



375 Beale Street
Suite 700
San Francisco, California
94105

Meeting Minutes - 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

Thursday, September 17, 2020

5:15 PM

Remote

Association of Bay Area Governments Executive Board Meeting No. 451

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

The meeting is scheduled to begin at 5:15 p.m.,
or immediately following the preceding ABAG or ACFA committee meeting.

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

President Arreguin called the meeting to order at about 5:56 p.m. Quorum was present.

Present: 28 - Andersen, Arreguin, Chan, Chavez, Clark, Cortese, Eklund, Esparza, Garbarino, Garcia, Haggerty, Halliday, Hannigan, Hillis, Hudson, Lee, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Peralez, Pierce, Rabbitt, Ramos, Sinks, Rodoni, and Taylor

Absent: 6 - Bas, Canepa, Diep, Gibson McElhaney, Pine, and Wilson L

2. Public Comment

There was no public comment.

3. Executive Board Announcements

There were no Executive Board member announcements.

4. President's Report

- 4.a. [20-1219](#) President's Report of September 17, 2020 and Adoption of Resolution No. 19-2020-Appreciation for Laura Thompson upon her Departure from the Association of Bay Area Governments after 21 years of Service

President Arreguin gave the report. Executive Board members made congratulatory remarks. There was no public comment.

Upon the motion by Pierce and second by Eklund, the ABAG Executive Board adopted Resolution No. 19-2020, Appreciation for Laura Thompson upon her Departure from the Association of Bay Area Governments after 21 years of Service. The motion passed unanimously by the following vote:

Aye: 25 - Andersen, Arreguin, Chan, Chavez, Clark, Cortese, Eklund, Esparza, Garbarino, Garcia, Haggerty, Halliday, Hannigan, Hillis, Hudson, Lee, Mackenzie, Mar, Mitchoff, Peralez, Pierce, Ramos, Sinks, Rodoni, and Taylor

Absent: 9 - Bas, Canepa, Diep, Gibson McElhaney, Mandelman, Miley, Pine, Rabbitt, and Wilson L

5. Executive Director's Report

- 5.a. [20-1220](#) Executive Director's Report of September 17, 2020

Therese McMillan gave the report.

6. Executive Board Consent Calendar

Upon the motion by Lee and second by Garbarino, the Consent Calendar was approved. The motion passed unanimously by the following vote:

Aye: 27 - Andersen, Arreguin, Chan, Chavez, Clark, Cortese, Eklund, Esparza, Garbarino, Garcia, Haggerty, Halliday, Hannigan, Hillis, Hudson, Lee, Mackenzie, Mandelman, Mar, Mitchoff, Peralez, Pierce, Rabbitt, Ramos, Sinks, Rodoni, and Taylor

Absent: 7 - Bas, Canepa, Diep, Gibson McElhaney, Miley, Pine, and Wilson L

- 6.a. [20-1221](#) Approval of ABAG Executive Board Minutes of August 20, 2020

- 6.b. [20-1259](#) Authorization to amend a Bay Area Regional Energy Network (BayREN) contract with BluePoint Planning, LLC in an amount not to exceed \$175,000 for services for BayREN implementation through December 31, 2021

- 6.c. [20-1260](#) Authorization to amend a Bay Area Regional Energy Network (BayREN) contract with CLEAResult Consulting, Inc. in an amount not to exceed \$7,436,061 to provide services for BayREN implementation through December 31, 2021

- 6.d. [20-1261](#) Authorization to amend a Bay Area Regional Energy Network (BayREN) contract with Energy Council in an amount not to exceed \$100,000 for implementation services through December 31, 2022
- 6.e. [20-1262](#) Authorization to amend two Bay Area Regional Energy Network contracts with Frontier Energy, Inc. in amounts not to exceed \$108,000 for technical and regulatory services and \$48,000 for codes and standards consulting services, through December 31, 2021
- 6.f. [20-1263](#) Authorization to amend a Bay Area Regional Energy Network (BayREN) contract with CodeCycle in an amount not to exceed \$400,000 for implementation services through December 31, 2022
- 6.g. [20-1265](#) Adoption of ABAG Resolution No. 17-2020-Authorization to submit an application and execute an agreement with the California State Parks Division of Boating and Waterways on behalf of the San Francisco Estuary Partnership's Clean Vessel Act Program in an amount not to exceed \$330,000
- 6.h. [20-1266](#) Authorization to enter into a contract with Woodard and Curran, Inc. to Support ABAG's Integrated Regional Water Management Disadvantaged Community and Tribal Involvement Program Grant in an amount not to exceed \$250,000 for the period September 1, 2020 to December 31, 2021
- 6.i. [20-1267](#) Authorization to enter into a contract with Lotus Water to support outreach, needs assessment, capacity building, and project development efforts for ABAG's Integrated Regional Water Management Disadvantaged Community and Tribal Involvement Program (DACTIP) Grant in an amount not to exceed \$250,000 for the period September 1, 2020 to December 31, 2021
- 6.j. [20-1268](#) Authorization to amend a funding agreement with the California Department of Water Resources to work with disadvantaged, underrepresented, and underserved communities, Tribes, and Tribal communities to add \$1,807,000 for a total funding award not to exceed \$4,827,000, and to revise the period of performance as described in the original Executive Board approval to coincide with the term of the grant agreement
- 6.k. [20-1315](#) Authorization to enter into contract with the Sausalito Community Boating Center on behalf of the San Francisco Bay Area Water Trail Program to support ADA accessible water recreation facilities in an amount not to exceed \$65,000

7. Joint MTC ABAG Legislation Committee

- 7.a. [20-1223](#) Report on Joint MTC ABAG Legislation Committee Meeting of September 11, 2020

Julie Pierce gave the report.

- 7.b. [20-1317](#) Proposition 16: Statewide Ballot Initiative to Repeal California's Affirmative Action Ban

Proposed support for Proposition (Prop) 16, a constitutional amendment to repeal the state's ban on the use of affirmative action by public agencies.

Rebecca Long gave the report. There was no public comment.

Upon the motion by Pierce and second by Taylor, the ABAG Executive Board approved a support position on Proposition 16, Statewide Ballot Initiative to Repeal California's Affirmative Action Ban. The motion passed unanimously by the following vote:

Aye: 26 - Andersen, Arreguin, Chan, Chavez, Clark, Cortese, Eklund, Esparza, Garbarino, Garcia, Haggerty, Halliday, Hannigan, Hillis, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Peralez, Pierce, Rabbitt, Ramos, Sinks, Rodoni, and Taylor

Absent: 7 - Bas, Canepa, Diep, Gibson McElhaney, Hudson, Pine, and Wilson L

Abstain: 1 - Lee

- 7.c. [20-1388](#) Senate Bill 146 (Beall): Outreach Requirements for Sustainable Communities Strategies

Support position on SB 146 (Beall), which provides increased flexibility with regard to the outreach requirements for sustainable communities strategies applicable to Plan Bay Area 2050 for the San Francisco Bay Area region.

Rebecca Long gave the report. There was no public comment.

Upon the motion by Pierce and second by Mackenzie, the ABAG Executive Board approved a support position on Senate Bill 146 (Beall), Outreach Requirements for Sustainable Communities Strategies. The motion passed unanimously by the following vote:

Aye: 28 - Andersen, Arreguin, Chan, Chavez, Clark, Cortese, Eklund, Esparza, Garbarino, Garcia, Haggerty, Halliday, Hannigan, Hillis, Hudson, Lee, Mackenzie, Mandelman, Mar, Miley, Mitchoff, Peralez, Pierce, Rabbitt, Ramos, Sinks, Rodoni, and Taylor

Absent: 6 - Bas, Canepa, Diep, Gibson McElhaney, Pine, and Wilson L

8. ABAG Finance Committee

- 8.a. [20-1224](#) Report on ABAG Finance Committee Meeting of September 17, 2020
Karen Mitchoff gave the report.
- 8.b. [20-1310](#) Adoption of Resolution No. 18-2020-Executive Director's Purchasing and Contracting Authority
Karen Mitchoff gave the report. There was no public comment.

Upon the motion by Mitchoff and second by Lee, the ABAG Executive Board adopted Resolution No. 18-2020, Executive Director's Purchasing and Contracting Authority, as reported, with the following amendments adding: to approve purchasing, contracts, and amendments to contracts totaling up to \$50,000 of things to be purchased or work to be done that are not included in the annual ABAG Budget and Work Plan; that any action taken by the Executive Director, or her/his designee, approving purchasing, contracts, and amendments to contracts up to \$50,000 that are not included in the ABAG Budget and Work Plan shall be reported at the next ABAG Finance Committee and ABAG Executive Board meetings as part of the regular monthly financial reporting procedure; that the Executive Director, or her/his designee, shall report back to the ABAG Finance Committee and the ABAG Executive Board in a year on actions taken under this authorization. The motion passed unanimously by the following vote:

Aye: 26 - Andersen, Arreguin, Chan, Chavez, Clark, Cortese, Eklund, Esparza, Garbarino, Garcia, Haggerty, Halliday, Hannigan, Hudson, Lee, Mackenzie, Mar, Miley, Mitchoff, Peralez, Pierce, Rabbitt, Ramos, Sinks, Rodoni, and Taylor

Absent: 8 - Bas, Canepa, Diep, Gibson McElhaney, Hillis, Mandelman, Pine, and Wilson L

9. ABAG Housing Methodology Committee

- 9.a. [20-1226](#) Report on ABAG Housing Methodology Committee Meetings of August 13, 2020, August 28, 2020 and September 4, 2020
President Arreguin gave the report.

The following gave public comment: Tim Gallian, Tom Butt, Newell Arnerich.

The following submitted public comment: Tim Gallian, Karen Stepper, Mike Anderson, Darlene Gee, Karen Stepper et al.

10. ABAG Regional Planning Committee

- 10.a. [20-1225](#) Report on ABAG Regional Planning Committee Meeting of September 10, 2020
Karen Mitchoff gave the report.

11. ABAG Administrative Committee

- 11.a. [20-1222](#) Report on ABAG Administrative Committee Meeting of September 11, 2020
- President Arreguin gave the report.
- 11.b. [20-1308](#) Adoption of Resolution No. 16-2020-Approval of Plan Bay Area 2050 Final Blueprint
- Proposed action on revisions to Strategies and Growth Geographies for the Plan Bay Area 2050 Final Blueprint, as well as the Regional Growth Forecast.
- Dave Vautin gave the report.
- The following gave public comment: Ken Bukowski, Newell Arnerich.
- Upon the motion by Lee and second by Mackenzie, the ABAG Executive Board adopted Resolution No. 16-2020, Plan Bay Area 2050 Final Blueprint, as reported. The motion passed by the following vote:**
- Aye:** 24 - Andersen, Arreguin, Chan, Chavez, Clark, Cortese, Esparza, Garcia, Haggerty, Halliday, Hannigan, Hillis, Hudson, Lee, Mackenzie, Mandelman, Mar, Mitchoff, Peralez, Pierce, Rabbitt, Sinks, Rodoni, and Taylor
- Nay:** 1 - Eklund
- Absent:** 8 - Bas, Canepa, Diep, Garbarino, Gibson McElhaney, Pine, Ramos, and Wilson L
- Abstain:** 1 - Miley

12. Conference with Legal Counsel

- 12.a. [20-1306](#) Closed Session-CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
- The ABAG Executive Board will meet in closed session pursuant to Government Code Section 54956.9(a) and paragraph (1) of subdivision (d) of Government Code Section 54956.9 to confer with counsel regarding New Livable California, et al. v. Association of Bay Area Governments, Court of Appeal Case No. A159235.
- The ABAG Executive Board entered Closed Session at about 8:15 p.m.
- 12.b. [20-1316](#) Open Session
- The ABAG Executive Board returned to Open Session at about 8:34 p.m. There was no reportable action out of Closed Session.

13. Adjournment / Next Meeting

President Arreguin adjourned the meeting at about 8:34 p.m. The next special meeting of the ABAG Executive Board is on October 15, 2020.