

**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.

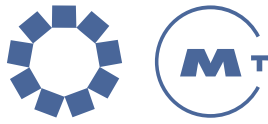
Overview: Staff will present on the requirement to convene an Advisory Committee prior to placing a housing revenue measure on the November 2020 ballot. Considering the short timeframe to complete this work, staff proposes convening an Interim Advisory Committee with time-limited appointments. The Interim 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.¹ 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.”²

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.³ 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

¹ See Gov. Code § 64511(a)(2)(A).

² Gov. Code § 64511(a)(2)(B).

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