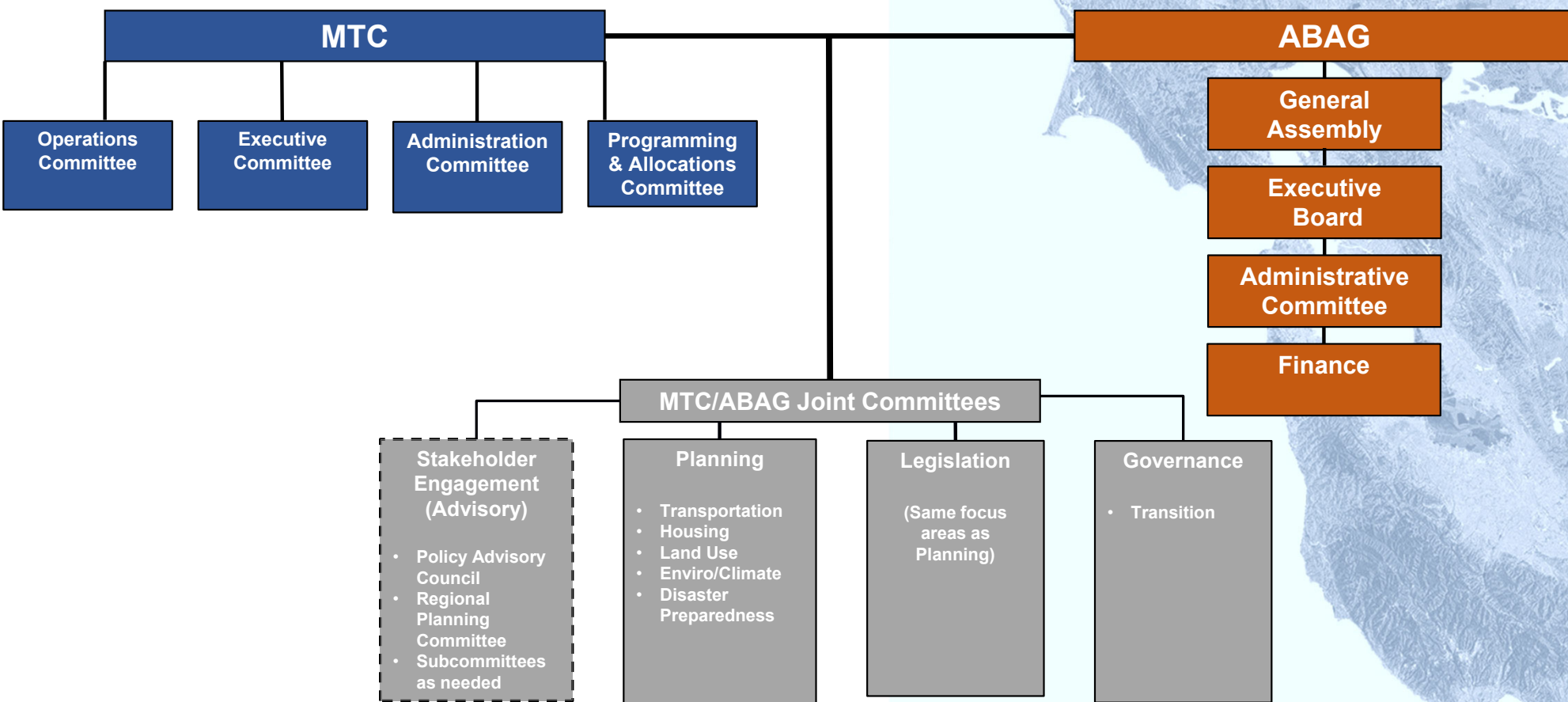
- Decide what sectors should be represented on single Committee (environment, equity, business, senior disabled mobility, youth)
- Appointments equally between MTC and ABAG leadership

## Existing Consolidated Committee

### GOVERNANCE ISSUES

- MTC and ABAG have already created a unified Governance Committee made up of members both governing boards
- Consider retaining to oversee transition to consolidated committee structure, and periodic review

# Consolidated Committee Framework: View from the Top





## Benefits of Adopting Consolidated Committees

**A system of combined committees could help further discussion between our two agencies on how best to structure our relationship based on the shared interests discussed above, one that could help address...**

- How best to carry out the shared work in our two work plans (e.g. PBA 2050, housing/BAHFA, resilience/climate change);
- How irrespective of color of money and the amount—the two governing boards can be jointly accountable for implementing this shared work plan—with a clear understanding of the available resources— and the opportunities and limits of such;
- How the two boards can navigate appropriate Discussions versus Decisions within this shared work plan — restructured combined committee meetings may aid in that effort.

## **April 10<sup>th</sup> ABAG/MTC Governance Committee Action**

- **Committee voted unanimously to recommend proposal to ABAG and MTC governing boards with several modifications including:**
  - Retain MTC ABAG Governance Committee to oversee this transition to a consolidated committee structure and provide for periodic review
  - Establish periodic reevaluation
  - Present concept to PAC and RPC and report back their response as part of staff due diligence before ABAG or MTC take any final action on proposal to consolidate Advisory Committees



## **NEXT STEPS: MTC/ABAG Initial Board Decision**

- **If ABAG and MTC governing boards agree conceptually with this approach (Phase 1) to consolidating similar committees, then**
- **Staff would bring back a more detailed set of administrative issues and questions that would have to be discussed and agreed to by ABAG and MTC before implementing such a proposal (Phase 2)**

## NEXT STEPS: Implementation

### Factors to Consider in Implementing Committee Consolidation Concept

- Membership of each consolidated committee must sufficiently represent the breadth of interests, geographies and jurisdictions of the Bay Area.
- Enough MTC and ABAG board members should be assigned to each committee to ensure a balance of views from each board, while maintaining a total number conducive to effective decision making.
- Existing representation structures underlying MTC Commission and ABAG Executive Board remain the same; consolidated committees must strike a balance between each, e.g. how are counties and cities represented within any single committee.
- Procedures will need to address consideration of issues unique to either MTC or ABAG that may fall within consolidated committee jurisdiction



# Metropolitan Transportation Commission

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## Legislation Details (With Text)

**File #:** 20-0592      **Version:** 1      **Name:**  
**Type:** Report      **Status:** Executive Board Approval  
**File created:** 3/31/2020      **In control:** ABAG Executive Board  
**On agenda:** 4/16/2020      **Final action:**  
**Title:** Approval of Proposed ABAG Bylaws Amendment  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Item 13a 1 Summary Sheet Bylaws Amendment Budget v2.pdf](#)  
[Item 13a 2 Attachment ABAG Bylaws Proposed Budget Change v3.pdf](#)

Date	Ver.	Action By	Action	Result
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Approval of Proposed ABAG Bylaws Amendment

Therese McMillan

Approval

# Association of Bay Area Governments

## Executive Board

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April 16, 2020

Agenda Item 13.a.

### ABAG Bylaws

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**Subject:** Approval of Proposed ABAG Bylaws Amendment

**Background:** The ABAG Bylaws were last revised on May 31, 2018. Staff is recommending the Bylaws be amended to provide the ABAG Executive Board with the authority to amend the detailed budget as necessary to accommodate new or additional revenue sources received after the July 1 adoption of the detailed budget.

In November 2019, in response to the inclusion in the 2019-2020 Budget Act of \$125 million in State funds to support Regional Housing Needs Allocation (RHNA) of which ABAG was eligible for \$23.7 million, staff recommended that ABAG amend its FY 2019-20 operating budget and apply for the eligible funds. To accomplish that, because the ABAG Bylaws currently do not contemplate a mid-year budget amendment where additional revenues become available, the General Assembly was required to approve a budget amendment to authorize an increase in the total revenue and expense level.

At its November 21, 2019 meeting, the ABAG Executive Board approved a motion recommending ABAG General Assembly adoption of amendments to the Fiscal Year 2019-20 Operating Budget to take the additional \$23.7 million in funds to support RHNA into account. The ABAG General Assembly approved the recommended budget amendment on February 7, 2020.

**Issues:** In order to facilitate future budget augmentations in instances when additional revenues become available, staff recommends the Executive Board to have authority to amend the detailed budget as necessary to accommodate new or additional revenue sources. The proposed changes to the Bylaws to provide the Executive Board with this authority are shown in the attached redline with underscoring indicating added provisions in Articles VII A (6) (c) and XI B (5).

**Association of Bay Area Governments**

**Executive Board**

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**April 16, 2020**

**Agenda Item 13.a.**

**ABAG Bylaws**

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**Recommended Action:** The ABAG Executive Board is requested to approve the proposed amendments to the ABAG Bylaws, indicating added provisions in Articles VII A (6) (c) and XI B (5), as reported, and to forward them to the General Assembly for full approval.

**Attachments:** Proposed ABAG Bylaws Amendments

**Reviewed:**

  
Therese W. McMillan



# BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS

As Amended ~~May 31, 2018~~[Insert date of 2020 GA]

## ARTICLE I. PURPOSE

The Association of Bay Area Governments (hereinafter "Association") is hereby created as a separate entity established by agreement among its members pursuant to the Joint Exercise of Powers Act, California Government Code Sections 6500, et seq. (hereinafter "Act"). The Association is organized for the purposes of establishing a permanent forum for discussion and study of regional and subregional problems of interest and concern to the counties and cities of the San Francisco Bay Area, developing policies and actions, and providing services and undertaking actions addressing such problems.

## ARTICLE II. DEFINITIONS

A. "Agreement" means the Agreement with the Association of Bay Area Governments entered into under the Act by the Association Members.

B. "Association" means the Association of Bay Area Governments as established by the Agreement and these Bylaws.

C. "Executive Board" means the Association's President, Vice President and Immediate Past President and the body of representatives which meet from time to time as provided in these Bylaws to govern the affairs of the Association between meetings of the General Assembly.

D. "General Assembly" means the body of the delegates of the Members of the Association as set forth in these Bylaws.

E. City, county, or city and county members of the Association may be referred to as "Members."

F. "Delegate" means a delegate of a Member of the Association to the General Assembly, or the alternate acting in the delegate's absence.

G. "Representative" means a representative to the Executive Board, or the alternate acting in the representative's absence.

H. "Regional Plan" means the comprehensive plan for the San Francisco Bay Region adopted and amended from time to time by the Association.

I. "Regional Problem" means an issue concerning the public health, safety or welfare of substantially all of the Association's Members, a solution to which may require intergovernmental cooperation or assistance of the Association.

## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

**J.** "Subregional Problem" means an issue concerning the public health, safety or welfare of one or more of the Association's Members, a solution to which may require intergovernmental cooperation or assistance of the Association.

### **ARTICLE III. MEMBERSHIP**

#### **A. MEMBERS**

(1) The counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma, the City and County of San Francisco, and within the area of such counties all cities and incorporated towns (hereinafter referred to as "cities") now existing or formed in the future are eligible for membership in the Association.

(2) All eligible cities and counties become Members of the Association upon execution of the Agreement and payment of the annual assessment and annual membership fee.

#### **B. COOPERATING MEMBERS**

(1) Subject to the approval of the Executive Board or the Executive Director as set forth in Article III.B(4), any governmental entity, public agency, or non-profit organization not eligible for membership under Article III.A of these Bylaws may elect to join the Association as a Cooperating Member.

(2) Cooperating Members shall be entitled to attend all meetings of the General Assembly and of the Executive Board, but shall not be entitled to vote or participate in debate. No Cooperating Member shall be considered a "contracting party" as that term is used in the Act.

(3) Cooperating Members shall be entitled to receive data, studies, planning documents, special services, and other written materials and services of the Association subject to policies adopted by the Executive Board.

(a) The Executive Director of the Association may approve the admission of any governmental entity or public agency electing to join the Association as a Cooperating Member pursuant to this Article III.B.

(b) The Executive Board of the Association may approve the admission of any non-profit organization electing to join the Association as a Cooperating Member pursuant to this Article III.B.

### **ARTICLE IV. POWERS**

#### **A. GENERAL**

The Association may exercise in its own name the following powers when the exercise of these powers is necessary to, in furtherance of, or in support of the Association, the exercise of any other powers provided for in these Bylaws or the Agreement, or any other authorized activity

## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

undertaken by the Association: make and enter into contracts, memoranda of understanding, and other agreements; employ and appoint employees and agents; acquire, hold, protect, dispose of, construct, operate, and maintain real and personal property; incur debts, liabilities, obligations, and encumber or hypothecate real or personal property; sue and be sued; and, accept grants, gifts, donations, and other monies.

### **B. INFORMATION GATHERING**

The Association may request, collect, store, correlate, transfer, and otherwise manage information and data in any manner necessary to, in furtherance of, or in support of the exercise of any other power under this Article or any other authorized activity undertaken by the Association.

### **C. STUDIES**

The Association may perform studies to identify and/or analyze regional or subregional problems, the purpose and subject matter of such studies to be determined as provided in these Bylaws.

### **D. REGIONAL PLANNING**

The Association shall have the power to perform regional or subregional planning without limitation as to subject matter:

- (1) that it is eligible or authorized to do; or,
- (2) that it is required to do under State or Federal authority; or,
- (3) that is authorized under other provisions of these Bylaws or as a result of the Association's studies of regional or subregional problems.

### **E. POLICIES AND ACTIONS**

- (1) The Association may develop and adopt policies and/or actions.
- (2) The Association may advocate and otherwise act to advance its positions, studies, plans, and policies both within and outside the region and may accept delegations of authority from Federal, State, regional, or local bodies to this end.

### **F. INTERAGENCY COOPERATION**

- (1) The Association may appoint representatives, in its own name, to other agencies, Boards, commissions, or official bodies to which it is required or eligible to make appointments.
- (2) The Association may perform and participate in governmental coordination and respond to efforts at such coordination.

## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

(3) In the exercise of its powers under Article IV.F(1) and (2), the Association may request or transmit information or studies; exercise any voting or veto power given to it; participate in grant applications, administration, and disbursements; and, do any other acts necessary to or in support of the exercise of such powers.

### **G. INFORMATION, SERVICES, AND ASSISTANCE**

(1) The Association may provide information, assistance, services, studies, plans, recommendations, and reports or such other information, assistance, and services requested by specific Members or nonmembers. Information, services, and assistance may include, without limitation, preparing or making of grant applications on behalf of or in conjunction with Members, training programs for local government staff, technical assistance on particular projects, or review of particular projects. The Association may provide information, assistance and services in conjunction with other entities and may organize and/or participate in committees, task forces, and subsidiary entities necessary to or in support of this or its other powers.

(2) The Association may charge reasonable fees for information, services, and assistance that it provides.

### **H. POWER TO FINANCE PROPERTY FOR MEMBERS**

The Association shall have the power to finance and acquire, by lease purchase, installment sale or other financing agreements, both real and personal property necessary or convenient for the operation of the Members and Cooperating Members, and to sell or lease such property to such members pursuant to installment sale or lease purchase agreements between the Association and the members acquiring such property.

### **I. SELF-INSURANCE POOLS**

Pursuant to Government Code Sections 989-991.2 and Labor Code Section 3700, as may be amended from time to time, ABAG shall have the power to provide insurance for some or all of its Members through self-insurance or the purchase of insurance, excess insurance or reinsurance against public liability, errors and omissions, inverse condemnation or workers' compensation; and, further, shall have such other reasonable and necessary powers, which are necessary or convenient to further, support or implement the self-insurance program, including without limitation, financing self-insurance reserve funds through the issuance of certificates of participation, or other instruments of indebtedness.

### **J. OTHER POWERS**

The Association may exercise other reasonable and necessary powers in furtherance or support of any purpose of the Association or power granted by the Act, the Agreement, or the General Assembly or the Executive Board as provided for in these Bylaws.

## **ARTICLE V. RESTRICTIONS ON POWERS**

## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

Pursuant to Articles 1 and 5 of the Agreement and to the extent required by Government Code Section 6509, the Association shall be restricted in the exercise of its powers in the same manner as the City and County of San Francisco is restricted in its exercise of similar powers; provided that, if the City and County of San Francisco shall cease to be a Member of the Association, then the Association shall be restricted in the exercise of its powers in the same manner as the County of Alameda.

### **ARTICLE VI. GENERAL ASSEMBLY**

#### **A. MEMBERSHIP**

(1) Each Member city and Member county shall have one seat in the General Assembly. San Francisco shall be counted as both a city and a county for purposes of membership in the General Assembly.

(2) The mayor or member of the governing body of each Member city and the chairperson of the board of supervisors or member of the governing body of each Member county, or their respective alternates, shall be delegates to the General Assembly.

(3) Each city council and board of supervisors may designate an alternate who shall be either a member of such body or the chief executive officer of the Member; provided that, the mayor of the City and County of San Francisco may designate as an alternate (a) any officer of the City and County of San Francisco who may be either an elected or principal appointed official of the City and County of San Francisco or (b) the chief executive officer of the City County of San Francisco.

(4) An alternate appointed pursuant to Article VI.A(3) may act in the absence of the delegate.

#### **B. MEETINGS**

(1) The time, date, and location of the annual meeting of the General Assembly shall be determined by the Executive Board, provided it is no later than June 30.

(2) Notice of the annual meeting of the General Assembly shall be given to the delegates of each Member city and Member county at least thirty (30) days prior to the meeting. An agenda for the meeting shall accompany the notice.

(3) Special meetings of the General Assembly may be called by the Executive Board upon its own motion. A special meeting shall be called by the Executive Board upon written request of fifteen (15) Member cities and three (3) Member counties.

(4) Ten-day written notice of special meetings shall be given to the delegates of each Member city and Member county. An agenda specifying the subject of a special meeting shall accompany the notice.

# **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

## **C. POWERS AND FUNCTIONS**

The powers and functions of the General Assembly shall include:

- (1) Exercising as appropriate all of the powers of the Association as set forth in these Bylaws or the Agreement. The General Assembly shall have the power to limit the Executive Board's exercise of any power or authority set aside to the Executive Board under these Bylaws.
- (2) Any delegate may at any meeting of the General Assembly propose a subject or subjects for study by the Association. The General Assembly may take action upon such proposals and, if requested by any delegate, determine whether a study will be made of the subject or subjects so proposed or may refer such subject or subjects to the Executive Board.
- (3) Any delegate may at any meeting of the General Assembly request review by the General Assembly of any action of the Executive Board which has been taken between meetings of the General Assembly.
- (4) The budgetary duties and responsibilities set forth in Article XI.

## **ARTICLE VII. EXECUTIVE BOARD**

### **A. EXECUTIVE BOARD**

There shall be an Executive Board of the Association which shall be organized and shall be responsible for functions as hereinafter set forth:

(1) Voting Membership. The voting membership of the Executive Board shall consist of a maximum of 38 voting members (representatives and ex officio members). The representative shall be either a councilmember of a Member city or a supervisor of a Member county of the Association, or be eligible to be Executive Board representative or alternate representative from the City and County of San Francisco under Article VII.A(1)(e), if that jurisdiction is an Association member. Representatives to the Executive Board shall be selected as follows:

(a) Alameda County. Two representatives of the county to be appointed by the Board of Supervisors; two representatives of Member cities within the county to be appointed by the mayors of Member cities meeting in conference, and three representatives to be appointed by the City Council of the City of Oakland.

(b) Contra Costa County. Two representatives of the county to be appointed by the Board of Supervisors; two representatives of Member cities within the county to be appointed by the mayors of Member cities meeting in conference.

(c) Marin County. One representative of the county to be appointed by the Board of Supervisors; and one representative of Member cities within the county to be appointed by the mayors of Member cities meeting in conference.

## BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS

(d) Napa County. One representative of the county to be appointed by the Board of Supervisors; and one representative of Member cities within the county to be appointed by the mayors of Member cities meeting in conference.

(e) San Francisco City and County. The Mayor and one other elective officer or member of the Mayor's staff of the City and County appointed by the Mayor; two representatives of the City and County appointed by the Board of Supervisors, and a fifth representative to be appointed alternately by the Mayor and the Board of Supervisors, with two-year appointments beginning in years evenly divisible by four to be made by the Mayor and with two-year appointments made in even-numbered years not evenly divisible by four to be made by the Board of Supervisors. When such fifth representative is selected by the Mayor, the representative may be an elective or appointive officer or member of the Mayor's staff of the City and County.

(f) San Mateo County. Two representatives of the county to be appointed by the Board of Supervisors; two representatives of Member cities within the county to be appointed by the mayors of Member cities meeting in conference.

(g) Santa Clara County. Two representatives of the county to be appointed by the Board of Supervisors; two representatives of Member cities within the county to be appointed by the mayors of Member cities meeting in conference, and three representatives to be appointed by the City Council of the City of San Jose.

(h) Solano County. One representative of the county to be appointed by the Board of Supervisors; and one representative of Member cities within the county to be appointed by the mayors of Member cities meeting in conference.

(i) Sonoma County. One representative of the county to be appointed by the Board of Supervisors; and one representative of Member cities within the county to be appointed by the mayors of Member cities meeting in conference.

(j) Alternates. Each of the appointing bodies named in Article VII.A(1)(a)-(i) may designate an alternate for each of their representatives to act in the representative's absence. Appointments of alternates shall be made in the same manner, with the same qualifications and for the same term as representatives.

(2) Advisory Membership. The Association shall maintain effective communication and coordination with agencies of the State of California and the United States of America. To that end, the Executive Board shall invite, following nomination by the Association's President, such representatives of state and federal governments as it deems appropriate and desirable as advisory, non-voting members of the Executive Board. Such members shall serve at the pleasure of the Executive Board. No advisory member shall be considered a "contracting party" as that term is used in the Act.

(3) Terms of Office. Representatives shall serve for terms of two years. Appointments



## BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS

of representatives to the Executive Board shall become effective biennially on July 1.

(4) Staggered Terms. The terms of the representatives to the Executive Board shall be staggered so that the terms of approximately one-half of the representatives expire each year. The terms of the representatives of the cities in the counties of Alameda, Marin, Napa, San Francisco (mayor and representative), and Santa Clara, and the representatives of the counties of Contra Costa, San Mateo, Solano, and Sonoma shall expire in the even-numbered years; the terms of the representatives of the cities in the counties of Contra Costa, San Mateo, Solano, and Sonoma, and the representatives of the counties of Alameda, Marin, Napa, San Francisco (representatives of the Board of Supervisors), and Santa Clara shall expire in the odd-numbered years.

(5) Officers. The President and the Vice President of the Association shall be Chairperson and Vice Chairperson, respectively, of the Executive Board.

(6) Duties.

(a) The Executive Board shall have the budgetary duties and responsibilities set forth in Article XI.

(b) The Executive Board shall submit a full report of its activities at the General Assembly's annual meeting.

(c) Subject to any constraint or limitation imposed by the General Assembly, the Executive Board shall exercise all powers of the Association between meetings of the General Assembly; provided that, the Executive Board shall not amend these Bylaws, nor shall it exercise the budgetary powers reserved to the General Assembly under Article XI of these Bylaws except as provided in Article XI B (5).

(d) The Executive Board shall be responsible for carrying out policy decisions made by the General Assembly.

(e) Recommendations from committees for policy actions shall be made to the Executive Board. Unless otherwise directed by the General Assembly, the Executive Board may take action on such recommendations.

(7) Per Diem. Each voting member of the Executive Board, or of a standing and/or joint committee, and where expressly designated by the Executive Board, individuals participating in special committees, task forces or other meetings, shall receive a per diem of \$150 for each meeting attended. The per diem shall be paid for a maximum of forty-eight (48) meetings per year. Per diem may also be received by a Board or committee member representing the Association before an agency or body of the State or Federal government.

### B. MEETINGS

The Executive Board shall meet at least four times each year. Additional meetings shall be held upon the call of the Chairperson or upon the call of five voting members of the Executive

## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

Board.

### **C. ADMINISTRATIVE COMMITTEE**

There shall be an Administrative Committee of the Executive Board of the Association whose composition shall be determined by the Executive Board and which shall, subject to any constraint or limitation imposed by the Executive Board or the General Assembly, exercise all powers of the Executive Board between meetings of the Executive Board; provided that, the Administrative committee shall not:

- (1) Amend the Agreement or Bylaws;
- (2) Exercise the budgetary duties of the Executive Board set forth in Article XII;
- (3) Exercise the powers of appointment of officers as set forth in Article IX.

The Administrative Committee shall meet upon the call of the President or Vice President and in compliance with the Ralph M. Brown Act. Further, the Administrative Committee shall submit a full report of its activities to the Executive Board at the first meeting immediately following the Administrative Committee meeting.

## **ARTICLE VIII. VOTING**

**A.** Voting in the General Assembly shall be conducted in the following manner:

(1) A quorum of the General Assembly shall consist of a majority of the city delegates and a majority of the county delegates.

(2) Each county delegate and each city delegate shall have one vote. Votes shall be tabulated separately for county delegates and for city delegates. The affirmative votes of a majority of a quorum of county delegates and of a majority of a quorum of city delegates are required for action by the General Assembly, except as provided for in Article XIV.

**B.** Voting in General Assembly meetings may be either by voice or roll call vote. A roll call vote shall be conducted upon the demand of five delegates present, or at the discretion of the presiding officer.

**C.** Voting in the Executive Board shall be conducted in the following manner:

- (1) A majority of the voting members of the Executive Board shall constitute a quorum.
- (2) The affirmative votes of a majority of the members present provided that there is a quorum are required for action by the Executive Board.

**D.** Except as the Executive Board may otherwise provide, all other committees of the Association may act upon the affirmative vote of a majority of the committee members present.

# **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

## **ARTICLE IX. OFFICERS, ELECTIONS AND VACANCIES**

### **A. Officers of the Association shall be:**

- (1) The President, who shall serve as Chairperson of the Executive Board and General Assembly.
- (2) The Vice President, who shall serve as Vice Chairperson of the Executive Board and General Assembly.
- (3) The Immediate Past President.
- (4) An Executive Director and a Legal Counsel to be appointed by and serve at the pleasure of the Executive Board. Section 2.1 of the Contract for Services, dated May 30, 2017, between ABAG and the Metropolitan Transportation Commission (MTC) (the CS) provides that MTC's Executive Director shall perform the functions and duties with respect to ABAG and the local collaboration programs that were formerly performed by ABAG's Executive Director. For purposes of these Bylaws, so long as the CS is in effect, references to the "Executive Director" shall be deemed to refer to the MTC Executive Director. Section 3.4 of the CS provides that legal services shall be performed by MTC's Office of General Counsel. Subject to the terms of the CS pertaining to potential conflicts of interest, obtaining outside specialized legal services, and the discretion of ABAG or the local collaboration programs to directly retain outside counsel, references in these Bylaws to the legal counsel shall be deemed to refer to the MTC Office of General Counsel.

**B.** The President and Vice President of the Association shall be elected biennially by secret ballot of supervisors, mayors and city councilmembers of member jurisdictions. Nominations for the offices of the President and Vice President shall be by petition of at least fifteen (15) mayors, councilmembers or supervisors. A plurality vote shall be required for election to any office. All other election procedures shall be determined by the Executive Board, provided that these procedures shall be disseminated to all member jurisdictions at least thirty (30) days prior to the date determined and designated for counting of secret ballots. If, at the close of nominations, only one candidate is nominated for President or for Vice President, the election procedures may waive the ballot requirement and provide, instead, that the nominee be declared elected to that office.

**C.** The President and Vice President shall be either a councilmember of a Member city or a supervisor of a Member county of the Association, or a General Assembly delegate or alternate or Executive Board representative or alternate representative from the City and County of San Francisco if that jurisdiction is an Association member.

### **D. The terms of office of the President and Vice President shall be determined as follows:**

- (1) Except as otherwise provided in this section, the term of office of the President,

## BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS

Vice President and Immediate Past President is two (2) years.

(2) If the President vacates his/her office as required by Article IX.C. or any other reason, the Vice President shall assume the office of President for the balance of the original term. If the balance of the original term is less than five hundred forty-eight (548) calendar days, then the new President may choose to run for an additional one (1) year term as President. The new President shall notify the Executive Board no later than September 1 of the year in which the original term ends whether he/she shall run for an additional one (1) year term. The President's election to run for an additional one (1) year term shall also modify the term of office of the Vice President to conform to that of the office of the President.

(3) Article IX.B. shall govern the special elections for one (1) year terms in all other respects.

(4) In the event that the President is disabled or for any other reason temporarily unable to act, the Vice President shall act in place and perform the duties of President until return or recovery from disability.

(5) In the event of a vacancy in the office of Vice President due to the Vice President's permanently serving as President, vacating the office as required by Article IX.C., or for any other reason, the Executive Board shall fill the office of Vice President by appointment for the unexpired portion of the Vice President's term. In the event of a simultaneous vacancy in the offices of President and Vice President due to their vacating the respective offices as required by Article IX.C., or any other reason, the Executive Board shall fill both offices by appointment for the unexpired portion of the respective terms. In either event, the procedures of Article IX.I shall govern the process of filling said vacant office.

E. A newly elected President and Vice President shall take office on January 1 of the year following certification of the election results.

F. The President, subject to the advice and consent of the Executive Board, shall appoint committees and determine the committees' structure, charge, size and membership. Committees may be established to consider any matter within the jurisdiction of the Association. Committees shall operate according to the policies adopted by the Executive Board, and shall submit their reports and recommendations to the Executive Board. Committees shall meet on the call of their chairpersons, who shall be (1) an elected official or the elective or appointive officer of the City and County of San Francisco appointed by the Mayor of the City and County of San Francisco to the Executive Board or General Assembly, and (2) a member of such committee; and who shall be elected by the members of each committee. At the initial meeting of each committee, and annually thereafter at the first committee meeting following January 1 of each year, the committees shall elect their chairpersons and such other officers as may be specified. Committee chairpersons shall be subject to confirmation by the Executive Board. Unless otherwise authorized by the Executive Board, committees of the Association shall be advisory.

G. Each delegate or alternate to the General Assembly and each representative or alternate to the Executive Board shall cease to be such immediately upon ceasing to hold the

## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

elective or appointive office which is required of a delegate or representative or their alternates under VI.A or VII.A(1).

**H.** In the event that any delegate or alternate to the General Assembly or any representative or alternate to the Executive Board shall for any reason cease to hold the elective or appointive office which is required of a delegate or representative or their alternates under Article VI.A or VII.A(1), the vacancy created thereby shall be filled for the unexpired term, in the same manner and with the same qualifications as the original appointment.

**I.** The Executive Board shall fill the office of Vice President or President pursuant to Article IX.D., at the first meeting of the Executive Board held after the occurrence of the event which causes the office(s) to be vacated. The meeting shall be chaired by the President, or if said office is vacant, by the Immediate Past President. Nominations for the vacant office(s) may be made from the floor. All nominations require a second. The office(s) may be filled only if a nominee receives a majority vote of the members of the Executive Board constituting the quorum for that meeting. If no nominee receives a majority vote on the first ballot, the two nominees receiving the highest number of votes shall be voted upon again until one of them receives a majority vote. If the selection process results in a tie, or no nominee receives a majority vote after three rounds of balloting, the acting Chairperson of the Executive Board may, at his or her discretion, decide the matter by lot between the two nominees then remaining.

### **ARTICLE X. EXECUTIVE DIRECTOR**

The Executive Director shall be the Chief Administrative Officer of the Association. The powers and duties of the Executive Director are:

- A.** To appoint and remove all employees of the Association.
- B.** To perform the budgetary duties and responsibilities of the Executive Director as set forth in Article XI.
- C.** To serve as the Secretary-Treasurer of the Association and of the Executive Board.
- D.** To perform such other and additional duties as the Executive Board may require.

In the event the CS is terminated or is no longer in effect:

(1) The Executive Board shall have the authority to appoint, fix the salary of, and remove an Executive Director of the Association and shall have the authority to create and discontinue positions in the office of the Executive Director and fix salaries; provided however the Administrative Committee of the Executive Board shall not have the power to appoint, fix the salary of, or remove an Executive Director of the Association.

(2) In order to appoint or remove the Executive Director, the affirmative vote of not less than a majority of the voting members of the Executive Board present at the meeting of the Executive Board where the matter is considered, is required.

# BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS

## ARTICLE XI. FINANCES

### A. FISCAL YEAR

The fiscal year of the Association shall commence on July 1.

### B. BUDGET

(1) At least forty-five (45) days prior to the annual meeting of the General Assembly the Executive Director shall submit to the Executive Board, for the next fiscal year of the Association, a proposed general budget and summary work program. The proposed general budget shall include annual membership fee and assessment schedules and a summary of revenue and expenditures, actual or projected, for the preceding, current, and next fiscal years.

(2) The Executive Board shall review the proposed general budget and summary work program, amend them as necessary, and submit them to the General Assembly for review and adoption at the annual meeting of the Assembly.

(3) The General Assembly shall adopt a summary work plan and general budget, including yearly membership assessment and annual membership fee.

(4) The Executive Board shall adopt a detailed budget and work program on or before July 1 of each year, and thereafter monitor their execution and amend them as necessary. The work program shall give effect to any priorities set forth in the general budget and summary work program, unless financially infeasible.

(5) The Executive Director shall manage all expenditures, subject to control of the Executive Board. The Executive Board shall have power to transfer funds within the total detailed budget to meet unanticipated needs or changed situations and to amend the detailed budget as necessary to accommodate new or additional grant or other revenue sources received after the July 1 adoption of the detailed budget. Such action shall be reported to the General Assembly at its next meeting.

### C. YEARLY MEMBERSHIP ASSESSMENT

The amount of each Member's assessment shall be determined in accordance with the formula set out in Paragraph D following. Any Member city or county whose annual assessment and annual membership fee has not been paid by the time of the annual meeting of the General Assembly shall not be entitled to vote at such meeting.

### D. METHOD OF ASSESSMENT

The annual assessment for members of the Association shall be based upon population as determined by the State Controller in making the most recent allocations to counties and cities pursuant to California Revenue and Taxation Code Section 11005, except that, beginning in

## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

1987-88, in the case of newly incorporated cities, until such time as an official census is conducted and population is established therewith, the population as estimated by the Executive Director shall be used for assessment purposes.

- (1) The General Assembly shall adopt a per capita rate or rates of assessment for each fiscal year.
- (2) For purposes of assessment San Francisco shall be considered as both a city and a county.

### **E. ANNUAL AUDIT**

The Executive Board shall cause an annual audit of the financial affairs of the Association to be made by a certified public accountant at the end of each fiscal year. The Executive Board shall employ a certified public accountant of its choosing. The audit report shall be made available to Association member counties and cities.

### **F. ANNUAL MEMBERSHIP FEE**

The membership fee shall be uniform for all members of the Association and shall not be less than \$10.00 per month or \$120.00 per year.

### **G. DATE OF PAYMENT**

Unless a Member has withdrawn as provided in Article XIII of these Bylaws, the Member's annual assessment and annual membership fee shall be due and payable to the Association on July 1 of the fiscal year for which it is levied.

## **ARTICLE XII. STATUTORY AUTHORITY**

The Association is an agency established by a joint powers agreement among the Members pursuant to Title 1, Division 7, Chapter 5, of the Government Code of the State of California. The Association is an entity separate and apart from its Members. The debts, liabilities and obligations of the Association shall not be debts, liabilities or obligations of the Association's Members.

## **ARTICLE XIII. WITHDRAWAL**

Any member county or city may, at any time up to 30 days prior to the beginning of the Association's fiscal year, withdraw from the Association effective the next fiscal year; provided that the intent to withdraw must be stated in the form of a resolution executed by the legislative body of the jurisdiction wishing to withdraw. The resolution must be given to the Executive Director at least 30 days prior to the effective date of the withdrawal.

## **ARTICLE XIV. AMENDMENTS**

Amendments to these Bylaws may be proposed by a delegate or by the Executive Board.



## **BYLAWS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS**

If proposed by a delegate, the amendment shall be submitted to the Executive Board at least 45 days prior to an annual meeting of the General Assembly. Each proposed amendment shall be considered by the Executive Board and a copy thereof, with the recommendations of the Executive Board and its reasons therefor, forwarded to the delegate of each Member jurisdiction at least 30 days prior to the meeting at which such proposed amendment will be voted upon.

A majority vote of the county delegates present and a majority vote of the city delegates present are required to adopt an amendment to these Bylaws.

### **ARTICLE XV. EFFECTIVE DATE**

These Bylaws shall go into effect immediately upon the effective date of the Agreement.