

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



ABAG

A G E N D A

ABAG EXECUTIVE BOARD MEETING NO. 415

Thursday, July 21, 2016, 7:00 PM

Location:

Bay Area Metro Center

Board Room

375 Beale Street

San Francisco, California

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

Agenda and attachments available at <http://www.abag.ca.gov/>

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

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. PUBLIC COMMENT

Information

3. ANNOUNCEMENTS

Information

4. PRESIDENT'S REPORT

Information

5. EXECUTIVE DIRECTOR'S REPORT

Information

6. CONSENT CALENDAR

ACTION

Unless there is a request by an Executive Board member to take up an item on the consent calendar separately, the calendar will be acted upon in one motion.

A. Approval of Executive Board Summary Minutes of Meeting No. 413 held on May 19, 2016 and Special Meeting No. 414 held on June 16, 2016.

Attachments: Summary Minutes of May 19, 2016; Summary Minutes of June 16, 2016

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B. Approval of Transmission of Federal Grant Applications to State Clearinghouse

With Executive Board consent, ABAG will transmit the attached list of federal grant applications to the State Clearinghouse. These applications were circulated in ABAG's Intergovernmental Review Newsletter since the last Executive Board meeting.

Attachment: Grant Applications

C. Request for Authorization to Enter into New Contract with Bay Area Clean Water Agencies for Grant Administration Duties on Prop 84 (Integrated Regional Water Management, Round 1) Bay Area Region Grant

The Executive Board is requested to authorize the Executive Director or designee to enter into an agreement on behalf of ABAG/SFEP with Bay Area Clean Water Agencies (BACWA) to assume grant administration for Prop 84 (Integrated Regional Water Management, Round 1) Bay Area Region Grant for up to \$100,000 through December 31, 2017.

Attachment: BACWA Prop 84

7. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT

Information/ACTION

Committee Chair Scott Haggerty, Supervisor, County of Alameda, will report on Committee activities and request Executive Board approval of Committee recommendations.

Attachment: LGO Committee Agenda Packet

8. FINANCE AND PERSONNEL COMMITTEE REPORT

Information/ACTION

Committee Chair Bill Harrison, Mayor, City of Fremont, will report on Committee activities and request Executive Board approval of Committee recommendations.

Attachment: FP Committee Agenda Packet

9. CLOSED SESSION

Public Employee Performance Evaluation

Title: Executive Director

10. CLOSED SESSION

Public Employee Performance Evaluation

Title: Legal Counsel

11. OPEN SESSION

ADJUSTMENT TO PUBLIC EMPLOYEE COMPENSATION: EXECUTIVE DIRECTOR

Information/ACTION

The Executive Director has requested an adjustment to his compensation which is documented in a memorandum that has been provided to the Finance and Personnel Committee (F&P) and the Executive Board. F&P will report to the Executive Board on its recommended action on this request.

Attachment: Executive Director Compensation

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12. OPEN SESSION

ADJUSTMENT TO PUBLIC EMPLOYEE COMPENSATION: LEGAL COUNSEL

Information/ACTION

The Legal Counsel has requested an adjustment to his compensation which is documented in a memorandum that has been provided to the Finance and Personnel Committee (F&P) and the Executive Board. F&P will report to the Executive Board on its recommended action on this request.

Attachment: Legal Counsel Compensation

13. UPDATE PLAN BAY AREA 2040—DRAFT PREFERRED SCENARIO

Information/ACTION

Staff will present an update on outreach efforts, schedule changes and next steps.

Attachments: PBA 2040 Draft Preferred Scenario; PBA 2040 Scenarios—What We've Heard

14. PRESENTATION ON ABAG'S ECONOMIC DEVELOPMENT STRATEGY

Information/ACTION

Miriam Chion, Director of Planning and Research, will present a memo on establishing a Bay Area Economic Development District (EDD) as part of a public-private collaboration to improve economic resilience and prosperity.

Attachments: Regional Economic Development; Establishing a Bay Area Economic Development District; CEDS Scope of Work; Resolution No. 09-16

15. ADJOURNMENT

The next meeting of the Executive Board will be on September 15, 2016.

Submitted:

/s/ Ezra Rapport, Secretary-Treasurer

Date Submitted: July 14, 2016

Date Posted: July 15, 2016

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SUMMARY MINUTES

ABAG Executive Board Meeting No. 413
Thursday, May 19, 2016
Joseph P. Bort MetroCenter
101 8th Street, Oakland, California

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Julie Pierce, Councilmember, City of Clayton, called the meeting of the Executive Board of the Association of Bay Area Governments to order at about 7:01 p.m.

President Pierce led the Executive Board and the public in the Pledge of Allegiance.

A quorum of the Executive Board was present at about 7:01 p.m.

Representatives and Alternates Present

Supervisor Candace Andersen
Mayor Jack Batchelor
Councilmember Annie Campbell Washington
Supervisor Cindy Chavez
Supervisor David Cortese
Councilmember Julie Combs
Councilmember Jim Davis
Dep Dir Andrew Dayton, Leg and Gov Affairs
Mayor John Dunbar
Mayor Pat Eklund
Dir Nicole Elliot Leg and Gov Affairs
Councilmember Lynette Gibson McElhaney
Councilmember Abel Guillen
Vice Mayor Pradeep Gupta
Supervisor Scott Haggerty
Mayor Bill Harrison
Councilmember Dave Hudson
Councilmember Charles "Chappie" Jones
Mayor Wayne Lee
Supervisor Mark Luce
Supervisor Eric Mar
Supervisor Karen Mitchoff
Councilmember Raul Peralez
Councilmember Julie Pierce
Supervisor Dave Pine
Supervisor David Rabbitt
Supervisor Katie Rice
Vice Mayor Greg Scharff
Supervisor Linda Seifert
Mayor Jerry Thorne

Representatives Absent

Supervisor Jane Kim
Director William Kissinger
Supervisor Nathan Miley

Jurisdiction

County of Contra Costa
City of Dixon
City of Oakland
County of Santa Clara
County of Santa Clara
City of Santa Rosa
City of Sunnyvale
City of San Francisco
City of Yountville
City of Novato
City of San Francisco
City of Oakland
City of Oakland
City of South San Francisco
County of Alameda
City of Fremont
City of San Ramon
City of San Jose
City of Milbrae
County of Napa
County of San Francisco
County of Contra Costa
City of San Jose
City of Clayton
County of San Mateo
County of Sonoma
County of Marin
City of Palo Alto
County of Solano
City of Pleasanton

Jurisdiction

County of San Francisco
RWQCB
County of Alameda

Supervisor Warren Slocum

County of San Mateo

2. PUBLIC COMMENT

There was no public comment.

3. ANNOUNCEMENTS

Pat Eklund, Mayor, City of Novato, reported speaking before the Assembly Committee on Local Government on junior accessory dwelling units.

4. PRESIDENT'S REPORT

President Pierce reported on the following:

Under Item 6.B., the Executive Board is requested to consider the adoption of Resolution No. 04-16, authorizing ABAG to submit a grant application for Two Percent Bridge Toll Reserve Funds and Five Percent Unrestricted State Funds with the Metropolitan Transportation Commission.

Under Item 6.C., the Executive Board is requested to consider the adoption of Resolution No. 05-16 authorizing accepting the State Coastal Conservancy Explore the Coast grant.

Staff received notice from the Bank of the West for authorization for a line of credit. Staff requested that a matter be added to the agenda as a 'late breaking' item upon a 2/3rds vote of the Executive Board (if 21 members are present), or a unanimous vote of the body if less than 2/3rds (if less than 21 members are present) of the body is present at the meeting.

President Pierce recognized a motion by Karen Mitchoff, Supervisor, County of Contra Costa, which was seconded by Dave Hudson, Councilmember, City of San Ramon, to add the adoption of Resolution No. 06-16 as a 'late breaking item to the Executive Board agenda under Item 8.

There was no discussion.

There was no public comment.

The aye votes were: Andersen, Batchelor, Campbell Washington, Chavez, Cortese, Combs, Davis, Dayton, Dunbar, Eklund, Elliot, Gibson McElhaney, Guillen, Gupta, Haggerty, Harrison, Hudson, Jones, W. Lee, Luce, Mar, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rice, Scharff, Seifert, Thorne. (30)

The nay votes were: None.

Abstentions were: None.

Absent were: Kim, Miley, Slocum. (3) Kissinger (non-voting).

The motion passed unanimously.

5. EXECUTIVE DIRECTOR'S REPORT

Ezra Rapport, ABAG Executive Director, reported that ABAG will move to San Francisco will beginning on Friday, May 20, and will open at 375 Beale Street on Monday, May 23. A ribbon cutting ceremony at the new location will be planned at the next Executive Board meeting.

6. CONSENT CALENDAR

President Pierce recognized a motion by Jim Davis, Councilmember, City of Sunnyvale, which was seconded by Mitchoff, to approve the consent calendar.

There was no discussion.

There was no public comment.

The aye votes were: Andersen, Batchelor, Campbell Washington, Chavez, Cortese, Davis, Eklund, Gibson McElhaney, Guillen, Gupta, Haggerty, Harrison, Hudson, Jones, Lee, Luce, Mar, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rice, Scharff, Seifert, Thorne (26).

The nay votes were: None.

Abstentions were: Combs, Dayton, Dunbar, Elliot (4).

Absent were: Kim, Miley, Slocum. (3) Kissinger (non-voting).

The motion passed.

A. Approval of Executive Board Summary Minutes of Meeting No. 412 held on March 17, 2016

The Executive Board approved the Summary Minutes of Meeting No. 412 held on March 17, 2016.

B. Adoption of Resolution No. 04-16 and authorization to submit grant application and enter into contract with the Metropolitan Transportation Commission (MTC) for Bridge Toll Funds to support the San Francisco Bay Trail Project

The Executive Board adopted Resolution No. 04-16 authorizing ABAG to submit a grant application for Two Percent Bridge Toll Reserve Funds and Five Percent Unrestricted State Funds and enter into an agreement with the Metropolitan Transportation Commission.

C. Adoption of Resolution No. 05-16 to accept a \$62,500 "Explore the Coast" grant from the State Coastal Conservancy for the purpose of developing five Bay Trail mobile phone tours in San Francisco, San Mateo, Santa Clara, Solano, and Alameda Counties

The Executive Board adopted Resolution No. 05-16 and authorized accepting the State Coastal Conservancy Explore the Coast grant, to enter into a contract with the State Coastal Conservancy for said grant, and to execute any related agreements for the development of the mobile phone application.

D. Acceptance of U.S. Department of Energy Grant Funding Opportunity for the BayREN Integrated Commercial Retrofits (BRICR) Project

The Executive Board approved the acceptance of the grant funding from U.S. Department of Energy for the BayREN: Integrated Commercial Retrofits (BRICR) project and authorized the ABAG Executive Director to enter negotiations and execute the necessary agreements for acceptance of the approved funding and implementation of the program.

7. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT

There was no Legislation and Governmental Organization Committee meeting.

8. FINANCE AND PERSONNEL COMMITTEE REPORT

There was no Finance and Personnel Committee meeting.

Committee Chair Bill Harrison, Mayor, City of Fremont, reported on the status of the line of credit with Bank of the West.

President Pierce recognized a motion by Harrison, which was seconded by Hudson, to adopt Resolution No. 06-16.

There was no discussion.

There was no public comment.

The aye votes were: Andersen, Batchelor, Campbell Washington, Chavez, Cortese, Combs, Davis, Dayton, Dunbar, Eklund, Elliot, Gibson McElhaney, Guillen, Gupta, Haggerty, Harrison, Hudson, Jones, Lee, Luce, Mar, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rice, Scharff, Seifert, Thorne (30).

The nay votes were: None.

Abstentions were: None.

Absent were: Kim, Miley, Slocum (3). Kissinger (non-voting).

The motion passed unanimously.

9. REPORT ON PLAN BAY AREA 2040 SCENARIOS UPDATE

Miriam Chion, ABAG Planning and Research Director, reported on developing a preferred scenario that takes into account local input and maximizes the goals of Plan Bay Area in line with the Sustainable Communities and Climate Protection Act of 2008 (SB 375). Public workshops are scheduled from May through June. The growth allocation for the scenarios is a model output; MTC and ABAG executive directors are committed to ensure that for the preferred scenario close attention will be made to local input.

Members discussed the approach taken in developing scenarios and performance targets; UrbanSim land use model outputs and local jurisdiction constraints; local input not incorporated into the released scenarios; strategies that can affect land use patterns; Appendix A and B of report, *The Bay Area in 2040: Three Scenarios*; the no project alternative and the Plan Bay Area 2013 preferred alternative.

There were no public comments.

10. UPDATE AND ACTION OF ABAG/MTC MERGER OPTIONS

Rapport reported on the ABAG/MTC merger study and staff recommendation, including a report on the General Assembly action to support the staff recommendation and direct reporting relationship between the successor Executive Director and Executive Board; regional governance, council of governments, and metropolitan planning organization; MTC Resolution 4210 and ABAG Resolution No. 12-15; ABAG/MTC Merger Study and Implementation Option 4 and Option 7; implementation objectives; principles to be appended to resolution supporting Option 7; memorandum of understanding and contract for services under Option 7; pursuing new governance model; successor executive director reporting relationship to both boards.

The staff recommendation is, first, approval of Option 4, and, if Option 4 is not approved by the MTC, then, approval of Option 7 with pursuing of a new governance model and

principles as described in the staff memo, including integrating ABAG's mission, merger coordination committee, transfer all non-executive staff, staff for ABAG Executive Board.

The action requested include approval of resolution supporting Option 4 or Option 7 with attached principles; enter into a letter of agreement to continue MTC's financial support of ABAG's planning services pending execution of a Contract for Services for consolidating MTC and ABAG staff and staffing for ABAG statutory duties and responsibilities and a Memorandum of Understanding regarding governance; conduct financial and legal analyses of impact on both ABAG and MTC; enter into negotiations and establish deadline for Contract for Services and Memorandum of Understanding; Board involvement on the Contract for Services and Memorandum of Understanding; establish a joint ABAG and MTC employee relations committee; document a communications plan to Bay Area cities and counties.

Members discussed the General Assembly attendance by city representatives; recommended principles to be appended to Option 7 (liaison to the Executive Board; retaining all programs); negotiating over principles with the MTC commissioners; the action taken at the General Assembly to recommend the staff recommendation to the Executive Board; referring to a shared agency staff of MTC and ABAG staff; guidelines and principles that protect the interests of ABAG; clarification of process adopting a resolution approving Option 4 as preferred and Option 7 as fallback, and reviewing implementation action plan; the joint ABAG Administrative Committee and MTC Planning Committee recommendation to pursue Option 7 to the Executive Board and MTC Commission, respectively; the rhetoric surrounding this process and a collaboration to reach consensus; staff move and cohesion; employee relations committee; agency staff merger and governance and joint accountability; a proposed joint ABAG and MTC resolution.

The following individuals gave public comment: Leah Zippert, ABAG; Lee Huo, ABAG and SEIU Local 1021; Michael Germeraad, ABAG; Revan Tranter, ABAG Executive Director Emeritus; Ken Bukowski; Christy LeFall, ABAG; Niall (no last name given).

Members discussed legal action on proposed resolution and principles as reported by staff; timeframe for discussion on governance; General Assembly recommendation for Option 4 and Option 7; principles to be appended to Option 7; local jurisdiction delegates; worker protection principles; new executive director selection and reporting relationships; memorandum of understanding regarding governance and contract for services deliverables; Option 4; suspension of MTC Resolution 4210; retaining ABAG's collaborative and holistic culture; preserving ABAG's existing programs; a management level staff liaison; General Assembly support for Option 4 and Option 7 as a fallback; executive director reporting relationship to Executive Board; including worker protection principles into the implementation action plan; San Francisco, Oakland and San Jose mayors' letter of support for Option 7; Option 4 transfer of staff; staff report and proposed resolution; including into the implementation action plan a process for determining timeframe for discussion on governance and management level staff liaison;

President Pierce recognized a motion by Linda Seifert, Supervisor, County of Solano, which was seconded by Jim Davis, Councilmember, City of Sunnyvale, to adopt the proposed resolution, as revised as reported, supporting Option 4 and Option 7 of the ABAG MTC Merger Study Options and Recommendation, to wit:

[Section of whereas clauses remain the same.]

Now therefore, be it resolved, that the ABAG Executive Board expresses policy support for ~~Option 7~~ (Option 4 and Option 7) and directs staff to:

- (a) Enter into a letter of agreement that includes language to continue [following remains the same.].
- (b) ~~Cooperate with MTC~~ To conduct financial and legal analyses to determine a joint study of the human resources, financial, and legal implications and impacts on both ABAG and MTC of a staff consolidation including review of principles developed by agency staff as well as issues related to consolidation of benefits and other similar matters.
- (c) ~~Enter into~~ To begin negotiations and ~~establish~~ set a deadline ~~for to enact~~:
 - i. A multi-year Contract for Services that consolidates MTC and ABAG staff under ~~one~~ a single executive director and ~~provides~~ ensures that the necessary staffing for all ABAG statutory duties and responsibilities can be achieved as the region's COG;
 - ii. [Section on *Memorandum of Understanding* remains the same.]
- (d) ~~Commission/Board Involvement: Request Commission/Board Chairs and/or their~~ To ensure that representatives delegates to work with respective agency staff, legal counsel and a project manager/facilitator on the necessary advisors to develop the Contract for Services and MOU.
- (e) [Section on Employee Relations Committee remains the same.]
- (f) ~~Communications Plan: Document each agency's existing policy structure and responsibilities, and clarify intent to maintain them until and unless there is a successor governance structure; include this as a part of a communications plan to Bay Area cities and counties.~~ To develop a plan that sets forth a proposed governance structure that defines the duties to be integrated and those duties and responsibilities each to be reserved for ABAG and for MTC.
- (g) To draft communications guidelines that can be employed by each agency related to information to be shared with Bay Area cities and counties regarding the foregoing.
- (h) To work to extend deadlines as necessary to achieve these mutually desired results.

Delete "Be it further resolved that the ABAG Executive Board requests that the MTC Commission and the ABAG Administrative Committee...."

Delete "Further be it resolved that the ABAG Executive Committee acknowledges...."

Add "Be it further resolved, that the respective reports and recommendations emanating from the above be returned to the ABAG Executive Board as information, except that the Implementation Action Plan, Contract for Services and MOU be returned for approval of the ABAG Executive Board."

Members discussed General Assembly recommendation for Option 4 and Option 7; executive director reporting relationship to Executive Board; directing chairs of both organizations to enter into agreements; the joint ABAG Administrative Committee and MTC Planning Committee to work on the Contract for Services and MOU.

President Pierce recognized a substitute motion by Dave Hudson, Councilmember, City of San Ramon, which was seconded by Karen Mitchoff, Supervisor, County of Contra Costa, to adopt resolution as reported by staff supporting Option 7 of the ABAG MTC Merger Study

Options and Recommendation, with the principles to be appended as reported by staff and with the executive director reporting to the Executive Board, to wit:

Add: "Be it therefore further resolved, that the successor to the current Executive Director of MTC will be appointed by and report to both the ABAG Executive Board and the Metropolitan Transportation Commission."

Members discussed the original proposed resolution and support for Option 7 and principles; support for the worker protection principles and to add these under the principle designating a staff merger committee.

President Pierce recognized a friendly amendment by Raul Peralez, Councilmember, City of San Jose, to support the worker protection principles and to add these under the principle designating a staff merger committee, which was accepted by the maker of the motion and the second.

Kenneth Moy, ABAG Legal Counsel, stated that the General Assembly expressed support for Option 4 and Option 7 as a fallback and that the General Assembly action does not constrain any action of the Executive Board.

Members discussed General Assembly recommendation for Option 4 and Option 7.

President Pierce recognized a motion to amend the substitute motion by Greg Scharff, Councilmember, City of Palo Alto, which was seconded by Lynette Gibson McElhaney, President, City of Oakland, to adopt resolution expressing policy support for Option 4 and Option 7 of the ABAG MTC Merger Study Options and Recommendation.

On the vote on the motion to amend the substitute motion:

The aye votes were: Andersen, Campbell Washington, Davis, Eklund, Gibson McElhaney, Guillen, Gupta, Harrison, W. Lee, Luce, Mar, Peralez, Rice, Scharff, Seifert (15).

The nay votes were: Batchelor, Chavez, Cortese, Dayton, Dunbar, Elliot, Haggerty, Hudson, Jones, Mitchoff, Pierce, Rabbitt, Thorne (13).

Abstentions were: None.

Absent were: Combs, Kim, Miley, Pine, Slocum (5). Kissinger (non-voting).

The motion passed.

On the vote on the substitute motion, as amended:

The aye votes were: Andersen, Batchelor, Campbell Washington, Chavez, Cortese, Dayton, Dunbar, Elliot, Gibson McElhaney, Guillen, Gupta, Haggerty, Harrison, Hudson, Jones, W. Lee, Luce, Mar, Mitchoff, Peralez, Pierce, Pine, Rabbitt, Rice, Scharff, Seifert, Thorne (27)

The nay votes were: Davis, Eklund (2)

Abstentions were: None.

Absent were: Combs, Kim, Miley, Slocum (4). Kissinger (non-voting).

The motion passed.

11. DISCUSSION OF POSSIBLE JUNE 2016 MEETING OF THE EXECUTIVE BOARD

President Pierce informed members of a need for a special meeting of the Executive Board on June 16, 2016.

12. ADJOURNMENT

President Pierce adjourned the meeting of the Executive Board at about 11:00 p.m.

The next meeting of the Executive Board will be on June 16, 2016.

Submitted:

/s/ Ezra Rapport, Secretary-Treasurer

Date Submitted: July 7, 2016

Approved:

For information or to review audio recordings of ABAG Executive Board meetings, contact Fred Castro, Clerk of the Board, at (415) 820 7913 or FredC@abag.ca.gov.

SUMMARY MINUTES

ABAG Executive Board Special Meeting No. 414
Thursday, June 16, 2016
Bay Area Metro Center
375 Beale Street, Board Room
San Francisco, California

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Julie Pierce, Councilmember, City of Clayton, called the special meeting of the Executive Board of the Association of Bay Area Governments to order at about 7:08 p.m.

President Pierce led the Executive Board and the public in the Pledge of Allegiance.

Teleconference Location:

County Government Center, 70 W. Hedding Street, 10th Floor, San Jose, California.

A quorum of the Executive Board was present at about 7:09 p.m.

The Acting Clerk was Wally Charles, ABAG Administrative Specialist.

Representatives and Alternates Present

Supervisor Cindy Chavez*
Supervisor Damon Connolly
Supervisor David Cortese*
Councilmember Jim Davis
Mayor Pat Eklund
Mayor Leon Garcia
Supervisor John Gioia
Vice Mayor Pradeep Gupta
Supervisor Scott Haggerty
Mayor Bill Harrison
Councilmember Dave Hudson
Councilmember Charles "Chappie" Jones*
Councilmember Jake Mackenzie
Supervisor Eric Mar
Supervisor Karen Mitchoff
Councilmember Mary Ann Nihart
Councilmember Raul Peralez*
Councilmember Julie Pierce
Supervisor David Rabbitt
Vice Mayor Greg Scharff
Supervisor Linda Seifert

[* Participated by teleconference.]

Representatives Absent

Mayor Jack Batchelor
Councilmember Annie Campbell Washington
Dir Nicole Elliot Leg and Gov Affairs
Councilmember Abel Guillen

Jurisdiction

County of Santa Clara
County of Marin
County of Santa Clara
City of Sunnyvale
City of Novato
City of American Canyon
County of Contra Costa
City of South San Francisco
County of Alameda
City of Fremont
City of San Ramon
City of San Jose
City of Rohnert Park
County of San Francisco
Count of Contra Costa
City of Pacifica
City of San Jose
City of Clayton
County of Sonoma
City of Palo Alto
County of Solano

Jurisdiction

City of Dixon
City of Oakland
City of San Francisco
City of Oakland

Supervisor Jane Kim	County of San Francisco
Director William Kissinger	RWQCB
Mayor Edwin Lee	City of San Francisco
Supervisor Mark Luce	County of Napa
Supervisor Nathan Miley	County of Alameda
Supervisor Dave Pine	County of San Mateo
Supervisor Warren Slocum	County of San Mateo
Mayor Jerry Thorne	City of Pleasanton

2. PUBLIC COMMENT

The following individuals gave public comment: John Coleman, Bay Planning Coalition; Gil Kelly, City and County of San Francisco; Jeremy Madsen, Greenbelt Alliance; Kirsten Spalding, San Mateo County Union Community Alliance; Matt Gerhart, Coastal Conservancy; Niall (no last name given).

3. ANNOUNCEMENTS

There were no member announcements.

Bill Harrison, Mayor, City of Fremont, requested that the Executive Board meeting be adjourned in memory of Officer Michael Katherman, San Jose Police Department.

Pradeep Gupta, Vice Mayor, City of South San Francisco, reported on the Bio 2016 convention in San Francisco.

Pat Eklund, Mayor, City of Novato, thanked ABAG and Metropolitan Transportation Commission staff for their work on the Plan Bay Area public workshop and open house in Marin County.

John Gioia, Supervisor, County of Contra Costa, commented on the San Francisco Bay Restoration Authority and Measure AA.

4. PRESIDENT'S REPORT

President Pierce reported on the development of the Plan Bay Area preferred scenario and asked staff to report on feedback received at the public workshops.

Miriam Chion, ABAG Planning and Research Director, reported on the Plan Bay Area public workshops.

5. EXECUTIVE DIRECTOR'S REPORT

Ezra Rapport, ABAG Executive Director, reported on the passage of Measure AA and the role of wetlands on managing sea level rise.

6. LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE REPORT

Committee Chair Scott Haggerty, Supervisor, County of Alameda, reported on committee activities and requested Executive Board approval of committee recommendations, including the following: approval of minutes from March 17, 2016; update on ABAG Water Efficiency Legislation, SB 1233; report on streamlining affordable housing approvals- Governor's housing proposal, Budget Trailer707 (watch and seek amendments); report on new legislation proposed for 2016 legislative session, including: AB 2441, AB 2817, SB 438 (watch), SB 873 (watch), SB 879 (support), SB 1030 (support), SB X1-1 (support).

President Pierce recognized a motion by Haggerty, which was seconded by Karen Mitchoff, Supervisor, County of Contra Costa, to approve the consent calendar.

There was no discussion.

There was no public comment.

President Pierce directed the Acting Clerk to conduct a roll call vote.

The aye votes were: Chavez, Connolly, Cortese, Davis, Eklund, Garcia, Gioia, Gupta, Haggerty, Harrison, Hudson, Jones, Mackenzie, Mar, Mitchoff, Nihart, Peralez, Pierce, Rabbitt, Scharff, Seifert.

The nay votes were: None.

Abstentions were: None.

Absent were: Batchelor, Campbell Washington, Elliot, Guillen, Kim, Lee, Luce, Miley, Pine, Slocum, Thorne. Kissinger (non-voting).

The motion passed unanimously.

7. FINANCE AND PERSONNEL COMMITTEE REPORT

Committee Chair Bill Harrison, Mayor, City of Fremont, reported on committee activities and requested Executive Board approval of committee recommendations, including the following: approval of minutes of March 17, 2016; presentation and review of financial reports for March 2016; report on payment of membership dues, Fiscal Year 2015-16 and Fiscal Year 2016-17; report on line of credit renewal with Bank of the West. The committee met in Closed Session for Public Employee Performance Evaluation, Title: Executive Director.

President Pierce recognized a motion by Harrison, which was seconded by Greg Scharff, Councilmember, City of Palo Alto, to approve the consent calendar.

There was no discussion.

There was no public comment.

President Pierce directed the Acting Clerk to conduct a roll call vote.

The aye votes were: Chavez, Connolly, Cortese, Davis, Eklund, Garcia, Gioia, Gupta, Haggerty, Harrison, Hudson, Jones, Mackenzie, Mar, Mitchoff, Nihart, Peralez, Pierce, Rabbitt, Scharff, Seifert.

The nay votes were: None.

Abstentions were: None.

Absent were: Batchelor, Campbell Washington, Elliot, Guillen, Kim, Lee, Luce, Miley, Pine, Slocum, Thorne. Kissinger (non-voting).

The motion passed unanimously.

8. REPORT ON THE ABAG/MTC MERGER IMPLEMENTATION ACTION PLAN

Rapport presented the Proposed Implementation Action Plan for Option 7 (IAP) for discussion and recommended adoption of the IAP pursuant to Resolution No. 08-16. He reported on the Memorandum of Understanding regarding governance and Contract for Services and regular updates.

Pierce reported that a communications plan will be developed to outreach to Executive Board and committee members and member jurisdictions in alignment with MTC communications. She also reported on the collaboration between MTC employees and ABAG employee representatives and development of Worker Protection Principles.

The following individuals gave public comment: Lee Huo, SEIU 1021; Ken Bukowski; Niall (no last name given); James Bitter.

President Pierce recognized a motion by Haggerty, which was seconded by Eric Mar, Supervisor, City and County of San Francisco, to adopt Resolution No. 08-16, including the Worker Protection Principles.

Members discussed support for Resolution No. 08-16; protection of employees and retirees; implementation action plan as a guideline; role of the General Assembly; MTC action to include to consider whether to pursue new governance; memorandum of understanding and contract for services to return to the Executive Board; whether joint sub-committee is subject to the Brown Act; retaining Executive Board statutory responsibilities; worker protection principles.

President Pierce directed the Acting Clerk to conduct a roll call vote.

The aye votes were: Chavez, Connolly, Cortese, Davis, Garcia, Gioia, Gupta, Haggerty, Harrison, Hudson, Jones, Mackenzie, Mar, Mitchoff, Nihart, Peralez, Pierce, Rabbitt, Scharff, Seifert.

The nay votes were: Eklund.

Abstentions were: None.

Absent were: Batchelor, Campbell Washington, Elliot, Guillen, Kim, Lee, Luce, Miley, Pine, Slocum, Thorne. Kissinger (non-voting).

The motion passed.

9. ADJOURNMENT

President Pierce adjourned the special meeting of the Executive Board at about 8:14 p.m., in memory of Officer Michael Katherman, San Jose Police Department.

The next meeting of the Executive Board will be on July 21, 2016.

Submitted:

/s/ Ezra Rapport, Secretary-Treasurer

Date Submitted: July 7, 2016

Approved:

Summary Minutes

ABAG Executive Board Meeting No. 414

Thursday, June 16, 2016

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For information or to review audio recordings of ABAG Executive Board meetings, contact Fred Castro, Clerk of the Board, at (415) 820 7913 or FredC@abag.ca.gov.

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**Association of Bay Area Governments
Executive Board
Tuesday, May 31, 2016
Project Review**

3.1 Federal Grant Applications Being Transmitted to the State Clearinghouse

The following federal grant applications which have been transmitted to the state clearinghouse by the applicants, have been entered into the regional clearinghouse by ABAG staff. These applications were circulated in ABAG's Intergovernmental Review Newsletter since the last Executive Board meeting. No comments were received on these projects. If the Executive Board wishes to take a position on any of these projects, it should so instruct the staff.

MARIN COUNTY

Applicant: Marin County Transit District
Program:
Project: Solicitation of Project Proposal for the 5339 (b) Grant
Description: Consolidation and modernization of Bus Operations and Maintenance Facility
Cost: Total \$15,075,000.00 Federal \$11,940,000.00 State:
Applicant Local \$3,135,000.00
Other
Contact: Samuel Snead (415) 226-0861
ABAG Clearinghouse Number 16437

SONOMA COUNTY

Applicant: City of Cloverdale Chief of Police
Program:
Project: Funding a new Police Facility
Description:
Cost: Total \$18,800,000.00 Federal \$15,000,000.00 State:
Applicant \$3,800,000.00 Local
Other
Contact: Stephen Cramer (707) 894-2150
ABAG Clearinghouse Number 16456

**Association of Bay Area Governments
Executive Board
Thursday, June 30, 2016
Project Review**

3.1 Federal Grant Applications Being Transmitted to the State Clearinghouse

The following federal grant applications which have been transmitted to the state clearinghouse by the applicants, have been entered into the regional clearinghouse by ABAG staff. These applications were circulated in ABAG's Intergovernmental Review Newsletter since the last Executive Board meeting. No comments were received on these projects. If the Executive Board wishes to take a position on any of these projects, it should so instruct the staff.

Impact Area MULTI-COUNTY

Applicant: Bay Area Air Quality Management District
Program:
Project: Clean Diesel Funding Assistance Program FY 2016
Description: Bay Air Quality Management District Locomotive Replacement Project- Replace three locomotives with Tier 4 locomotives
Cost: Total \$5,698,952.00 Federal \$1,000,000.00 State:
 Applicant \$3,099,925.00 Local
 Other \$1,599,000.00
Contact: Damian Breen (415) 749-5041
ABAG Clearinghouse Number 16458

MARIN COUNTY

Applicant: Marin County Transit District DBA Marin Transit
Program:
Project: Federal Transit Formula Grants
Description: Marin Transit will provide ADA paratransit service (\$627,012); buy fareboxes (\$172,200) and radio (\$285,360); replace shuttles (\$200,080) and buses (\$7,899,880). 5307 UZA - San Francisco-Oakland.
Cost: Total \$11,178,498.00 Federal \$9,184,532.00 State:
 Applicant Local \$1,993,966.00
 Other
Contact: Lauren Gradia (415) 223-0861
ABAG Clearinghouse Number 16457

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



Date: May 5, 2016

To: ABAG Executive Board

From: Athena Honore
Contract Manager, San Francisco Estuary Partnership

Subject: **Request for Authorization to Enter into New Contract with Bay Area Clean Water Agencies for Grant Administration Duties on Prop 84 (Integrated Regional Water Management, Round 1) Bay Area Region Grant**

Executive Summary

The San Francisco Estuary Partnership (SFEP) wishes to enter into a new agreement to assume grant administration duties for the Prop 84 Round 1 grant package, which contains 32 projects that advance integrated water management around the San Francisco Bay Area region. The Bay Area Clean Water Agencies will continue to serve as Grantee for the California Department of Water Resources grant 4600009715, which was awarded in 2011. As most projects have completed, and the remaining active projects are already led by ABAG/SFEP, the Bay Area IRWMP Oversight & Coordination Committee has recommended that ABAG/SFEP manage the remainder of the grant. Up to \$100,000 is available to ABAG/SFEP to perform grant administration as a consultant to BACWA through December 31, 2017.

Recommended Action

The Executive Board is requested to authorize the Executive Director or designee to enter into an agreement on behalf of ABAG/SFEP with Bay Area Clean Water Agencies (BACWA) to assume grant administration for Prop 84 (Integrated Regional Water Management, Round 1) Bay Area Region Grant for up to \$100,000 through December 31, 2017.

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ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



AGENDA

LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE

Thursday, July 21, 2016

3:30 p.m. – 5:00 p.m.

Bay Area Metro Center, 375 Beale Street, Ohlone Room, First Floor, San Francisco

Committee Members

Chair: Supervisor Scott Haggerty, Alameda County

Vice Chair: Councilmember Desley Brooks, City of Oakland

Supervisor Dave Cortese, County of Santa Clara

Mayor Bill Harrison, City of Fremont

Supervisor Mark Luce, County of Napa, ABAG Immediate Past President

Supervisor Karen Mitchoff, County of Contra Costa

Councilmember Julie Pierce, ABAG President, City of Clayton

Mayor Harry Price, City of Fairfield

Supervisor David Rabbitt, ABAG Vice President, County of Sonoma

Supervisor Linda Seifert, County of Solano

Staff: *Brad Paul, Deputy Executive Director*

Halimah Anderson, Communications Officer

1. CALL TO ORDER
2. OPEN AGENDA-PUBLIC COMMENT
3. APPROVAL OF MINUTES FROM MARCH 17, 2016 MEETING Action
4. LAURA THOMPSON, ABAG SAN FRANCISCO BAY TRAIL PROJECT MANAGER
Overview [AB 2444](#) (Eduardo Garcia) Park Bond: California Parks, Water, Climate, and Coastal Protection and Outdoor Access for All Act of 2016. Information
5. BRAD PAUL, ABAG DEPUTY EXECUTIVE DIRECTOR – NEW LEGISLATION
PROPOSED FOR 2016 LEGISLATIVE SESSION
For review and analysis, the following legislation will be discussed.
 - [AB 1550](#) (Jimmy Gomez) Greenhouse gases: Investment plan: disadvantaged communities. Information/Action

Updates on bills with committee support from last L&GO Meeting

- [Gov. 707](#) (Governor Jerry Brown) Governor's Trailer Bill Proposal.
- [AB 2406](#) (Tony Thurmond) Housing: Junior Accessory Dwelling Units.
- [AB 2441](#) (Tony Thurmond) Housing: Workforce Housing in High-Cost Areas Pilot.
- [AB 2817](#) (David Chiu) Income Taxes: Credits: Low-Income Housing: Allocation Increase.
- [SB 879](#) (Jim Beall) Affordable Housing Bond Act.
- [SB 1030](#) (McGuire) Sonoma County Regional Climate Protection Authority.
- [SB X1 1](#) (Jim Beall) Transportation Financing for Road Maintenance.

6. Overview on [Proposition 53](#), California Statewide Vote on Bond Initiative
Information/Action

7. ADJOURNMENT

The next L&GO Committee Meeting will be held on **September 15, 2016**.

The ABAG L&GO Committee may act on any item on this agenda.

Agenda and attachments available at www.abag.ca.gov/meetings.

For information, contact Halimah Anderson, at (415) 820-7986.

**ASSOCIATION OF BAY AREA GOVERNMENTS
LEGISLATION AND GOVERNMENTAL ORGANIZATION COMMITTEE**

**Thursday, July 21, 2016
Summary Minutes**

Committee Members Present:

Chair, Supervisor Scott Haggerty, Alameda County

Vice Chair, Councilmember Desley Brooks, City of Oakland

Councilmember Julie Pierce, ABAG President, City of Clayton

Supervisor Dave Cortese, Santa Clara County (via Conference Call)

Supervisor Linda Seifert, Solano County

Supervisor Karen Mitchoff, Contra Costa County

ABAG Staff:

Ezra Rapport, Executive Director

Brad Paul, Deputy Executive Director

Gillian Adams, Senior Regional Planner

Halimah Anderson – Communications Officer

Duane Bay, Assistant Director of Planning and Research

Miriam Chion, Director of Planning and Research

Marti Paschal, Interim Director of Administrative Services

Public:

Ken Bukowski/Filming

1. Call To Order

2. Approval of Minutes

The March 17, 2016 minutes were approved as written. (6-0)

- 3. Ezra Rapport, ABAG Executive Director** presented an update on **SB 1233 (McGuire) Water Bill Savings Act**. The bill has moved out of its house of origin and is now in the Assembly Local Government Committee.

- 4. Miriam Chion, ABAG Director of Planning and Research and Duane Bay, ABAG Assistant Director of Planning and Research** presented the Governor's Trailer Bill proposal (707) and suggested that the committee take a position of support if amended. Miriam noted that the bill may provide additional resources for affordable housing. Alignment with PDAs, if so amended, could increase approval of housing projects. Miriam also noted that there are concerns about local control related to 707.

Supervisor Karen Mitchoff noted that cities and counties are concerned about 707.

Duane noted that we are in discussion with the Governor's office, the bill is moving quickly, and there is opportunity for conversation.

Supervisor Linda Seifert suggested that we take a watch position on the Governor's Housing Proposal.

Councilmember Julie Pierce asked if the committee could take a position that says, watch and seek amendment.

Linda Seifert made a motion for the committee to watch and seek amendment. Supervisor Scott Haggerty seconded the motion. Then the committee voted to watch and seek amendment. (6-0)

Ezra said planning directors have concerns about 707 and it is likely to cause cities to create more stringent housing restrictions. More analysis and a survey of planning managers is needed.

5. 2016 Legislation

Halimah Anderson, ABAG Communications Officer, presented an overview on the following legislation and the committee took the positions noted.

- [AB 2441](#) (Tony Thurmond) Housing: Workforce Housing in High-Cost Areas Pilot. **Support (6-0)**
- [AB 2817](#) (David Chiu) Income Taxes: Credits: Low-Income Housing: Allocation. **Support (6-0)**
- [SB 438](#) (Jerry Hill) Statewide Earthquake Early Warning System: Funding. **Watch (6-0)**
- [SB 873](#) (Jim Beall) Low Income Housing Taxes: Sale of Credits. The committee noted that more research was needed on this legislation. **Watch (6-0)**
- [SB 879](#) (Jim Beall) Affordable Housing Bond Act. **Support (6-0)**
- [SB 1030](#) (Mike McGuire) Sonoma County Regional Climate Protection Authority. **Support (6-0)**
- [SB X1 1](#) (Jim Beall) Transportation Financing for Road Maintenance. **Support (6-0)**

6. ADJOURNMENT

The next L&GO Committee Meeting will be held on September 15, 2016.



ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area

LEGISLATION SUMMARY 2016 State Legislative Session Legislation & Governmental Organization Committee July 21, 2016

New: *Bills to be reviewed are listed in alpha and numeric order*

AB 2444 (Eduardo Garcia D) California Parks, Water, Climate, and Coastal Protection and Outdoor Access For All Act of 2016. (Amended: 6/23/2016)

Status: 6/29/2016-Senate Appropriations

Summary: Under existing law, programs have been established pursuant to bond acts for, among other things, the development and enhancement of state and local parks and recreational facilities. This bill would enact the California Parks, Water, Climate, and Coastal Protection and Outdoor Access For All Act of 2016, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$3,120,000,000 pursuant to the State General Obligation Bond Law to finance a parks, water, climate, and coastal protection and outdoor access for all program. This bill contains other related provisions.

Staff Recommendation: Support **League:** Support **CSAC:** Watch **L&GO Position:**

AB 1550 (Jimmy Gomez D) Greenhouse gases: investment plan: disadvantaged communities. (Amended: 5/31/2016)

Status: 6/29/2016-Senate Appropriations

Summary: The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The act authorizes the state board to include the use of market-based compliance mechanisms. Existing law requires all moneys, except for fines and penalties, collected by the state board as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation. Existing law requires the Department of Finance, in consultation with the state board and any other relevant state agency, to develop, as specified, a 3-year investment plan for the moneys deposited in the Greenhouse Gas Reduction Fund. Existing law requires the investment plan to allocate a minimum of 25% of the available moneys in the fund to projects that provide benefits to disadvantaged communities, as defined, and a minimum of 10% to projects located in disadvantaged communities. Existing law authorizes the allocation of 10% for projects located in disadvantaged communities to be used for projects included in the minimum allocation of 25% for projects that provide benefits to disadvantaged communities. This bill would instead require the investment plan to allocate a minimum of 25% of the available moneys in the fund to projects located within, and benefitting individuals living in, disadvantaged communities and a minimum of 20% to projects that benefit low-income households, as specified, with a fair share of those moneys targeting households with incomes at or below 200% of the federal poverty level.

Staff Recommendation: Watch **League:** Watch **CSAC:** Pending **L&GO Position:**
BAAQMD: Oppose Unless Amended **MTC:** Oppose Unless Amended

Proposition 53, Ballot Measure by Dean Cortopassi, California Statewide Vote on Bond Initiative

Status: November 2016 Ballot Proposition

Summary: Requires that legislatively approved projects be presented on statewide ballot for voter approval. Applies to previously approved projects if remaining bond amount exceeds \$2 billion. Requires State Legislature approve use of revenue bonds for public infrastructure projects funded, owned, or operated by the state or any joint agency (JPA) that includes the state, if the bond amount exceeds \$2 billion and repayment requires new, increased, or extended taxes, fees, or other charges.

Staff Recommendation: Oppose **League:** **CSAC:** **MTC:** **L&GO Position:**

Support / Support if Amended: Bills to be reviewed are listed in alpha and numeric order

Gov. 707 (Governor Jerry Brown) Governor's Trailer Bill.

(Presented 5/1/2016) (Amended 6/10/2016) **Status:** Senate negotiations. Lead negotiator is Senator Mark Leno.

Summary: The Governor's proposal would allow new market-rate projects with onsite affordable housing to be approved "as of right." Under the proposal, new projects with 20 percent affordable housing for tenants making no more than 80 percent of the area median income or projects with 10 percent affordable housing near transit would be exempt from most local reviews. Within 30 days of receiving an application, the city must either approve a housing development or explain why it is inconsistent with objective general plan and zoning standards.

Staff Recommendation: Watch and Seek Amendments **League:** Oppose **CSAC:** No Position

L&GO Position: Watch and Seek Amendments

AB 18 (Bill Dodd D) Disaster Relief: South Napa Earthquake.

Introduced: 12/1/2014 **Status:** 8/27/2015- Held under submission in Senate Appropriations Committee.

Summary: The California Disaster Assistance Act generally provides that the state share for disaster project allocations to local agencies is no more than 75% of total state eligible costs, except for specified events for which the state share is up to 100% of state eligible costs. This bill would add the August 24, 2014, South Napa Earthquake, to the list of events for which the state share of state eligible cost is up to 100% and exempt the county from a specified planning requirement as a condition of receiving this level of assistance.

Staff Recommendation: Support **League:** Watch **CSAC:** Support **L&GO Position:** Support

AB 2406 (Tony Thurmond D) Housing: Junior Accessory Dwelling Units.

(Amended: 6/8/2016) **Status:** 6/16/2016-Senate third reading.

Summary: The Planning and Zoning Law authorizes a local agency to provide by ordinance for the creation of 2nd units in single-family and multifamily residential areas, as prescribed. This bill would, in addition, authorize a local agency to provide by ordinance for the creation of junior accessory dwelling units, as defined, in single-family residential zones. The bill would require the ordinance to include, among other things, standards for the creation of a junior accessory dwelling unit, required deed restrictions, and occupancy requirements. The bill would prohibit an ordinance from requiring, as a condition of granting a permit, water and sewer connection fees or additional parking requirements.

Staff Recommendation: Support **League:** Support **CSAC:** Support **L&GO Position:** Support

AB 2441 (Tony Thurmond) Housing: Workforce Housing in High-Cost Areas Pilot Program.

(Amended: 6/30/2016) **Status:** 6/30/2016-Senate Appropriations.

Summary: Existing law, among several affordable housing programs, establishes the Local Housing Trust Fund Matching Grant Program, administered by the Department of Housing and Community Development, for the purpose of supporting local housing trust funds dedicated to the creation or preservation of affordable housing. Existing law authorizes the department to make matching grants available to cities and counties, or a city and county, and existing charitable nonprofit organizations that have created, funded, and operated housing trust funds. This bill would create the Workforce Housing Pilot Program, pursuant to which the department, subject to the appropriation of funds for that purpose, would award grant funding to eligible recipients, as defined, for the predevelopment costs, acquisition, construction, or rehabilitation of rental housing projects or units within rental housing projects that serve, and for providing downpayment assistance to, persons and families of low or moderate income. The bill would require all grant funds to be matched on a dollar-for-dollar basis, unless the eligible recipient is suffering a hardship and is unable to generate the matching funds. The bill would require the Department of Finance to determine whether an eligible recipient is suffering a hardship. The bill would require the Department of Housing and Community Development, on or before December 31 of each year in which grant funds are awarded, to provide a report to the Legislature regarding the number of grants awarded, a description of the projects funded, the number of units funded, and the amount of matching funds received. The bill would require the pilot program to operate until all appropriated funds have been awarded. The bill, upon the depletion of appropriated funds, would require the department to submit a report to the Assembly and Senate committees on appropriations evaluating the need for housing of persons and families of low or moderate income in areas that received grant funds and a recommendation on whether the pilot program should continue.

Staff Recommendation: Support **League:** Support **CSAC:** Pending **L&GO Position:** Support

AB 2817 (David Chiu D) Income Taxes: Credits: Low-Income Housing: Allocation Increase.

Status: 6/29/2016-Senate Appropriations

Summary: Existing law establishes a low-income housing tax credit program pursuant to which the California Tax Credit Allocation Committee provides procedures and requirements for the allocation of state insurance, personal income, and corporation income tax credit amounts among low-income housing projects based on federal law. Existing law, in modified conformity to federal income tax law, allows the credit based upon the applicable percentage, as defined, of the qualified basis of each qualified low-income building. Existing law limits the total annual amount of the credit that the committee may allocate to \$70 million per year and allows \$500,000 per year of that amount to be allocated for projects to provide farmworker housing, as specified. This bill, for calendar years beginning 2017, would increase the aggregate housing credit dollar amount that may be allocated among low-income housing projects by \$300,000,000, as specified. The bill would also increase the amount the committee may allocate to farmworker housing projects from \$500,000 to \$25,000,000 per year. The bill, under the insurance taxation law, the Personal Income Tax Law, and the Corporation Tax Law, would modify the definition of applicable percentage relating to qualified low-income buildings.

Staff Recommendation: Support **League:** Support **CSAC:** Support **L&GO Position:** Support

SB 438 (Jerry Hill D) Earthquake Safety: Statewide Earthquake Early Warning System: Funding.

(Amended: 6/30/2016) **Status:** 6/30/2016-Senate Appropriations

Summary: The California Emergency Services Act requires the Office of Emergency Services, among other things, to develop in collaboration with specified entities a comprehensive statewide earthquake early warning system in California through a public-private partnership, as specified. Existing law requires the office to identify funding for the system through single or multiple sources of revenue, and requires those sources to exclude the General Fund and to be limited to federal funds, funds from revenue bonds, local funds, and funds from private sources. Under the act, the requirement that the office develop the system is not operative until funding is identified, and is repealed if funding is not identified by July 1, 2016. The act establishes the California Earthquake Safety Fund in the State Treasury to be used, upon appropriation by the Legislature, for seismic safety and earthquake-related programs, including the statewide earthquake early warning system. This bill would discontinue the requirement that the funding sources for the system exclude the General Fund and be limited to federal funds, funds from revenue bonds, local funds, and funds from private sources. The bill would delete the provisions providing for the repeal and the contingent operation of the requirement that the office develop the system.

Staff Recommendation: Support **League:** Watch **CSAC:** Watch **L&GO Position:** Watch

SB 873 (Jim Beall D) Income taxes: Insurance Taxes: Credits: Low-income Housing: Sale of Credit.

(Amended: 6/27/2016) **Status:** 6/27/2016-Assembly Appropriations

Summary: Existing law establishes a low-income housing tax credit program pursuant to which the California Tax Credit Allocation Committee provides procedures and requirements for the allocation of state insurance, income, and corporation tax credit amounts among low-income housing projects based on federal law. This bill, beginning on or after January 1, 2016, would allow a taxpayer that is allowed a low-income housing tax credit to elect to sell all or a portion of that credit to one or more unrelated parties, as described, for each taxable year in which the credit is allowed for not less than 80% of the amount of the credit to be sold, and would provide for the one-time resale of that credit, as provided. The bill would require the California Tax Credit Allocation Committee to enter into an agreement with the Franchise Tax Board to pay any costs incurred by the Franchise Tax Board in administering these provisions. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch **League:** Support **CSAC:** Watch **L&GO Position:** Watch

SB 879 (Jim Beall D) Affordable Housing: Bond Act

Amended: 6/9/2016) **Status:** 6/9/2016- Assembly Committee on Housing and Community Development

Summary: Existing law establishes a low-income housing tax credit program pursuant to which the California Tax Credit Allocation Committee provides procedures and requirements for the allocation of state insurance, income, and corporation tax credit amounts among low-income housing projects based on federal law. This bill, beginning on or after January 1, 2017, and before January 1, 2020, would allow a taxpayer that is allowed a low-income housing tax credit to elect to sell all or a portion of that credit to one or more unrelated parties, as described, for each taxable year in which the credit is allowed for not less than 80% of the amount of the credit to be sold, and would provide for the one-time resale of that credit, as provided. The bill would require the California Tax Credit Allocation Committee to enter into an agreement with the Franchise Tax Board to pay any costs incurred by the Franchise Tax Board in administering these provisions. This bill contains other related provisions and other existing laws.

Staff Recommendation: Support

League: Support

CSAC: Pending

L&GO Position: Support

SB 1030 (Mike McGuire D) Sonoma County Regional Climate Protection Authority. (Introduced: 2/12/2016)

Status: 6/30/2016-Assembly third reading.

Summary: Existing law, until December 1, 2019, creates the Sonoma County Regional Climate Protection Authority. Existing law provides for the authority to be governed by the same board as that governing the Sonoma County Transportation Authority and imposes certain duties on the authority. Existing law authorizes the authority to perform coordination and implementation activities within the boundaries of the County of Sonoma, in cooperation with local agencies, as defined, that elect to participate, to assist those agencies in meeting their greenhouse gas emissions reduction goals. Existing law authorizes the authority to develop, coordinate, and implement programs and policies to comply with the California Global Warming Solutions Act of 2006 and other federal or state mandates and programs designed to respond to greenhouse gas emissions and climate change. This bill would extend these provisions indefinitely. By extending the duties of the Sonoma County Regional Climate Protection Authority, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Staff Recommendation: Support

League: Watch

CSAC: Watch

L&GO Position: Support

SB 1233 (Mike McGuire D) Joint Powers Authorities: Water Bill Savings Act.

(Amended: 6/20/2016)

Status: 6/29/2016-Assembly Local Government Committee Vote - Do pass as amended.

Summary: Existing law, the Marks-Roos Local Bond Pooling Act of 1985, authorizes joint powers authorities, among other powers, to issue bonds and loan the proceeds to local agencies to finance specified types of projects and programs. This bill would enact the Water Bill Savings Act, which would authorize a joint powers authority to provide funding for a customer of a local agency or its publicly owned utility to acquire, install, or repair a water efficiency improvement on the customer's property served by the local agency or its publicly owned utility. The bill would require the customer to repay the authority through an efficiency charge on the customer's water bill to be established and collected by the local agency or its publicly owned utility on behalf of the authority pursuant to a servicing agreement. The bill would authorize the authority to issue bonds to fund the program. The bill would also make technical changes.

Staff Recommendation: Support

League: Watch

CSAC: Pending

L&GO Position: Support

SBX1 1 (Jim Beall D, San Jose) Transportation Financing for Road Maintenance (Amended: 4/21/2016)

Status: 4/21/2016-Assembly Appropriations

Summary: Existing law provides various sources of funding for transportation purposes, including funding for the state highway system and the local street and road system. These funding sources include, among others, fuel excise taxes, commercial vehicle weight fees, local transactions and use taxes, and federal funds. Existing law imposes certain registration fees on vehicles, with revenues from these fees deposited in the Motor Vehicle Account and used to fund the Department of Motor Vehicles and the Department of the California Highway Patrol. Existing law provides for the monthly transfer of excess balances in the Motor Vehicle Account to the State Highway Account. This bill would create the Road Maintenance and Rehabilitation Program to address deferred maintenance on the state highway system and the local street and road system and for other specified purposes. The bill would provide for the deposit of various funds for the program in the Road Maintenance and Rehabilitation Account, which the bill would create in the State Transportation Fund, including revenues attributable to a \$0.12 per gallon increase in the motor vehicle fuel (gasoline) tax imposed by the bill and \$0.10 of a \$0.22 per gallon increase in the diesel fuel excise tax imposed by the bill, an increase of \$35 in the annual vehicle registration fee, a new \$100 annual vehicle registration fee applicable to zero-emission motor vehicles, as defined, a new annual road access charge on each vehicle, as defined, of \$35, and repayment, by June 30, 2016, of outstanding loans made in previous years from certain transportation funds to the General Fund. The bill would provide that revenues from future adjustments in the applicable portion of the fuel tax rates, the annual vehicle registration fee increase, and the road access charge would also be deposited in the account. This bill contains other related provisions and other existing laws.

Staff Recommendation: Support

League: Support

CSAC: Support

L&GO Position: Support

MTC: Support

Watch: Bills to be reviewed are listed in numeric order with Assembly bills listed first

AB 1934 (Miguel Santiago D) Planning and Zoning: Density Bonuses.

(Amended: 6/14/2016) **Status:** 6/30/2016-Senate Appropriations

Summary: The Planning and Zoning Law requires, when an applicant proposes a housing development within the jurisdiction of the local government, that the city, county, or city and county provide the developer with a density bonus and other incentives or concessions for the production of lower income housing units or for the donation of land within the development if the developer, among other things, agrees to construct a specified percentage of units for very low, low-, or moderate-income households or qualifying residents. This bill, when an applicant for approval for commercial development agrees to partner with an affordable housing developer to construct a joint project or 2 separate projects encompassing affordable housing, would require a city, county, or city and county to grant to the commercial developer a development bonus, as specified. The bill would define the development bonus to mean incentives mutually agreed upon by the developer and the jurisdiction that may include but are not limited to, specified variances. By increasing the duties of local officials relating to the administration of development bonuses, this bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch

League: Oppose

CSAC: Concerns

L&GO Position:

AB 2031 (Susan Bonta D) Local Government: Affordable Housing: Financing. (Introduced: 3/17/2016)

Status: 6/29/2016-Senate Government and Finance. Do pass as amended.

Summary: Existing law requires, from February 1, 2012, to July 1, 2012, inclusive, and for each fiscal year thereafter, the county auditor-controller in each county to allocate property tax revenues in the county's Redevelopment Property Tax Trust Fund, established to receive revenues equivalent to those that would have been allocated to former redevelopment agencies had those agencies not been dissolved, towards the payment of enforceable obligations and among entities that include, among others, a city and the county or the city and county. This bill would authorize a city or county that formed a redevelopment agency and became the successor agency that received a finding of completion from the Department of Finance to reject its allocations of property tax revenues from the trust fund. The bill would direct those rejected property tax revenues to an affordable housing special beneficiary district, established as a temporary and distinct local governmental entity for the purposes of receiving a rejected distribution of property tax proceeds and promoting affordable housing by providing financing assistance within its boundaries. The bill would require a beneficiary district to be governed by a 5-member board and comply with specified open meeting and public record laws. The bill would require a beneficiary district to cease to exist on the 90th calendar day after the date the county auditor-controller makes the final transfer of the distribution of property tax revenues to the beneficiary district, and prohibit a beneficiary district from undertaking any obligation that requires its action past that date. The bill would transfer any funds and public records of a beneficiary district remaining after the date the beneficiary district ceases to exist to the city or county that rejected the of property tax revenues thereafter directed to that district, as specified.

Staff Recommendation: Watch

League: Watch

CSAC: Watch

L&GO Position:

AB 2208 (Miguel Santiago D) Local Planning: Housing Element: Inventory of Land for Residential Development.

(Amended: 6/23/2016)

Status: 6/23/2016-Read second time and amended. Re-referred to Com. on Appropriations

Summary: Existing law, the Planning and Zoning Law, requires a city or county to adopt a comprehensive, long-term general plan for the physical development of the city or the county and of any land outside its boundaries that bears relation to its planning. That law requires the general plan to contain specified mandatory elements, including a housing element. Existing law requires the housing element to contain an inventory of land suitable for residential development, as defined, and requires that inventory to be used to identify sites that can be developed for housing within the planning period and that are sufficient to provide for the jurisdiction's share of the regional housing need for all income levels. This bill would revise the definition of land suitable for residential development to include above sites owned or leased by a city, county, or city and county. By imposing new duties upon local agencies with respect to the housing element of the general plan, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch

League: Watch

CSAC: Watch

L&GO Position:

AB 2299 (Richard Bloom D) Land Use: Housing: 2nd Units. (Amended: 4/5/2016)

Status: 6/29/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 4. Noes 0.) (June 29). Re-referred to Com. on Appropriations

Status: 6/9/2016-Senate Transportation and Housing

Summary: Existing law, the Planning and Zoning Law, requires a city or county to adopt a comprehensive, long-term general plan for the physical development of the city or the county and of any land outside its boundaries that bears relation to its planning. That law requires the general plan to contain specified mandatory elements, including a housing element. Existing law requires the housing element to contain an inventory of land suitable for residential development, as defined, and requires that inventory to be used to identify sites that can be developed for housing within the planning period and that are sufficient to provide for the jurisdiction's share of the regional housing need for all income levels. This bill would revise the definition of land suitable for residential development to include above sites owned or leased by a city, county, or city and county. By imposing new duties upon local agencies with respect to the housing element of the general plan, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch

League: Oppose

CSAC: Oppose

L&GO Position:

AB 2442 (Chris Holden D) Density Bonuses. (Amended: 4/14/2016)

Status: 6/22/2016-From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 0.) (June 21). Re-referred to Com. on Appropriations

Summary: The Planning and Zoning Law requires, when an applicant proposes a housing development within the jurisdiction of the local government, that the city, county, or city and county provide the developer with a density bonus and other incentives or concessions for the production of lower income housing units or for the donation of land within the development if the developer, among other things, agrees to construct a specified percentage of units for very low, low-, or moderate-income households or qualifying residents. This bill would additionally require a density bonus to be provided to a developer that agrees to construct a housing development that includes at least 10% of the total units for transitional foster youth, disabled veterans, or homeless persons, as defined. The bill would require that these units be subject to a recorded affordability restriction of 55 years and be provided at the same affordability level as very low income units. The bill would set the density bonus at 20% of the number of these units. By increasing the duties of local agencies, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch

League: Concerns

CSAC: Watch

L&GO Position:

AB 2584 (Tom Daly D) Land Use: Housing Development. (Amended: 6/27/2016)

Status: 6/27/2016-Read second time and amended. Ordered to third reading.

Summary: The Housing Accountability Act, among other things, prohibits a local agency from disapproving a housing development project for very low, low-, or moderate-income households or an emergency shelter or conditioning approval in a manner that renders the project infeasible unless the local agency makes specified written findings. The act authorizes an applicant or person who would be eligible to apply for residency in the development or emergency shelter to bring an action to enforce the act. This bill would, in addition, authorize a housing organization, as defined, to bring an action challenging the disapproval of a housing development pursuant to these provisions.

Staff Recommendation: Watch

League: Oppose

CSAC: Watch

L&GO Position:

SB 7 (Lois Wolk D, Contra Costa County) Housing: Water Meters: Multiunit Structures

Status: 1/1/2016-Set for Hearing.

Location: 1/1/2016-Assembly Unfinished Business

Summary: Existing law generally regulates the hiring of dwelling units and, among other things, imposes certain requirements on landlords and tenants. Among these requirements, existing law requires landlords to provide tenants with certain notices or disclosures pertaining to, among other things, pest control and gas meters. This bill would express the intent of the Legislature to encourage the conservation of water in multifamily residential rental buildings through means either within the landlord's or the tenant's control, and to ensure that the practices involving the submetering of dwelling units for water service are just and reasonable, and include appropriate safeguards for both tenants and landlords.

Staff Recommendation: Watch

League: Watch

CSAC: Watch

L&GO Position: Watch

SB 1000 (Connie Leyva D) Land Use: General Plans: Environmental Justice.

Amended: 6/20/2016) **Status:** 6/30/2016-Assembly Appropriations

Summary: The Planning and Zoning Law requires the legislative body of each county and city to adopt a comprehensive, long-term general plan for the physical development of the county or city and of any land outside its boundaries that bears relation to its planning. That law requires this general plan to include several elements, including, among others, land use, open-space, safety, and conservation elements, which are required to meet specified requirements. This bill would add to the required elements of the general plan an environmental justice element, or related goals, policies, and objectives integrated in other elements, that identifies disadvantaged communities, as defined, within the area covered by the general plan of the city, county, or city and county, if the city, county, or city and county has a disadvantaged community. The bill would also require the environmental justice element, or related environmental justice goals, policies, and objectives integrated in other elements, to identify objectives and policies to reduce the unique or compounded health risks in disadvantaged communities, as specified, identify objectives and policies to promote civil engagement in the public decisionmaking process, and identify objectives and policies that prioritize improvements and programs that address the needs of disadvantaged communities. The bill would require the environmental justice element, or the environment justice goals, policies, and objectives in other elements, to be adopted or reviewed upon the adoption or next revision of two or more elements on or after January 1, 2018. The bill would authorize a city, county, or city and county that has adopted an environmental justice element, or environmental justice goals, policies, and objection in other elements in its general plan or related documents that substantially complies with the above described requirements to use that information to comply with these requirements By adding to the duties of county and city officials, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch **League:** Oppose **CSAC:** Support if Amended **L&GO Position:**

SB 1069 (Bob Wieckowski D) Land Use: Zoning.

(Amended: 6/16/2016) **Status:** 6/30/2016-Assembly Appropriations

Summary: The Planning and Zoning Law authorizes the legislative body of a city or county to regulate, among other things, the intensity of land use, and also authorizes a local agency to provide by ordinance for the creation of 2nd units in single-family and multifamily residential zones, as specified. That law makes findings and declarations with respect to the value of 2nd units to California's housing supply. This bill would replace the term "second unit" with "accessory dwelling unit" throughout the law. The bill would additionally find and declare that, among other things, allowing accessory dwelling units in single-family or multifamily residential zones provides additional rental housing stock and these units are an essential component of housing supply in California.

Staff Recommendation: Watch **League:** Oppose **CSAC:** Oppose **L&GO Position:**

Dead /Gut and Amend: *Bills to be reviewed are listed in numeric order with Assembly bills listed first, followed by Senate bills*

AB 45 (Kevin Mullin D, San Mateo County) Household Hazardous Waste Amended: 1/21/2016

Status: 7/1/2016-Failed Deadline pursuant to Joint Rule 61(b)(13). (Last location was E.Q. on 6/29/2016)

Summary: The California Integrated Waste Management Act of 1989, which is administered by the Department of Resources Recycling and Recovery, requires, among other things, each city and each county to prepare a household hazardous waste element containing specified components, and to submit that element to the department for approval. Existing law requires the department to approve the element if the local agency demonstrates that it will comply with specified requirements. A city or county is required to submit an annual report to the department summarizing its progress in reducing solid waste, including an update of the jurisdiction's household hazardous waste element. This bill would require the department to adopt one or more model ordinances for a comprehensive program for the collection of household hazardous waste and would authorize a local jurisdiction that provides for the residential collection and disposal of solid waste that proposes to enact an ordinance governing the collection and diversion of household hazardous waste to adopt one of the model ordinances adopted by the department. The bill would require the department to determine whether a nonprofit organization has been created and funded to make grants to local jurisdictions for specified purposes relating to household hazardous waste disposal and would specify that if the department does not determine that such a nonprofit organization exists by December 31, 2018, then the bill's provisions would be repealed on January 1, 2019.

Staff Recommendation: Watch **League:** Oppose **CSAC:** Oppose **L&GO Position:** Watch

AB 1500 (Brian Maienschein R) Planning and zoning: Housing Element: Supportive Housing and Transitional Housing. Status: Gut and Amended 6/21. Now State highways: relinquishment: Route 75.

AB 1591 (Jim Frazier D) Transportation Funding

Status: 2/1/2016-Referred to Committee and Transportation and Revenue and Taxation

6/3/2016 Did not pass out of house of origin before Deadline

Summary: Existing law provides various sources of funding for transportation purposes, including funding for the state highway system and the local street and road system. These funding sources include, among others, fuel excise taxes, commercial vehicle weight fees, local transactions and use taxes, and federal funds. Existing law imposes certain registration fees on vehicles, with revenues from these fees deposited in the Motor Vehicle Account and used to fund the Department of Motor Vehicles and the Department of the California Highway Patrol. Existing law provides for the monthly transfer of excess balances in the Motor Vehicle Account to the State Highway Account. This bill would create the Road Maintenance and Rehabilitation Program to address deferred maintenance on the state highway system and the local street system. The bill would require the California Transportation Commission to adopt performance criteria to ensure efficient use of the funds available for the program. The bill would provide for the deposit of various funds for the program in the Road Maintenance and Rehabilitation Account, which the bill would create in the State Transportation Fund, including revenues attributable to a \$0.225 per gallon increase in the motor vehicle fuel tax imposed by the bill, including an inflation adjustment as provided, an increase of \$38 in the annual vehicle registration fee, and a new \$165 annual vehicle registration fee applicable to zero-emission motor vehicles, as defined.

Staff Recommendation: Watch **League:** Support in Concept **CSAC:** Support **L&GO Position:**

AB 1915 (Miguel Santiago D) Homelessness: Affordable Housing. (Introduced: 2/11/2016)

Status: Gut and Amended 3/18. Now Alcohol and drug programs: facility expansion.

AB 2050 (Marc Steinorth R) Redevelopment.

Status: Gut and Amended 3/18. Now Healthcare Coverage Prescription Drugs.

AB 2783 (Eduardo Garcia D) Affordable Housing and Sustainable Communities Program.

(Amended: 6/23/2016) Status: 7/1/2016-Failed Deadline pursuant to Joint Rule 61(b)(13).

Summary: Existing law requires all moneys, except for fines and penalties, collected by the State Air Resources Board from the auction or sale of allowances as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation by the Legislature. Existing law continuously appropriates 20% of the annual proceeds of the fund to the Affordable Housing and Sustainable Communities Program, administered by the Strategic Growth Council, to reduce greenhouse gas emissions through projects that implement land use, housing, transportation, and agricultural land preservation practices to support infill and compact development and that support other related and coordinated public policy objectives. Existing law requires the council to develop guidelines and selection criteria for the program. This bill would require the Strategic Growth Council to consider revisions to the guidelines and selection criteria with respect to affordable housing projects that qualify under the program's rural innovation project area, as specified, and to provide a written explanation to the Legislature by March 1, 2017, if the council determines that it will not make the revisions.

Staff Recommendation: Watch **League:** Watch **CSAC:** Watch **L&GO Position:**

AB 2200 (Tony Thurmond D) School Employee Housing Assistance Grant Program.

(Amended 4/14/2016.) Status: 5/18/2016-In committee: Set, first hearing. Referred to APPR. suspense file.

6/3/2016 Did not pass out of house of origin before Deadline

Summary: Existing law requires the California Housing Finance Agency to administer various housing programs. This bill would require the California Housing Finance Agency to administer a program to provide financing assistance, as specified, to a qualified school district, as defined, and to a qualified developer, as defined, for the creation of affordable rental housing for school employees, including teachers. The bill would require the State Department of Education to certify that a school district seeking a grant meets the definition of qualified school district. The bill would transfer \$100,000,000 from the General Fund to the School Employee Housing Assistance Fund.

Staff Recommendation: Support **League:** Watch **CSAC:** No Position **L&GO Position:**

AB 2356 (Jimmy Gomez D) Planning and Zoning: Housing Element: Extremely Low Income Housing.

(Amended: 5/2/2016) **Status:** 5/6/2016-Failed Deadline pursuant to Joint Rule 61(b)(6). (Last location was RLS.

Summary: The Planning and Zoning Law requires a city or county to adopt a general plan for land use development that includes, among other things, a housing element. That law requires the housing element to include an assessment of housing needs and an inventory of resources and constraints relevant to the meeting of these needs. That law requires this assessment and inventory to include the identification of a zone or zones where emergency shelters are allowed as a permitted use without a conditional use or other discretionary permit, as provided. This bill would authorize a city or county to additionally include in its assessment and inventory the identification of housing for extremely low income households, as defined. If a local government elects to include this identification in its assessment and inventory, the bill would impose certain requirements, including that the identified zone or zones include sufficient capacity to accommodate the need for housing for extremely low income households, that the local government demonstrate that existing or proposed permit processing, development, and management standards are objective and encourage and facilitate the development of housing for extremely low income households, and that housing for extremely low income households generally be subject only to the development and management standards that apply to residential or commercial development within the same zone. The bill would also provide that the development of zones and objective management standards under these provisions would not be discretionary acts within the meaning of the California Environmental Quality Act.

Staff Recommendation: Watch

League: Watch

CSAC: Watch

L&GO Position:

AB 2413 (Tony Thurmond D) Sea Level Rise Preparation. (Introduced: 2/19/2016)

Status: 4/22/2016-Failed Deadline pursuant to Joint Rule 61(b)(5).

Location: 4/22/2016-A. DEAD

Summary: Existing law declares the intent of the Legislature to prioritize the state's response to the impacts resulting from climate change by ensuring all state departments and agencies prepare for and are ready to respond to the impacts of climate change, such as sea level rise. Existing law, by July 1, 2017, and every 3 years thereafter, requires the Natural Resources Agency to update the state's climate adaptation strategy, which includes vulnerabilities to climate change and priority actions needed to reduce the risk to climate change. Existing law, until January 1, 2018, also requires the agency to create, biannually update, and post on an Internet Web site a Planning for Sea Level Rise Database, as specified, and requires specified entities to provide to the agency certain sea level rise planning information for inclusion in the database. This bill would require the agency, on or before January 1, 2019, to complete a study outlining the potential impact of sea level rise on low-income and at-risk communities and public projects and infrastructure. The bill would require the agency, based on the study, to make recommendations on preparing for sea level rise, as specified.

Staff Recommendation: Watch

League: Watch

CSAC: Watch

L&GO Position:

AB 2500 (Tom Daly D) Land use. (Introduced: 2/19/2016)

4/22/2016-Failed Deadline pursuant to Joint Rule 61(b)(5). (Last location was A. L. GOV. on 3/17/2016)

Location: 4/22/2016-A. DEAD

Summary: Existing law, the Planning and Zoning Law, requires a city or county to prepare and adopt a comprehensive, long-term general plan, and requires the general plan to include certain mandatory elements, including a housing element. That law requires the housing element, in turn, to include, among other things, an assessment of housing needs and an inventory of resources and constraints relevant to the meeting of those needs. That law further requires the Department of Housing and Community Development to determine the existing and projected need for housing for each region, as specified, at least two years prior to the scheduled revision of a housing element required by law. This bill would require the department to determine the regional housing need at least two years and three months prior to the scheduled revision of a housing element required by law. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch

League: Watch

CSAC: Support

L&GO Position:

AB 2734 (Toni Atkins D) Local Control Affordable Housing Act. (Amended: 4/5/2016)

Status: 5/27/2016-Failed Deadline pursuant to Joint Rule 61(b)(8). (Last location was APPR. SUSPENSE FILE on 5/4/2016)

Summary: Existing law, effective February 1, 2012, dissolved all redevelopment agencies and community development agencies and provides for the designation of successor agencies, as specified. Existing law requires successor agencies to service the enforceable obligations of the dissolved agencies and otherwise wind down the affairs of the dissolved

agencies. This bill would establish the Local Control Affordable Housing Act to require the Department of Finance, on or before ____ and on or before the same date each year thereafter, to determine the state General Fund savings for the fiscal year as a result of the dissolution of redevelopment agencies. The bill would provide that, upon appropriation, 50% of that amount or \$1,000,000,000, whichever is less, be allocated to the Department of Housing and Community Development. The bill would require the department to retain 1/2 of these funds for state level programs and to provide the other 1/2 to local agencies for housing purposes, except as specified. The bill would require the Department of Housing and Community Development to create an equitable funding formula for funding distributed to local agencies, which the bill would require to be geographically balanced and take into account factors of need including, but not limited to, poverty rates and lack of supply of affordable housing for persons of low and moderate incomes in local jurisdictions. The bill would also specify the housing purposes for which those funds may be used.

Staff Recommendation: Support **League:** Support **CSAC:** Watch **L&GO Position:**

AB 2842 (Tony Thurmond) Workforce Housing Tax Credit Pilot: Property Taxes: Income Taxes: Insurance Taxes: Credits: Low-income Housing: Sale of Credit. (Amended: 4/12/2016) **Status:** 4/27/2016-In committee H. & C.D. Hearing canceled at the request of author.

6/3/2016 Did not pass out of house of origin before Deadline

Summary: Authorizes \$100 million in state workforce housing tax credits for qualified buildings that serve households between 60% and 80% of the area median income (AMI) in twelve counties with the highest fair market rents in the state as determined by the U.S. Department of Housing and Urban Development (HUD). Existing law establishes a low-income housing tax credit program pursuant to which the California Tax Credit Allocation Committee provides procedures and requirements for the allocation of state insurance, income, and corporation tax credit amounts among low-income housing projects in modified conformity to federal law that have been allocated, or qualify for, a federal low-income housing tax credit and for farmworker housing. This bill, beginning on or after January 1, 2017, would additionally allow a credit to a taxpayer with a qualified low-income building that is eligible for a federal low-income housing tax credit, in an amount equal to 20% of the projects unadjusted unallocated basis, not to exceed \$ 50,000 per unit, for housing projects that meet specified criteria. The bill would limit the aggregate amount of credits allocated by the California Tax Credit Allocation Committee, on a first-come-first-served basis, to \$100,000,000, and would provide for the one-time resale of that credit, as provided. This bill contains other related provisions and other existing laws.

Staff Recommendation: Support **League:** Watch **CSAC:** Watch **L&GO Position:**

ABX1 6 (Roger Hernández D) Affordable Housing and Sustainable Communities Program. (Introduced: 7/16/2015) **Status:** 7/17/2015-From printer. **6/3/2016 Did not pass out of house of origin before Deadline**

Summary: Existing law requires all moneys, except for fines and penalties, collected by the state board from the auction or sale of allowances as part of a market-based compliance mechanism to be deposited in the Greenhouse Gas Reduction Fund and to be available upon appropriation by the Legislature. Existing law continuously appropriates 20% of the annual proceeds of the fund to the Affordable Housing and Sustainable Communities Program, administered by the Strategic Growth Council, to reduce greenhouse gas emissions through projects that implement land use, housing, transportation, and agricultural land preservation practices to support infill and compact development and that support other related and coordinated public policy objectives. This bill would require 20% of moneys available for allocation under the program to be allocated to eligible projects in rural areas, as defined. The bill would further require at least 50% of those moneys to be allocated to eligible affordable housing projects. The bill would require the council to amend its guidelines and selection criteria consistent with these requirements and to consult with interested stakeholders in this regard.

Staff Recommendation: Watch **League:** Watch **CSAC:** Watch **L&GO Position:**

ABX1 24 (Marc Levine and Philip Ting) Bay Area Transportation Commissioners

Status: 9/12/2015-From printer **6/3/2016 Did not pass out of house of origin before Deadline**

Summary: Existing law designates the Metropolitan Transportation Commission as the regional transportation planning agency for the San Francisco Bay area, with various powers and duties with respect to transportation planning and programming, as specified, in the 9-county San Francisco Bay area region. Existing law creates the Bay Area Toll Authority, governed by the same board as the commission, but created as a separate entity, with specified powers and duties relative to the administration of certain toll revenues from state-owned toll bridges within the geographic jurisdiction of the commission. Under existing law, the commission is comprised of 21 appointed members, as specified. This bill, effective January 1, 2017, would redesignate the Metropolitan Transportation Commission as the Bay Area Transportation Commission. The bill would require commissioners to be elected by districts comprised of approximately

750,000 residents. The bill would require each district to elect one commissioner, except that a district with a toll bridge, as defined, within the boundaries of the district would elect 2 commissioners. The bill would require commissioner elections to occur in 2016, with new commissioners to take office on January 1, 2017. The bill would state the intent of the Legislature for district boundaries to be drawn by a citizens' redistricting commission and campaigns for commissioners to be publicly financed. This bill contains other related provisions and other existing laws.

Staff Recommendation: Watch **League:** No Position **CSAC:** No Position **L&GO Position:** Oppose

SB 441 (Mark Leno D) San Francisco Redevelopment: Housing.

Gut and Amended 6/9/2016. Now California Public Records Act: exemptions.



ASSOCIATION OF BAY AREA GOVERNMENTS

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LEGISLATION SUMMARY 2016 State Legislative Session Legislation & Governmental Organization Committee July 21, 2016

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
AB 2444 (Garcia)	Amended 6/23/2016	6/29/2016- Senate Appropriations	California Parks, Water, Climate, and Coastal Protection and Outdoor Access For All Act of 2016. Under existing law, programs have been established pursuant to bond acts for, among other things, the development and enhancement of state and local parks and recreational facilities. This bill would enact the California Parks, Water, Climate, and Coastal Protection and Outdoor Access For All Act of 2016, which, if approved by the voters, would authorize the issuance of bonds in the amount of \$3,120,000,000 pursuant to the State General Obligation Bond Law to finance a parks.	Support	League: S CSAC: W	
AB 1550 (Gomez)	Amended 5/31/2016	6/29/2016- Senate Appropriations	Greenhouse gases: investment plan: disadvantaged communities. Current law requires the Department of Finance, in consultation with the State Air Resources Board and any other relevant state agency, to develop, as specified, a 3-year investment plan for the moneys deposited in the Greenhouse Gas Reduction Fund. This bill would require the investment plan to allocate a minimum of 25% of the available moneys in the fund to projects located within, and benefitting individuals living in, disadvantaged communities and a minimum of 20% to projects that benefit low-income households, as specified, with a fair share of those moneys targeting households with incomes at or below 200% of the federal poverty level.	Watch	League: W MTC: Oppose Unless Amended BAAQMD: Oppose Unless Amended	
Gov. 707 (Gov. Brown)	Amended 6/10/2016	6/29/2016- In Negotiations with Legislators	Gov. Trailer Bill Proposal. The Governor's proposal would allow new market-rate projects with onsite affordable housing to be approved "as of right." Under the proposal, new projects with 20 percent affordable housing for tenants making no more than 80 percent of the area median income or projects with 10 percent affordable housing near transit would be exempt from most local reviews. Within 30 days of receiving an application, the city must either approve a housing development or explain why it is inconsistent with objective general plan and zoning standards. Lead negotiator with Gov. office is Senator Mark Leno.	Watch and Seek Amend	League: O	Watch and Seek Amend.
Proposition 53 California Statewide Vote on Bond Initiative	Introduced Spring 2016	November ballot initiative	Requires that legislatively approved projects be presented on statewide ballot for voter approval. Applies to previously approved projects if remaining bond amount exceeds \$2 billion. Requires State Legislature approve use of revenue bonds for public infrastructure projects funded, owned, or operated by the state or any joint agency (JPA) that includes the state, if the bond amount exceeds \$2 billion and repayment requires new, increased, or extended taxes, fees, or other charges.	Oppose		

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
AB 18 (Dodd)		8/27/2015-Senate Appropriations	Disaster Relief: South Napa Earthquake. The California Disaster Assistance Act generally provides that the state share for disaster project allocations to local agencies is no more than 75% of total state eligible costs, except for specified events for which the state share is up to 100% of state eligible costs. This bill would add the August 24, 2014, South Napa Earthquake, to the list of events for which the state share of state eligible cost is up to 100% and exempt the county from a specified planning requirement as a condition of receiving this level of assistance.	Support	League: W CSAC: S	Support
AB 2406 (Thurmond)	Amended 6/8/2016	6/16/2016-Senate Third reading	Housing: Junior Accessory Dwelling Units. The Planning and Zoning Law authorizes a local agency to provide by ordinance for the creation of 2nd units in single-family and multifamily residential areas, as prescribed. This bill would, in addition, authorize a local agency to provide by ordinance for the creation of junior accessory dwelling units, as defined, in single-family residential zones. The bill would require the ordinance to include, among other things, standards for the creation of a junior accessory dwelling unit, required deed restrictions, and occupancy requirements. The bill would prohibit an ordinance from requiring, as a condition of granting a permit, water and sewer connection fees or additional parking requirements.	Support	League: S CSAC: S	Support
AB 2441 (Thurmond)	Amended 6/30/2016	6/30/2016-Senate Appropriations	Housing: Workforce Housing in High-Cost Areas Pilot Program. This bill would create the Workforce Housing Pilot Program, pursuant to which the department, subject to the appropriation of funds for that purpose, would award grant funding to eligible recipients, as defined, for the predevelopment costs, acquisition, construction, or rehabilitation of rental housing projects or units within rental housing projects that serve, and for providing downpayment assistance to, persons and families of low or moderate income. The bill would require all grant funds to be matched on a dollar-for-dollar basis, unless the eligible recipient is suffering a hardship and is unable to generate the matching funds. The bill would require the Department of Finance to determine whether an eligible recipient is suffering a hardship.	Support	League: S CSAC: P	Support
AB 2817 (Chiu)	Amended 5/27/2016	6/29/2016-Senate Appropriations	Income Taxes: Credits: Low-Income Housing: Allocation Increase. Existing law establishes a low-income housing tax credit program pursuant to which the California Tax Credit Allocation Committee provides procedures and requirements for the allocation of state insurance, personal income, and corporation income tax credit amounts among low-income housing projects based on federal law. Existing law, in modified conformity to federal income tax law, allows the credit based upon the applicable percentage, as defined, of the qualified basis of each qualified low-income building. The bill would also increase the amount the committee may allocate to farmworker housing projects from \$500,000 to \$25,000,000 per year. The bill, under the insurance taxation law, the Personal Income Tax Law, and the Corporation Tax Law, would modify the definition of applicable percentage relating to qualified low-income buildings.	Support	League: S CSAC: S	Support

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
SB 873 (Beall)	Amended 6/27/2016	6/27/2016- Assembly Appropriations	Income taxes: Insurance Taxes: Credits: Low-income Housing: Sale of Credit. Existing law establishes a low-income housing tax credit program pursuant to which the California Tax Credit Allocation Committee provides procedures and requirements for the allocation of state insurance, income, and corporation tax credit amounts among low-income housing projects based on federal law. This bill, beginning on or after January 1, 2016, would allow a taxpayer that is allowed a low-income housing tax credit to elect to sell all or a portion of that credit to one or more unrelated parties, as described, for each taxable year in which the credit is allowed for not less than 80% of the amount of the credit to be sold, and would provide for the one-time resale of that credit, as provided. The bill would require the California Tax Credit Allocation Committee to enter into an agreement with the Franchise Tax Board to pay any costs incurred by the Franchise Tax Board in administering these provisions. This bill contains other related provisions and other existing laws.	Watch	League: S CSAC: W	Watch
SB 879 (Beall)	Amended 6/9/2016	6/9/2016- Assembly Committee on Housing and Community Development	Affordable Housing: Bond Act. Existing law establishes a low-income housing tax credit program pursuant to which the California Tax Credit Allocation Committee provides procedures and requirements for the allocation of state insurance, income, and corporation tax credit amounts among low-income housing projects based on federal law. This bill, beginning on or after January 1, 2017, and before January 1, 2020, would allow a taxpayer that is allowed a low-income housing tax credit to elect to sell all or a portion of that credit to one or more unrelated parties, as described, for each taxable year in which the credit is allowed for not less than 80% of the amount of the credit to be sold, and would provide for the one-time resale of that credit, as provided. The bill would require the California Tax Credit Allocation Committee to enter into an agreement with the Franchise Tax Board to pay any costs incurred by the Franchise Tax Board in administering these provisions. This bill contains other related provisions and other existing laws.	Support	League: S	Support
SB 1030 (McGuire)	Introduced 2/12/2016	6/30/2016- Assembly Third reading.	Sonoma County Regional Climate Protection Authority. Existing law, until December 1, 2019, creates the Sonoma County Regional Climate Protection Authority. Existing law provides for the authority to be governed by the same board as that governing the Sonoma County Transportation Authority and imposes certain duties on the authority. Existing law authorizes the authority to perform coordination and implementation activities within the boundaries of the County of Sonoma, in cooperation with local agencies, as defined, that elect to participate, to assist those agencies in meeting their greenhouse gas emissions reduction goals. Existing law authorizes the authority to develop, coordinate, and implement programs and policies to comply with the California Global Warming Solutions Act of 2006 and other federal or state mandates and programs designed to respond to greenhouse gas emissions and climate change. This bill would extend these provisions indefinitely. By extending the duties of the Sonoma County Regional Climate Protection Authority, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.	Support	League: W CSAC: W	Support

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
<u>SB 1233</u> (McGuire)	Amended 6/20/2016	6/29/2016- Assembly Local Government Committee	Joint Powers Authorities: Water Bill Savings Act. Existing law, the Marks-Roos Local Bond Pooling Act of 1985, authorizes joint powers authorities, among other powers, to issue bonds and loan the proceeds to local agencies to finance specified types of projects and programs. This bill would enact the Water Bill Savings Act, which would authorize a joint powers authority to provide funding for a customer of a local agency or its publicly owned utility to acquire, install, or repair a water efficiency improvement on the customer's property served by the local agency or its publicly owned utility. The bill would require the customer to repay the authority through an efficiency charge on the customer's water bill to be established and collected by the local agency or its publicly owned utility on behalf of the authority pursuant to a servicing agreement. The bill would authorize the authority to issue bonds to fund the program. The bill would also make technical changes.	Support	League: W CSAC: P	Support
<u>SBX1 1</u> (Beall)	Amended 4/21/2016	4/21/2016- Assembly Appropriations	Transportation Financing for Road Maintenance. Existing law provides various sources of funding for transportation purposes, including funding for the state highway system and the local street and road system. These funding sources include, among others, fuel excise taxes, commercial vehicle weight fees, local transactions and use taxes, and federal funds. Existing law imposes certain registration fees on vehicles, with revenues from these fees deposited in the Motor Vehicle Account and used to fund the Department of Motor Vehicles and the Department of the California Highway Patrol. Existing law provides for the monthly transfer of excess balances in the Motor Vehicle Account to the State Highway Account. This bill would create the Road Maintenance and Rehabilitation Program to address deferred maintenance on the state highway system and the local street and road system and for other specified purposes. The bill would provide for the deposit of various funds for the program in the Road Maintenance and Rehabilitation Account, which the bill would create in the State Transportation Fund, including revenues attributable to a \$0.12 per gallon increase in the motor vehicle fuel (gasoline) tax imposed by the bill and \$0.10 of a \$0.22 per gallon increase in the diesel fuel excise tax imposed by the bill, an increase of \$35 in the annual vehicle registration fee, a new \$100 annual vehicle registration fee applicable to zero-emission motor vehicles, as defined, a new annual road access charge on each vehicle, as defined, of \$35, and repayment, by June 30, 2016, of outstanding loans made in previous years from certain transportation funds to the General Fund. The bill would provide that revenues from future adjustments in the applicable portion of the fuel tax rates, the annual vehicle registration fee increase, and the road access charge would also be deposited in the account. This bill contains other related provisions and other existing laws.	Support	League: S CSAC: S	Support

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
AB 1934 (Santiago)	Amended 6/14/2016	6/30/2016-Senate Appropriations	Planning and Zoning: Density Bonuses. The Planning and Zoning Law requires, when an applicant proposes a housing development within the jurisdiction of the local government, that the city, county, or city and county provide the developer with a density bonus and other incentives or concessions for the production of lower income housing units or for the donation of land within the development if the developer, among other things, agrees to construct a specified percentage of units for very low, low-, or moderate-income households or qualifying residents. This bill, when an applicant for approval for commercial development agrees to partner with an affordable housing developer to construct a joint project or 2 separate projects encompassing affordable housing, would require a city, county, or city and county to grant to the commercial developer a development bonus, as specified. The bill would define the development bonus to mean incentives mutually agreed upon by the developer and the jurisdiction that may include but are not limited to, specified variances. By increasing the duties of local officials relating to the administration of development bonuses, this bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.	Watch	League: O CSAC: C	
AB 2031 (Bonta)	Introduced 3/17/2016	6/29/2016-Senate Government and Finance. Do pass as amended.	Local Government: Affordable Housing: Financing. Existing law requires, from February 1, 2012, to July 1, 2012, inclusive, and for each fiscal year thereafter, the county auditor-controller in each county to allocate property tax revenues in the county's Redevelopment Property Tax Trust Fund, established to receive revenues equivalent to those that would have been allocated to former redevelopment agencies had those agencies not been dissolved, towards the payment of enforceable obligations and among entities that include, among others, a city and the county or the city and county. This bill would authorize a city or county that formed a redevelopment agency and became the successor agency that received a finding of completion from the Department of Finance to reject its allocations of property tax revenues from the trust fund. The bill would direct those rejected property tax revenues to an affordable housing special beneficiary district, established as a temporary and distinct local governmental entity for the purposes of receiving a rejected distribution of property tax proceeds and promoting affordable housing by providing financing assistance within its boundaries. The bill would require a beneficiary district to be governed by a 5-member board and comply with specified open meeting and public record laws. The bill would require a beneficiary district to cease to exist on the 90th calendar day after the date the county auditor-controller makes the final transfer of the distribution of property tax revenues to the beneficiary district, and prohibit a beneficiary district from undertaking any obligation that requires its action past that date. The bill would transfer any funds and public records of a beneficiary district remaining after the date the beneficiary district ceases to exist to the city or county that rejected the of property tax revenues thereafter directed to that district, as specified.	Watch	League: W CSAC: W	

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
AB 2208 (Santiago)	Amended 6/23/2016	6/23/2016-Senate Appropriations	Local Planning: Housing Element: Inventory of Land for Residential Development. Existing law, the Planning and Zoning Law, requires a city or county to adopt a comprehensive, long-term general plan for the physical development of the city or the county and of any land outside its boundaries that bears relation to its planning. That law requires the general plan to contain specified mandatory elements, including a housing element. Existing law requires the housing element to contain an inventory of land suitable for residential development, as defined, and requires that inventory to be used to identify sites that can be developed for housing within the planning period and that are sufficient to provide for the jurisdiction's share of the regional housing need for all income levels. This bill would revise the definition of land suitable for residential development to include above sites owned or leased by a city, county, or city and county. By imposing new duties upon local agencies with respect to the housing element of the general plan, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.	Watch	League: W CSAC: W	
AB 2299 (Bloom)	Amended: 4/5/2016	6/29/2016-Senate Appropriations	Land Use: Housing: 2nd Units. Existing law, the Planning and Zoning Law, requires a city or county to adopt a comprehensive, long-term general plan for the physical development of the city or the county and of any land outside its boundaries that bears relation to its planning. That law requires the general plan to contain specified mandatory elements, including a housing element. Existing law requires the housing element to contain an inventory of land suitable for residential development, as defined, and requires that inventory to be used to identify sites that can be developed for housing within the planning period and that are sufficient to provide for the jurisdiction's share of the regional housing need for all income levels. This bill would revise the definition of land suitable for residential development to include above sites owned or leased by a city, county, or city and county. By imposing new duties upon local agencies with respect to the housing element of the general plan, this bill would impose a state-mandated local program.	Watch	League: C CSAC: O	
AB 2442 (Holden)	Amended 4/14/2016	6/22/2016-Senate Appropriations	Density Bonuses. The Planning and Zoning Law requires, when an applicant proposes a housing development within the jurisdiction of the local government, that the city, county, or city and county provide the developer with a density bonus and other incentives or concessions for the production of lower income housing units or for the donation of land within the development if the developer, among other things, agrees to construct a specified percentage of units for very low, low-, or moderate-income households or qualifying residents. This bill would additionally require a density bonus to be provided to a developer that agrees to construct a housing development that includes at least 10% of the total units for transitional foster youth, disabled veterans, or homeless persons, as defined. The bill would require that these units be subject to a recorded affordability restriction of 55 years and be provided at the same affordability level as very low income units. The bill would set the density bonus at 20% of the number of these units. By increasing the duties of local agencies, this bill would impose a state-mandated local program.	Watch	League: C CSAC: W	

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
<u>AB 2584</u> (Daly)	Amended 6/27/2016	6/27/2016-Senate third reading.	Land Use: Housing Development. The Housing Accountability Act, among other things, prohibits a local agency from disapproving a housing development project for very low, low-, or moderate-income households or an emergency shelter or conditioning approval in a manner that renders the project infeasible unless the local agency makes specified written findings. The act authorizes an applicant or person who would be eligible to apply for residency in the development or emergency shelter to bring an action to enforce the act. This bill would, in addition, authorize a housing organization, as defined, to bring an action challenging the disapproval of a housing development pursuant to these provisions.	Watch	League: O CSAC: W	
<u>SB 7</u> (Wolk)	Amended 9/4/2014	1/1/2016-Assembly Unfinished Business	Housing: Water Meters: Multiunit Structures. Existing law generally regulates the hiring of dwelling units and, among other things, imposes certain requirements on landlords and tenants. Among these requirements, existing law requires landlords to provide tenants with certain notices or disclosures pertaining to, among other things, pest control and gas meters. This bill would express the intent of the Legislature to encourage the conservation of water in multifamily residential rental buildings through means either within the landlord's or the tenant's control, and to ensure that the practices involving the submetering of dwelling units for water service are just and reasonable, and include appropriate safeguards for both tenants and landlords.	Watch	League: W CSAC: W	Watch
<u>SB 1000</u> (Leyva)	Amended 6/20/2016	6/30/2016-Assembly Appropriations	Land Use: General Plans: Environmental Justice. The Planning and Zoning Law requires the legislative body of each county and city to adopt a comprehensive, long-term general plan for the physical development of the county or city and of any land outside its boundaries that bears relation to its planning. That law requires this general plan to include several elements, including, among others, land use, open-space, safety, and conservation elements, which are required to meet specified requirements. This bill would add to the required elements of the general plan an environmental justice element. The bill would also require the environmental justice element, or related environmental justice goals, policies, and objectives integrated in other elements, to identify objectives and policies to reduce the unique or compounded health risks in disadvantaged communities, as specified, identify objectives and policies to promote civil engagement in the public decisionmaking process, and identify objectives and policies that prioritize improvements and programs that address the needs of disadvantaged communities. The bill would require the environmental justice element, or the environment justice goals, policies, and objectives in other elements, to be adopted or reviewed upon the adoption or next revision of two or more elements on or after January 1, 2018. The bill would authorize a city, county, or city and county that has adopted an environmental justice element, or environmental justice goals, policies, and objection in other elements in its general plan or related documents that substantially complies with the above described requirements to use that information to comply with these requirements By adding to the duties of county and city officials, this bill would impose a state-mandated local program.	Watch	League: O CSAC: Supp. if Amend.	

Bill Number	Current Text	Status	Summary	ABAG Recom.	Positions: League CSAC MTC BAAQMD	L&GO Position
SB 1069 (Wieckowski)	Amended: 6/16/2016	6/30/2016- Assembly Appropriations	Land Use: Zoning. The Planning and Zoning Law authorizes the legislative body of a city or county to regulate, among other things, the intensity of land use, and also authorizes a local agency to provide by ordinance for the creation of 2nd units in single-family and multifamily residential zones, as specified. That law makes findings and declarations with respect to the value of 2nd units to California's housing supply. This bill would replace the term "second unit" with "accessory dwelling unit" throughout the law. The bill would additionally find and declare that, among other things, allowing accessory dwelling units in single-family or multifamily residential zones provides additional rental housing stock and these units are an essential component of housing supply in California.	Watch	League: O CSAC: O	

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California Public Vote on Bonds Initiative, Proposition 53 (2016)

The **California Public Vote on Bonds Initiative** (#15-0003) will be on the November 8, 2016 ballot in California as an initiated constitutional amendment.^{[1][2][3]}

A **"yes"** vote will be a vote in favor of requiring voter approval before the state could issue more than \$2 billion in public infrastructure bonds that would require an increase in taxes or fees for repayment.

A **"no"** vote will be a vote against the voter approval requirement and in favor of continuing to allow the state to issue new debt without voter approval.

Supporters of the initiative refer to it as the **"No Blank Checks Initiative."**

Background

While some bonds do appear on California ballots for voter approval, bonds paid for out of state revenue are not required to be voter-approved. There was a previous version of the Public Vote on Bonds initiative (#15-0003), Initiative #14-0009, submitted for the ballot in 2014, but it failed to qualify.^[4] Business Executive Dean Cortopassi backed both Initiative #14-0009 and Initiative #15-0003, submitting a request for a title and summary for the latter in 2015.^{[5][6][7]}

Text of measure

Ballot title

The ballot title is as follows:^[8]

“ Revenue Bonds. Infrastructure Projects. State Legislature and Voter Approval. Initiative Constitutional Amendment.”^[9]

Ballot summary

The ballot summary is as follows:^[8]

“ Requires State Legislature approve use of revenue bonds for public infrastructure projects funded, owned, or operated by the state or any joint agency that includes the state, if the bond amount exceeds \$2 billion and repayment requires new, increased, or extended taxes, fees, or other charges. Requires that legislatively approved projects be presented on statewide ballot for voter approval. Applies to previously approved projects if remaining bond amount exceeds \$2 billion. Requires that specified project information for all state bonds be included in voter ballot pamphlet.”^[9]

Fiscal impact statement

Note: The fiscal impact statement for a California ballot initiative authorized for circulation is jointly prepared by the state's legislative analyst and its director of finance.

The fiscal impact statement is as follows:^[8]

California Public Vote on Bonds Initiative



Election date

November 8, 2016

Topic

State and local government budgets, spending and finance

Status

On the ballot

Type

Constitutional amendment

Origin

Citizens

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Constitutional changes

The proposed amendment was designed to add the following section to Article XVI of the California Constitution:

Section 1.6. (a) Notwithstanding any other provision of law, all revenue bonds issued or sold by the State in an amount either singly or in the aggregate over two billion dollars (\$2,000,000,000) for any single project financed, owned, operated, or managed by the State must first be approved by the voters at a statewide election. "State" means the State of California, any agency or department thereof, and any joint powers agency or similar body created by the State or in which the State is a member. "State" as used herein does not include a city, county, city and county, school district, community college district, or special district. For purposes of this section, "special district" refers only to public entities formed for the performance of local governmental functions within limited boundaries.

(b) A single project for which state revenue bonds are issued or sold in an amount over two billion dollars (\$2,000,000,000) may not be divided into, or deemed to be, multiple separate projects in order to avoid the voter approval requirements contained in this section. For purposes of this section, multiple allegedly separate projects shall be

Support

Supporters

The primary supporters for this initiative are Dean and Joan Cortopassi.

Arguments in favor

Campaign Spokesman **Tom Ross** spoke about Dean Cortopassi, who led the initiative's campaign drive, and said the following:
[2]

“ He started looking at the state debt issues and how do we control the state debt. If Californians are expected to pay for projects of \$2 billion or more, they ought to have a say on them. This gives Californians an opportunity to vote.^[9]

Opposition

Opponents

- Gov. Jerry Brown
- California Chamber of Commerce
- State Building and Construction Trades Council

Arguments against

Gareth Lacy, a spokesman for Gov. Brown, said the following:^[2]

“ This is a really bad idea that would cause costly delays in repairing our roads, colleges and water systems and make it harder to respond to natural disasters. The governor is strongly opposed to this initiative.^[9]

Robbie Hunter, president of the State Building and Construction Trades Council, argued the following:^[2]

“ Our state is suffering from a massive backlog of essential needs across the state including outdated water systems that are vulnerable to earthquakes, crumbling roads and bridges and overcrowded hospitals and universities. This measure worsens an already grave situation and threatens our economy and job creation.^[9]

Allan Zaremborg, California Chamber of Commerce president, said the following:^[2]

“ This ballot measure is both deceptive and dangerous. Since neither the general fund nor state taxpayers are on the hook for repayment, it’s misleading and unnecessary to call for a statewide vote.^[9]




Campaign finance

As of April 26, 2016, the support campaign for this initiative had roughly five times more in campaign funds than the opposition campaign had, and was entirely bankrolled by Stockton business executive Dean Cortopassi and his wife Joan Cortopassi.^{[11][12]} The majority of campaign funds for the opposition came from various engineering, infrastructure, business, and construction organizations.^[13]

Support

One hundred percent of the total contributions for this campaign were in-state donations made by Dean and Joan Cortopassi.

As of April 26, 2016, the following PACs were registered to support this initiative and the total amount raised below was current as of the same date. The amount spent listed below was current as of March 2016.^{[11][13]}

Total campaign cash^[10]  <i>as of April 26, 2016</i>	
 Support:	\$4,505,600
 Opposition:	\$850,000

Committee	Amount raised	Amount spent
<i>Stop Blank Checks</i> (http://cal-access.sos.ca.gov/Campaign/Measures/Detail.aspx?id=1376142&session=2015)	\$4,505,600	\$356,316.27
Total	\$4,505,600	\$356,316.27

As of May 14, 2016, the largest and only donors in support of this initiative were:^[11]

Donor	Amount
Dean Cortopassi	\$3,005,600
Joan Cortopassi	\$1,500,000

Opposition

One ballot measure campaign committee registered in opposition to the measure as of March 7, 2016. The committee received the following total contributions as of March 7, 2016. The expenditures listed were current as of March 31, 2016.^[13]

Committee	Amount raised	Amount spent
<i>Citizens To Protect California Infrastructure</i> , Sponsored By Business and Construction Trades Organizations (http://cal-access.sos.ca.gov/Campaign/Measures/Detail.aspx?id=1376142&session=2015)	\$850,000	\$193,201.33
Total	\$850,000	\$193,201.33

The following are the top five donors who contributed to the Citizens To Protect California Infrastructure committee as of March 31, 2016:[14]

Donor	Amount
MEMBERS' VOICE OF THE STATE BUILDING AND CONSTRUCTION TRADES COUNCIL OF CALIFORNIA	\$150,000
CALIFORNIA CONSTRUCTION INDUSTRY LABOR MANAGEMENT COOPERATION TRUST	\$100,000
LABORERS PACIFIC SOUTHWEST REGIONAL ORGANIZING COALITION - ISSUES PAC	\$100,000
MEMBERS' VOICE OF THE STATE BUILDING AND CONSTRUCTION TRADES COUNCIL OF CALIFORNIA	\$100,000
CALIFORNIA ALLIANCE FOR JOBS - REBUILD CALIFORNIA COMMITTEE	\$50,000

Media editorials

Support

If you know of any editorial board endorsements that should be posted here, please email the Ballot Measures project director (mailto:ballotmeasures@ballotpedia.org).

Opposition

In a November 2015 editorial, the **Contra Costa Times** editorial board argued that the ballot measure language was too unclear and vague, saying the following:[15]

“ Voters shouldn't lock into law any proposition leaving this much uncertainty, especially since it would require two-thirds approval to change or overturn it, even though it can pass initially with a simple majority. The governor is dead wrong about his \$15 billion-and-counting Delta plan. But when he calls Cortopassi's ballot measure 'a really bad idea' -- that's an understatement.[9]

Other opinions

The Modesto Bee editorial board has not taken a position on the initiative, but did say the following regarding its potential impact on Governor Jerry Brown's plans:

“ Having been rebuked by the voters 33 years ago, the governor has been trying to remove the public from any decision regarding the Delta – leaving it up big water users instead. Cortopassi's initiative has the potential to block this sneak attack on Northern California's water. We'll need to learn more about the No Blank Checks initiative before we take a position on whether it's good for California's future. Opponents include labor unions and others, and some of their arguments appear valid, while others are perhaps overstated; reading the Legislative Analyst's review left it unclear. But we will say this much now: Brown deserves what he got.[9]

Path to the ballot

See also: California signature requirements

15-0003 petition


- Dean Cortopassi submitted a letter requesting a title and summary for Initiative #15-0003 on January 7, 2015.
- A title and summary were issued for Initiative #15-0003 by the Attorney General of California's office on March 13, 2015.
- 365,880 valid signatures were required for qualification purposes.
- Supporters had until September 10, 2015, to collect the required signatures.
- This measure became eligible for the November 2016 ballot, per the Secretary of State's office, on November 2, 2015.^[16]

Failed 14-0009 version

- Dean Cortopassi submitted a letter requesting a title and summary for Initiative #14-0009 on June 27, 2014.
- A title and summary were issued for Initiative #14-0009 by the Attorney General of California's office on August 21, 2014.
- Supporters had until January 20, 2015, to collect the required 504,760 valid signatures for Initiative #14-0009.
- The initiative failed to qualify for the ballot on February 2, 2015.

Related measures

2016

Government finance measures on the ballot in 2016	
State	Measures
Alabama	Alabama State Parks Fund Amendment
Alaska	Alaska State Debt for Student Loans Amendment, Ballot Measure 2
Arizona	Arizona Education Finance Amendment, Proposition 123 
Arizona	Arizona Trust Land Amendment
Georgia	Georgia Safe Harbor for Sexually Exploited Children Fund Amendment
Hawaii	Hawaii Disposition of Excess Revenues Amendment
Illinois	Illinois Transportation Funds Amendment
Utah	Utah School Funds Modification Amendment
Wyoming	Wyoming Investment of Funds in Equities, Constitutional Amendment A

External links

- Letter requesting a ballot title for Initiative 14-0009 (<https://oag.ca.gov/system/files/initiatives/pdfs/14-0009%20%2814-0009%20%28Bond-funded%20Projects%29%29.pdf?>)
- Letter requesting a ballot title for Initiative 15-0003 (<http://oag.ca.gov/system/files/initiatives/pdfs/15-0003%20%28Bond-funded%20Projects%20V2%29.pdf?>)



Recent news

This section displays the most recent stories in a Google news search for the terms **California No blank checks initiative 2016**.

Some of the stories below may not be relevant to this page due to the nature of Google's news search engine.

California Public Vote on Bonds Initiative, Proposition 53 (2016) - Google News Feed
(<http://google.com/search?hl=en&gl=us&tbm=nws&q=California+No+blank+checks+initiative+2016&um=1&ie=UTF-8>)

- Proposals headed for Oregon November ballot - Statesman Journal
- Initiative that could block high-speed rail makes November ballot - Silicon Valley Business Journal
- CP&DR News Briefs July 5, 2016: California Transportation Plan; November Ballot Measures; Bay-Delta Plan Blocked ... - California Planning and Development Report
- What Initiatives are on the November Ballot? - PublicCEO.com
- CA revenue bond ballot measure could kill future bullet train funding - Construction Dive
- The Daily 202: Has Trump never read the Constitution? - Washington Post
- November ballot crowded with weighty measures - SFGate
- PELOSI'S vow on guns: 'We're not going away' -- STEYER Still Mulling Run -- TONY HAWK Does it Again - Politico
- Making a Killing - The New Yorker
- Coalition opposes 'No Blank Checks' ballot measure - Fresno Business Journal

State profile



California's population in 2014 was 38,802,500.

California's population in 2014 was 38,802,500, according to the United States Census Bureau. This estimate represented a 4.2 percent increase from the bureau's 2010 estimate. The state's population per square mile was 239.1 in 2010, exceeding the national average of 87.4.

California experienced a 2 percent increase in total employment from 2011 to 2012, falling below the 2.2 percent increase at the national level during the same period.^[17]

Demographics

California exceeded the national average for residents who attained at least bachelor's degrees, according to data from 2009 to 2013. The United States Census Bureau found that 30.7 percent of California residents aged 25 years and older attained bachelor's degrees, compared to 28.8 percent at the national level.

The median household income in California was \$61,094 between 2009 and 2013, compared to a \$53,046 national median income. Census information showed a 16.8 percent poverty rate in California during the study period, compared to a 14.5 percent national poverty rate.^[17] **To expand the boxes below, click [show] on the right side of each box.**

Racial Demographics, 2013^[17][\[show\]](#)

Presidential Voting Pattern, 2000-2012^[18]^[19][\[show\]](#)

Note: Each column will add up to 100 percent after removing the "Hispanic or Latino" percentage, although rounding by the Census Bureau may make the total one- or two-tenths off. Read more about race and ethnicity in the Census here.^[20]

Footnotes

1. *California Attorney General*, "Letter requesting a ballot title for Initiative 15-0003," January 7, 2015 (<http://oag.ca.gov/system/files/initiatives/pdfs/15-0003%20%28Bond-funded%20Projects%20V2%29.pdf?>)
2. *LA Times*, "Ballot measure is new obstacle to diverting water to Southern California," November 2, 2015 (<http://www.latimes.com/local/political/la-me-pc-ballot-measure-new-obstacle-to-diverting-water-to-southern-california-20151030-story.html>)
3. *California Attorney General*, "Letter requesting a ballot title for Initiative 14-0009," accessed November 17, 2014 (<https://oag.ca.gov/system/files/initiatives/pdfs/14-0009%20%2814-0009%20%28Bond-funded%20Projects%29%29.pdf?>)
4. *The Stockton Record*, "Ad response gives Cortopassi hope for ballot measure," November 17, 2014 (<http://www.recordnet.com/article/20141117/NEWS/141119566/101143/NEWS>)
5. *California Office of the Attorney General*, "14-0009 Re: Request for Title and Summary for Proposed Initiative Constitutional Amendment," June 27, 2014 (<https://oag.ca.gov/system/files/initiatives/pdfs/14-0009%20%2814-0009%20%28Bond-funded%20Projects%29%29.pdf?>)

Categories: California 2016 ballot measures | State ballots, 2016 | State Ballot Measure, November 8, 2016
| State and local government budgets, spending and finance, California | Elections and campaigns, California
| Certified, elections and campaigns, 2016 | Certified, state and local government budgets, spending and finance, 2016
| California 2016 ballot measures, certified | Initiated amendment certified for the 2016 ballot



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DECEPTIVE INITIATIVE UNDERMINES LOCAL CONTROL AND VITAL INFRASTRUCTURE PROJECTS

Delta landowner Dean “Dino” Cortopassi has spent \$4.5 million to qualify a deceptive initiative for the November statewide ballot. This measure takes away local control by requiring a statewide vote even for some local infrastructure projects. The measure would add new layers of bureaucracy and red tape that will delay or derail needed improvements to critical infrastructure, including after emergencies and natural disasters. Here’s why a broad, bipartisan coalition of business, labor, local governments, family farmers, water agencies, healthcare, taxpayer, and public safety organizations is opposed to the deceptive Cortopassi measure:

- **Deceptive abuse of the system.** Multi-millionaire Dean Cortopassi has placed this measure on the ballot in order to try to disrupt a specific project – the plan to repair California’s statewide water distribution system through the Delta. Irrespective of one’s position on that single project, this measure has far broader implications – it would delay or even stop much needed repairs to our roads, bridges, water supply and delivery systems, hospitals and universities all over the state. We cannot allow one wealthy landowner to abuse the initiative process for his own personal agenda.
- **Erodes local control.** This measure takes away local control by requiring statewide voter approval even for some local infrastructure projects. Under this measure, cities and towns that want to come together with the state and form a JPA to issue revenue bonds to upgrade local water systems, roads, bridges, ports and universities would have to put their project on a statewide ballot. That means voters in faraway regions would have the authority to deny funding for local projects outside of their community.
- **Disrupts vital infrastructure development.** California and its local communities already suffer from a massive backlog of essential infrastructure needs including outdated water systems that cannot withstand earthquakes, crumbling roads and bridges, and over-crowded hospitals and universities. This measure would make our infrastructure problems worse by denying the use of revenue bonds to finance these much needed projects.
- **Contains NO exemptions for emergencies or a major disaster.** That means, in cases of an earthquake or flood, local governments may need to wait as long as two years in order to get voter approval to begin rebuilding damaged or destroyed roads, freeways, bridges, hospitals and water delivery systems after an emergency.
- **Unnecessary.** Private investors bear the financial risk for revenue bonds, not the state or its general fund. And revenue bonds are repaid by users of a project who directly benefit, not taxpayers. For instance, repairs to a bridge would be paid by tolls on the bridge, or customers in a specific water district would pay to build a water recycling plant, not taxpayers. It makes no sense to have a statewide election on projects not financed by taxpayers for which the state and local governments bear none of the financial risk.

Paid for by Citizens to Protect California Infrastructure sponsored by business and construction trades organizations. Major funding by Members’ Voice of the State Building and Construction Trades Council of California (Committee) and California Construction Industry Labor Management Cooperation Trust. PH: 916-443-0872



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We Oppose the Deceptive “Cortopassi Initiative” That Undermines Local Control and Vital Infrastructure Projects

Local Government

League of California Cities
California Association of Councils of Governments
Self Help Counties Coalition
Association of California Cities – Orange County
San Diego Association of Governments
Transportation Agency for Monterey County

Taxpayer

Kern County Taxpayers Association

Healthcare

California Hospital Association
Hospital Council of Northern and Central California
Hospital Association of Southern California

Infrastructure

American Council of Engineering Companies – California
Associated General Contractors of California
California Alliance for Jobs
California Construction Industry Labor Management Cooperation Trust
Engineering Contractors Association
Northern California Mechanical Contractors Association
United Contractors

Public Safety

California Professional Firefighters
California State Sheriffs' Association
Peace Officers Research Association of California (PORAC)

Water

Association of California Water Agencies
Metropolitan Water District of Southern California
Northern California Water Association
Southern California Water Committee
State Water Contractors

Agriculture

California Citrus Mutual
California Cotton Ginners Association
California Cotton Growers Association
California Women for Agriculture
Fresno County Farm Bureau
Western Agriculture Processors Association
Western Growers Association

Education

California's Coalition for Adequate School Housing

Environment

Natural Heritage Institute

Business

California Chamber of Commerce
Anaheim Chamber of Commerce
Bay Area Council
Bay Planning Coalition
Building Owners and Managers Association California
Building Owners and Managers Association, Greater Los Angeles
California Building Industry Association
California Business Properties Association

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Business (continued)

California Business Roundtable
California Manufacturers & Technology Association
California Public Securities Association
California Small Business Association
Central City Association, Los Angeles
Cerritos Regional Chamber of Commerce
East Bay Leadership Council
Chambers of Commerce Alliance of Ventura & Santa Barbara Counties
El Monte/South El Monte Chamber of Commerce
Great Fresno Area Chamber of Commerce
Hollywood Chamber of Commerce
Inland Empire Economic Partnership (IEEP)
Los Angeles Area Chamber of Commerce
Los Angeles County Business Federation (LA BizFed)
North Orange County Chamber of Commerce
Orange County Business Council (OCBC)
Oxnard Chamber of Commerce
Pacific Merchant Shipping Association
San Diego Regional Chamber of Commerce
San Francisco Chamber of Commerce
San Gabriel Valley Economic Partnership
Santa Clarita Valley Chamber of Commerce
Silicon Valley Leadership Group
South Bay Association of Chambers of Commerce
Torrance Area Chamber of Commerce
Valley Industry & Commerce Association (VICA)

Labor

California State Building and Construction Trades Council
Service Employees International Union California (SEIU)
AFSCME California PEOPLE
Auto, Marine & Specialty Painters Local Union 1176
Boilermakers Local Union 92
California Conference of Machinists
California State Association of Electrical Workers

Labor (continued)

California State Council of Laborers
Carpet, Linoleum & Soft Tile Workers Local Unions 12, 1237
District Council of Iron Workers
District Council 16 International Union of Painters and Allied Trades
County Building and Construction Trades Councils:
Alameda; Contra Costa; Imperial; Kern, Inyo, Mono; Los Angeles/Orange; Marin; Northeastern; Sacramento
Sierra; San Diego; San Mateo; Stanislaus, Merced, Mariposa & Tuolumne
Glaziers, Arch. Metal & Glass Workers Local Unions 169, 718, 767, 1621
International Brotherhood of Boilermakers
Insulators & Allied Workers Local Union 16
Ironworkers Local Unions 118, 155, 229, 433, 844
IUPAT Local Unions 294, 567
Laborers' Local Union 67
IBEW Local Unions 6, 11, 40, 47, 100, 180, 234, 302, 332, 340, 413, 428, 440, 441, 477, 551, 569, 595, 617, 684, 952, 1245
Painters and Drywall Finishers Local Union 3
Painters and Tapers Local Unions 83, 272, 376, 487, 507, 741, 913
Plasters Local Union 200
Plasterers & Cement Masons Local Union 300
Sheet Metal, Air, Rail and Transportation Workers Western States Council
Sheet Metal, Air, Rail and Transportation Workers Local Unions 104, 105, 206
Southern California Pipe Trades District Council 16
Teamsters Local Union 431
UFCW Western States Council
United Association of Landscape & Irrigation, Sewer & Storm, Underground Industrial Piping Industry Local 345

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Labor (continued)

United Association of Plumbers & Fitters Local 761
United Association of Plumbers & Pipefitters Local
Unions 78, 114, 582,
United Association of Plumbers, Pipefitters, Refrigeration
UA Local 364
United Association of Plumbers & Steam Fitters Local
Unions 398, 403, 460, 484
United Association of Plumbers, Steamfitters,
Refrigeration & HVAC Service Technicians Local 230
United Association of Sprinkler Fitters Local 709
United Association of Steam, Refrigeration, Air
Conditioning, Pipefitters & Apprentices Local 250
United Union of Roofers, Waterproofers & Allied Workers
Local Unions 27, 36, 40, 45, 81, 95, 220
Western Regional District Council of Roofers &
Waterproofers

Political

California Democratic Party
Los Angeles County Democratic Party

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MYTH BUSTER: The Cortopassi Ballot Measure DOES Impact Local Projects

The Cortopassi ballot measure is a self-interest abuse of the initiative process that would mandate a **statewide** vote for some **local infrastructure projects**; empowering one region of the state to reject infrastructure priorities of communities in other regions of the state. Here is why:

Locally-controlled JPAs created to address local infrastructure priorities are covered

- While Section 1.6 (a) of the initiative excludes cities, counties and special districts, it explicitly includes local “Joint Powers Authorities (JPAs) or similar bodies that are *created by the State or in which the State is a member.*”

Small projects, under \$2 Billion threshold, but connected to larger projects are also covered

- Section 1.6 (b) requires projects that are “allegedly separate” also require a statewide vote, even for local projects. Allegedly separate is defined by the measure as projects that are “geographically proximate,” “physically joined or connected,” or “cannot accomplish [their] state purpose without the completion of another allegedly separate project.”

Below are examples of local projects that could require a statewide vote under the Cortopassi measure:

Water Supply and Storage

- **Sites Reservoir** – Colusa County
- **Temperance Flat Dam** – Fresno, Kings, Madera, Tulare and Merced Counties
- **Shasta Dam** – Shasta County
- **Los Vaqueros Reservoir** – Contra Costa County

Regional Rail Upgrade and Expansion

- **Transbay Terminal** – San Francisco
 - Regional transit hub connecting eight Bay Area counties currently under construction, which is managed and financed by the Transbay Joint Powers Authority, a JPA created in part by CalTrans.
- **Capitol Corridor** – Alameda, Santa Clara, Contra Costa, Solano, Sacramento, Yolo & Placer Counties
 - Managed and operated by the Capitol Corridor Joint Powers Authority which runs commuter rail service spanning 148 miles across 7 Northern California counties. The JPA was created by the state.

Regional Rail Upgrade and Expansion (cont.)

- **LOSSAN Rail Corridor** – San Luis Obispo, Santa Barbara, Ventura, Los Angeles, Orange, San Diego counties
 - LOSSAN Rail Corridor Agency is a JPA created by the state and in which state officials are members. Manages 351 miles of rail service across 6 Southern California and Coastal counties with at least \$6 billion in needed rail improvements over the next 20 years.

Bridge Repairs

- **Bay Area bridges** – Alameda, Contra Costa, Marin, San Francisco, San Mateo, Solano counties
 - Managed and operated by the Bay Area Toll Authority which was created by the state.
- **Coronado Bridge** – San Diego County
 - Managed and operated by San Diego Toll Authority which the state now manages.

Airport Expansion

- **San Diego International Airport** – San Diego County
 - Owned and operated by the San Diego Regional Airport Authority, a local entity similar to a JPA created by the state.

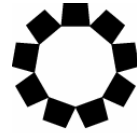
Road Construction

- **Toll Roads** - Orange County
 - Four separate toll roads, managed by two JPAs created by the state via legislation passed in 1987.

Education

- **University of California** - \$13.3 billion planned capital expenditures in recent Capital Plan, and four campuses each have projects planned that meet the measure's \$2B threshold on their own:
 - **UC Davis**
 - **UC San Diego**
 - **UC Irvine**
 - **UC San Francisco**
 - Additionally, all 10 UC campuses have planned improvements to local medical centers, student housing, classrooms and research facilities. These local projects could each require a statewide vote if considered "allegedly part of" the University of California's larger capital improvement plan.
- **California State University** - \$9 billion in planned capital facilities needs statewide
 - Each of the 23 CSU campuses have plans to construct more classrooms, student health clinics, research labs and student housing. These local projects could each require a statewide vote if considered "allegedly part of" the larger CSU capital improvement plan.

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FINANCE AND PERSONNEL COMMITTEE

Thursday, July 21, 2016, 5:00 PM

Location:

Bay Area Metro Center

Association of Bay Area Governments

375 Beale Street, Conference Room 110B

San Francisco, California 95110

The ABAG Finance and Personnel Committee may take action on any item on this agenda.

Agenda and attachments available at abag.ca.gov

For information, contact Courtney Ruby, Interim Finance Director, at (415) 820-7923.

1. CALL TO ORDER

2. PUBLIC COMMENT

Information.

3. APPROVAL OF MINUTES OF JUNE 16, 2016

ACTION.

Minutes of June 16, 2016 meeting attached.

4. PRESENTATION AND REVIEW OF FINANCIAL REPORT FOR MAY 2016

Information/ACTION.

Financial Report for May 2016 is attached.

ABAG Finance and Personnel Committee

July 21, 2016

2

5. ORAL REPORT ON PAYMENT OF MEMBERSHIP DUES FOR FY 2016-17

Information.

6. ORAL REPORT ON LINE OF CREDIT RENEWAL WITH BANK OF THE WEST

Information.

7. CLOSED SESSION

A. Public Employee Performance Evaluation

Title: Executive Director

B. Public Employee Performance Evaluation

Title: Legal Counsel

8. PUBLIC EMPLOYEE COMPENSATION

- A. Committee consideration and action on proposed increase in the compensation of the Executive Director.

Action

- B. Committee consideration and action on proposed increase in the compensation of the Legal Counsel.

Action

9. ADJOURNMENT

The next meeting of the Finance and Personnel Committee will be on Thursday, September 15, 2016.

Submitted:

Courtney Ruby, Interim Finance Director

Date: July 13, 2016

ABAG FINANCE AND PERSONNEL COMMITTEE

Summary Minutes

June 16, 2016

Members Present

Mayor Bill Harrison
Supervisor Karen Mitchoff
Councilmember Desley Brooks
Councilmember Pradeep Gupta
Supervisor Scott Haggerty
Councilmember Julie Pierce
Supervisor David Rabbitt
Supervisor Linda Seifer
Vice Mayor Greg Scharff
Supervisor David Cortese

Jurisdiction

City of Fremont
County of Contra Costa
City of Oakland
City of South San Francisco
County of Alameda
City of Clayton
County of Sonoma
County of Solano
City of Palo Alto
County of Santa Clara

Members Absent

Supervisor Mark Luce

County of Napa

Officers and Staff Present

Ezra Rapport, Executive Director
Bradford Paul, Deputy Executive Director
Kenneth Moy, Legal Counsel
Marti Paschal, Interim Assistant Director Admin Services
Francis Ngure, Interim Assistant Finance Director

1. The meeting was called to order by Mayor Harrison, Committee Chair, at 5:11 pm.
2. There was no public comment.
3. Summary Minutes of March 17, 2016 meeting were approved. M/Mitchoff/S/Pierce/C/approved unanimously.
4. Francis Ngure presented the financial reports for March 2016 on behalf of the Finance Director. Mayor Harrison noted that the Finance Director was absent due to a previously schedule vacation and that this was not a regularly scheduled meeting. Ngure reported the key financial results and indicated that a surplus was projected at year end.

President Pierce questioned the statement that in FY 2016/17 alone BayRen and SFEP projects will be responsible for administering \$128 million and \$26.9 million in state grants respectively, out of ABAG's total state funding of \$42.7 million. She said that the numbers did not add up and questioned if the number \$128 million was meant to be \$12.8million. [The number is \$12.8 million, the report contained a typo.]

President Pierce inquired about scheduled payment to Management Partners. Our agreement was to split the cost into FY 2016 and FY 2017. She asked if we have made the payment and if so, where did money come from?

Mr. Paul responded by stating that the first payment has been made and Mr. Rapport agreed to have information identifying which category the money will come from at the next committee meeting in July.

5. Mr. Rapport reported that we have received all FY 2015/16 membership dues.
6. Mr. Ngure/Rapport reported that the \$2 million line of credit has been extended through June 30, 2017 with Bank of the West and it will be signed before June 30, 2016.
7. There were no reportable actions from closed session.
8. Meeting adjourned at 6:38pm

To: Finance and Personnel Committee

Date: July 21, 2016

From: Courtney Ruby
Interim Finance Director

Re: Financial Reports
May 2016

The following are highlights of the May 2016 financial reports.

Overall Summary

Revenues exceeded expenses by \$13 thousand for the eleven-month period ended May 31, 2016. A \$400 thousand surplus is projected for fiscal year 2015-16. Please refer to the **Table of Financial Report Data Elements** for fiscal year adopted budget, projected fiscal year and year-to-date actual numbers.

Cash on Hand

The cash balance was \$6.8 million at the end of May, including \$2.2 million deposited in the Local Agency Investment Fund (LAIF) and \$1.5 million in the Money Market account. As shown in Figure 1, the actual monthly cash balances for the eleven-month period ended, and the projected balance for the year end are within our normal range of \$6.0 to \$10.0 million. The cash balance is projected to be approximately \$5.0 million at the end of the fiscal year.

Receivables

At the end of May, total receivables amounted to \$14.7 million which included \$12.6 million of unbilled receivables related to SFEP's Integrated Regional Water Management Program and \$2.1 million of grant and service programs receivables. Receivables over 90 days past due were \$297 thousand including \$153 thousand from the Department of Water Resources. Subsequent to May 31st, no reduction in the receivable balance has occurred. All receivables are believed to be collectible. Figure 2 shows the comparison of receivables generated by grants and service programs over the current and prior fiscal year.

As of July 10, 2016, we had received \$600 thousand of the \$1.96 million invoiced for the FY 2016-17 ABAG membership dues. The amount outstanding was \$1.36 million.

Revenues and Expenses

As of May 31, 2016, total revenue amounted to \$44.3 million, which is 90 percent of the \$49.1 million projected revenue for the year. Total expenses were also \$44.3 million, which is 91 percent, of the \$48.7 million projected expenses for the year.

Figure 3 presents a graphic comparison of the current month of May, the eleven-month period ended, and the projected revenues and expense for the current fiscal year. The figure shows a significant projection of \$400 thousand for the fiscal year which includes funding for new assets and renovations from Metropolitan Transport Commission (MTC) related to our new premises in San Francisco.

Figures 4 and 5 show year-to-date revenues and expenses by major categories. Grants revenue is 80% of total revenue, compared to 77% for the prior fiscal year. Pass-through and consultant expense are 67% of total expenses, compared to 60% for the prior fiscal year. The increasing percentages for these

categories of revenues and expenses are caused by new multi-year funding for BayREN and for SFEP's Integrated Regional Water Management Program (IRWMP), by \$16 million and \$32 million respectively.

The total approved BayREN funding since inception in 2013 is in excess of \$62 million. The total approved state funding for SFEP's IRWMP program since 2011 is \$59 million with an additional funding match of \$40 million required from the sub-recipients, resulting in SFEP managing \$99 million for this program.

Net Position/Fund Equity

Total fund equity was negative \$8.1 million as of May 31, 2016. In compliance with the new accounting pronouncement, GASB 68, beginning with the June 30, 2015 audited financial statements, we have recorded the ABAG accumulated unfunded pension obligation as a liability and reduction of fund equity. For internal financial statement purposes, we have elected to separately track the fund equity for the pension obligation and for operations. Thus, the May fund equity for pension obligations is presented as a negative \$12.2 million, and the accumulated fund equity from operations is presented as a positive \$2.5 million in the financial reports. The restricted fund equity of \$1.6 million consists of capital, self-insurance, building maintenance and reserves. Figure 6 is a graphic presentation of actual and projected: unrestricted, restricted, and total net equity for the current fiscal year.

Indirect Overhead Rate

The Agency's actual indirect cost (overhead) rate through May 2016 was 46.46%, which was 1.51 percentage points above the adopted budget target of 44.95 percent. We anticipate that the final actual overhead cost for the year will remain in line with the budget target for the full fiscal year. Figure 7 shows a comparison between the actual indirect cost rate through May 31st and the projected rate of 46.02% for the year.

Financial Information by Program

The **Report by Program of Net Surplus/(Deficit)** is included after the charts. This report presents revenue and expense information by program. It provides an overview of budgeted and year-to-date actual revenue and expense data for major programs such as the Planning Services, San Francisco Estuary Partnership (SFEP), Bay Trail and POWER/Energy. Apart from SFEP none of the other programs listed on this chart are significantly out of line with the budget. For SFEP, we estimate that most sub-recipients will invoice us with the budgeted amount before the close of the fiscal year.

The chart includes a projection of expenses for the year of \$56 million; this is up \$22 million from the November 30th projection. The majority of this increase is due to an increase in the projection for SFEP's Integrated Regional Water Management Program, and the BayREN energy conservation rebate program, which is administered by ABAG POWER as previously discussed.

Financial Outlook

The projection for fiscal year 2015-16 is for a surplus of revenues over expenses.

Association of Bay Area Governments
Table of Financial Report Data Elements
(thousands of dollars)

For the Month Ended May 2016

Projected percentage of budget is 92%.

Description	Adopted Budget	Projected Fiscal Year Budget	Year-To-Date Actual	% of Projected Fiscal Year Budget
ASSETS				
Cash		5,000	6,818	
Receivables		11,000	14,708	
REVENUES				
Membership Dues	1,897	1,897	1,738	92%
Grants	19,450	38,816	35,265	91%
Charges for Services and Other	5,360	8,408	7,295	87%
Total Revenues	26,707	49,121	44,298	90%
EXPENSES				
Salaries and Benefits	11,588	10,876	9,969	92%
Pass-through and Consultant Expenses	12,780	29,497	29,620	100%
Other Expenses	2,289	8,348	4,696	56%
Total Expenses	26,657	48,721	44,285	91%
Change in Net Position	50	400	13	3%
Beginning Net Position	(8,095)	(8,095)	(8,095)	100%
Ending Net Position	(8,045)	(7,695)	(8,082)	105%
NET POSITION BREAKDOWNS				
Unrestricted - Accumulated Operations Surplus	2,551	2,516	2,565	102%
Unrestricted - Pension Adjustment - June 30, 2015	(12,253)	(12,253)	(12,254)	100%
Restricted - Tenant Improvements	800	1,250	800	64%
Restricted - Other	857	792	807	102%
Total Net Position	(8,045)	(7,695)	(8,082)	105%
INDIRECT OVERHEAD				
Overhead Rate	44.95%	46.02%	46.46%	101%

Item 4

Item 8

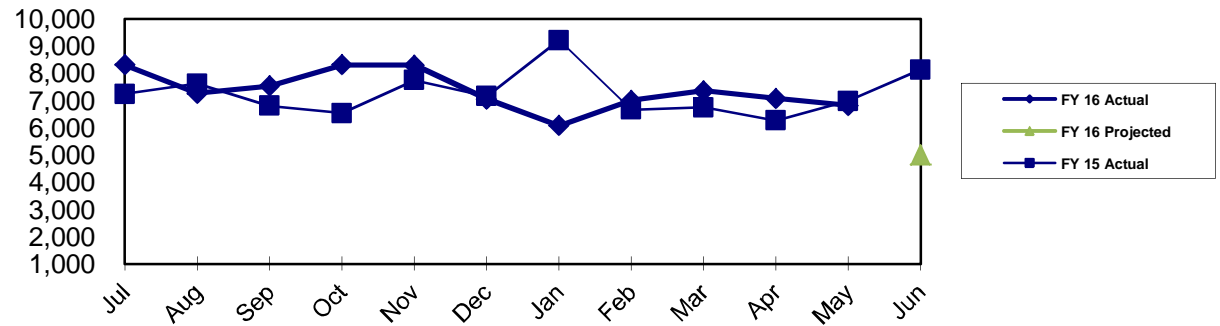
ABAG Financial Indices

Cash on Hand FY 15-FY 16 (\$'000)

	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
FY 16 Actual	8,316	7,258	7,533	8,312	8,298	7,052	6,073	7,010	7,353	7,079	6,818	
FY 16 Projected												5,000
FY 15 Actual	7,243	7,620	6,801	6,529	7,751	7,161	9,213	6,661	6,745	6,270	6,979	8,128

Represents the sum total of cash deposited at our bank and the Local Agency Investment Fund. This chart shows fluctuation patterns of cash on hand for the current and prior fiscal years.

Figure 1--Cash on Hand--FY 15 and FY 16 (\$'000)

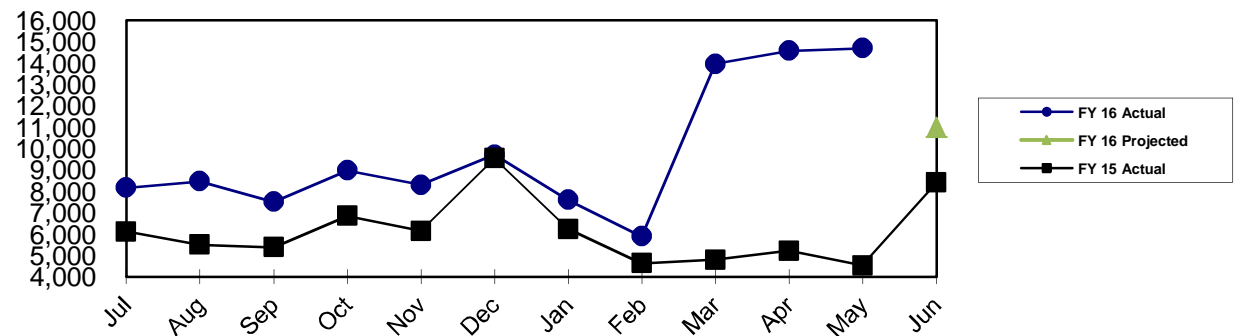


Accounts Receivable FY 15-FY 16 (\$'000)

	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
FY 16 Actual	8,163	8,471	7,515	8,974	8,299	9,710	7,593	5,885	13,973	14,576	14,708	
FY 16 Projected												11,000
FY 15 Actual	6,116	5,495	5,377	6,846	6,141	9,544	6,239	4,625	4,802	5,213	4,526	8,404

Accounts receivable include receivables generated by grants and service programs over two fiscal years. The increase from March 2016 reflects the increase due to unbilled receivables relating to SFEP IRWPP.

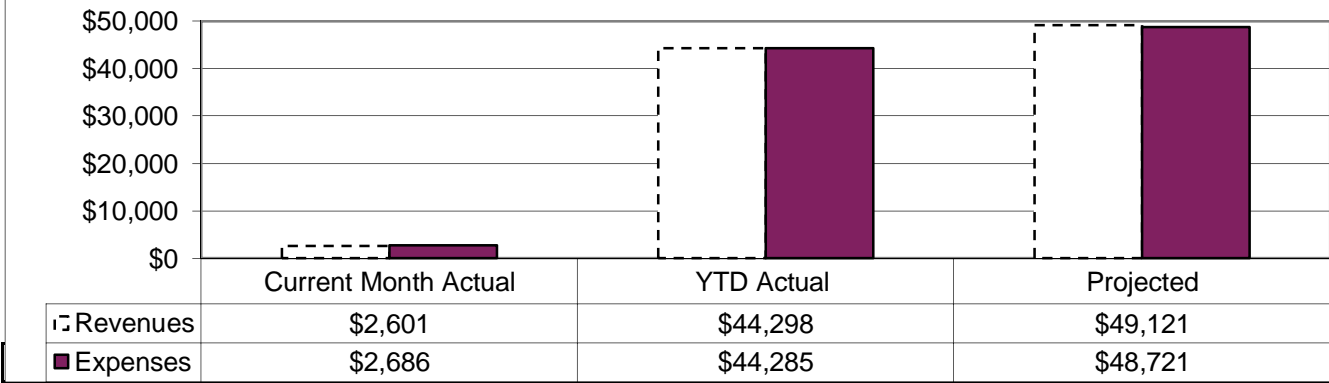
Figure 2--Accounts Receivable--FY 15 and FY 16 (\$'000)



ABAG Financial Indices

Presents a comparison of current month actual, year-to-date actual, and adopted/projected revenues and expenses.

Figure 3--Revenues and Expenses (\$'000)



Shows year-to-date revenues by major category including membership dues, grants, and charges for services and other.

Shows year-to-date expenses by major category including salaries and benefits, pass-through and consultant expenses, and other expenses.

Figure 4-- Year-to-date Revenues by Category (\$'000)

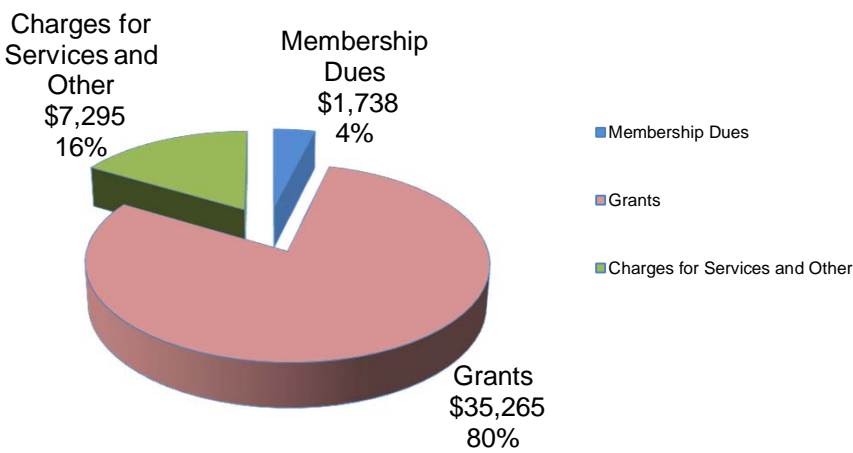
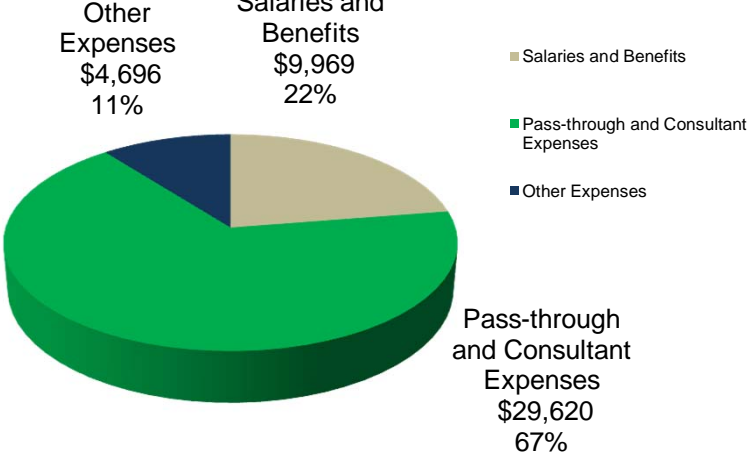


Figure 5-- Year-to-date Expenses by Category (\$'000)



ABAG Financial Indices

Presents actual and adopted/projected general, restricted and total fund equities for the current fiscal year. General fund equity represents unrestricted equity. Restricted equities include building improvements, building maintenance, self-insurance, capital and contingency reserve. These restricted equities represent the Association's equities set aside for specific purposes. Total equity is the sum total of general and restricted equities.

Shows a comparison between the actual indirect cost rate and the approved/projected rate. The approved indirect cost rate is computed by dividing total estimated overhead expenses by total projected direct labor cost for a fiscal year. This rate is used as a standard overhead cost rate to allocate indirect costs to all projects. This process is performed in accordance with an indirect cost plan, which is prepared annually in accordance with federal guidelines.

Figure 6--Net Position/Fund Equity (\$'000)

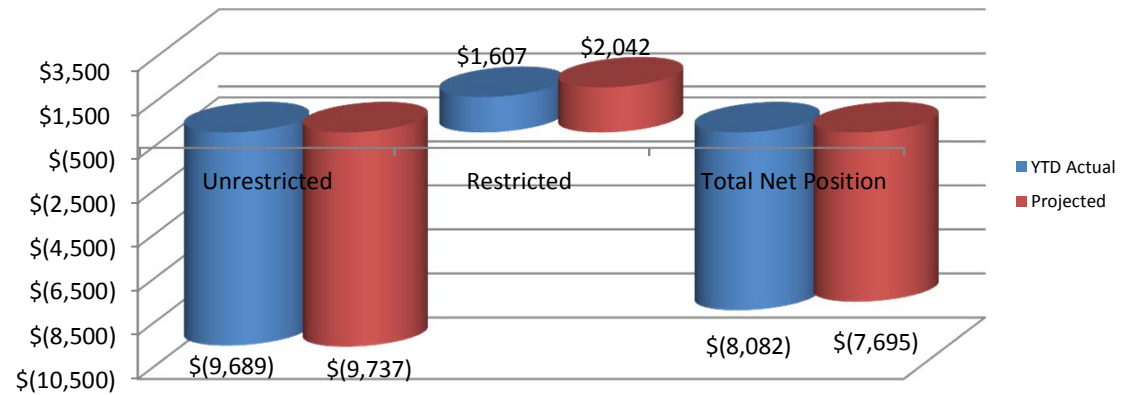
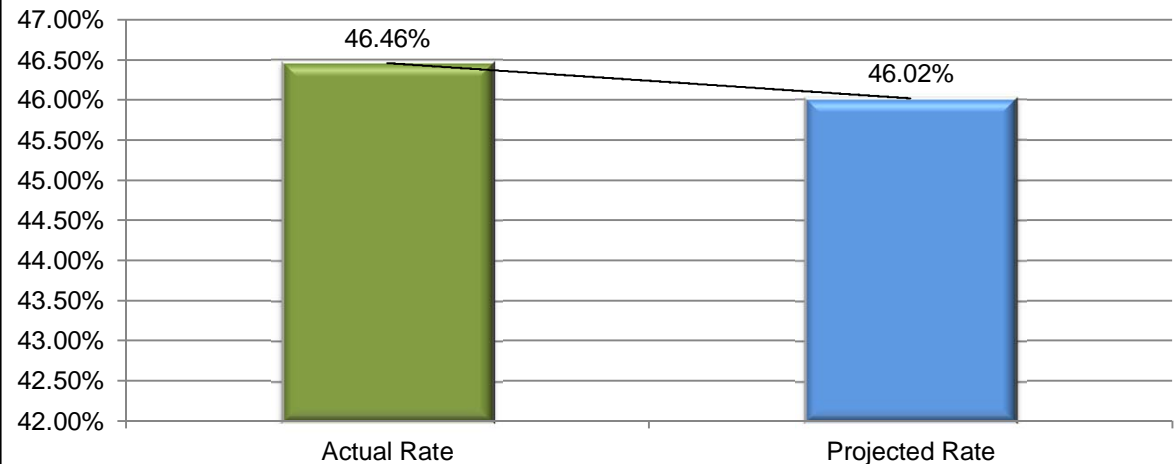


Figure 7--Indirect Overhead Rate



Association of Bay Area Governments

Report by Program of Net Surplus/(Deficit) Through May 2016 / 92% of Year Elapsed

Program Description	Projected Fiscal Year Expenses		Year-To-Date Revenues	Year-To-Date Expenses	YTD Surplus/ (Deficit)	% of Expense Budget	Comments (for budgets over \$10m and variance 10% > or < than 92%)
	A		B	C	D = B - C	E = C/A	
Planning Services	3,744,158		3,498,166	3,498,256	(90)	93%	
San Francisco Estuary Partnership	22,454,189		14,099,330	14,079,535	19,796	63%	Projected expenses have been adjusted from \$17.7m in March 2016 to \$22.4m in May 2016 to reflect anticipated progress by various subrecipients in 2016. Currently, SFEP estimates that approximately \$5m in billings from subrecipients will be received in July and early August. Due to complexity and the multi-year duration of the projects, the estimate could still change before books close on June 30, 2016.
Disaster Recovery	1,039,283		735,363	735,363	-	71%	Funding from FEMA was received in October 2015 but activity did not pick until January 2016 due to gradual transfer of staff from other projects. The budget had anticipated immediate kick off on receipt of funding in October. Project manager anticipates that project will be 90% complete by end of the year.
Bay Trail	1,808,046		1,423,576	1,423,576	-	79%	Originally, several key projects were expected to be completed by June 30, 2016 at \$1.8m. The completion dates have now been extended to September 30, 2016. There will be some expenses in June and the remainder of the funds will be spent in the first quarter of FY 2016/17.
Green Business	63,000		84,983	84,983	-	135%	Revenue received from member cities this fiscal year was \$97k. By end of the year, the Project Manager anticipates to spend up to the full funding of \$97k. As a result projected expenses are understated.
Training Center, Web Hosting and Publications	431,077		408,999	399,230	9,769	93%	Though expenditures are within the expected activity levels, we note that the current Hazmat School training program has been transferred to our partner, Safety Compliance Management (SCM) and no more expenditure is expected. We received \$50k in April 2016 from SCM as part of the sale transactions. The total sales price was \$200k to be received in 3 installments; \$50k in 2016, \$75k in 2017 and \$75k in 2018.

Association of Bay Area Governments

Report by Program of Net Surplus/(Deficit) Through May 2016 / 92% of Year Elapsed

Program Description	Projected Fiscal Year Expenses		Year-To-Date Revenues	Year-To-Date Expenses	YTD Surplus/ (Deficit)	% of Expense Budget	Comments (for budgets over \$10m and variance 10% > or < than 92%)
	A		B	C	D = B - C	E = C/A	
POWER/Energy	17,787,201		16,142,318	16,171,213	(28,895)	91%	Year-to-date expenses at 91% of the annual project compare well to the expected 92% of annual projections. The budget includes \$17m for the BayREN program made up of earlier funding of \$12m plus carry over from fy13/14 of \$1m and new BayREN grant in January of \$4m.
FAN Finance Authority	1,076,029		1,061,112	1,000,138	60,975	93%	
PLAN Corporation - Property & Liability Insurance Pool	2,458,589		2,038,558	2,038,558	-	83%	
SHARP - Worker's Comp Pool	163,302		100,976	100,976	-	62%	We expect expenses to increase towards year end as members claim reimbursements for loss prevention program expenditures. However, actual expenses at the end of the year are expected to be lower than budgeted due to savings of about \$30k in personnel and claims administration.
Fiscal Agent Services	136,469		118,783	116,827	1,956	86%	
Communications/Legislative	557,998		572,552	571,552	1,000	102%	Though expenditures are within the expected activity levels, we did hold two GA meetings in the Spring thus increasing our expenses.
Agency Administration	1,328,826		1,153,333	1,008,977	144,356	76%	Expense is expected to increase in June 2016 when all accruals are analyzed.
Payroll Clearing	(30,000)		-	63,209	(63,209)	-211%	We expect payroll clearing account to end the year with a small deficit (after all year end reviews are completed).
Central Overhead	3,202,988		2,859,925	2,992,841	(132,916)	93%	
Totals	56,221,155		44,297,974	44,285,232	12,742	79%	

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



Date: July 13, 2016

To: ABAG Executive Board

From: Ezra Rapport
Executive Director

A handwritten signature in black ink, appearing to read "Ezra Rapport", is written over the printed name and title.

Subject: **Executive Director Compensation**

Background

I have served as ABAG's Executive Director since September 1, 2010. My compensation in this position is governed by an Employment Agreement dated July 30, 2010. Annual salary was set at \$198,500 and has not changed for over five years. I have no severance agreement. Health and welfare benefits, most notably pension and medical coverage, are the same as other employees.

The provisions of the Employment Agreement allow for adjustment of compensation based on annual reviews of performance. The Committee provided such a review in closed session, based on a detailed performance plan, in January 2015 and in January 2016.

The compensation was not awarded in January 2015 due to the news of the FAN embezzlement, the scope of which was unknown at the time. The Committee was not prepared at that time to make any adjustments to compensation, pending the outcome of the investigation. The investigation was concluded in December 2015.

The Committee, through the President, informed me that compensation could be adjusted to match the compensation package that was applied to all ABAG employees, including management, as of January 1, 2015 and January 1, 2016. This compensation package included employee contributions to pension and health benefits. Such contributions are currently being made by me, as the Executive Director. Applying the organizational increase to the Executive Director would increase net compensation by 4%, which would change the net compensation of the Executive Director from \$198,500 to \$206,440. This compensation is well below the MTC Deputy Director's net compensation which has been used as a comparable in the past. The MTC Deputy Director net compensation is \$218,449.

Suggested Action

The Committee can recommend an adjustment to the Executive Director's compensation package for approval by the Executive Board. As a point of reference for salary, ABAG's management, professional and support staff received a 3% salary increase effective January 1,

Executive Director Compensation

July 13, 2016

2

2015 and another 3% salary increase effective January 1, 2016 as part of ABAG's negotiated MOU with SEIU Local 1021. The increase in total compensation is mitigated by an annual 1% increase in pension contribution for 2015 and again in 2016, in addition to cost controls in medical benefit coverage.


My request is to match my compensation to the same percentage increase received by all other managers and employees in 2015 and 2016, less the negotiated pension contributions and cap on medical benefits. This will avoid salary compaction at the management level.

In addition, I respectfully request a conversion of the current automobile allowance of \$500 per month in exchange for an equivalent increase in salary, as has been done with others who were of retirement age. The contract will be amended to ensure that no further automobile allowance will be authorized. The cost of this proposal is approximately \$75 per month for ABAG in increased pension costs.

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



To: Finance & Personnel Committee
Association of Bay Area Governments
Fr: Kenneth Moy, Legal Counsel 
Dt: July 13, 2016
Re: Request for Adjustment to Compensation – Supplemental

This memorandum supplements the one dated March 17 and submitted in connection with my performance evaluation by the Finance & Personnel Committee conducted in March. The Committee requested additional information which I have provided below.

Below are the adjustments to my annual salary over the past 10 years¹:

<u>Commencement Date</u>	<u>Amount</u>	<u>% Increase</u>
January 1, 2005	\$131,394	n/a
December 18, 2006	\$140,784	7.1%
July 20, 2007	\$162,000	15.0% ²
July 1, 2008 - present	\$171,720	6.0%

The Interim Assistant Director of Administrative Services conducted a salary survey of legal counsels for other regional agencies. The results are presented in the table below:

South Coast Air Quality Management District	\$204,921
Southern California Association of Governments	\$219,086
San Diego Association of Governments	FY2017 range: \$139,560-\$185,904-\$232,248
East Bay Municipal Utility District	\$252,312
Bay Area Rapid Transit District	\$264,669
Bay Area Air Quality Management District	\$265,121
Sacramento Area Council of Governments	\$273,984 ³
Metropolitan Transportation Commission	\$290,484

I hereby respectfully request an approximately 6% adjustment of my annual salary to \$182,025 effective July 1, 2016. This would also increase the annual costs of my benefits. However, the move to San Francisco reduces my transit subsidy. Therefore, the total increased cost to ABAG in FY 2016-17, salary and benefits, is \$13,469 (see attached Employee Cost Rate Report prepared by Finance/Personnel Department).

¹ Data provided by ABAG Finance and personnel staff.

² This is an equity adjustment for all management staff (not uniform).

³ Also serves as COO.



EMPLOYEE COST RATE REPORT

May 31, 2016

K. MOY, LEGAL COUNSEL

	Current Salary	Salary Increase of ~6%
Annual salary	171,720.00	182,025.00
PERS Contribution	57,217.90	60,658.65
Workers Compensation	1,528.31	1,620.01
Long Term Disability	388.80	388.80
Health Insurance	24,151.48	24,151.48
Section 125 Admin Fees	0.00	0.00
Parking Subsidy	0.00	0.00
Transit Subsidy	2,345.00	840.00
Domestic Health	0.00	0.00
PEP/PDA	0.00	0.00
PEPRA - EE PERS Contribution	0.00	0.00
Classic - EE PERS Contribution	-3,434.40	-3,640.46
Bonus	0.00	0.00
Unemployment	515.16	546.07
FICA Tax	9,836.94	9,986.34
SDI	960.68	960.68
Life Insurance	711.78	753.81
Retiree Health Benefit	18,665.96	19,785.92
Total Benefits	112,887.61	116,051.30
Total Salary & Benefits	284,607.61	298,076.30
Salary increase	10,305.00	
Increased cost of benefits	3,163.69	
Total cost increase (salary & benefits)	13,468.69	

To: Finance and Personnel Committee
Fr: Kenneth K. Moy, Legal Counsel
Dt: March 17, 2016
Re: Compensation

This memorandum is submitted in connection with my performance evaluation by the Finance and Personnel Committee conducted in closed session.

Pending a finding by the Committee that my performance has been satisfactory or better, I am submitting the following information and request for the Committee's consideration and recommendation for action by the Executive Board:

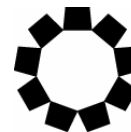
- I receive only the same benefits as all other employees of ABAG and note for the Committee that as a member of the Classic CalPERS plan I am also subject to the contribution requirements under the MOU between ABAG and SEIU Local 1020: 1% beginning January 1, 2015 and another 1% beginning January 1, 2016.
- The last adjustment to my annual salary occurred on July 1, 2008 when it was raised from \$162,000 to the current \$171,720, an increase of 6%.
- All other ABAG employees, excepting myself and the Executive Director, received salary increases of 3% on January 1, 2015 and 3% on January 1, 2016.

I respectfully request the Committee to consider adjusting my salary to \$182,025, an increase of 6%, commencing April 1, 2016 and to recommend such an increase to the Executive Board at its March 17, 2016 meeting.

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ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area

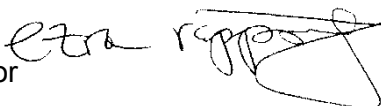


ABAG

Date: July 13, 2016

To: ABAG Executive Board

From: Ezra Rapport
Executive Director



Subject: **Executive Director Compensation**

Background

I have served as ABAG's Executive Director since September 1, 2010. My compensation in this position is governed by an Employment Agreement dated July 30, 2010. Annual salary was set at \$198,500 and has not changed for over five years. I have no severance agreement. Health and welfare benefits, most notably pension and medical coverage, are the same as other employees.

The provisions of the Employment Agreement allow for adjustment of compensation based on annual reviews of performance. The Committee provided such a review in closed session, based on a detailed performance plan, in January 2015 and in January 2016.

The compensation was not awarded in January 2015 due to the news of the FAN embezzlement, the scope of which was unknown at the time. The Committee was not prepared at that time to make any adjustments to compensation, pending the outcome of the investigation. The investigation was concluded in December 2015.

The Committee, through the President, informed me that compensation could be adjusted to match the compensation package that was applied to all ABAG employees, including management, as of January 1, 2015 and January 1, 2016. This compensation package included employee contributions to pension and health benefits. Such contributions are currently being made by me, as the Executive Director. Applying the organizational increase to the Executive Director would increase net compensation by 4%, which would change the net compensation of the Executive Director from \$198,500 to \$206,440. This compensation is well below the MTC Deputy Director's net compensation which has been used as a comparable in the past. The MTC Deputy Director net compensation is \$218,449.

Suggested Action

The Committee can recommend an adjustment to the Executive Director's compensation package for approval by the Executive Board. As a point of reference for salary, ABAG's management, professional and support staff received a 3% salary increase effective January 1,

Executive Director Compensation

July 13, 2016

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2015 and another 3% salary increase effective January 1, 2016 as part of ABAG's negotiated MOU with SEIU Local 1021. The increase in total compensation is mitigated by an annual 1% increase in pension contribution for 2015 and again in 2016, in addition to cost controls in medical benefit coverage.


My request is to match my compensation to the same percentage increase received by all other managers and employees in 2015 and 2016, less the negotiated pension contributions and cap on medical benefits. This will avoid salary compaction at the management level.

In addition, I respectfully request a conversion of the current automobile allowance of \$500 per month in exchange for an equivalent increase in salary, as has been done with others who were of retirement age. The contract will be amended to ensure that no further automobile allowance will be authorized. The cost of this proposal is approximately \$75 per month for ABAG in increased pension costs.

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



To: Finance & Personnel Committee
Association of Bay Area Governments
Fr: Kenneth Moy, Legal Counsel 
Dt: July 13, 2016
Re: Request for Adjustment to Compensation – Supplemental

This memorandum supplements the one dated March 17 and submitted in connection with my performance evaluation by the Finance & Personnel Committee conducted in March. The Committee requested additional information which I have provided below.

Below are the adjustments to my annual salary over the past 10 years¹:

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Classic - EE PERS Contribution	-3,434.40	-3,640.46
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Total Benefits	112,887.61	116,051.30
Total Salary & Benefits	284,607.61	298,076.30
Salary increase	10,305.00	
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Fr: Kenneth K. Moy, Legal Counsel
Dt: March 17, 2016
Re: Compensation

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Pending a finding by the Committee that my performance has been satisfactory or better, I am submitting the following information and request for the Committee's consideration and recommendation for action by the Executive Board:

- I receive only the same benefits as all other employees of ABAG and note for the Committee that as a member of the Classic CalPERS plan I am also subject to the contribution requirements under the MOU between ABAG and SEIU Local 1020: 1% beginning January 1, 2015 and another 1% beginning January 1, 2016.
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I respectfully request the Committee to consider adjusting my salary to \$182,025, an increase of 6%, commencing April 1, 2016 and to recommend such an increase to the Executive Board at its March 17, 2016 meeting.

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ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



Date: July 14, 2016

To: ABAG Executive Board

From: Miriam Chion
Director, Planning and Research

Subject: **Plan Bay Area 2040—Draft Preferred Scenario**

Executive Summary

In January 2016, ABAG and MTC released three scenarios for Plan Bay Area 2017 entitled Big Cities, Connected Corridors and Main Streets. These scenarios were presented to local jurisdictions and stakeholders, and at 9 countywide open houses/workshops earlier this year. A summary of what we heard at these local workshops is attached. This input has been informing the development of the Preferred Scenario for Plan Bay Area 2017.

ABAG had previously communicated that we would release a Draft Preferred Scenario in early July 2016. However, ABAG and MTC staff have determined that additional time is necessary to complete the draft.

As a result, the schedule for the next steps in the Plan Bay Area process has been changed to the following:

- Mid-Aug: Release of the Draft Preferred Scenario
- Sept-Oct: Solicit Input on Draft, Adopt Final Preferred Scenario

ABAG and MTC have been working to combine local feedback with the UrbanSim model output to produce the Preferred Scenario for Plan Bay Area 2040. UrbanSim is a complex land use model that allocates households and jobs by parcel based on development potential and multiple investment factors and regulations. Using this process to allocate household and job growth at the jurisdictional and PDA level has proven more challenging than anticipated. We are working with MTC to produce a growth pattern that addresses local visions and regional sustainability and equity goals by mid-August.

Next Steps

Local jurisdiction stakeholders are invited to submit feedback on the Draft Preferred Scenario by mid- September. The Final Preferred Scenario will be considered for adoption in late October.

Plan Bay Area 2040—Draft Preferred Scenario

July 14, 2016

2

If jurisdictions require Council review and/or approval of the draft numbers, local planners have been urged to calendar these meetings with their city clerk as soon as possible.

We believe this revised schedule provides an adequate opportunity to review the numbers with local stakeholders and jurisdictions

Recommended Action

Information

Attachment

PBA 2040 Scenarios: What We've Heard



TO: Joint MTC Planning Committee with the
ABAG Administrative Committee

FR: MTC Executive Director / ABAG Executive Director

RE: Plan Bay Area 2040 Scenarios: What We've Heard

DATE: July 1, 2016

Background

From late May through June, some 1,100 Bay Area residents attended open houses hosted by MTC and ABAG or participated in an online survey to tell us what they thought about three alternative planning scenarios. Consistent with MTC's adopted 2015 Public Participation Plan, the open houses were designed to:

- Update the public on Plan Bay Area 2040 key milestones and issues
- Review and seek comments on three alternative growth scenarios to inform the decision on a preferred scenario
- Review connections between the regional plan and local transportation and land use priorities
- Maximize one-on-one interaction with the public and gather as much feedback as possible

Open Houses and Online Forum

The open-house format featured displays and encouraged members of the public to seek conversation and offer comment to ABAG and MTC staff and policy board members. The Marin event also included presentations. Congestion management agencies, Caltrans and other public agencies also participated. An online survey, Build A Better Bay Area, focused on the three scenarios, while an online comment forum, Plan Bay Area Open Forum, allowed residents to view a virtual open house and comment online.

What We Heard

Open house participants posted comments on display boards, took the online survey and filled out comment sheets to elaborate on their positions. Attachment 1 highlights what we heard by county. Overall comment themes include:

Housing

- Strong support for more housing of all types, especially for low- and middle-income residents
- Major concern with lack of affordable housing and displacement of long-time residents, particularly in disadvantaged communities
- Suggestions for easing displacement included stronger policies for rent control, protection against evictions, inclusionary zoning and living wages
- A number of participants called for conditioning state or regional funding to ensure cities are approving sufficient low-income housing and adopting strong anti-displacement policies
- Many called for more streamlined approval processes for new housing
- There was support for more robust transit-oriented development and more vibrant, walkable downtowns in cities of all sizes

Transportation

- Widespread support for public transit service — going more places at increased frequencies
- Strong support for increased rail — most notably BART, as well as Caltrain and commuter rail, and enhanced bus service, including bus-rapid-transit

- Support for electric vehicle charging stations
- Some expressed concern about transit crowding, called for a second Transbay tube
- Major concern about freeway and traffic congestion; many seek relief from long commutes
- Strong support for more robust bicycle and pedestrian facilities to lay the groundwork for a more carless future (though a small number strongly oppose investments in bicycles)

Other Considerations for Scenarios

- Results from the online scenarios survey as of June 20 show strongest support overall for the Big Cities Scenario (47 percent), with Connected Neighborhoods second (30 percent) and Main Streets third (23 percent). At the open houses, many suggested blending the Big Cities and Connected Neighborhoods scenarios.
- Many supported preserving open space and wildlife habitat with urban growth boundaries
- The need to plan for a growing number of older adults was noted, including the need for quality senior housing and associated shuttles and transit
- Some suggested MTC and ABAG consider the “Environment, Equity and Jobs (EEJ) alternative” proposed by social equity advocates
- A few expressed opposition to regional planning and support for private property rights.

Community-based Engagement and Tribal Consultation

MTC also contracted with five community-based organizations (CBOs) working in low-income communities and communities of color to hear planning priorities from their residents. The CBOs, selected through a competitive process, used the Build a Better Bay Area online quiz to engage residents on the three alternative scenarios. Their results, along with general survey responses from the survey to date, are included in Attachment 2. Representatives from the CBOs will attend your July 8 meeting to summarize what they have heard from their communities.

MTC and ABAG also worked with the National Indian Justice Center to conduct a Tribal Summit in Santa Rosa with leaders from five Native American Tribes. See Attachment 3 for a summary of comments from Tribal representatives.

Telephone Poll

Portions of a telephone survey of 2,048 Bay Area registered voters conducted in early 2016 also touched on issues related to Plan Bay Area 2040. Notable is the overwhelming support among those surveyed for a regional plan for improving access to housing and transportation while reducing greenhouse gases and helping the economy. Eighty-three (83) percent of respondents said such a plan is important, 9 percent were neutral or didn’t know, and just 8 percent felt it was not important. More details on the poll are included in Attachment 4.

All comments heard from the open houses, Plan Bay Area Open Forum, and correspondence are available at PlanBayArea.org: <http://planbayarea.org/your-part/your-comments.html>. We expect more correspondence from local jurisdictions and transportation agencies over the summer, and will share that with you at a future date. We hope you will find this information instructive as you consider options for a preferred scenario this fall.


Steve Heminger
Ezra Rapport

Attachments

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Spring 2016 Public Engagement Report

Summary of What We Heard by County

**Joint MTC Planning Committee
and the ABAG Administrative Committee
July 8, 2016**



METROPOLITAN
TRANSPORTATION
COMMISSION



Association of
Bay Area Governments
Item 13, Attachment



Plan Bay Area Spring 2016 Open House Summary



**Thursday,
June 2, 2016**
6:30 pm – 8:30 pm

MetroCenter Auditorium
101 8th Street, Oakland

Approximate Attendance
75



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the Alameda County open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Consider growth boundaries for medium to large cities in the region, to protect agriculture and open space
- Test and use strategies from the 6 Wins Environment, Equity and Jobs (EEJ) scenario
- Main Streets would not work; maybe Connected Neighborhoods and Big Cities combined
- Increase funding for transit. Decrease the desire and need for single-use vehicles by investing heavily in public transit

What is the toughest challenge our region will need to address for the next generation?



- Clean air, clean water, quality of life
- Affordability
- Equity and displacement
- Transit crowding

What ideas do you have for helping to address this challenge?

- Congestion – we need public transportation accessible to suburban areas
- Density/ land use mixes
- Affordable housing; design more urban cores



METROPOLITAN
TRANSPORTATION
COMMISSION



Item 13 Attachment
Bay Area Governments

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Regionwide rent control and eviction protections, plus working to get rid of state law (Costa-Hawkins) that prevents local jurisdiction from enacting real reforms
- Condition OBAG for anti-displacement policies
- Build developments similar to Park Merced's high density; high number of floors
- Identify sites to build, because without building, prices will grow in this beautiful area
- Rent control on both housing and businesses – businesses help create community

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?



- Support more buses; expand transbay bus capacity
- Expand ferry network and regional trains (i.e., ACE)
- Rail systems – from high-speed rail to BART to street cars
- More BART – more cars – better train control = more capacity



Places of the Bay Area Station

The Places of the Bay Area Station offered the opportunity to participate in a Bay Area-wide initiative to inspire residents in creating and sharing stories about the various places in our lives. Below is a sampling of photos taken at this station at the Alameda County open house.





Plan Bay Area Spring 2016 Open House Summary

**Thursday,
May 26, 2016**
6:30 pm to 8:30 pm

**East Bay Center for the Performing
Arts**
339 11th Street
Richmond

Approximate Attendance
25



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the Contra Costa County open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Create employment districts near East Bay BART stations in areas with high potential for new housing and economic growth
- Create policy levers to counter the natural tendency of businesses to cluster in traditional job-rich areas
- Create incentives for employees to ride BART in the reverse commute direction

What is the toughest challenge our region will need to address for the next generation?

What ideas do you have for helping to address this challenge?



- Constant growth and displacement
- The knee-jerk reaction to widen freeways to reduce congestion
- Admitting that perpetual growth is not possible
- Affordability

- Accessible transportation above paratransit
- Affordable public transit



METROPOLITAN
TRANSPORTATION
COMMISSION

Item 13 Attachment 6



Bay Area Governments

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Creative housing that is intergenerational and close to services
- Better wages so folks can afford housing
- Support local rent control and just eviction laws
- Strong policies and actual investments for affordable homes

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?



- Upgrade BART so there is less noise and less standing on BART; Expand BART
- Focus on building complete streets that serve all people whether they want to drive, walk, bike or ride transit
- Don't forget bikers. There are more electric bikers coming
- Transportation for seniors needs to be better evaluated; silver tsunami



Places of the Bay Area Station

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Plan Bay Area Spring 2016 Public Workshop and Open House Summary



**Saturday,
June 4, 2016**
8:30 am to 1 pm

Corte Madera Community Center
498 Tamalpais Drive
Corte Madera

Approximate Attendance
125



Scenarios Station Feedback

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Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Co-locate housing and jobs (i.e., work for co-housing near work places)
- It seems that some of the population projections are unfounded
- Maintain current open spaces
- Take into account community history – some communities already have a large number of apartments ... having done that “before it was fashionable,” there is no further developable land consistent with existing layout and traffic; give Larkspur and other similar cities credit for past efforts

What is the toughest challenge our region will need to address for the next generation?



- Sea level rise
- Workforce housing
- Open access fiber based broadband infrastructure to the premise

What ideas do you have for helping to address this challenge?

- Build non-auto infrastructure to support moving people out of cars



METROPOLITAN
TRANSPORTATION
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Item 13 Attachment
Bay Area Governments

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Build senior housing in small infill developments. The community will not oppose that.
- Historic preservation; community land trust. Innovative solutions for Marin City. Preserve people and place. It is integrated already.
- Utilize existing built housing by enabling junior second units.
- Encourage senior “help” organizations for aging in place.

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?

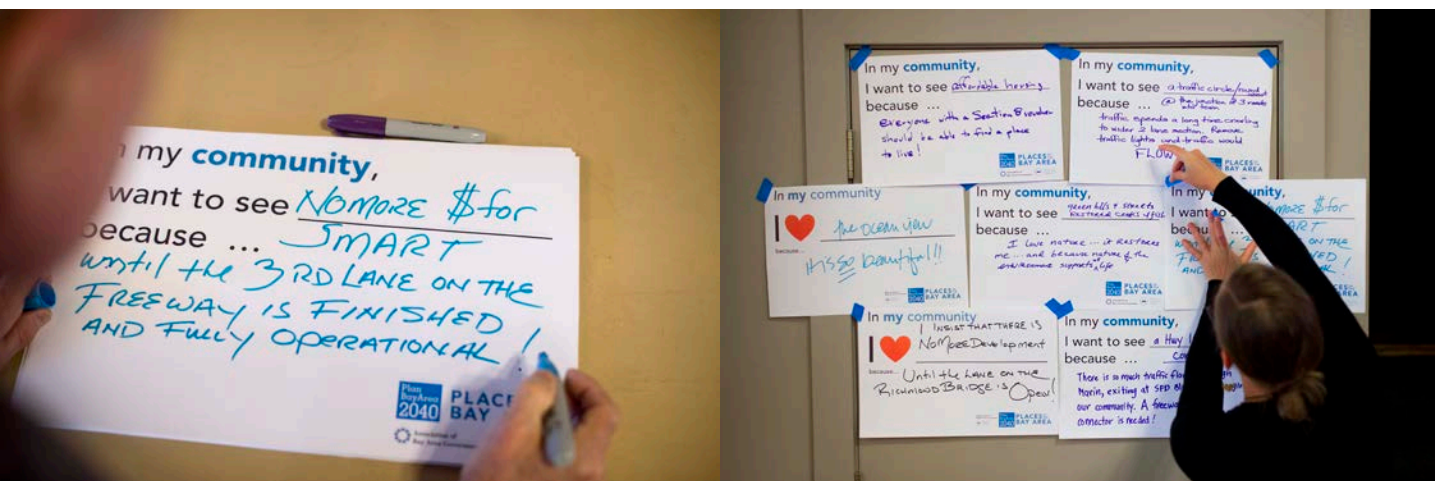


- Why is there only one bus per hour across the Richmond-San Rafael Bridge?
- One of the fastest growing (and cheapest) transportation alternatives is the bicycle, especially e-bikes. We need to plan for them.
- Support for solar power and electric cars
- Increase public transit, including rail, bus and ferry services



Places of the Bay Area Station

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Napa County

Plan Bay Area Spring 2016 Open House Summary



**Thursday,
June 9, 2016**
6 pm to 8 pm

Elks Lodge
2840 Soscol Avenue
Napa

Approximate Attendance
30



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the Napa County open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?

- Supports Connected Neighborhoods scenario



What is the toughest challenge our region will need to address for the next generation?

- Senior-friendly streets and housing
- Childhood obesity – need more walkability around schools, all schools
- Affordable (low-income) housing...rent control or deeds



What ideas do you have for helping to address this challenge?

- Transit-oriented development in the city of Napa and American Canyon
- Build better transportation in suburban areas going to/from major cities
- Encourage "work at home" incentives for employers

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Create a 401K-type fund where large companies in big cities match employer savings to purchase a home
- Have larger businesses invest in an employee housing fund
- More well-planned neighborhoods with high-density at and around BART stations

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?



- Convert wine train to a transit train
- Bus service to Lake Berryessa area
- More frequent bus service
- Bike and walk trails tht connect neighborhoods without competing with traffic and people (i.e., city of Vacaville)
- Build BART to Vallejo and up through 680 corridor to 80 (Fairfield)



Places of the Bay Area Station

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San Francisco

Plan Bay Area Spring 2016 Open House Summary



**Tuesday,
June 14, 2016**
6:30 pm to 8:30 pm

Hotel Whitcomb
1231 Market Street
San Francisco

Approximate Attendance
65



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the San Francisco open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Less "either/or" and more "both/and" thinking. Every Bay Area community needs to add housing and transportation
- Analyze feasibility of each scenario under current vs. best practices
- Create denser housing in city centers; more of the missing "middle size" housing (duplexes, small apartments in single-family neighborhoods)
- We are a society that should try to be egalitarian and just

What is the toughest challenge our region will need to address for the next generation?



- Affordable housing
- Resistance to change
- Curbing GHGs with equitable economic growth
- Preserving open space

What ideas do you have for helping to address this challenge?

- Reform the tax code (Prop. 13)
- Build more housing
- Rent Control
- Urban growth boundaries

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- More “affordable by design” units for students and younger workers
- Rent Control
- Tie funding for cities to approval of affordable housing
- Build more housing overall, streamline approval process

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?



- Expand BART and Muni; More subways
- Second Transbay Tube
- Improve transit between cities; extend hours to support afternoon/night workforce
- Require productivity improvements for transit operators

Places of the Bay Area Station



The Places of the Bay Area Station offered the opportunity to participate in a Bay Area-wide initiative to inspire residents in creating and sharing stories about the various places in our lives. Below is a sampling of photos taken at this station at the San Francisco open house.





San Mateo County

Plan Bay Area Spring 2016 Open House Summary



**Wednesday,
June 1, 2016**
6:30 pm to 8:30 pm

**City of Burlingame Recreation Center
– Auditorium**
850 Burlingame Avenue
Burlingame

Approximate Attendance
35



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the San Mateo County open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Transit focus of Connected Neighborhoods is also compatible with Big Cities because transit facilities run through connected communities
- Make sure we incorporate elements to deliver vibrant, accessible and affordable downtowns in every city
- More emphasis is needed for smaller communities, like Burlingame, to expand housing through redevelopment
- Ensure social equity and environmental protection in any scenario

What is the toughest challenge our region will need to address for the next generation?



- Lack of housing where people want to live
- Displacement of moderate- and low-income residents
- Lack of funding to maintain or improve transportation

What ideas do you have for helping to address this challenge?

- Remove parking requirements
- Build more affordable units
- Tie OBAG grants to PDA housing near transit
- Work with business, labor to advocate for needed funding

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Regional funds should reward locals that have strong anti-displacement policies (rent control, living wages, just-cause evictions, community workforce agreements)
- More affordable housing requirements, more density, more transit-oriented development
- Large job creators should play more of a role in creating housing; Google is working in the right direction.

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?

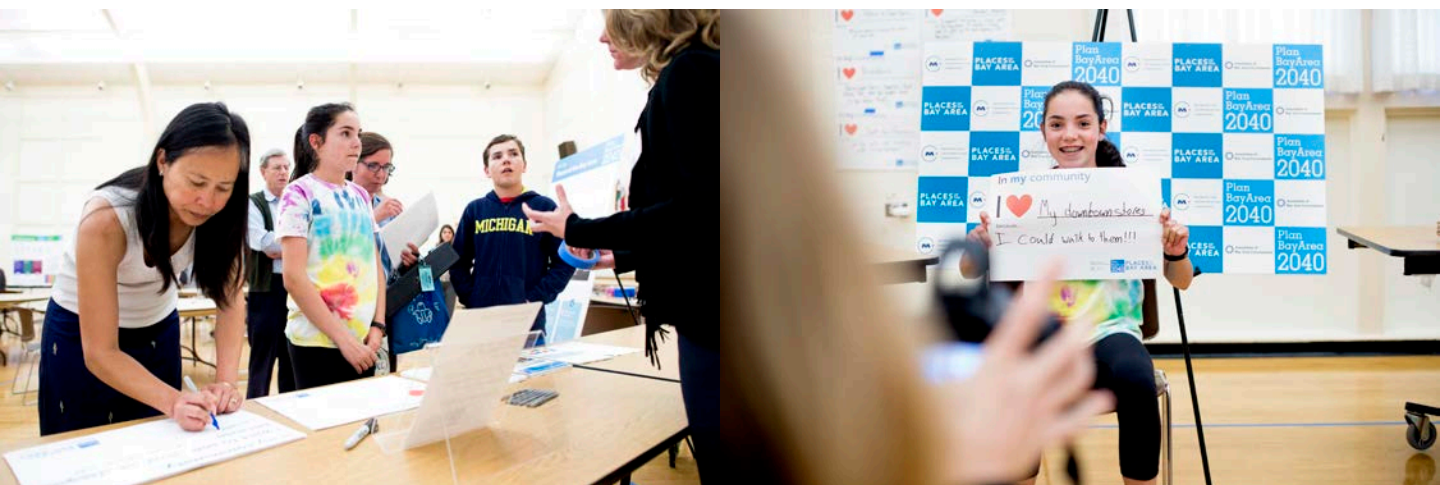


- Focus on walkable communities, housing close to jobs, reduce traffic!
- Dumbarton rail, please!
- Rail systems that actually connect
- BART around the Bay already!
- More ferries from South San Francisco and Redwood City
- Restore Samtrans bus routes cut during the Great Recession



Places of the Bay Area Station

The Places of the Bay Area Station offered participants an opportunity to participate in a Bay Area-wide initiative to inspire residents in creating and sharing stories about the various places in our lives. Below is a sampling of photos taken at this station at the San Mateo County open house.



Item 13, Attachment



Plan Bay Area Spring 2016 Open House Summary

**Thursday,
May 26, 2015**
6:30 pm to 8:30 pm

The Tech Museum
201 South Market Street
San Jose

Approximate Attendance
40



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the Santa Clara County open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Main Street scenario has one major fault: Put housing at the business park, not in the little charming downtowns that are so beloved.
- Concerned that the Big Cities scenario will result in a jobs/housing imbalance and a lack of tax revenues for essential services.
- Prefer Main Streets scenario to allow growth in all cities to support continued economic growth. Support sustainable growth in all communities.

What is the toughest challenge our region will need to address for the next generation?



- A rapidly aging population wants to stay -- must be accommodated.
- Producing adequate public transit to support PDAs in outlying communities. .
- Natural resources: Water! Air!

What ideas do you have for helping to address this challenge?

- Affordable housing for the service industry, or else pay a "Bay Area" living wage.
- New transportation options to carry frail seniors to high value locations are needed. Paratransit is inadequate; need same day service, weekend and evening service.



METROPOLITAN
TRANSPORTATION
COMMISSION



Item 13, Attachment
Bay Area Governments

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Use eminent domain and public dollars to build Community Land Trust buildings.
- Modify state law regarding cap in rent increases to make it apply to buildings constructed after the 1970s
- New housing causes gentrification. Stop it.

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?

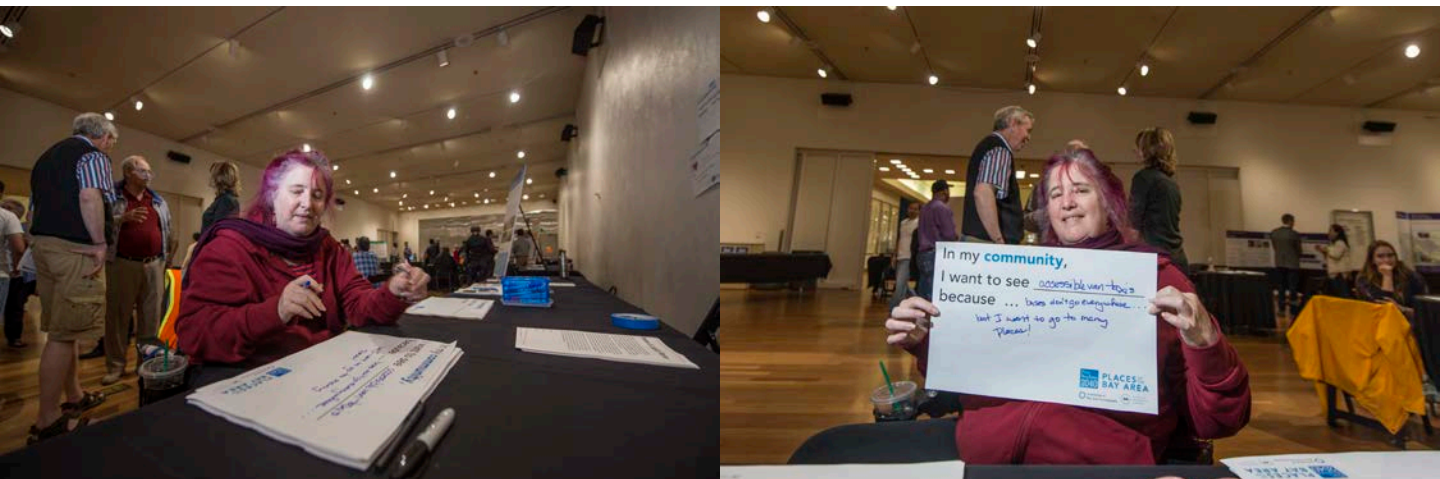


- Santa Clara County's bus network – with connectivity; service every 15 minutes at least, evenings and weekends; and fare subsidies on BART and Caltrain for low-income people.
- Complete BART before Brown's bullet train outruns you!
- Supplement BART stations with jitney (electric) buses to neighborhoods/ downtowns/ malls



Places of the Bay Area Station

The Places of the Bay Area Station offered the opportunity to participate in a Bay Area-wide initiative to inspire residents in creating and sharing stories about the various places in our lives. Below is a sampling of the photos taken at this station at the Santa Clara County open house.



Solano County

Plan Bay Area Spring 2016 Open House Summary



**Monday,
June 13, 2016**
6 pm to 8 pm

Solano County Events Center
601 Texas Street
Fairfield

Approximate Attendance
40



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the Solano County open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Preferred scenario should address needs of business parks to encourage economic development and attract housing and jobs
- Transform Vallejo from bedroom community to vibrant, job-rich area and 10,000 new residents but without cars – use bikes, shuttles and ferry to get around
- Prefers Connected Neighborhoods – incorporate electric commuter rail for places not served by BART, and connect to Napa and Vallejo by light rail
- Prefers Main Streets – but no more freeways; instead extend BART & consider electric commuter rail

What is the toughest challenge our region will need to address for the next generation?



- Helping local jurisdictions fund aging local infrastructure
- Meet growing demand of senior population
- Protection open space/natural environment

What ideas do you have for helping to address this challenge?

- Repeal Prop. 13, or fix it to encourage high-density residential buildings
- Pass policies to allow more smart growth and build ground floor residential high-rises near BART and transit stations

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Restore the state's redevelopment program
- Build more mixed-use, high-density housing; there is not one multi-family housing unit under construction in Vallejo
- Reform the tax code to incentivize more housing construction
- Create very low-income housing and child care centers in every large housing development

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?



- More electric vehicle charging stations
- More commuter buses and park-and-ride lots; more investment in commuter buses
- Build bus-rapid transit (BRT) platforms along freeways and highways
- Driverless car to improve highway safety, reduce injuries and fatalities
- More investment in ferries



Places of the Bay Area Station

The Places of the Bay Area Station offered the opportunity to participate in a Bay Area-wide initiative to inspire residents in creating and sharing stories about the various places in our lives. Below is a sampling of photos taken at this station at the Solano County open house.





Plan Bay Area Spring 2016 Open House Summary



**Monday,
June 13, 2016**
6 pm to 8 pm

**Luther Burbank Center for the
Arts – Grand Lobby**
50 Mark West Springs Road
Santa Rosa

Approximate Attendance
20



Scenarios Station Feedback

The Scenarios Station included displays that allowed residents to review the scenarios in detail, with a focus on their county. On accompanying boards, participants were asked to post feedback. Below is a sampling of the comments submitted at the Sonoma County open house. Visit PlanBayArea.org to view the complete list.

Are there aspects of each scenario that, if combined, will help to meet today's challenges while laying the groundwork for future success? If so, which ones?



- Encourage alternatives to driving.
- More extensive and frequent transit service with seamless connections
- Policies to encourage open space preservation.
- Connected Neighborhoods Scenario seems most promising.

What is the toughest challenge our region will need to address for the next generation?



- Toughest challenge is balancing need for maintenance vs. needed expansion.
- Climate protection is our greatest challenge.

What ideas do you have for helping to address this challenge?

- Invest in maintenance;
- Fund expansion projects only when they benefit large numbers of people;
- Encourage alternatives to driving; by removing all local requirements for parking with new development.

How can we help prevent displacement of long-time residents and best address the lack of affordable housing in the Bay Area?



- Tie transportation funds to approval of affordable housing in locally designated Priority Development Areas; require 15-20% affordable units
- Government should purchase low-income housing to keep it affordable
- Condition funding for cities and counties to require strong anti-displacement policies

Which present-day transportation investments do you see providing the most benefits for existing and future Bay Area residents?



- Encourage young people to learn to navigate public transportation;
- Fund public transit; subsidize all fares (student passes, seniors, the homeless)
- Stop widening and building roads



Places of the Bay Area Station

The Places of the Bay Area Station offered the opportunity to participate in a Bay Area-wide initiative to inspire residents in creating and sharing stories about the various places in our lives. Below is a sampling of photos taken at this station at the Sonoma County open house.





SPRING 2016 PUBLIC OUTREACH

Build a Better Bay Area Online Quiz

Responses as of June 20, 2016

The Build A Better Bay Area quiz highlights some of the trade-offs that policy makers will be grappling with as they consider the elements that should be included in Plan Bay Area 2040's preferred scenario. Responses to 10 quiz questions are tied to the three alternative scenarios: Main Streets, Connected Neighborhoods and Big Cities. Quiz questions mirror the tough decisions facing the Bay Area as we adapt to the challenges of future population growth. The following are preliminary results, as of June 20, 2016. The quiz, designed to be taken from any desktop or mobile device, will remain up through the summer. To view the quiz, visit BuildABetterBayArea.org.

Total Responses by County:

All Bay Area Survey Respondents	
Alameda County	255
Contra Costa County	85
Marin County	24
Napa County	6
San Francisco	96
San Mateo County	37
Santa Clara County	45
Solano County	45
Sonoma County	16
Did not identify a county	44
TOTAL	653*

*Includes 167 responses from surveys conducted by Community-based Organizations

Response Breakdowns by Scenario:

Respondent	Number of Responses	Main Streets	Connected Neighborhoods	Big Cities
All Bay Area	653	23%	30%	47%
Alameda County	255	23%	29%	48%
Contra Costa County	85	23%	32%	45%
Marin County	24	20%	37%	43%
Napa County	6	22%	30%	48%
San Francisco	96	20%	28%	52%
San Mateo County	37	21%	27%	52%
Santa Clara County	45	24%	27%	49%
Solano County	45	28%	32%	40%
Sonoma County	16	17%	32%	51%
* Respondents from Community Organizations	167	27%	32%	41%

* Responses included in county numbers above; also does not include 44 respondents who did not identify a county.
Item 13, Attachment



SPRING 2016 PUBLIC OUTREACH Tribal Summit and Outreach

*Monday, June 13, 2016
10:00 a.m. – 1:00 p.m.*

Location

National Indian Justice Center
5250 Aero Drive
Santa Rosa, CA 95403

Native American Tribes in Attendance

- Cloverdale Rancheria
- Costanoan Rumsen Carmel Tribe
- Lower Lake Rancheria — Koi Nation
- Scotts Valley Band of Pomo Indians
- Stewarts Point Rancheria — Kashia Band of Pomo Indians

Background

On Monday, June 13, ABAG and MTC hosted a Tribal Summit with representatives from the Bay Area's Native American tribes at the National Indian Justice Center in Santa Rosa. MTC staff sent invitation letters on May 26, 2016 to the region's Native American tribes, as well as tribes whose ancestral lands are located within the nine Bay Area counties. Representatives from five tribes attended the Summit as well as staff from our partner agencies Caltrans and the Sonoma County Transportation Authority.

After opening remarks delivered by MTC's Vice Chair Jake Mackenzie, Matt Maloney, MTC's principal for major projects, provided an update on the Plan Bay Area 2040 development process. After the presentations, attendees broke into four small discussion groups. Below are some key takeaways from the discussion groups.

Key Takeaways

- Bay Area's affordability issues make it hard to live here.
- Commute distances can be very long.
- Cloverdale/northern Sonoma feels passed over in the regional planning process.
- Improved intraregional bus service is important to the tribes.
- Most important issue in planning for transportation and housing projects is to avoid disturbing burial sites — once a project is at the point of seeking public input, it is typically too late to even make modest changes to avoid burial sites.
- A better system of mapping burial sites is urgently needed — particularly for those from non-federally recognized tribes.
- Earlier consultation with tribes would assist in avoiding disturbance of burial sites.
- Address congestion and pavement condition of US-101, north of Windsor.
- Public transit often does not serve tribal members well. Transit providers should reach out to tribal representatives to assess how those needs may be met. Tribes may also be able to help fund needed improvements.
- Access to public lands is an issue. Funding for this type of access should be investigated.
- The lack of federal recognition for the Costanoan Rumsen Carmel Tribe, and every other Ohlone Tribe in the Bay Area, is an ongoing problem.

Metropolitan Transportation Commission 2016 Voter Survey – Preliminary Findings

April 28, 2016

By: Corey, Canapary & Galanis Research

Survey Methodology

- Telephone survey
- Sample size: 2,048
- Margin of error: +/-2.2%
- Fieldwork conducted: March/April 2016
- Surveys conducted in English, Spanish and Chinese
- Conducted among Bay Area registered voters

Current Perception of Bay Area

% rating as excellent or good

Issue	% excellent/good
Preservation of open spaces and parks	58%
Economic growth and prosperity	54%
Air quality	54%
Quality of public transit services	29%
Upkeep and repair of Bay Area freeways	23%
Upkeep and repair of local roads	18%
Availability of affordable housing	6%

COREY, CANAPARY & GALANIS

Each issue rated on a 5-point scale where 5 is excellent and 1 is poor. % above represents share who rated issue as a 5 or 4.

3

Plan Bay Area 2040

COREY, CANAPARY & GALANIS

Item 13, Attachment⁴

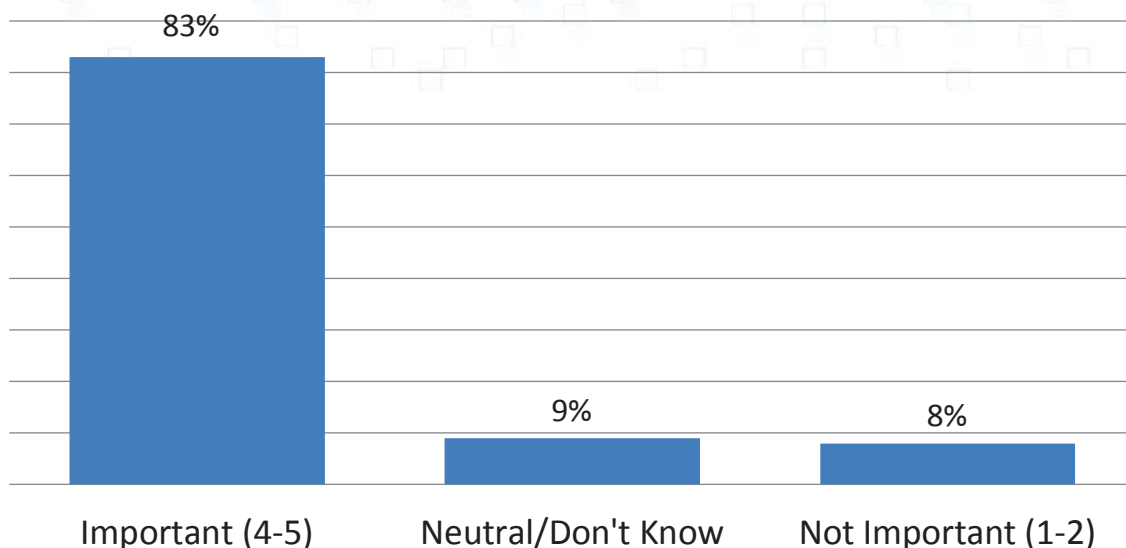
Importance of Plan Bay Area 2040

A long-term strategy for the entire Bay Area is currently being developed. . . . This plan is focused on: improving the local economy, reducing driving and greenhouse gases, and providing access to housing and transportation for everyone who needs it.

- **In general, how important do you think it is to establish this type of a regional plan?**

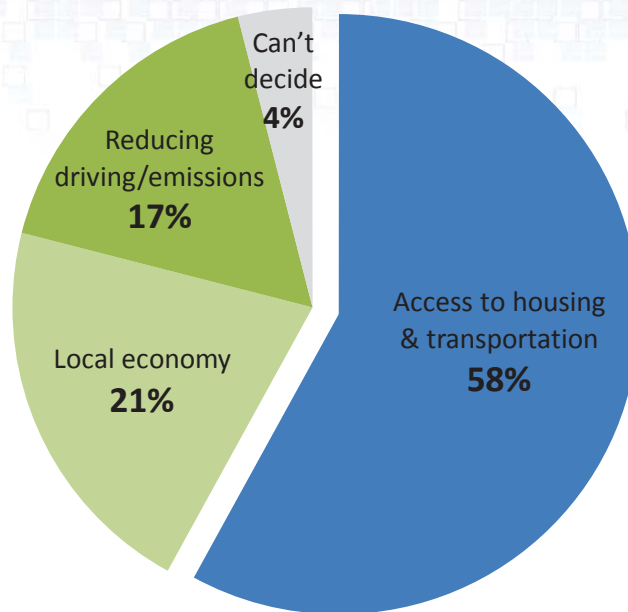
Importance of Plan Bay Area 2040

When asked for an initial assessment, 83% of voters believe a regional plan like Plan Bay Area 2040 is important



Most Important Component

Which part of the plan is most important to the Bay Area's future...



Full text read to respondents:

Access to housing and transportation = "Providing access to housing and transportation for everyone"

Local economy = "Improving the local economy"

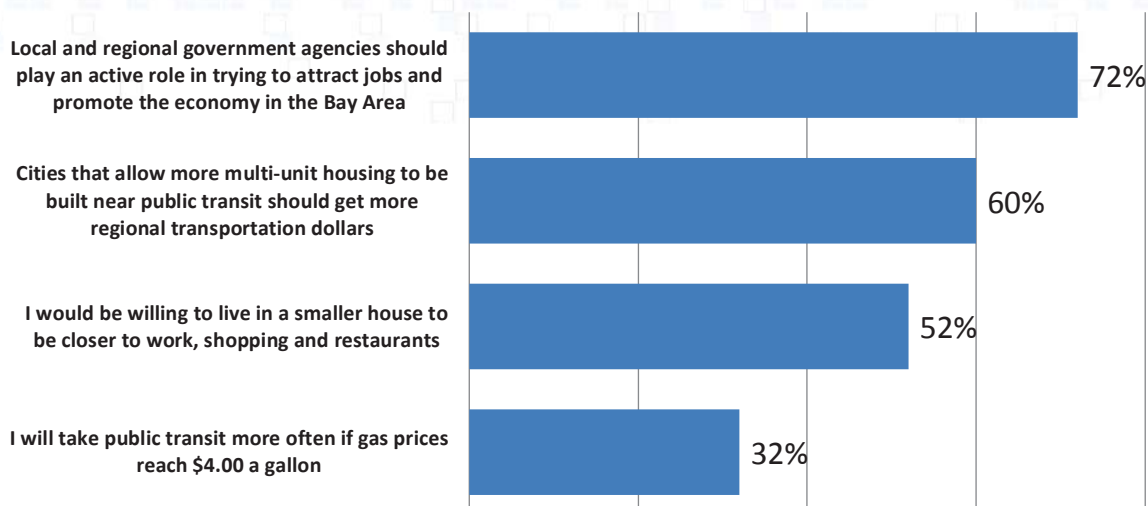
Reducing driving/emissions = "Reducing driving and greenhouse gas emissions"

7

COREY, CANAPARY & GALANIS

Attitudinal Statements

Share who agree strongly or somewhat with each statement...



COREY, CANAPARY & GALANIS

5 point scale used where 5 meant strongly agree and 1 meant strongly disagree

Item 13, Attachment 8



Spring 2016 Public Outreach Report

Joint MTC Planning Committee with the
ABAG Administrative Committee
July 8, 2016

Plan BayArea 2040


- [illegible]

Plan Bay Area 2040

Plan Bay Area

Written by Khristina Wenzinger [?] · June 9 at 10:52am · ✨

How do you want your community to look in 2040? Take this quick quiz and tell us how you would #BuildABetterBayArea!



Plan Bay Area 2040

Build a Better Bay Area Quiz

Take this quick quiz to tell us how you want to #BuildABetterBayArea!

Your name is needed to storage your community vision in 2040

START

Read more before you start

Step out of your daily routine and think about how you want to get around the Bay Area over the next 20 years. Where should new houses get? What should be your transportation and housing choices? Find out and practice how to build a better Bay Area for future generations!

OUTREACH: PRESS & SOCIAL MEDIA



Marin Independent Journal marinij.com

Marin Voice: A chance to plan for Marin housing and traffic

By Pat Eklund, Stephanie Moulton-Peters and Steve Kinsey

Posted: 05/30/16, 2:53 PM PDT |

If you care about development and transportation in Marin County, please join us on June 4 at a public workshop and open house on the Association of Bay Area Governments' and the Metropolitan Transportation Commission's update of Plan Bay Area.

The session is set for 8:30 a.m. to 1 p.m. at the Corte Madera Community Center at 498 Tamalpais Drive. The program is sponsored by the Marin ABAG delegates and members of the Transportation Authority of Marin.

There was considerable discussion and controversy on Plan Bay Area 2013 and we have been steadfast in advocating for more effective public engagement on the Update for Plan Bay Area due in June 2017.

We have also been strong in reinforcing the basic premise that future decisions should be made with local control and acknowledge that Marin has led the nation in planning for future generations while planning for a sustainable natural environment.



Times-Herald NEWS

Plan Bay Area 2040 Open House Napa County

By Times-Herald staff report

POSTED: 05/05/16, 3:25 PM PDT | UPDATED: 2 WEEKS AGO

NAPA >> An open house to learn about the region's long-range transportation and housing Bay Area 2040 — is set for 6 to 8 p.m. Thursday, the Metropolitan Transportation Commission and the Association of Bay Area Governments (ABAG) announced.

The public is invited to the event at the Napa Elks Lodge, 2840 Soscol Avenue, organizers

The Napa County meeting is part of a series which began May 26 and continues through June 4 in all nine Bay Area counties, they said.



OPEN HOUSES: STATIONS



OPEN HOUSES

Plan
BayArea
2040



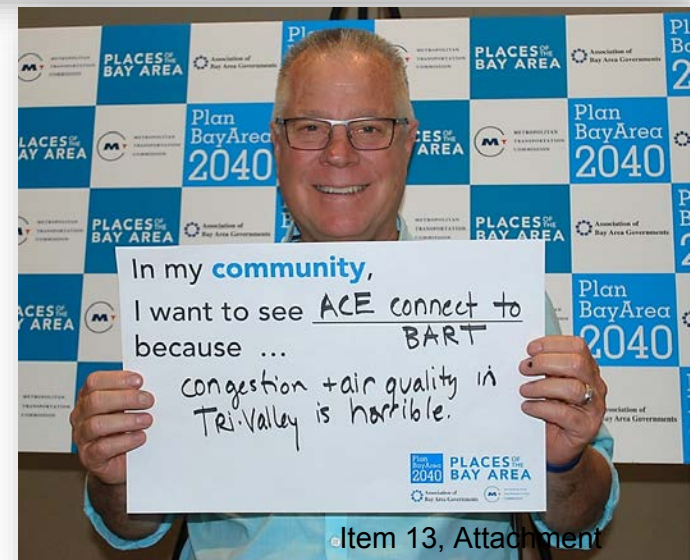
OPEN HOUSES

Plan
BayArea
2040



Item 13, Attachment

OPEN HOUSES



We asked: Are there elements of each scenario you like?

- Less “either/or” and more “both/and” thinking. Every Bay Area community needs to add housing and transportation
- Most support for Big Cities, Connected Neighborhoods scenarios, or a blending of the two
- Strong support for transit-oriented development to promote vibrant, walkable downtowns
- More emphasis needed for smaller communities to expand housing through redevelopment
- Create denser housing in city centers and more of the missing “middle size” housing in suburbs (duplexes, small apartment buildings)
- Preferred scenario needs to reduce displacement

We asked: What is the region’s toughest challenge? How do we solve it?

- Lack of housing, especially affordable
- Addressing climate change/sea level rise
- Preserving open space
- Solutions included:
 - Streamlined housing approvals
 - Quality of local roadways
 - Bike and pedestrian safety



We asked: Which transportation projects will help most in the future?

- **Transit improvements** were overwhelmingly the most noted transportation need :
 - More rail (BART, Caltrain, commuter) and rapid bus
 - Transit expansion and more frequent service
 - Transit-oriented development projects
 - Second Transbay tube
- **Maintain roads, transit system**
- **Congestion relief**
- **Bicycle and pedestrian improvements**
- **Use transportation funds to encourage TOD, infill housing**
- **Electric vehicles**



We asked: How can we stop displacement, provide affordable housing?

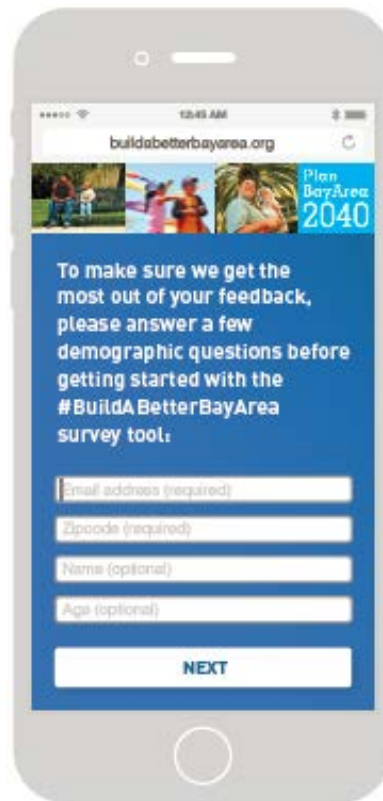
- **Policies for rent control**
- **Protection from evictions**
- **Inclusionary zoning**
- **Living wages**
- **Conditioning funding by requiring cities to have sufficient affordable housing, anti-displacement policies**
- **Streamline housing approval process**



#BUILDBETTERBAYAREA QUIZ

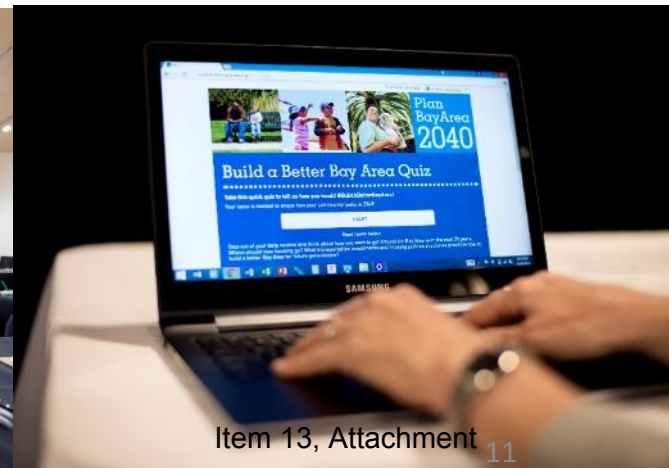
Plan
BayArea
2040

Results as of June 20, 2016



#BUILDABETTERBAYAREA QUIZ

- **Online Tool Station at nine Bay Area Workshops**
- **Community Based Organization (CBO) outreach**
- **Online outreach via Plan Bay Area accounts**
- **Average age of respondents: 41**
- **E-mails collected: 521**
- **Phone numbers collected: 106**



Response Totals

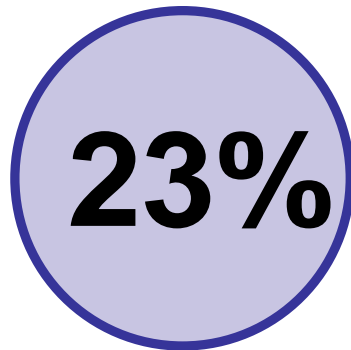
Type/Zip Code	Number of Respondents
All Bay Area Respondents	653 *
Alameda County	255
Contra Costa County	85
Marin County	24
Napa County	6
San Francisco	96
San Mateo County	37
Santa Clara County	45
Solano County	45
Sonoma County	16

* Includes 167 responses from surveys conducted by Community-based Organizations.

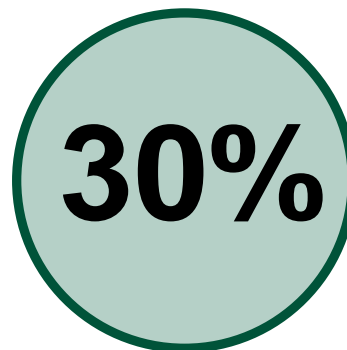
Scenario Results: Totals



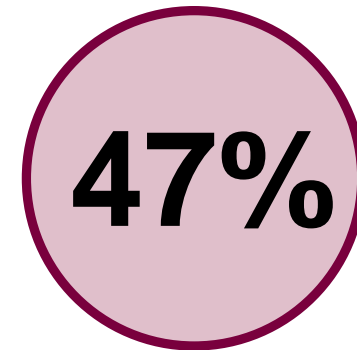
**Main
Streets**



**Connected
Neighborhoods**



**Big
Cities**



Scenario Results *(continued)*



**Main
Streets**



**Connected
Neighborhoods**



**Big
Cities**

All Bay Area	23%	30%	47%
CBOs	27%	32%	41%
Alameda County	23%	29%	48%
Contra Costa County	23%	32%	45%
Marin County	20%	37%	43%
Napa County	22%	30%	48%
San Francisco	20%	28%	52%
San Mateo County	21%	27%	52%
Santa Clara County	24%	27%	49%
Solano County	28%	32%	40%
Sonoma County	17%	32%	51%

Scenario Results *(continued)*

- Across all counties and CBOs, **Big Cities Scenario** saw highest support
- Strongest support for **Connected Neighborhoods Scenario** was Marin County (37%)
- Solano County saw highest support for **Main Streets Scenario** (28%), followed by CBOs (27%)

Scenario Results - *continued* (as of June 20, 2016)

#1: Transportation investments should focus on expanding freeways rather than improving transit lines and transit services.

- 69% of all Bay Area respondents “disagree”
- Highest areas of support are Marin and Napa Counties

Scenario Results - *continued* (as of June 20, 2016)

#8: We should encourage the development of new housing near jobs and amenities (such as transit, entertainment, etc.).

- 70% of all Bay Area respondents “agree”
- Highest areas of disagreement are Marin and Napa Counties



**Stay up to date at
PlanBayArea.org**

Thank You



Blank Page

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area



Date: July 15, 2016

To: ABAG Executive Board

From: Miriam Chion
Director, Planning and Research

Subject: **ABAG's Role in Regional Economic Development**

Introduction

After a decisive economic recovery, the Bay Area economy is continuing to expand rapidly, adding jobs at an annual rate of 3.6 percent in the first quarter of 2016. The unemployment rate is below 5% for 8 of the region's 9 counties, and our population growth has accelerated. Yet the region is also known for its fluctuations in employment, for a long period when people left the region as opportunities shrank, and as a place of growing inequality—bifurcated wages, limited opportunities for those without a college education, and ever-escalating home prices and rents.

Plan Bay Area 2013 provided a forum for focusing on regional land use and transportation issues and goals, but also highlighted the need for a comprehensive understanding of the economic implications of development and transportation policies. ABAG has historically provided data, background analysis, and projections of the region's economic growth. Staff is now embarking on a more proactive engagement in efforts related to the health of the region's economy.

In 2015, staff presented a *draft Regional Economic Development Framework* to both the Executive Board and Regional Planning Committee. The framework outlined existing agency efforts to address the economic challenges and opportunities identified in the first Plan Bay Area from a regional perspective, covering business, transportation, workforce and equity perspectives. The Board directed staff to engage in the process to address the region's challenges and identify potential collaborative solutions, building on the many existing efforts in this area. In 2016, this has led to ABAG staff coordinating the next step in establishing regional economic development cooperation through partnering with local partners and the US Economic Development Administration (USEDA) to begin the process of establishing an Economic Development District (EDD) for the region.

Overview of the Economic Development District

This effort builds from a broad set of economic development efforts in the Bay Area. Business, workforce, and education based organizations in the region have engaged in several regional efforts to define paths towards economic resilience in the region. Some of the most

ABAG's Role in Regional Economic Development

July 15, 2016

2

recent include the *Roadmap for Economic Resilience*, the *Economic Prosperity Strategy*, and the Community College Consortium's recent planning efforts to better align workforce skills with business needs. Important subregional efforts are identify strategies and plan actions across jurisdictions to strengthen business and workforce capacity. Keeping these efforts in regional perspective has the potential to strengthen their effectiveness. The USEDPA offers a framework for enhancing economic and workforce development efforts at a multijurisdictional level through establishing an Economic Development District (EDD) with a Comprehensive Economic Development Strategy (CEDS) report. The CEDS report will:

- Describe the range of conditions in the region's economy, over time and across geographies, sectors, and populations
- Identify key strengths, weaknesses, opportunities and threats to regional economic conditions
- Develop a set of actions and strategies to enhance strengths, temper weaknesses, take advantage of opportunities and respond to problems
- Create a framework for tracking progress.

Establishing a Bay Area Economic Development District (attachment 1) provides an overview of the steps to establish an EDD, the benefits involved, and next steps. The document also describes the Strategy Committee that would guide the process, which is made up of members of the RPC Economic Prosperity Subcommittee as well as additional subregional representatives. The *Draft Scope of Work* (attachment 2) summarizes the specific tasks and timing to establish a regional EDD and complete the required CEDS report.

Recommended Action

The Executive Board is requested to adopt Resolution No. 09-16 and to instruct ABAG staff to partner with the USEDPA and regional and local organizations in the development of a *Comprehensive Economic Development Strategy* and establishment of a Bay Area Economic Development District.

Attachments

1. Establishing a Bay Area Economic Development District
2. Process to Establish a Regional Economic Development District (EDD) & Comprehensive Economic Development Strategy (CEDS) report
3. Resolution No. 09-16

Establishing a Bay Area Economic Development District

A Public Private Collaborative to Improve Economic Resilience and Prosperity

Most of the Bay Area is outpacing the state in employment growth, while eight of the region's nine counties have March 2016 unemployment rates below the statewide level of 5.6 percent, indeed well below "full employment." Yet the long term volatility of the region's employment base, and struggling geographies and population groups and sectors even in periods of plenty, point to ongoing needs for attention to economic resilience. The Bay Area has a wealth of active, strong, experienced economic and workforce development organizations that address segments of these concerns, focusing on particular economic resources (business advocacy or workforce training for example), geographic areas (such as the East Bay), or populations in need. The US Economic Development Administration offers a framework for enhancing this work through addressing economic and workforce development concerns at a multijurisdictional level through establishing an Economic Development District (EDD) with a Comprehensive Economic Development Strategy (CEDS). By considering needs, resources, and programs at multiple levels across the region, the Bay Area can create a more complete set of resources and strategies to maintain a resilient economy and expand opportunity in the region.

Background

For nearly half a century, the Association of Bay Area Governments has produced regional economic and demographic forecasts, analysis and policy approaches for the region. As the Council of Governments for the Bay Area's nine counties and 101 cities and towns, ABAG facilitates communication among jurisdictions, organizations, and other stakeholders, and enables collaboration and understanding on regional economic, housing, environmental and resilience issues.

The Bay Area's first *Sustainable Communities Strategy*, Plan Bay Area, was adopted in 2013 by ABAG and the Metropolitan Transportation Commission (MTC), coordinating long range plans for land use with transportation investments. Business groups, local jurisdictions and other stakeholders have emphasized the need to better address the region's economy in Plan Bay Area. A few areas of concern include:

- ensuring greater business input to strengthen the competitiveness and resilience of the regional economy;
- reducing regional economic and workforce disparities;
- enhancing existing business districts and job centers, including those near transit;
- improving the connection between the region's job centers and impoverished communities by expanding transportation access;
- improving the region's resources for workforce development, and;
- expanding and retaining goods movement, advanced manufacturing, and industrial businesses.

In response to these concerns and based on consultations and collaboration with federal, state, regional and local stakeholders including the EBEDA, BAC, the Bay Area Community College Consortium and Workforce Development Boards, ABAG is preparing a *Comprehensive Economic Development Strategy*

(CEDS) report to establish a regional Economic Development District (EDD), as defined by the US Economic Development Administration (EDA). The CEDS report and regional EDD will address the concerns raised by the business community, and serve as a platform to coordinate and elevate the multiple subregional economic and workforce initiatives and provide additional resources to the region. For more information, see <http://www.eda.gov/ceds/>

Overview

What is an Economic Development District?

An Economic Development District (EDD) is a county, or ideally a region, designated by EDA to receive economic and workforce development related technical assistance and grant funding. A number of cities, counties and organizations in the region are exploring or have taken initial steps towards defining Economic Development Districts within their areas of concentration. A Regional Economic Development District would make the Bay Area more competitive for federal economic and workforce development funding and could support sub-regional economic development efforts that address needs of the region's diverse communities and workforce. A regional EDD would also support the integrated regional plan for growth and economic prosperity envisioned by Plan Bay Area and more recent studies and the new Workforce Innovation and Opportunity Act (WIOA) requirement for greater state and regional collaboration.¹ Emerging regional economic and workforce development efforts could benefit from this strategic focus on economic development.

What is required?

The completion of a Comprehensive Economic Development Strategy report, or CEDS, is necessary to establish a regional Economic Development District (EDD). The Boards of Supervisors from at least five of the nine Bay Area counties must approve establishing a region-wide EDD. Once adopted, regions must produce an Annual Performance Report and update the CEDS report at least every five years to qualify for EDA assistance. The CEDS report has four required sections, much of which has been completed or addressed through various reports including ABAGs *State of the Region*, the Bay Area Council Economic Institutes *Roadmap for Economic Resilience*, the East Bay Economic Development Alliances *Building on our Assets*, and the *Economic Prosperity Strategy* that focused on economic opportunity for low – and moderate-wage workers:

1. *Summary Background*: a summary background of the economic conditions of the region;
2. *SWOT Analysis*: an analysis of regional strengths, weaknesses, opportunities and threats;
3. *Strategic Direction/Action Plan*: this is the core of the document, which builds on the findings from the SWOT analysis and incorporates relevant elements from other regional plans (e.g., Plan Bay Area, the Roadmap for Economic Resilience, Building on our Assets Economic Development and Job Creation in the East Bay, Silicon Valley Leadership Group Work Plan, North Bay

¹ WIOA, signed into law on July 22, 2014, supersedes the Workforce Investment Act and is the first legislative reform in 15 years of the public workforce system. WIOA seeks to enhance coordination among federal, state, regional and local employment and training services. Every state is required to submit a four year strategy for preparing an educated and skilled workforce that meets the needs of employers, while promoting regional collaboration and service alignment of workforce programs with regional economic development strategies to meet the needs of local and regional employers. The WIOA state unified and local plans take effect July 1, 2016.

Leadership Council's Top Priorities, the Economic Prosperity Plan, Cascading Failures Threats to Transportation and Utilities), as well as putting efforts within the region that focus on specific subregions, issues or goals into regional context. The action plan also identifies the stakeholders responsible for implementation, schedule, and potential opportunities for the integrated use of other local, state, federal and private funds;

4. *Evaluation Framework*: performance measures used to evaluate the implementation of the CEDS action plan and impact on the regional economy.

In addition, the CEDS report must incorporate the concept of “comprehensive economic resilience.” In the Bay Area, this means the ability to avoid, withstand, recover from and adapt to economic shifts, natural disasters, and the impacts of climate change. For example, a major seismic event would affect not only our transportation, energy, and water infrastructure, crippling business supply chains, but potentially displace a significant portion of our workforce, substantially delaying the ability of firms to resume business. Incorporating economic resilience throughout the CEDS is the most effective approach to ensure that policies and programs align within the region.

Establishing a broadly representative Strategy Committee is also necessary to guide the development of the CEDS. The Strategy Committee is the principal facilitator of the CEDS process and responsible for guiding the strategy development. This includes identifying the specific steps and implementation agents necessary to build on our existing assets and address critical barriers to continued economic prosperity in the region. The Strategy Committee should broadly represent the main economic interests of the region including business organizations (e.g. economic organizations and chambers of commerce), workforce interests (e.g. Workforce Development Boards), educational institutions (e.g. Community College Districts), and equity and minority representatives (e.g. non-profits, CBOs).

Benefits of a Bay Area Economic Development District (EDD)

A regional EDD would support economic and workforce development through *grants, technical assistance and partnerships* with the EDA and other public and private entities (e.g. foundations). Completing a regional CEDS report would leverage and directly support the ability of jurisdictions and other public and private organizations to obtain grants or other assistance from a variety of public and private sources. For example, many federal agencies including the Department of Labor, Agriculture, and the USDA specifically look for a multi-jurisdiction CEDS or equivalent plan when deciding to offer grants and other assistance. To obtain federal dollars, many agencies now require that applicants work with an economic development collaborative. Other benefits of a regional EDD and CEDS report include:

- Identification of the region's challenges and specific priority actions necessary to address them
- Assistance to identified priority industry sectors and clusters
- Infrastructure funding for cities including increasing broadband capacity
- ABAG is working to increase the number of communities with integrated hazard mitigation and climate adaptation plans. Communities with such plans are eligible for pre-disaster technical and funding assistance to implement resilience actions through federal agencies and departments.
- Benefits from other public as well as private sources include leveraging available funds and technical assistance for economic and workforce development, and support for sub-regional groups to develop collaborative proposals and plans

Approach

ABAG, based on its role as the Council of Governments (COG) for the region and its strengths in convening stakeholders, economic analysis and forecasting, will prepare the CEDS report to establish an EDD. *ABAG will facilitate the process to establish and maintain a regional EDD, but no single entity can “own” a region-wide EDD. It requires broad-based collaboration and support from a diverse range of stakeholders. This process of collaboration is being led by a Strategy Committee, which includes the Economic Prosperity Sub-Committee of ABAG’s Regional Planning Committee as well as additional Subregional Representatives.*

A majority of the Bay Area’s nine counties need to approve a regional EDD via their Boards of Supervisors. The Strategy Committee will include members of the Regional Planning Committee as well as additional participants to ensure appropriate subregional representation by population size (e.g. East Bay, South Bay, West Bay, North Bay). Federal EDA guidelines also require representation of the following groups:

- 1) Business and Economic Support Organizations (e.g. Economic Organizations, Chambers of Commerce)
- 2) Workforce (e.g. Workforce Investment Boards and Labor)
- 3) Educational Institutions (e.g. Community College Districts, Adult Education, K-12 School Districts)
- 4) Equity and Minority Representatives (e.g. non-profits, CBOs)
- 5) Specified Regional Representatives (e.g. MTC, BAAQMD, Regional Water Quality Control)

Process to Establish a Regional Economic Development District (EDD) & Comprehensive Economic Development Strategy (CEDS) report

Overview: The purpose of this project is to create the Comprehensive Economic Development Report (CEDS), which is the underlying document to establish a Bay Area Economic Development District with the US Economic Development Administration. While several groups within the Bay Area have also begun the process of creating such a document for their area, by considering needs, resources and programs across the nine counties, the Bay Area can improve access to resources and create a stronger set of strategies to maintain a resilient economy and expand opportunity in the region.

This document summarizes the scope of work involved in creating a Bay Area CEDS report.

ACTION / TASK	DESCRIPTION/ ANALYSIS	Timing
Task 1 Participation Framework and Stakeholder Engagement	At the outset of the CEDS, key stakeholders are identified and a Strategy Committee is formed to overview the development of the CEDS	Ongoing
Identify stakeholders to create a regional EDD & CEDS and develop a website to support outreach	Identify key business, workforce, education, and equity organizations that can advance economic development and workforce actions, which build on the region's assets and address its challenges.	September 2015 -April 2016 and ongoing
Establish the Strategy Committee	Invitations sent by mid-June	06/15/16
Strategy Committee Meeting 1	Initial kickoff meeting & presentation of recent findings in the region with US EDA (invited) and preliminary review of Tasks 1 - 3 below	07/12/16
Engagement process	Broader engagement will continue as part of the development of material for the CEDS including regional and sub-regional meetings (e.g. EBEDA, Bay Area Community College Consortium, BAC, San Jose / Silicon Valley Chamber)	This process will continue through preparation of the CEDS
Task 2 Background Economic Conditions	Update information from existing background material (State of the Region, Building on Our Assets, Economic Prosperity Report, and others) <ul style="list-style-type: none"> • Demographic and socioeconomic trends • Infrastructure assets • Emerging or declining clusters or industry sectors • Interrelations of subareas within the region and to the larger Bay Area economy • Relationship of Bay Area's economy to the state and broader economy 	06/15/16 - 08/15/16

ACTION / TASK	DESCRIPTION/ ANALYSIS	Timing
Task 3 Regional Strengths, Weaknesses, Opportunities and Threats (SWOT Analysis)	Building on Task 2 this section identifies critical internal and external socio-economic factors that speak to the region's unique assets and competitive positioning.	July – August 2016
<ul style="list-style-type: none"> Economic Considerations and Resiliency 	Identify factors and elements to ensure the long term success, viability and durability of the regional economy and for consideration in planning and preparation for growth, aging infrastructure, climate change etc.	July – August 2016
<ul style="list-style-type: none"> Create SWOT matrix 	<ul style="list-style-type: none"> Workforce considerations Spatial efficiencies/ sustainability (land use, housing, economic development, transportation and other infrastructure to support regional prosperity) Emerging 21st century infrastructure needs (e.g. broadband, energy) Identify potential key partners and resources to support economic and workforce development, implement changes where needed, and leveraging existing public and private funds (e.g. OBAG, TOAH, Rockefeller 100 Resilient Cities, foundations) 	July – August 2016
Task 4 Strategic Direction and Action Plan	This section of the CEDS draws on a broad range of existing resources, <i>and engagement with the Strategy Committee</i> , to identify and rank key actions and to describe how these actions link to the major economic development goals and conditions of different groups and locations within the region.	July - September 2016
Strategy Committee Meeting 2	Early in this task, the Strategy Committee will meet with ABAG staff and organizations that have expressed interest in engaging in a process to define and describe regional strategies and actions	Mid-August 2016
<ul style="list-style-type: none"> Vision Statement: Goals and Objectives 	Identify broad outcomes and more specific and measurable objectives, both <i>short term Planning</i> and <i>long term Implementation</i>	August 2016
<ul style="list-style-type: none"> Action Plan/ Implementation 	Identify actions across interrelated dimensions: housing, transportation, broadband, environmental and responsible individuals and institutions, linked to goals & overarching objectives (including specific steps, identifying implementation agents and funding sources, and a schedule with performance measures to evaluate progress)	August 2016

ACTION / TASK	DESCRIPTION/ ANALYSIS	Timing
Task 5 Evaluation and Performance Metrics	Gauges progress on the successful implementation of the CEDS and provides information for the <i>Annual Performance Report</i> . Annual updates keep the strategic direction and action plan outlined in the CEDS current and the plan as a whole relevant	August 2016
<i>Optional: Strategy Committee Meeting 3</i>	<i>Depending on Strategy Committee interest, engage in the development of the performance measures</i>	<i>September 14th</i>
Begin Report Rollout - Draft Preliminary Report Available for Comment and Review	Distribute widely, subregional presentations and incorporate comments from Strategy Committee, Board of Supervisors, and other stakeholders	September 2016
Draft Final Report for Comment and Review	Distribute widely and incorporate comments from Strategy Committee, Board of Supervisors, and other stakeholders	10/30/16
RPC Presentation		12/07/16
ABAG Executive Board Presentation		01/19/17
County Board of Supervisors Presentation	Begins at Rollout of Draft Report; 9/1/16 through 3/1/17	03/01/17
Final Report	The final CEDS report will include the background materials, SWOT, strategies, and an accounting of County Boards of Supervisor support for the program.	03/15/17

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**ASSOCIATION OF BAY AREA GOVERNMENTS
EXECUTIVE BOARD**

RESOLUTION NO. 09-16

**ACCEPTING STAFF REPORT ON THE STEPS NECESSARY TO ESTABLISHING
AN ECONOMIC DEVELOPMENT DISTRICT FOR THE REGION AND
AUTHORIZING STAFF TO PREPARE A COMPREHENSIVE ECONOMIC
DEVELOPMENT STRATEGY REPORT FOR PRESENTATION TO THE REGIONAL
PLANNING COMMITTEE FOR REFERRAL TO THE EXECUTIVE BOARD AND,
UPON EXECUTIVE BOARD APPROVAL, FOR APPROVAL BY THE NINE
COUNTIES OF THE REGION TO CREATE A REGIONAL ECONOMIC
DEVELOPMENT DISTRICT**

WHEREAS, pursuant to section the IV.D – F of the Bylaws of the Association of Bay Area Governments (ABAG), it may perform regional and subregional planning, develop plans or actions, accept delegations of authority from Federal, State, regional and local bodies and participate in governmental coordination; and

WHEREAS, Economic Development Administration (EDA) of the U. S. Department of Commerce has created a program for the creation of Economic Development Districts (EDD) that support a strategy-driven plan for regional economic development and in particular, multi-jurisdictional EDDs; and

WHEREAS, the EDA requires the preparation and approval of a Comprehensive Economic Development Strategy (CEDS) report to create an EDD and that in the case of a multi-jurisdictional EDD, the CEDS report must be approved by a majority of the counties in the applicable region; and

WHEREAS, the staff memorandum dated July 21, 2016 and attachments (Appendix 1 to this resolution) describes ABAG's efforts to date in exploring the possibility of preparing a CEDS report for the nine county Bay Area region under the auspices of the Strategy Committee which is a subcommittee of the Regional Planning Committee; and

WHEREAS, the establishment of a regional EDD would benefit and support local and regional EDDs, further ABAG's other regional and subregional planning program, complement Plan Bay Area and further the region's economic, workforce and equity goals.

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 09-16**

NOW, THEREFORE, BE IT RESOLVED, that the ABAG Executive Board hereby:

1. Accepts the staff report (attached hereto as Appendix 1).
2. Authorizes staff to partner with the USED A and regional and local organizations to prepare a Comprehensive Economic Development Strategy report under the guidance of the Strategy Committee for presentation to the Regional Planning Committee for referral to the Executive Board and, upon Executive Board approval, for approval by a majority of the nine counties of the region to create a regional Economic Development District.

The foregoing was adopted by the Executive Board this 21st day of July, 2016.

Julie Pierce
President

Certification of Executive Board Approval

I, the undersigned, the appointed and qualified Secretary-Treasurer 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 meeting held on the 21st day of July, 2016.

Ezra Rapport
Secretary-Treasurer

Approved as To Legal Form

Kenneth K. Moy
Legal Counsel

**ASSOCIATION OF BAY AREA GOVERNMENTS
RESOLUTION NO. 09-16**

Appendix 1

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PRESIDENT	Councilmember Julie Pierce, City of Clayton
VICE PRESIDENT	Supervisor David Rabbitt, County of Sonoma
IMMEDIATE PAST PRESIDENT	Supervisor Mark Luce, County of Napa
SECRETARY-TREASURER	Ezra Rapport
LEGAL COUNSEL	Kenneth K. Moy

County of	Representative	Alternate
ALAMEDA	** Supervisor Scott Haggerty	Supervisor Keith Carson
ALAMEDA	** Supervisor Nathan Miley	Supervisor Richard Valle
CONTRA COSTA	* Supervisor Karen Mitchoff	Supervisor John Gioia
CONTRA COSTA	* Supervisor Candace Andersen	Supervisor Mary Piepho
MARIN	** Supervisor Damon Connolly	Supervisor Katie Rice
NAPA	** Supervisor Mark Luce	Supervisor Diane Dillon
SAN FRANCISCO	** Supervisor Eric Mar	To Be Appointed
SAN FRANCISCO	** Supervisor Jane Kim	To Be Appointed
SAN FRANCISCO	** To Be Appointed	To Be Appointed
SAN MATEO	* Supervisor Warren Slocum	To Be Appointed
SAN MATEO	* Supervisor Dave Pine	To Be Appointed
SANTA CLARA	** Supervisor Cindy Chavez	Supervisor Mike Wasserman
SANTA CLARA	** Supervisor David Cortese	Supervisor Joe Simitian
SOLANO	* Supervisor Linda Seifert	Supervisor Erin Hannigan
SONOMA	* Supervisor David Rabbitt	Supervisor Susan Gorin

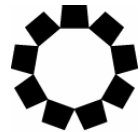
Cities in the County of	Representative	Alternate
ALAMEDA	* Mayor Bill Harrison (Fremont)	Mayor Trish Spencer (Alameda)
ALAMEDA	* Mayor Barbara Halliday (Hayward)	To Be Appointed
CONTRA COSTA	** Councilmember Julie Pierce (Clayton)	Councilmember Brandt Andersson (Lafayette)
CONTRA COSTA	** Councilmember Dave Hudson (San Ramon)	Mayor Pro Tem Roy Swearingen (Pinole)
MARIN	* Mayor Pat Eklund (Novato)	Vice Mayor Jessica Sloan (Mill Valley)
NAPA	* Mayor Leon Garcia (American Canyon)	Mayor John Dunbar (Yountville)
CITY OF SAN FRANCISCO	* Mayor Edwin Lee	Jeff Buckley, Senior Advisor
CITY OF SAN FRANCISCO	* Nicole Elliot, Director, Leg and Gov Affairs	Andrew Dayton, Dep Dir, Leg and Gov Affairs
SAN MATEO	** Vice Mayor Pradeep Gupta (S San Francisco)	Councilmember Wayne Lee (Millbrae)
SAN MATEO	** Councilmember Mary Ann Nihart (Pacifica)	Mayor Catherine Carlton (MenloPark)
SANTA CLARA	* Vice Mayor Greg Scharff (Palo Alto)	Councilmember Chris Clark (Mountain View)
SANTA CLARA	* Councilmember Jim Davis (Sunnyvale)	Councilmember Mary-Lynne Bernald (Saratoga)
SOLANO	** Mayor Jack Batchelor (Dixon)	Mayor Pete Sanchez (Suisun City)
SONOMA	** Councilmember Jake Mackenzie (Rohnert Park)	Councilmember Julie Combs (Santa Rosa)
CITY OF OAKLAND	* Council President Lynnette Gibson McElhaney	Councilmember Dan Kalb
CITY OF OAKLAND	* Councilmember Abel Guillen	To Be Appointed
CITY OF OAKLAND	* Councilmember Annie Campbell Washington	To Be Appointed
CITY OF SAN JOSE	* To Be Appointed	Vice Mayor Rose Herrera
CITY OF SAN JOSE	* Councilmember Charles "Chappie" Jones	Councilmember Tam Nguyen
CITY OF SAN JOSE	* Councilmember Raul Peralez	Councilmember Ash Kalra

Advisory Members	Representative	Alternate
RWQCB	William Kissinger	Terry Young

* Term of Appointment: July 1, 2014 - June 30, 2016

** Term of Appointment: July 1, 2015 - June 30, 2017

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MEETING SCHEDULE 2016

Approved by the Executive Board: November 19, 2015

For meeting date and time and location, see meeting notice, agenda and attachments available at <http://www.abag.ca.gov/>

General Assembly and Business Meeting

Date: Thursday, April 21
Time: 10:00 a.m. to 3:00 p.m.
Location: Oakland Museum, James Moore Theater, 1000 Oak Street, Oakland
Contact: Brad Paul, Deputy Executive Director, (510) 464 7955, bradp@abag.ca.gov

General Assembly Special Meeting

Date: Thursday, May 19
Time: 12:00 p.m. to 3:00 p.m.
Location: Joseph P. Bort MetroCenter, 101 8th Street, Auditorium, Oakland
Across from the Lake Merritt BART Station
Contact: Brad Paul, Deputy Executive Director, (510) 464 7955, bradp@abag.ca.gov

Executive Board

Dates: Thursday, January 21
Thursday, March 17
Thursday, May 19
Thursday, June 16 Special Meeting
Thursday, July 21
Thursday, September 15
Thursday, November 17
Time: 7:00 PM to 10:00 PM
Location: Bay Area Metro Center, 375 Beale Street, Board Room, San Francisco
Contacts: Brad Paul, Deputy Executive Director, (510) 464 7955, bradp@abag.ca.gov
Fred Castro, Clerk of the Board, (510) 464 7913, fredc@abag.ca.gov

ASSOCIATION OF BAY AREA GOVERNMENTS
MEETING SCHEDULE 2016

2

Legislation and Governmental Organization Committee

Dates: *See Executive Board Schedule*
Time: 3:30 PM to 5:00 PM
Location: *To Be Announced*
Contact: Halimah Anderson, Communications Officer, (415) 820 7986,
halimaha@abag.ca.gov

Finance and Personnel Committee

Dates: *See Executive Board Schedule*
Time: 5:00 PM to 6:00 PM
Location: *To Be Announced*
Contact: Finance Director, (415) 820 7923

Administrative Committee

Dates: Special meetings scheduled as needed.
Meets jointly with the MTC Planning Committee on the second Friday of the month, 9:30 AM, Bay Area Metro Center, 375 Beale Street, Board Room, San Francisco
Friday, January 8
~~Friday, February 12~~
~~Friday, March 11~~
~~Friday, April 8~~
~~Friday, May 13~~
Friday, June 10
Friday, July 8
Friday, September 9
Friday, October 14
Friday, November TBD
Friday, December 9
Contact: Brad Paul, Deputy Executive Director, (510) 464 7955, bradp@abag.ca.gov

ASSOCIATION OF BAY AREA GOVERNMENTS
MEETING SCHEDULE 2016

3

Regional Planning Committee

Dates: Wednesday, February 3
Wednesday, April 6
Wednesday, June 1
Wednesday, August 3
Wednesday, October 5
Wednesday, December 7

Time: 12:30 PM to 2:30 PM

Location: Bay Area Metro Center, 375 Beale Street, San Francisco

Contact: Miriam Chion, Planning and Research Director, (510) 464 7919,
miriamc@abag.ca.gov

Wally Charles, Administrative Secretary, Planning, (510) 464 7993,
wallyc@abag.ca.gov

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