



AGENDA AND NOTICE OF THE MEETING OF THE
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS GOVERNING BOARD
THURSDAY, MARCH 18, 2021 - 4:00 P.M.*

Teleconference Meeting

Zoom Link: <https://zoom.us/j/94370146127>

Livestream Available at: <https://youtu.be/lUeavx4jzRY>

SGVCOG Officers

President
Margaret Clark

1st Vice President
Becky Shevlin

2nd Vice President
Tim Hepburn

3rd Vice President
Ed Reece

Members

Alhambra

Arcadia

Azusa

Baldwin Park

Bradbury

Claremont

Covina

Diamond Bar

Duarte

El Monte

Glendora

Industry

Irwindale

La Cañada Flintridge

La Puente

La Verne

Monrovia

Montebello

Monterey Park

Pasadena

Pomona

Rosemead

San Dimas

San Gabriel

San Marino

Sierra Madre

South El Monte

South Pasadena

Temple City

Walnut

West Covina

First District, LA County
Unincorporated Communities

Fourth District, LA County
Unincorporated Communities

Fifth District, LA County
Unincorporated Communities

SGV Water Districts

Thank you for participating in tonight's meeting. The Governing Board encourages public participation and invites you to share your views on agenda items.

MEETINGS: *Regular Meetings of the Governing Board are held on the third Thursday of each month at 4:00 PM at the Foothill Transit Office (100 South Vincent Avenue, West Covina, CA 91790).* The Governing Board agenda packet is available at the San Gabriel Valley Council of Government's (SGVCOG) Office, 1000 South Fremont Avenue, Suite 10210, Alhambra, CA, and on the website, www.sgvcog.org. Copies are available via email upon request (sgv@sgvcog.org). Documents distributed to a majority of the Board after the posting will be available for review in the SGVCOG office and on the SGVCOG website. Your attendance at this public meeting may result in the recording of your voice.

PUBLIC PARTICIPATION: Your participation is welcomed and invited at all Governing Board meetings. Time is reserved at each regular meeting for those who wish to address the Board. SGVCOG requests that persons addressing the meeting refrain from making personal, slanderous, profane or disruptive remarks.

TO ADDRESS THE GOVERNING BOARD: At a regular meeting, the public may comment on any matter within the jurisdiction of the Board during the public comment period and may also comment on any agenda item at the time it is discussed. At a special meeting, the public may only comment on items that are on the agenda. Members of the public wishing to speak are asked to complete a comment card or simply rise to be recognized when the Chair asks for public comments to speak. We ask that members of the public state their name for the record and keep their remarks brief. There is a three-minute limit on all public comments. Proxies are not permitted, and individuals may not cede their comment time to other members of the public. **The Governing Board may not discuss or vote on items not on the agenda.**

AGENDA ITEMS: The Agenda contains the regular order of business of the Governing Board. Items on the Agenda have generally been reviewed and investigated by the staff in advance of the meeting so that the Governing Board can be fully informed about a matter before making its decision.

CONSENT CALENDAR: Items listed on the Consent Calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion on these items unless a Board member or citizen so requests. In this event, the item will be removed from the Consent Calendar and considered after the Consent Calendar. If you would like an item on the Consent Calendar discussed, simply tell Staff or a member of the Governing Board.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the SGVCOG office at (626) 457-1800. Notification 48 hours prior to the meeting will enable the SGVCOG to make reasonable arrangement to ensure accessibility to this meeting.



***MEETING MODIFICATIONS DUE TO THE STATE AND LOCAL STATE OF EMERGENCY RESULTING FROM THE THREAT OF COVID-19:** On March 17, 2020, Governor Gavin Newsom issued Executive Order N-29-20 authorizing a local legislative body to hold public meetings via teleconferencing and allows for members of the public to observe and address the meeting telephonically or electronically to promote social distancing due to the state and local State of Emergency resulting from the threat of the Novel Coronavirus (COVID-19).

To follow the new Order issued by the Governor and ensure the safety of Board Members and staff for the purpose of limiting the risk of COVID-19, in-person public participation at the Governing Board meeting scheduled for March 18, 2021 at 4:00 p.m. will not be allowed. To allow for public participation, the Governing Board will conduct its meeting through Zoom Video Communications. To participate in the meeting, download Zoom on any phone or computer device and copy and paste the following link into your browser to access the live meeting: <https://zoom.us/j/94370146127>. You may also access the meeting via the livestream link on the front of the agenda page.

Submission of Public Comments: For those wishing to make public comments on agenda and non-agenda items you may submit comments via email or by Zoom.

- Email: Please submit via email your public comment to Katie Ward (kward@sgvcog.org) at least 1 hour prior to the scheduled meeting time. Please indicate in the Subject Line of the email “FOR PUBLIC COMMENT.” Emailed public comments will be read into the record and will be part of the recorded meeting minutes. Public comment may be summarized in the interest of time, however the full text will be provided to all members of the Governing Board prior to the meeting.
- Zoom: Through Zoom, you may speak by using the web interface “Raise Hand” feature. Wait to be called upon by staff, and then you may provide verbal comments for up to 3 minutes. Public comment is taken at the beginning of the meeting for items not on the agenda. Public comment is also accepted at the beginning of each agenda item.

Any member of the public requiring a reasonable accommodation to participate in this meeting should contact Katie Ward at least 48 hours prior to the meeting at (626) 457-1800 or at kward@sgvcog.org.

PRELIMINARY BUSINESS

5 MINUTES

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Public Comment (*If necessary, the President may place reasonable time limits on all comments*)
5. Changes to Agenda Order: Identify emergency items arising after agenda posting and requiring action prior to next regular meeting

LIAISON REPORTS

6. Gold Line Foothill Extension Construction Authority – Page 1
7. Foothill Transit – Page 3
8. Los Angeles County Metropolitan Transportation Authority
9. San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy – Page 5
10. San Gabriel Valley Mosquito & Vector Control District
11. Southern California Association of Governments – Page 15
12. League of California Cities – Page 19
13. San Gabriel Valley Economic Partnership – Page 21
14. South Coast Air Quality Management District – Page 23

PRESIDENT’S REPORT

5 MINUTES

EXECUTIVE DIRECTOR’S REPORT

5 MINUTES

GENERAL COUNSEL’S REPORT

5 MINUTES

COMMITTEE/BOARD REPORTS

10 MINUTES

15. Transportation Committee – Page 35
16. Homelessness Committee – Page 37
17. San Gabriel Valley Regional Housing Trust Board
18. Energy, Environment and Natural Resources Committee – Page 39
19. Water Committee – Page 41
20. Capital Projects and Construction Committee – Page 43

CONSENT CALENDAR

5 MINUTES

(It is anticipated that the SGVCOG Governing Board may take action on the following matters)

21. Governing Board Meeting Minutes – Page 45
Recommended Action: Adopt Governing Board minutes.
22. Monthly Cash Disbursements/Balances/Transfers – Page 59
Recommended Action: Approve Monthly Cash Disbursements/Balances/Transfers.
23. Committee/TAC/Governing Board Attendance – Page 57
Recommended Action: Receive and file.
24. 11th Amended and Restated Bylaws – Page 67
Recommended Action: Authorize staff to place the proposed Eleventh Amended and Restated Bylaws (“Proposed Bylaws”) on the agenda for the Governing Board’s consideration at its next regular meeting.
25. Update Measure M MSP Subregional Fund Programming – Page 83
Recommendation Action: Adopt Resolution 21-13 updating the SGVCOG Measure M MSP 5-Year Plan fund programming.
26. Support – Senate Bill 15 (Portantino): Incentives to Provide Workforce Housing at Commercial Sites – Page 93
Recommended Action: Adopt Resolution 21-14 supporting Senate Bill 15 (Portantino) to provide state grant incentives for cities to rezone idle big box retail sites or commercial shopping centers to accommodate workforce multifamily housing.
27. Homelessness Coordination Quarterly Report – Page 101

- Recommended Action: Receive and file.*
28. Support – Senate Bill 765 (Stern/Friedman): Setbacks for Accessory Dwelling Units – Page 107
Recommended Action: Adopt Resolution 21-15 supporting Senate Bill 765 (Stern/Friedman) to authorize local governments to determine side and rear setbacks for accessory dwelling units (ADUs), subject to certain conditions.
29. Oppose – Assembly Bill 377 (Rivas/ Hertzberg): Water Quality – Page 137
Recommended Action: Adopt Resolution 21-16 opposing Senate Bill 377 (Rivas/ Hertzberg).
30. Senate Bill 426 (Rubio): Financial Capability Assessment – Page 153
Recommended Action: Adopt Resolution 21-17 to support and sponsor Senate Bill 426 (Rubio) which would direct the State Water Resources Control Board to promulgate and adopt Financial Capability Assessment (FCA) guidelines.
31. Appointment of SGVCOG Representatives to the Los Angeles International Airport (LAX) Community Noise Roundtable – Page 163
Recommended Action: Direct staff to submit a letter to the Los Angeles World Airports requesting the SGVCOG be added as a voting At-Large Member to the Los Angeles International Airport (LAX) Community Noise Roundtable, with Walnut City Councilmember Allen Wu serving as the SGVCOG Delegate and La Cañada Flintridge City Councilmember Keith Eich serving as the SGVCOG Alternate.
32. SGVCOG Support Letters for Congressional Funding Requests for Regional Priority Projects/Programs – Page 171
Recommended Action: Authorize the President of the Governing Board to sign letters on behalf of the San Gabriel Valley Council of Governments requesting the San Gabriel Valley’s U.S. Representatives and Senators consider submitting Congressional requests for federal funding for the following regional transportation and affordable housing priority projects:

| Project/Recipient | Amount Requested | Location | Representative/District |
|---|-------------------------|--|---|
| Affordable housing projects pipeline / SGVRHT | \$10 million | Various cities | Rep. Judy Chu / 27 th District |
| State Route 57/60 Confluence Chokepoint Relief Project / SGVCOG | \$10 million | Cities of Diamond Bar and Industry | Rep. Young Kim / 39 th District |
| Alameda Corridor-East (ACE) Turnbull Canyon Rd. grade separation project / SGVCOG | \$10 million | City of Industry / unincorporated Los Angeles County | Rep. Grace Napolitano / 32 nd District |
| ACE Montebello Blvd. grade separation project / SGVCOG | \$10 million | City of Montebello | Rep. Linda Sanchez / 38 th District |
| ACE at-grade pedestrian crossing safety projects / SGVCOG | \$10 million | City of Pomona | Rep. Norma Torres / 35 th District |

33. Governing Board & Committee Meeting Times – Page 173
Recommended Action: Adopt Resolution 21-18 updating the Governing Board and committee meeting times and locations.

PRESENTATION

30 MINUTES

- (It is anticipated that the SGVCOG Governing Board may take action on the following matters)*
34. Regional Homeless, Mental Health, and Crisis Response Study: Gina Martinez, Senior Consultant; Nicole Gamache-Kocol, Senior Program Associate, Resource Development Associates – Page 177
Recommendation Actions: For information only.

35. AQMD Warehouse Indirect Source Rule (Proposed Rule 2305): Dr. Sarah Rees, Deputy Executive Officer, South Coast Air Quality Management District – Page 179
Recommendation Actions: For information only.

ANNOUNCEMENTS

ADJOURN



Foothill Gold Line

March 2021 Project Update

Project Reaches 25% Complete, with Design at 80% Complete: First Bridgework Started and Three Grade Crossings Underway

Now, 16 months into the Foothill Gold Line design-build project, Kiewit-Parsons (KPJV) has completed about 80 percent of the design work and approximately 25 percent of the project overall. Crews are actively working throughout the 9.1-mile corridor, including starting the first bridge construction, completing grade crossing reconstruction at three crossings (with one more reopening next week). They anticipate relocating the first section of freight track (through the city of Glendora) by the end of July.

In the field, the first three at-grade street crossings have been fully reconstructed, one more is set to be completed early next week, and three more will be underway this month. Altogether, this accounts for more than 20% of the work needed to complete the 21 at-grade crossings on the project. Additionally, the Glendora Station pedestrian undercrossing, that will connect the station platform to the future parking facility and surrounding streets, is taking shape. The first bridgework on the project is also now underway. See highlight pictures and details below:



Photos (above): After a three-month closure to relocate underground utilities, upgrade the street and sidewalks, install a new right turn lane and traffic signal and install the new light rail and relocated freight track systems, the Wheeler Ave. grade crossing in La Verne reopened to traffic in early February 2021 (left). At that same time, the Fulton Rd. grade crossing (right) closed for a three-month period to undergo a full reconstruction. This work requires the temporary closure of the Fulton Rd. entrance to the Pomona North Metrolink station.

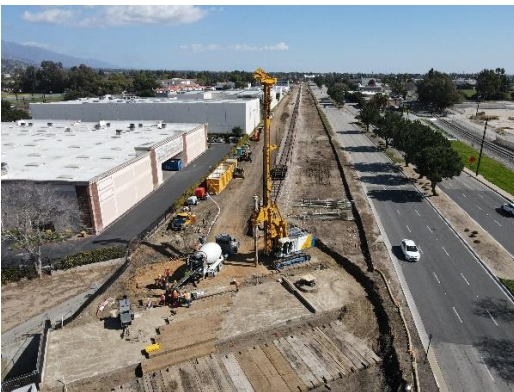


Photo (left): Crews install one of the two new light rail tracks at the Glendora Ave. grade crossing. The crossing has undergone extensive underground utility work, requiring the street to be closed since August.

Glendora Ave. is scheduled to reopen to traffic on Monday, March 8, 2021.



Photos (above): Crews are working on the pedestrian undercrossing at the Glendora Station site. The photo (left) shows the undercrossing that will sit under the relocated freight track and eastbound light rail track. The photo (right) shows the decorative forms to be placed along the ramps to the undercrossing. Once set, these will result in a citrus pattern within the concrete walls of the ramps.



Photo(left): Crews are underway constructing the first bridges for the project. Two new light rail bridges and a freight bridge are being built over Puddingstone Channel in La Verne.

In all, crews will build or renovate a total of 19 bridge structures on the project - most of which cross local water channels. However, four new light rail bridges will be built over major streets along the project route; each is required by the California Public Utilities Commission for safety.

Upcoming Street Closures

This month, the Elwood Ave. (Glendora) and Eucla Ave. (San Dimas) grade crossings will begin reconstruction; and in April, the Vermont Ave. (Glendora) and E St. (La Verne) crossing reconstructions are scheduled to start. As part of the Vermont Ave. crossing work, W. Ada Ave. will be permanently closed. More information on these - and all other major activities - including start and end dates, detour routes, etc., are available on the interactive construction map, found at foothillgoldline.org.

Glendora to Pomona Station Parking Facilities to be Surface Lots

In January 2021, the Construction Authority board of directors certified a Final Supplemental Environmental Impact Report (SEIR) for the project; approving project modifications to the station-area parking facilities at Glendora, San Dimas, La Verne, Pomona and Claremont. The modifications were in response to a request by Metro to reduce the number of parking spaces being built at each station.

The modifications include reduced total parking spaces, surface lots at the four stations currently under construction, modified land needs, and a new location for the Pomona Station parking facility. The parking facilities will be built later in the project, as a separate design-build contract. Details on the project modifications and the Final SEIR are available on the Construction Authority's website.

It is easy to stay updated on the Foothill Gold Line. Sign up to receive construction alerts and E-News Updates on the project at - www.foothillgoldline.org



Foothill Transit

To: San Gabriel Valley Council of Governments Governing Board
Date: March 4, 2021
Re: March 2021 Foothill Transit Liaison Report

Operating safe service remains Foothill Transit's top priority, especially during a time when public transit is considerably crucial for helping the community access essential services and for workers to commute to essential jobs. Many local vaccination sites are near bus stops and accessible by Foothill Transit. COVID-19 response information is continuously updated and available at foothilltransit.org/covid.

Adjusted COVID-19 Service:

The pandemic continues to influence how we have been running service to ensure safe operations. All lines have been running at regular service with the exception of those that primarily serve schools. In addition, Commuter Express lines are running fewer buses in response to COVID-19. We appreciate your support and patience as we do everything we can to operate reliably and to support our team under these difficult circumstances.

Vaccine Prioritization:

Foothill Transit has continued to request State officials to prioritize transit workers in the State's Vaccine Distribution Plan. We urge the Administration to amend the current guidance from the California Department of Public Health to clarify that frontline transit workers are eligible for priority access to the COVID-19 vaccine alongside other transportation professionals in the education and childcare sector who are currently eligible for vaccination.

Free Rides for San Gabriel Valley Colleges:

Foothill Transit is proud to continue partnering with local San Gabriel Valley colleges during this time to offer free bus rides to students through the end of the 2021 academic year. Students at Mount San Antonio College, University of La Verne, Citrus College, Pomona College, Claremont Graduate University, Scripps College, Claremont McKenna College, Harvey Mudd College, Pitzer College, Keck Graduate Institute, Azusa Pacific University, Cal Poly Pomona, Pasadena City College, and Rio Hondo College can board all local and Silver Streak buses for free by showing their valid school ID to the bus operator. This partnership is intended to save students money during these challenging times and to provide students with accessible, community-oriented, and environmentally friendly public transportation. More information is available at foothilltransit.org/discounts.

100 S. Vincent Ave., Suite 200 • West Covina, CA 91790 **W** foothilltransit.org **P** 626.931.7300 **F** 626.915.1143

MEMBER CITIES Arcadia, Azusa, Baldwin Park, Bradbury, Claremont, Covina, Diamond Bar, Duarte, El Monte, Glendora, Industry, Irwindale, La Puente, La Verne, Monrovia, Pasadena, Pomona, San Dimas, South El Monte, Temple City, Walnut, West Covina and Los Angeles County **A PUBLIC AGENCY**

March 2021 RMC Newsletter



March 3, 2021

Welcome to the fourth edition of RMC's newsletter! We are thrilled to share our new electronic communication with you to give you a snapshot of RMC's work. In this monthly newsletter, we will provide project spotlights, news on recently approved projects, updates on active projects and our Joint Powers Authority activities. We will also share any events, funding opportunities, as well as announcements.

A Message from RMC's Executive Officer

It's March! That means we have the equinox to look forward to on the 20th of this month. This is the moment when the center of the sun is directly above earth's equator, which signals the start of Spring. Spring symbolizes, new life and birth. It is a time for us to consider how we grow as a conservancy and how we do our work. That is why we encourage opportunities to partner, be engaged and to listen, because it is through feedback that we can do better to work in partnership with everyone.



It was through the process of engagement and listening that the Conservancy developed and initiated a very small grants program to create a more simplified application process for grants less than \$50,000. The program provides funds for technical assistance, project planning, gap funding closures, projects with urgency, and provides assistance to secure matching funds. Please learn more about it at: <http://rmc.ca.gov/grants/>

As it becomes more consistently warm and the daylight becomes more abundant, we encourage you to spend more time outdoors. Most recently, the RMC provided funding to the LA County Parks and Recreation- Trails Division, for their mobile App that helps you explore trails throughout LA County

across diverse landscapes. The mobile app allows you to make your choices with confidence. You will find GPS features to show you where you are while out on the trail, accurate maps of more than 500 miles of public spaces, multi-use trails, and many more. You can download the app by going to their website: <https://apps.apple.com/us/app/trails-la-county/id1459439655>

This month, we also celebrate Women's History Month and recognize International Women's Day on March 8th where we recognize the achievement of women. Visit the Hilda Solis Overlook, named after LA County Supervisor Hilda Solis of District 1 at River Wilderness Park in Azusa, the location of the RMC's office and our JPAs (WCA, LCWA, and Azusa/RMC).

We will see you outside!

Be Safe and Well,
Mark

Project Spotlights

City of Long Beach's Colorado Lagoon

The Colorado Lagoon is a 28.3 acre tidal lagoon in the City of Long Beach that was constructed in the 1920s along with Marine Stadium. In 1932 it became the site of the Olympic diving trials. It now hosts sensitive estuarine habitat, conveys storm flows, and is a popular public swimming and recreation site. Beginning in 1960, the lagoon experienced severe water quality issues and impacts to natural habitats due to increasing urban development and runoff, and sedimentation of the culvert connecting it to the larger Alamitos Bay/ Marine Stadium. In 2010 and 2012, the RMC provided funding to the City of Long Beach and the Friends of the Colorado Lagoon to implement Phase 1 of the Colorado Lagoon Restoration Project. Contaminated sediment was dredged from the lagoon, 18 acres of native coastal marine habitat was restored, and educational/ interpretive elements were placed on site.

Currently, the City of Long Beach is implementing Phase 2 of the restoration project, which would construct an open channel through Marina Vista Park to reconnect the Colorado Lagoon to Alamitos Bay. This project would restore full tidal circulation to Colorado Lagoon, improve water quality, restore natural tidal wetland habitat, and provide public access to natural coastal habitats. The City is finalizing design plans for the project and is anticipating awarding a construction bid later this year. Find out more at: <http://www.longbeach.gov/pw/projects/>.



Colorado Lagoon – Phase II Restoration Rendering



Project Updates

California Native Plants

Spring is in the air and with our extended droughts, wildfires, and extreme heat, choosing landscape plants in California can be a challenge. Many state grant applications encourage the use of a California native plant palette for additional points when applying for state grants, including the RMC Prop 68 (park bond) grant program. When you use native California plants, you can be sure they'll survive your local climate and even help you save water. Native plants also benefit local wildlife such as bees, butterflies, and birds by creating micro-habitats for these critical pollinators in nature.

As you visit your state and local parks, be on the lookout for the California state flower, the California poppy (*Eschscholzia californica*), which is known for its **golden poppies**, which bloom beautifully each spring in wild fields all over the state. This flower became the state's official flower back in 1903, and it is also referred to as the flame flower, *copa de oro* (which translates to "cup of gold"). This flower can be seen blooming at the RMC's offices at El Encanto, along the walking trails and possibly even at your local community or regional park.

Additional information about CA Native plants can be found on the California Native Plant Society webpage at www.cnps.org



Joint Powers Authority

WATERSHED CONSERVATION AUTHORITY

Wilderness Trail Loop – A place for Nature and People



The Watershed Conservation Authority, in partnership with the City of San Dimas, is preparing to open a new Trail loop at our Walnut Creek Habitat Preserve. The 1-mile trail spur to the Antonovich Trail boasts vistas of the San Gabriel Mountains, mature growth Live Oak and Walnut woodlands and newly planted native plants that will attract wildlife and pollinators. The trail's thoughtful design respects the natural character of the sites woodland fringe and reestablishes upland native plants, as well as, maintains naturally occurring snags created from fallen trees along the trail. Snags are dead and fallen trees or branches left in place to naturally decay over time. Snags maintain the natural character of the site

and are a source of food and shelter for a variety of wildlife. Birds, mammals, reptiles and insects rely on snags for nesting, food, hiding, hunting and shelter. The quantity and quality of the snags found along our new trail has even piqued the interest of a local chapter of the Audubon Society who wish to document and study the snags over time.

You too can invite wildlife into your landscapes by incorporating snags into your own native plant gardens. While nature creates snags through fire, lightening or old age, we can utilize cut or fallen branches and even 'replant' an unearthed trunk with roots to a more suitable place in our yards so birds and wildlife can take advantage of it. Good locations include those away from structures and near water, other live trees, and on the edges of fields.

Find more information about the benefits of snags please visit <https://backyardhabitats.org/wp-content/uploads/2017/07/Snags-Living-with-urban-wildlife.pdf>



LOS CERRITOS WETLANDS AUTHORITY

Homelessness in the Wetlands

In 2013, the LCWA Protocols and Guidelines for the Safety and Security (PGSS) of the LCWA Properties was developed in conjunction with the Los Cerritos Wetlands Stewardship Program, the City of Long Beach Police and the City's Health and Human Services and the City of Seal Beach Police Department, and then adopted by the LCWA Board. The PGSS was developed in response to increasing number of encampments throughout LCWA's properties. The purpose of this policy is to ensure that personnel understand the needs and rights of the homeless and to establish procedures to guide LCWA Staff and all hired contractors during all contacts with the homeless, whether consensual or for enforcement purposes.

The LCWA hired Los Cerritos Wetlands Stewards (Stewards) to manage the LCWA PGSS and to serve as the Homeless Community Liaison. Since 2013, the Stewards have provided excellent services required to properly manage and administer the LCWA's PGSS. The Stewards was established in 1994 as a 501c3 non-profit organization with the main focus of stewardship for the Los Cerritos Wetlands and other natural areas throughout the City of Long Beach. Under the guidance of Executive Director, Lenny Arkinstall, the Stewards have helped many individuals experiencing homelessness throughout the years, and their work continues. The Los Cerritos Wetlands are located where the San Gabriel River ends in the Pacific Ocean between the City of Long Beach and Seal Beach. Additional information can be found at [HERE](#).



Pictured left: Individual experiencing homelessness (left) and Lenny Arkinstall (right) in the wetlands. Services were provided to the individual to assist with returning home.



Pictured right: Los Cerritos Wetland Stewards crew clearing an encampment.

Announcement

Grant Opportunities for Parks and Open Space

- **RMC Regionwide Prop 68 Grants**
 - Grants to preserve and enhance open space and habitat and provide for low-impact recreation and educational uses.
 - Small (< \$300,000) and Very Small (< \$50,000) grants available
 - Round 2 awards anticipated to be announced Summer 2021
- **RMC Lower LA River Prop 1 and 68**
 - Over \$30 million available for projects along the Lower LA River that support the Lower LA River Revitalization Plan from each Proposition
 - More information on RMC grants at: <http://rmc.ca.gov/grants/>

LA River Master Plan

Public Comments Extended Through May 13, 2021!

The Los Angeles County River Master Plan draft is LIVE and Los Angeles County Public Works wants your feedback. Check it out at: <http://www.larivermasterplan.org/>

The Los Angeles River flows through a 51-mile connected public open space and serves as an integral part of daily life in Los Angeles County. The LA River Master Plan is an update of the LA County 1996 LA River Master Plan, which serves as a template for future projects throughout the river corridor.

Additionally, the LA River Master Plan update incorporates and builds on the 2018 Lower LA River Revitalization Plan's that identifies over 155 project opportunity sites projects, 4 signature projects, community stabilization toolkit, and other resources. The plan addresses flood risk, equitable access, healthy ecosystems, arts and culture, impacts to affordable housing, engagement, and local water supply and quality.

The comment period for the LA Master Plan is open through May 13, 2021 (extension announced 3/8/21). Submit your comments today!

After two years of work and community outreach, the LA River Master Plan draft is complete! The river is an integral part of life in LA County, and we are excited to share this with you!



We want to hear from you!

Let us know what you think at

→ LARiverMasterPlan.org ←





Subject: March 2021 Report

From: Sarah Patterson- SCAG Los Angeles County Regional Affairs Officer

213-236-1904, patterson@scag.ca.gov

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
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HIGHLIGHTS FROM THE REGIONAL COUNCIL MEETING



REGIONAL COUNCIL OFFICERS

- President
Rex Richardson, Long Beach
- First Vice President
Clint Lorimore, Eastvale
- Second Vice President
Jan C. Harnik, Riverside County
Transportation Commission
- Immediate Past President
Alan D. Wapner, San Bernardino
County Transportation Authority

COMMITTEE CHAIRS

- Executive/Administration
Rex Richardson, Long Beach
- Community, Economic &
Human Development
Jorge Marquez, Covina
- Energy & Environment
David Pollock, Moorpark
- Transportation
Cheryl Viegas-Walker, El Centro

ACTION

REGIONAL COUNCIL ADOPTS TWO RESOLUTIONS FOR THE SIXTH CYCLE OF THE REGIONAL HOUSING NEEDS ASSESSMENT

The Regional Council approved the Final Sixth Cycle Regional Housing Needs Assessment (RHNA) Allocation Plan. The Final RHNA Plan represents the 1.34 million units assigned to the SCAG region by the California Department of Housing and Community Development covering the period from October this year through October 2029. SCAG developed the allocation formula based on input from across the region and an assessment of various methodology options. The Final RHNA Plan also considered data from Connect SoCal, the 2020-2045 Regional Transportation Plan/Sustainable Communities Strategy, and included factors to affirmatively further fair housing, replacing segregated living patterns with integrated and balanced living patterns, transforming racially and ethnically concentrated areas of poverty into areas of opportunity, and complying with civil rights and fair housing laws.

The plan was approved after an extensive appeals process, in which 49 jurisdictions requested revisions to draft RHNA allocations that were distributed in September 2020. Two of those appeals were partially granted by

SCAG’s RHNA Appeals Board. SCAG will submit the Final RHNA Allocation Plan to the California Department of Housing and Community Development for approval.

The Regional Council also approved a resolution providing direction for SCAG to work with local jurisdictions and subregional partners in identifying planning resources available to help accommodate need locally and explore ways to improve the RHNA and housing element process. This includes the deployment of \$47 million in funds from the state’s Regional Early Action Plan program, which SCAG is using to support municipalities and community stakeholders toward land use plans and policies that accelerate housing production.

For more information on SCAG’s housing initiatives and the Final Sixth Cycle RHNA Allocation Plan, please visit scag.ca.gov/housing.

ACTION

REGIONAL COUNCIL ADOPTS 2021 FEDERAL TRANSPORTATION IMPROVEMENT PROGRAM

The Regional Council voted to approve the 2021 Federal Transportation Improvement Program (FTIP), which contains approximately 2,000 projects in the SCAG region, programmed at \$35.3 billion over the next six years. The 2021 FTIP was developed through a bottom-up process by which county transportation commissions presented projects for inclusion, including highway improvements, transit, rail and bus facilities, high occupancy vehicle and toll lanes, and non–motorized projects. These projects will benefit the region and the local economy with 104,000 direct jobs created each year over the six-year period. The program also reflects how the region is moving forward in implementing the policies and goals of Connect SoCal. Learn more about and view the 2021 FTIP at scag.ca.gov/2021-ftip.

NEWS FROM THE PRESIDENT

SCAG RELEASES INCLUSION, EQUITY, DIVERSITY & AWARENESS WEBSITE, BASELINE CONDITIONS REPORT & PUBLIC SURVEY

On July 2, 2020, SCAG’s Regional Council adopted a resolution declaring systemic racism a human rights and public health crisis. The resolution affirms SCAG’s commitment to work in partnership with others to close the gap of racial injustice and meaningfully advance inclusion, diversity, equity and awareness.

The Special Committee on Equity & Social Justice was formed to advise SCAG’s Regional Council on policies and practices to:

- End racial and social disparities internal to the agency.
- Strengthen the way it engages and convenes to protect and expand community voice and power.
- Work in partnership with others to close the gap of racial injustice and better serve communities of color, and in so doing, serve all the people of the region.
- Since September 2020, the Special Committee has focused on helping guide the development of:
 - An agency-wide working definition of “equity.”
 - An Equity Inventory Report, which catalogs the existing equity-related activities throughout SCAG’s planning departments.

- An Equity Framework containing indicators of existing inequities and disparities.
- To bring together SCAG work regarding inclusion, equity, diversity and awareness, SCAG has published a website that provides a working definition of Racial Equity, Racial Equity: Baseline Conditions Report, Equity Action Plan, and public survey.

The Joint Policy Committee met with a focus on equity and exploring planning’s historic role in exacerbating inequities that we see across the nation and in the region. Presentations were shared by three experts, including Tunua Thrash-Ntuk, Executive Director, Los Angeles Local Initiative Support Corporation, Beth Osborne, Director, Transportation for America, and Dr. William A. Darity, Duke University’s Sanford School of Public Policy. The meeting’s materials and presentations are intended to inform upcoming policy discussions, including future consideration of the Racial Equity Early Action Plan and Inclusive Economic Recovery Strategy.

SCAG’S INCLUSIVE ECONOMIC RECOVERY STRATEGY UPDATE

As part of President Rex Richardson’s 2020-2021 Work Plan, SCAG is developing an Inclusive Economic Recovery Strategy that aims to support an equitable and inclusive economic recovery for the SCAG region. SCAG is hosting 20 small focus groups from late February to early April for various industries to gather feedback and insights into what an inclusive economy would look like in their respective sectors and how SCAG can provide support. SCAG has kicked off the first ten convenings, meeting with community-based organizations, labor unions, incubators and accelerators, financial sector representatives, foundations, workforce development practitioners and commercial developers. In these first set of focus groups, we received invaluable input on the needs of each sector and SCAG’s potential role in addressing these needs and narrowing racial disparities in accessing opportunities to economic mobility. SCAG will take the feedback from the convenings, combined with baseline data, to recommend strategies, policies, and programs for increasing our regional competitiveness and accelerating the creation of family-supporting jobs.

NEWS FROM THE EXECUTIVE DIRECTOR

TWO OPPORTUNITIES FOR STUDENTS IN THE SCAG REGION

SCAG is excited to announce two major opportunities for students in the region!

2021 STUDENT SHOWCASE: SUBMIT AN ARCGIS STORYMAP

The 2021 Student Showcase is a virtual ArcGIS StoryMap competition with two award categories: Innovation and Planning. Student participants are invited to conceptualize, create and submit ArcGIS StoryMaps using SCAG’s open data to illustrate the possibilities of data and highlight the usefulness of open data at the regional level. Students are instructed to submit abstracts of their projects by 10 a.m. on Monday, March 8, and if selected, SCAG will request an ArcGIS StoryMap to be submitted. In all, there will be a total of \$6,000 awarded.

2021 SCAG SCHOLARSHIP PROGRAM

Applications are now available for the 2021 SCAG Scholarship Program! The 2021 SCAG Scholarship Program offers a \$4,000 scholarship award for seven high school seniors or community college students from the SCAG region (and potentially two additional scholarship awards that are not tied to a specific

county but may be awarded at the Regional Council’s discretion) who may be pursuing careers in public service. All materials for the 2021 SCAG Scholarship Program must be submitted electronically by Friday, April 23.

SCAG LEADERSHIP MEETS WITH CONGRESSIONAL REPRESENTATIVES TO DISCUSS REGIONAL PRIORITIES

On Feb. 10, President Rex Richardson, First Vice-President Clint Lorimore, Second Vice-President Jan Harnik, Immediate Past President Alan Wapner and Executive Director Kome Ajise conducted two virtual meetings, respectively, with Congressman Ken Calvert (R-Corona), Member of the House Appropriations Energy and Water Subcommittee, and Congressman Mike Garcia (R-Santa Clarita), Member of the House Appropriations Transportation and Housing & Urban Development Subcommittee. They were joined by Regional Council Members Juan Carrillo, Peggy Huang, David Pollock, Steve Manos and Karen Spiegel.

The meetings provided an opportunity for leadership to advocate for and discuss some of the agency’s most critical federal legislative priorities. First, to support direct and flexible federal aid for all cities, regardless of population size, to help with unexpected COVID-19-related expenses and to backfill tax revenues losses. Secondly, to support a long-term federal surface transportation reauthorization bill. The Fixing America’s Surface Transportation (FAST) Act was extended for one year to Sept. 30, which will give Congress more time to work on a new bill. Lastly, against the backdrop of the COVID-19 pandemic that has amplified the need for reliable and affordable broadband services, local governments and the private sector must have a strong federal partner as they deploy broadband infrastructure especially in underserved communities.

UPCOMING MEETINGS

MARCH

- 16th Legislative/Communications & Membership Committee
- 18th Joint Meeting of the Environmental Justice & Public Health Working Groups
- 23rd Transportation Conformity Working Group
- 24th Modeling Task Force
- 31st Regional Transit Technical Advisory Committee

31st Executive Administration Committee

APRIL

- 1st Regional Council and Policy Committee Meetings
- 20th Legislative/Communications & Membership Committee
- 27th Transportation Conformity Working Group
- 29th Emerging Technologies Committee



March 8, 2021

To: Governing Board, San Gabriel Valley Council of Governments
From: Jennifer Quan, League of California Cities
Re: Liaison Report

Events and Programs

2021 Legislative Briefing: Bill Introduction: March 18, 1-3 p.m. Join Cal Cities' legislative team for a briefing on critical issues facing cities in the 2021 legislative session. Lobbyists will provide detailed information on key bills pending in the Legislature. Register at: <https://www.cacities.org/events>

Public Works Officers Institute & Expo: March 15, 17, 19. Designed for public works professionals of all career levels, this virtual conference offers insight into the latest developments in public works, leadership, managing transportation, infrastructure, water, waste programs, and more. Register at: <https://www.cacities.org/events>

Please note that Cal Cities is closely monitoring the Coronavirus/COVID-19 pandemic, and the safety of our members, employees, and partners are the top priority. Cal Cities will continue to monitor the situation, and will keep you updated on any future schedule changes or cancellations. We appreciate your patience and flexibility as we take the time needed to make these decisions in a thoughtful and responsible way that protects everyone and ensures we can continue to serve as a high-quality resource for our members and partners.

COVID-19 Resources for City Officials

The League of California Cities has continued to send frequent updates to city officials and have created <https://www.cacities.org/coronavirus> as a resource for information of particular interest to local governments.

President Biden's American Rescue Plan

H.R. 1319, [American Rescue Plan Act of 2021](#) includes \$350 billion in direct and flexible funding for state and local governments. Efforts have been focused on passing the package in both houses no later than March 14, 2021.

The House Oversight & Reform Committee released estimated allocations, notes and a reference guide:

- [2.25.21 Estimated Allocations Spreadsheet](#)
- [2.25.21 Notes on Allocations](#)
- [Reference Guide](#)

Legislature Convenes for New Session

Hundreds of bills have been introduced, including reintroductions of many bills that failed in 2020. As the session gets underway, specific bills will need action by cities. These links will provide updates on all the bills that have been introduced thus far:

- [Community Services](#)
- [Environmental Quality](#)

- [Governance, Transparency and Labor Relations](#)
- [Housing, Community and Economic Development](#)
- [Public Safety](#)
- [Revenue and Taxation](#)
- [Transportation, Communications and Public Works](#)

Cal Cities' Public Safety Task Force

Cal Cities President and El Centro Mayor Cheryl Viegas Walker announced the members of the Public Safety Task Force during the February board meeting. The task force consists of 22 presidential appointments from across the state with a breadth of experience and interest working on public safety issues.

The goal of the task force is to review and recommend updates to Cal Cities' public safety policy and guiding principles, which will inform and guide Cal Cities' advocacy on police reform. The task force will meet every other week through April, provide feedback on public safety policy priorities, Cal Cities policies, recent legislative activity, and proposed legislation. The task force recommendations will be reviewed and voted on by the Public Safety Policy Committee and then will go to the board for consideration in April.

Cal Cities' Advancing Equity Advisory Committee

Cal Cities President and El Centro Mayor Cheryl Viegas Walker announced the members of the Advancing Equity Advisory Committee. It is charged with developing recommendations for the organization's future work supporting city efforts to advance equity in their communities.

The Advancing Equity Advisory Committee, with the support of staff from Cal Cities and the National League of Cities Race, Equity and Leadership Program, will develop a set of recommended actions and resources for consideration by the board of directors later this year.

The Advancing Equity Advisory Committee will undertake an informative and developmental process to identify a set of recommended actions and resources to support cities in their efforts to reevaluate operations and services through an equity lens, and reform areas where longstanding racial biases and inequities exist.

In addition to forming the Advancing Equity Advisory Committee, Cal Cities provided training and resources throughout 2020 to support city leaders' efforts. A special issue of Western City magazine in November 2020 highlights efforts to disrupt systemic inequities in city institutions and policies and replace them with systems that are inclusive and fair. The publication profiles several California cities that are driving meaningful and deliberate change within their cities to ensure equitable access to city services. Cal Cities also featured a series of webinars and conference sessions on race and equity at the 2020 Annual Conference & Expo and other events throughout the year.

For additional information on these items, please contact Jennifer Quan at 626-786-5142 or jquan@cacities.org



San Gabriel Valley Economic Partnership Spring 2021 Events

March 11, 2021
11 am -12 pm
Rebuilding the San Gabriel Valley Economy

March 12, 2021
10 am -11 am
Meet the Mayor: Victor Gordo of Pasadena

March 24, 2021
9 am -11 am
2021 Economic Forecast Summit

March 30, 2021
10 am -11 am
Representative Young Kim

April 7, 2021
11 am -12 pm
Representative Grace Napolitano

Date to be confirmed (April or May 2021)
12 pm -1 pm
PowerLunch: Certifying as a Woman or Minority-Owned Business



South Coast Air Quality Management District

WHO TO CALL

Guide for Environmental Issues

L O S A N G E L E S C O U N T Y

This guide was created by South Coast AQMD and partners as a resource for Los Angeles County only to easily identify the agency responsible for responding to environmental concerns and other issues. This guide is organized into the following topics:

EMERGENCY PLANNING & OTHER SERVICES
PEST CONTROL
ANIMAL CONTROL
TRANSPORTATION
WATER
ASBESTOS, CHEMICALS & TOXINS
AIR
LAND, WASTE & CLEANUP

How to use this guide:

- Flip to the page of the type of environmental concern(s) you have
- Search under the “Topics” column for keywords of your concern(s)
- The “Who to Call” column will have the responsible agency contact information including phone, website, and/or email
- Use the contact information to reach out to the agency responsible to address your concern(s)
- **If unable to locate your city service, please dial 2-1-1 or (800) 339-6993 or visit <http://211la.org/resources>**

| Topics | Who to Call |
|--|--|
| Utility Rates & Condition of Utility | California Public Utilities Commission (CPUC) Phone: (800) 649-7570 Website: www.cpuc.ca.gov Email: safetyhotline@cpuc.ca.gov |
| Abandoned Cars Illegal Parked Cars Noise Violations Obtain Permits Reporting Potholes Graffiti Streetlight Problems Parking Enforcement | City of Los Angeles Department of Building and Safety (LADBS) Call 3-1-1 (within the City of Los Angeles) for quickest service Phone: (213) 473-3231 Website: https://www.ladbs.org/default To send online message: https://www.ladbs.org/our-organization/customer-services/contact-us |
| Environmental Health Complaints Health Inspection Foodborne Illness Report Problems at a Restaurant or Food Market Illegal Food Vendors Body Art Facility Education Baby Supplies Nutrition Childcare Parent Programs Healthcare and Immunizations | Los Angeles County Department of Public Health Call 2-1-1 for service 24 Hour Hotline: (888) 700-9995 Customer Call Center: (888) 700-9995 Website: http://publichealth.lacounty.gov Email: ehmail@ph.lacounty.gov |
| Fire Weather Tropical Weather Forecast Satellite Images Advisory Preparedness | National Weather Service Phone: (805) 988-6610 Website: https://www.weather.gov/lox/ |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

How to Protect Yourself During a Wildfire

How to limit your exposure to wildfire smoke or ash.

- Remain indoors with windows and doors closed or seek alternate shelter.
- Avoid vigorous outdoor physical activity.
- Run your air conditioner with a clean filter to prevent bringing additional smoke inside.
- Avoid using a whole-house fan or a swamp cooler with an outside air intake.
- Avoid using indoor or outdoor wood-burning appliances, such as fireplaces and candles.
- Older adults, young children, pregnant women, and people with heart or lung diseases may be especially sensitive to health risks from wildfire smoke.
- To learn more on how to protect your lungs from wildfire smoke, how to choose the proper mask, and how to use it, please visit <http://www.sparetheair.com/assets/FaceMasks-FiltersInfo.pdf>.
- For tips on wildfire smoke, ash health, and safety, please visit <https://ww2.arb.ca.gov/protecting-yourself-wildfire-smoke>.

EMERGENCY PLANNING & OTHER SERVICES

| Topics | Who to Call |
|--|--|
| Reporting Pesticide Problems Pesticide Regulation | California Department of Pesticide Regulations Website: https://www.cdpr.ca.gov/ |
| Mosquitos Midges Black Flies Reporting Stagnant Water Pest Control | Greater Los Angeles County Vector Control District (GLACVCD) Phone: (562) 944-9656 Website: https://www.glacvcd.org/ |
| Feral Control Fruit Flies Coyote Control Weed Abatement Termite Control | Los Angeles County Agricultural Commissioner/Weights & Measures Phone: (562) 622-0402 Website: https://acwm.lacounty.gov/pest-control-operators/ Email: wm@acwm.lacounty.gov |
| District Surveillance & Enforcement Toxicology & Environmental Assessment Pesticide Information File a Complaint | Los Angeles County Health for Pest Control Customer Call Center: (888) 700-9995 Website: http://publichealth.lacounty.gov/eh/TEA/ToxicEpi/pesticides.htm Email: ehmail@ph.lacounty.gov |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

Tips for Mosquito Prevention

- Remember to properly seal rain barrels or other containers that are filled with water. Mosquitos can use other openings as well to enter the container and lay eggs, so make sure to check for holes.
- To lower the chance of mosquitos laying eggs, look around your home or yard for anything that can hold water such as vases, buckets, plant saucers, old tires, and yard drains. Once found, tip the water into the grass once a week and toss out unused containers or store them to prevent them from collecting more water.
- Use natural mosquito control products. You may find these products at a local home improvement store.
- To protect your family and community from mosquito-transmitted diseases like Zika, dengue fever and Chikungunya, wear environmentally friendly insect repellent with ingredients such as DEET, Picaridin, or Oil of Lemon Eucalyptus.
- For more tips on how to keep your home free from stagnant water and help ensure your family and community is safe, please visit <https://www.glacvcd.org/2018/12/harvest-water-not-mosquitoes-a-guide-to-keep-your-home-mosquito-free/>.

PEST CONTROL

| Topics | Who to Call |
|--|---|
| Fish, Wildlife, and Plant Resources Non-game Wildlife Pesticide Investigations Wildlife Welfare & Rehabilitation | California Department of Fish & Wildlife (CDFW) General Contact Information Phone: (916) 445-0411 Website: https://www.wildlife.ca.gov/Explore/Director/Email To Report Pouchers and Pollutors Phone: (888) 334-2258 |
| Animal Services Pet Care and Adoption Pet Policies | City of Los Angeles Department of Animal Services Call 3-1-1 (within the City of Los Angeles) for quickest service. Phone: (888) 452-7381 Website: http://www.laanimalservices.com/ |
| Animal Services Pet Adoption Noise Complaints Renew Pet License | Los Angeles Sanitation and Environment (LASAN) Dead Animal Removal Phone: (800) 773-2489 Online Service Request Form: https://www.lacitysan.org/san/faces/home/portal |
| Dead Animal Removal Service Requests | Los Angeles County Department of Public Health General Contact Information 24 Hour Hotline: (888) 700-9995 Customer Call Center: (888) 700-9995 Website: http://publichealth.lacounty.gov Email: ehmail@ph.lacounty.gov Reporting animal bites and other veterinary public health: Website: http://publichealth.lacounty.gov/vet/biteintro.htm |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

Animal Control Agencies for Sheltering Services

- If you see or find an abandoned animal, or believe one is dangerous, visit the link below to find the closest animal control agency near you. Specific contact information is given and can provide you with more informaton, please visit <http://publichealth.lacounty.gov/vet/AnimalControlList.htm>.
- For more information on animal emergency shelters and resources visit <https://redrover.org/2019/10/29/animal-resources-for-california-fires/>

ANIMAL CONTROL

| Topics | Who to Call |
|---|---|
| Hazardous Roadway Conditions Traffic Related Matters | California Highway Patrol (CHP) Phone: (800) TELL/CHP or (800) 835-5247 Website: www.chp.ca.gov |
| State Highway Repairs, Line, & Markers Maintenance Potholes Broken Sprinklers Graffiti | Caltrans Phone: (323) 259-1806 Website: www.dot.ca.gov |
| Aircraft Emissions | City of Los Angeles Department of Transportation (LADOT) Call 3-1-1 (within the City of Los Angeles) for quickest service. Phone: (213) 473-3231 Website: https://ladot.lacity.org/ Email: ladot@lacity.org |
| Streets and Transportation Information & Services | Federal Aviation Administration (FAA) General Concerns/ Public Information Line Phone: (866) 835-5322 Website: https://www.faa.gov/ Contrails (FAA) Phone: (202) 267-3576 |
| Transportation Incentive Program Freeway Service Patrol Metro Rail Locations Maps Customer Relations Fare Information | Los Angeles Metropolitan Transportation Authority General Contact Information Phone: (323) 466-3876 Website: www.metro.net Customer Service Phone: (866) 827-8646 Metro Security Phone: (888) 950-7233 |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

Tips for Transportation

- Using public transportation can help reduce pollution, increase physical activity and lower traffic congestion.
- Metro has created a Trip Planner, which locates the nearest public transportation site and guides you to your final destination. To visit Metro's Trip Planner, please visit <https://www.metro.net/riding/trip-planner/>.
- Carpool when possible! Carpooling can save you money, reduce stress, save you time, and reduce traffic.
- Buy an electric vehicle! Electric vehicles can reduce or even eliminate your fuel costs, reduce car emissions and contribute to clean air.
- For an overview on how to charge your electric vehicle in a Metro parking lot, benefits of UV charging, locations to charge, and FAQs regarding UV charging at Metro, please visit <https://www.metro.net/projects/ev/>.

TRANSPORTATION

| Topics | Who to Call |
|---|---|
| Flooded City Streets Clogged City Sewer Lines Clogged City Storm Drains | City of Los Angeles Sanitation and Environment Phone: (800) 773-2489 Website: https://www.lacitysan.org |
| Environmental Health Complaints Sewage or Wastewater Discharge at a Property No Water at a Property | Los Angeles County Department of Public Health Call 2-1-1 for service Customer Call Center: (888) 700-9995 24 Hour Hotline: (888) 700-9995 Website: http://publichealth.lacounty.gov Email: ehmail@ph.lacounty.gov |
| Reduce, Reuse, Recycle, Rethink Water Services Flood Information Sewer Maintenance Services Smart Gardening Workshops | Los Angeles County Public Works 24-hour Dispatch Phone: (800) 675-4357 or (626) 458-4357 Website: www.cleanla.com |
| Water Waste Water Quality Underground Leak Power Outage Power Quality Street Light Outage | Los Angeles Department of Water & Power (DWP) Phone: (800) DIAL DWP (800) 342-5397 Website: https://www.ladwp.com/ |
| Environmental Complaints Groundwater Permitting and Land Disposal Waste Discharge Watershed Regulatory | Los Angeles Regional Water Quality Control Board General Questions Phone: (213) 576-6600 Website: https://www.waterboards.ca.gov/losangeles/ How to File an Environmental Concern Phone: (213) 620-6370 or (213) 576-6600 Website: https://www.waterboards.ca.gov/losangeles/water_issues/programs/enforcement/index.html#complaints |
| Water Quality Programs Recycled Water Usage Water Rights Policies and Regulation File a Water Right Complaint | State Water Resources Control Board Division of Drinking Water Phone: (916) 449-5577 Division of Water Quality Phone: (916) 341-5455 Division of Water Rights Phone: (916) 341-5300 |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

Tips for Water Conservation

- Turn off the water while you brush your teeth.
- Take shorter showers and while you wait for the water to warm up, collect it to water your plants, garden or flush your toilet.
- Collecting storm water can reduce flooding, reduce water bills, and can be used to water your plants.

WATER

| Topics | Who to Call |
|--|--|
| Pesticide Sale & Use | California Department of Pesticide Regulation (CDPR) Phone: (916) 324-4100 Website: https://www.cdpr.ca.gov/ Email: CDPRWeb@cdpr.ca.gov |
| Surveillance of Pesticide Illness and Injury Evaluation of Toxicity Data and Criteria Regulations on Agricultural Worker Health | California Office of Environmental Health Hazard Assessment (OEHHA) Phone: (916) 445-6900 Website: oehha.ca.gov |
| Hazardous Waste Management Site Mitigation & Restoration Consumer Products Business Inspections Chemical Spills | Department of Toxic Substances Control (DTSC) Phone: (800) 618-6942 Hazardous Waste Alert Hotline: (800) 698-6942 Website: https://calepacomplaints.secure.force.com/complaints/ |
| Health Inspection Environmental Health Complaints Lead Exposure Hazards Mold in Rental Housing Mold | Los Angeles County Department of Public Health Call 2-1-1 for service Customer Call Center: (888) 700-9995 24 Hour Hotline: (888) 700-9995 Website: http://publichealth.lacounty.gov Email: ehmail@ph.lacounty.gov |
| Pesticides Toxic Chemicals Pollution Prevention | Office of Chemical Safety and Pollution Prevention (OCSP) Phone: (202) 564-2902 Website: www.epa.gov National Lead Information (Based Paint) Phone: (415) 947-4280 Library Reference Desk (Air/ Water/ Soil) Phone: (415) 947-4406 Website: www.epa.gov/lead |
| Asbestos Complaints Asbestos Demolition & Removal Rule 1403 Asbestos Emergency Asbestos Contractor Asbestos Survey Report Requirements | South Coast Air Quality Management District (South Coast AQMD) Phone: (909) 396-2000 Website: http://www.aqmd.gov/home/rules-compliance/compliance/asbestos-demolition-removal |
| Natural Gas Leak Natural Gas Service | Southern California Gas Company (SoCalGas) Phone (909) 307-7070 Website: https://www.socalgas.com/ Natural Gas Leak Emergencies/ Safety Issues Contact Phone: (800) 427-2200 Website: https://www.socalgas.com/stay-safe/emergency-information/natural-gas-leaks |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

Tips for Mold Related Issues

- Inspect your home regularly as you may find indications and sources of indoor moisture and mold. Act quickly to avoid any potential health effects.
- To learn more about mold, moisture, and how your home can be effected, please visit <https://www.epa.gov/mold/brief-guide-mold-moisture-and-your-home>.
- To gain a better understanding of mold and its overall affect, please visit <http://publichealth.lacounty.gov/eh/tea/toxicepi/mold.htm>.

ASBESTOS, CHEMICALS & TOXINS

| Topics | Who to Call |
|--|--|
| <p>Air Quality Complaints Odor Complaints Emissions Reporting Business Permits Smoking Vehicles Mobile Sources</p> <p>Note: CARB is responsible for mobile sources, mainly cars and trucks. Please refer to South Coast AQMD for concerns such as factories, refineries, and gas stations.</p> | <p>California Air Resources Board (CARB) General Contact Information Phone: (800) 242-4450 Website: www.arb.ca.gov Email: helpline@arb.ca.gov</p> <p>Air Pollution Complaints Phone: (800) 952-5588 Website: https://ww2.arb.ca.gov/node/473/about</p> <p>Vehicle Pollution Complaints Phone: (800) END SMOG or (800) 363-7664 Website: https://ww2.arb.ca.gov/our-work/programs/environmental-complaints/smoking-vehicles</p> |
| <p>Ambient Air Quality Standards Health Impacts of Chemicals in the Air CalEnviro Screening Tool</p> | <p>California Office of Environmental Health Hazard Assessment (OEHHA) Phone: (916) 324-7572 Website: https://oehha.ca.gov/</p> |
| <p>Workplace Safety Industrial Welfare Labor Standards Permit, Cranes & Pressure Vessels Asbestos Workplace Air Quality</p> | <p>Division of Occupational Safety and Health of California (Cal-OSHA) Phone: (213) 576-7451 or (818) 901-5403 Website: www.dir.ca.gov Email: Infocons@dir.ca.gov</p> |
| <p>Tobacco Prevention Reporting Smoking Violations</p> | <p>Los Angeles County Public Health Tobacco Control Program Phone: (213) 351-7890 Website: www.laquits.com Email: tobacco1@ph.lacounty.gov</p> |
| <p>Air Quality Complaints Odor Complaints Emissions Reporting Business Permits Smoking Vehicles</p> | <p>South Coast Air Quality Management District (South Coast AQMD) Phone: (800)-288-7664 (800-CUT-SMOG) Website: www.aqmd.gov</p> |
| <p>Truck & Bus Regulation Reports/Complaints for Idling or Smoking Vehicles Rail Yard Complaints Information on Burn Planning, Burn Approvals, and Emissions Equipment Registration and Reporting</p> | <p>United States Environmental Protection Agency National Response Center Phone: (800) 424-8802 Website: https://echo.epa.gov/report-environmental-violations</p> <p>Los Angeles County Department of Public Health Phone: 2-1-1 Website: http://publichealth.lacounty.gov/</p> <p>Pollution Prevention Information Clearinghouse Phone: (202) 566-0799 Email: ppic@epa.gov</p> <p>Vehicle Smog into Referee Phone: (626) 575-6800</p> |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

Facts for Keeping the Air Clean

- Visit South Coast AQMD's website daily to check the air quality in your area or download the South Coast AQMD smartphone app. For more information on how to download the app, please visit <https://www.aqmd.gov/mobileapp>.
- For tips on how to do your part to clean the air, visit South Coast AQMD at <https://cutt.ly/RtbVE6W> and download the flyer for more information.

AIR

| Topics | Who to Call |
|---|--|
| Recycling Waste Management Recycling Complaints | California Department of Resources Recycling and Recovery (CalRecycle) Phone: (800) Recycle (732-9253) Website: https://www.calrecycle.ca.gov/ Email: complaints@calrecycle.ca.gov |
| Solid Waste Facilities Inspection Request Report Code Violation Residential Property Report Parcel Profile Report Zoning Information Reporting Dumping or Trash Collection Issues Requesting Bulky Item Pick-up | City of Los Angeles – Department of Building & Safety, Local Enforcement Agency Program (LADBS) Phone: (213) 473-3231 or call 3-1-1 (within the City of Los Angeles) for quickest service Website: https://www.ladbs.org/our-organization/customer-services/contact-us |
| Hazardous Waste Management Site Cleanup & Restoration Abandoned Waste Business Inspections Chemical Spills at Treatment, Storage, and Disposal Facilities (TSD) HW TSD Facilities HW Transporters Electronic Waste Facilities Shooting Ranges DTSC Cleanup Sites) | City of Los Angeles Sanitation and Environment Phone: (800) 773-2489 Website: https://www.lacitysan.org/ |
| Hazardous Waste Generator Program Hazardous Materials Aboveground Storage Tank Program Underground Storage Tank | Department of Toxic Substances Control (DTSC) Phone: (800) 618-6942 Hazardous Waste Alert Hotline: (800) 698-6942 Website: https://calepacomplaints.secure.force.com/complaints/ |
| Hazardous Waste Generator Program Hazardous Materials Aboveground Storage Tank Program Underground Storage Tank | Los Angeles County Department Fire Department Phone: (323) 890-4045 Website: https://www.fire.lacounty.gov/ Email: askhmd@fire.lacounty.gov |
| Environmental Health Complaints Accumulated Trash or Debris at a Property Rental Properties that are Not Maintained Hazardous Waste Generators Chemical Spills Abandoned Waste | Los Angeles County Department of Public Health Call 2-1-1 for service Customer Call Center: (888) 700-9995 24 Hour Hotline: (888) 700-9995 Website: http://publichealth.lacounty.gov Email: ehmail@ph.lacounty.gov |
| Reduce, Reuse, Recycle, Rethink Homeowner Permits Flood Information Sewer Maintenance Services Emergency Resources Trash Collection Illegal Dumping Solid Waste Generation Charge | Los Angeles County Public Works 24-hour Dispatch Phone: (800) 675-4357 or (626) 458-4357 Website: www.cleanla.com |

Please contact your city first for any concerns, unless you live in an unincorporated area, then use the information above or call 2-1-1 (800-339-6993) or visit <http://211la.org/resources> for referrals.

Tips for Recycling

- Items such as clothes, paper, bottles, and aluminum cans can be recycled to reduce your carbon footprint.
- Items that should not be recycled include batteries, bubble wrap, styrofoam, and electric cords.
- To find more information on where you recycle and other resources, visit CalRecycle at <https://www.calrecycle.ca.gov/>.

Additional Resources

Locating Services Near Me

Check the Los Angeles County Public Work's webpage to locate services near you by entering your address to identify service-detailed contact information for construction, permits, road, transit, and much more in your area!

Follow the link below and enter your address.

<https://dpw.lacounty.gov/general/servicelocator/>

LA County Neighborhood Fix

Call 2-1-1 for information and referrals for all health and human services in Los Angeles County. This line is operated 24 hours a day if you wish to speak to live trained Community Resource Advisors in your area. To learn more about services that go far beyond phone referrals, please visit the link below or call 2-1-1. All calls are confidential

<https://www.211la.org/>

MYLA 311 Service

Call 3-1-1 or download the MyLA311 mobile app or visit the link below to connect to a wide variety of non-emergency City of Los Angeles services and other LA City resources not included in this guide. For full access to the services and resources:

<https://www.lacity.org/myla311>

Call 9-1-1 if there is an environmental emergency that may lead to an immediate threat to human health.

Americans with Disabilities Act and Language Accessibility

Upon request, this document may be made available in alternative formats or in different languages. Requests will be accommodated unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact South Coast AQMD at (909)396-2432 from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to EJCP@aqmd.gov.

Partners



Thank you to the following agencies and organizations for their assistance in creating this guide.

REPORT

DATE: March 18, 2021
TO: Governing Board Delegates and Alternates
FROM: Transportation Committee
RE: **MONTHLY REPORT**

MARCH MEETING SUMMARY

The SGVCOG Transportation Committee convened on Thursday, March 11, 2021 at 4:00pm for its March meeting. The committee received updates on the Metro Measure M Multi-Year Subregional Program Cycle 1 Projects, the Foothill Gold Line Extension Project, and the Metro ExpressLanes Project. Committee members also received verbal liaison reports from Metro Board Deputies and Foothill Transit.

SGVCOG staff provided the first presentation of the meeting to present updates on the Metro Measure M Multi-Year Subregional Program (MSP) Projects. In June 2018, Metro adopted the Measure M Guidelines to establish a process by which subregional funds under Measure M would be programmed by the subregions' respective entities. The SGVCOG was subsequently tasked with programming and administering the MSP funds through the development of five-year subregional fund programming plans in the San Gabriel Valley. After implementing a comprehensive outreach and project selection process, the SGVCOG awarded a total of \$37,338,550 in Measure M funds to 20 eligible active transportation, first/last mile, complete streets, highway efficiency, and bus system improvement projects in the San Gabriel Valley for FY 2017 to FY 2021. Each awarded project's funding allocation schedule can be changed, or "reprogrammed," at the approvals of both the SGVCOG Governing Board and the Metro Board of Directors; however, the Metro Board of Directors only reviews and approves MSP funding reprogramming requests once a year in May. Prior to submitting MSP funding reprogramming requests to the Metro Board for approval, the SGVCOG Governing Board must approve such requests at least two months in advance. This year, all MSP funding reprogramming requests must be approved by the SGVCOG Governing Board at its March meeting on Thursday, March 18, 2021 at 4:00pm in order for the requests to be forwarded to the Metro Board for consideration. A total of 11 reprogramming requests were submitted from the awarded cities and agencies due to project delays as a result of the COVID-19 Pandemic, staff turnovers, and funding shortfalls.

Foothill Gold Line Construction Authority Chief Executive Officer, Habib F. Balian, provided the second presentation of the meeting to present updates on the Foothill Gold Line Extension Project. Major construction of the Glendora-to-Pomona Segment began in Summer 2020 and construction crews are actively working throughout the 9.1-mile segment. To date, the first three of 21 at-grade street crossings have been fully constructed. Crews have completed the removal of overhead communication lines no longer used by the freight system and have completed clearing vegetation throughout the project corridor. Based on the existing progress, construction of the Glendora-to-Pomona Segment is scheduled to be completed by the end of 2025. If additional funding is secured by October 2021, the extension to Montclair can be completed by the end of 2028.

Metro Congestion Reduction Programs Executive Officer, Shahrzad Amiri, provided the third presentation of the meeting on the Metro ExpressLanes Project. The ExpressLanes is a Metro program designed to improve traffic flow and provide enhanced travel options in Los Angeles County. The ExpressLanes are managed lanes where toll prices are set based on real-time traffic conditions and vary according to the level of congestion. The toll fees are higher when there is increased traffic in the ExpressLanes and lower when traffic is lighter. These dynamic pricing methods ensure that traffic in the ExpressLanes flow smoothly, which results in more reliable trips for commuters. Currently, the Metro ExpressLanes are implemented on the I-10 and I-110 corridors. Revenue generated from toll fees are reinvested in their respective corridors' transit service improvement projects.

The committee is scheduled to reconvene on Thursday, April 8, 2021 at 4:00pm.

DATE: March 18, 2021
TO: Governing Board Delegates and Alternates
FROM: Becky Shevlin, Chair, Homelessness Committee
RE: **MONTHLY REPORT**

FEBRUARY MEETING RECAP

At its March meeting, the Homelessness Committee heard the following presentations and updates:

- **Tiny Home Emergency Shelter Pilot Program:** The Committee heard a presentation on the tiny home village recently completed by the city of Redondo Beach. Michael Klein, Deputy Director of Public Works for the City of Redondo Beach shared a presentation on the steps necessary for them to make the project successful. SGVCOG staff provided information on how interested cities can still express their interest in participating in the SGVRHT pilot, and how the pilot meets the mental health needs of participants.
- **Senate Bill 15 (Portantino):** The Committee recommended that the Governing Board authorize the President to send a letter in support of Senate Bill 15, which would offer incentives to provide workforce housing at commercial sites. Under the bill, cities would receive the average of the annual amount of sales tax revenue generated by a big box retail or commercial shopping center site for the previous seven years if that site is replaced by multifamily workforce housing. This item is included for the Governing Board's consideration at the March 18, 2021, meeting.
- **State Budget and Legislative Updates:** The Committee heard an update item on the Governor's budget proposal and bills related to homelessness. As previously reported in February, Governor Newsom's 2021-22 budget proposal includes key provisions that would provide a total of \$1.75 billion in funding for Project Homekey, community-based housing, and behavioral health treatment and for vulnerable seniors. The following bills were also reported on or are being tracked by staff:
 - **SB 91** (Committee on Budget and Fiscal Review): Extends the state eviction moratorium until July 1, 2021 and provides \$1.5 billion in Federal rental assistance to tenants. Landlords who apply to the program can receive 80% of the tenant's outstanding rent if the landlord agrees to forgive the remaining 20%. If a landlord chooses not to apply, tenants can apply to receive 25% of their unpaid rent. Applications reportedly will be available by March 15. An additional \$1.1 billion of Federal funding for the same purpose was distributed to local governments with populations over 200,000. Enacted on January 21.
 - **AB 328** (Chiu, Kalra, and Wicks): Establishes the Reentry Housing Program within the Department of Housing and Community Development, to provide grants to counties and continuums of care for housing and related services for people experiencing homelessness with recent histories of incarceration, or who are expected to become homeless upon their release from incarceration. The program would fund, among other things, long-term rental subsidies, incentives for

landlords who lease their units to program participants, case management, and interim housing. AB 328 does not directly appropriate funding for the program, but future funding is anticipated to come from cost savings related to the planned closure of certain correctional facilities.

- **AB 15** (Chiu): Extends existing State COVID-19 related eviction protections through December 2021, six months beyond the SB 91 protections.
- **AB 71** (Luz Rivas): Increases tax rates on businesses with annual profits of more than \$5 million, raising an estimated \$2.4 billion to fund homeless programs. While most funding would be reserved for cities with populations greater than 300,000, the bill includes \$400 million for developers to build affordable and supportive housing in cities and unincorporated areas with fewer than 300,000 residents.

The next meeting of the SGVCOG Homelessness Committee will be held on Wednesday, April 7, at 8:30 a.m.

REPORT

DATE: March 11, 2021

TO: Governing Board Delegates and Alternates

FROM: Energy, Environment, and Natural Resources (EENR) Committee

RE: **MONTHLY REPORT**

MARCH MEETING SUMMARY

The SGVCOG Energy, Environment, and Natural Resources (EENR) Committee is expected to convene on Wednesday, March 17, 2021 at 1:00pm for its March meeting. The committee will be receiving legislative updates on AB 33 (Ting) and the Protecting America's Wilderness and Public Lands Act. Additionally, committee members will be receiving presentations on the Nature for All 2020 Impact and the South Coast Air Quality Management District's (AQMD) proposed Warehouse Indirect Source Rule.

SGVCOG Management Analyst, Alexander Fung, will be presenting legislative updates on AB 33 (Ting) and the Protecting America's Wilderness and Public Lands Act. In December 2020, Assemblymember Phil Ting (D-San Francisco) introduced AB 33 to limit the use of natural gas in new public schools and state buildings. Specifically, the bill would prohibit the California Department of General Services from approving or providing funding for the construction of new school buildings that have natural gas connections and prohibit new public buildings constructed on or after January 1, 2022 to have natural gas connections. AB 33 has been referred to the Assembly Committee on Utilities and Energy and the Assembly Committee on Natural Resources. Additionally, Congresswoman Judy Chu (CA-27) re-introduced the San Gabriel Mountains Foothills and Rivers Protection Act to the 117th Congress last month. The bill was packaged under Congresswoman Diana DeGette's (CO-1) Protecting America's Wilderness and Public Lands Act, which is known as HR 803. The bill, if signed into law, would designate approximately 1.5 million acres of public land as wilderness, add 1,200 miles of rivers to the National Wild and Scenic Rivers System, and withdraw over one million acres from new mining claims. On February 26, 2021, the U.S. House of Representatives voted to pass HR 803 by 227-200. The bill has been received in the U.S. Senate and referred to the Senate Committee on Energy and Natural Resources.

Furthermore, representatives from Nature for All are expected to provide the first presentation of the meeting on the 2020 Nature for All Impact Report. The report contains various strategies for the organization to carry out its mission through supporting policies to protect public lands and implementing the San Gabriel Mountains Transit and Infrastructure Program, the All Aboard Program for Community Transit, and Leadership Development Programs.

Representatives from the AQMD will be providing the second presentation of the meeting on the proposed AQMD Warehouse Indirect Source Rule (Proposed Rule 2305). The Rule, if implemented, would apply to operators and owners of existing and new warehouses with floor space greater than or equal to 100,000 square feet within a single building in an effort to further reduce emissions associated with emission sources operating in and out of warehouse distribution

centers. Specifically, the Rule requires warehouse operators of warehouses subject to Proposed Rule 2305 to reduce emissions by completing specific actions or paying a mitigation fee to the AQMD. Funds generated from this Rule will be allocated to provide financial incentives for truck owners to purchase NZE or ZE trucks, or for the installation of fueling and charging infrastructure. The AQMD Governing Board is scheduled to review Proposed Rule 2305 at its May meeting.

The committee is scheduled to reconvene on Wednesday, April 21, 2021 at 1:00pm.

REPORT

DATE: March 18, 2021
TO: Governing Board Members & Alternates
FROM: Water Policy Committee/Water TAC
RE: **MONTHLY REPORT**

MARCH MEETING RECAP

On Tuesday, March 9, the Water Policy Committee and Water Technical Advisory Committee (TAC) convened its monthly joint meeting via Zoom teleconference. The meeting featured the following presentation.

Department of Finance v. Commission of State Mandates

- Howard Gest, Partner at Burhenn & Gest LLP presented on the case in which the appellate court found that certain State-mandated stormwater permit requirements imposed on local governments are subject to cost reimbursement under the California constitution. The court held that (1) local governments are entitled to subvention for certain stormwater permit trash receptacle requirements under the California constitution and (2) these agencies are not entitled to subvention for stormwater permit inspection requirements because the local agencies have the authority to levy fees sufficient to pay for those permit conditions. Howard Gest noted that upcoming litigation will focus on voluntary vs. mandatory programs and whether city has ability to assess fees to pay for stormwater programs.

The Committees took action on the following state legislation.

AB 377 (Rivas, Hertzberg)

- Introduced on February 1, 2021, AB 377 (Rivas, Hertzberg) would set a specific date for Clean Water Act compliance and would aim to make all surface waters statewide fishable, swimmable, and drinkable by 2050. The bill would prohibit the State Water Resources Control Board and regional boards from adopting NPDES permits with compliance schedules or deemed compliance terms. Ultimately, the bill would reduce the amount of time for implementation with no additional funding provided that is needed to achieve the desired water quality outcomes. The Committee voted to recommend the Governing Board oppose AB 377.

SB 456 (Rubio)

- State Senator Rubio reintroduced legislation sponsored in previous years by the SGVCOG to require the State Water Resources Control Board (State Board) develop Financial Capability Assessment (FCA) guidelines for cities and counties (permittees) seeking to comply with the Federal Clean Water Act (CWA). FCA guidelines intend to provide a uniform, equitable and transparent methodology for assessing the financial capability of communities to afford the cost of compliance with municipal separate storm sewer system (MS4) permits. The state guidelines would be modeled on federal guidelines developed by the U.S. EPA. The Committee voted to recommend the Governing Board adopt a resolution to sponsor SB 456 (Rubio).

SAFE CLEAN WATER PROGRAM UPDATE

Transfer Agreements

The District is currently working with municipalities and regional program recipients on executing Transfer Agreements (TAs). So far, the District has received 70 annual plans from municipalities and has executed agreements with 63 cities, providing payment to 50 of them. For the regional program, the District has received 35 scopes of work out of 48 projects and has not yet executed agreements with recipients.

Watershed Coordinators

The District is currently onboarding watershed coordinators. Each WASC has selected a preferred consultant and the District currently executing contracts with each consultant. The District expects to onboard the watershed coordinators and hold a collective meeting for all coordinators by early April.

Partial Funding Guidelines

The District released guidelines on Stormwater Investment Plan (SIP) programming partial funding. While the District states that projects in SIPs should typically be recommended (i.e., programmed) to receive funding for their total estimated cost or requested need, the District recognizes that there are circumstances that warrant flexibility to allow WASCs recommend partial funding. During SIP development and programming, the WASCs are now authorized to recommend partial funding if the project application demonstrates a willingness and ability to complete the full project or scope identified in the application.

REPORT

DATE: March 18, 2021
TO: Governing Board Members & Alternates
FROM: Capital Projects and Construction Committee
RE: **MONTHLY REPORT**

MONTHLY REPORT

On Monday February 22, the SGVCOG Capital Projects and Construction Committee convened via Zoom for its monthly meeting. The Committee voted to approve the establishment and appointment of a Capital Projects AdHoc Committee to examine the Alameda Corridor-East (ACE) program costs and funding. Additionally, the committee received-and-filed an update on the construction management services contract with AECOM for the Montebello Boulevard Grade Separation Project. Committee members also received project reports on ongoing construction projects as well as the Durfee Avenue Grade Separation Project. The committee also held a special meeting on Monday, March 1st at 11:00am to hold a closed session with legal counsel to discuss an anticipated litigation pursuant to Government Code section 54956.9(d)(4).



SGVCOG Governing Board Unapproved Minutes

Date: February 18, 2021
Time: 4:00 PM
Location: Zoom Virtual Meeting

PRELIMINARY BUSINESS

1. Call to Order
M. Clark called the meeting to order at 4:01pm.

2. Pledge of Allegiance
A. Andrade-Stadler led the Governing Board in the Pledge of Allegiance.

3. Roll Call
A quorum was in attendance.

Governing Board Members Present

| | |
|----------------------|-----------------------|
| Alhambra | Adele Andrade-Stadler |
| Arcadia | April Verlato |
| Azusa | Robert Gonzales |
| Baldwin Park | Daniel Damian |
| Bradbury | Richard Barakat |
| Claremont | Ed Reece |
| Covina | Patricia Cortez |
| Diamond Bar | Nancy Lyons |
| Duarte | Samuel Kang |
| El Monte | Maria Morales |
| Glendora | Michael Allawos |
| Industry | Cory Moss |
| Irwindale | Albert Ambriz |
| La Cañada Flintridge | Keith Eich |
| La Puente | Gabriel Quinones |
| La Verne | Tim Hepburn |
| Monrovia | Becky Shevlin |
| Montebello | Scarlet Peralta |
| Monterey Park | Peter Chan |
| Pasadena | Victor Gordo |
| Pomona | Steve Lustro |
| Rosemead | Margaret Clark |
| San Dimas | Denis Bertone |
| San Gabriel | Jason Pu |
| San Marino | Susan Jakubowski |
| South El Monte | Gloria Olmos |
| South Pasadena | Diana Mahmud |
| Temple City | Cynthia Sternquist |
| Walnut | Allen Wu |

Absent

Sierra Madre

SGVCOG Staff

M. Creter, Exec. Director
D. DeBerry, General Counsel
E. Shen, Staff
P. Hubler, Staff
C. Sims, Staff
B. Acevedo, Staff
K. Ward, Staff
A. Fung, Staff
S. Matthews, Staff
B. McCullom, Staff
S. Hernandez, Staff
A. Bordallo, Staff
S. Pedersen, Staff

West Covina Tony Wu
L.A. County District #1 Edith Gonzalez
L.A. County District #4 Lauren Yokomizo
L.A. County District #5 Sandra Maravilla
SGV Water Districts Jennifer Santana

4. Public Comment
There were no public comments.
5. Changes to Agenda Order
There were no changes to the Agenda Order.

LIAISON REPORTS

No verbal report was given unless otherwise noted.

6. Gold Line Foothill Extension Construction Authority
7. Foothill Transit
8. Los Angeles County Metropolitan Transportation Authority
9. San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC)
10. San Gabriel Valley Mosquito & Vector Control District (SGVMVCD)
11. Southern California Association of Governments
12. League of California Cities
13. San Gabriel Valley Economic Partnership (SGVEP)
14. South Coast Air Quality Management District (AQMD)

PRESIDENT'S REPORT

SGVCOG President, Margaret Clark, provided a report.

EXECUTIVE DIRECTOR'S REPORT

SGVCOG Executive Director, Marisa Creter, provided a report.

GENERAL COUNSEL'S REPORT

SGVCOG General Counsel, David DeBerry, provided a report.

COMMITTEE REPORTS

No verbal report was given unless otherwise noted.

15. Transportation Committee
16. Homelessness Committee
17. San Gabriel Valley Regional Housing Trust Board
18. Energy, Environment and Natural Resources (EENR) Committee
19. Water Committee
20. Capital Projects and Construction Committee

CONSENT CALENDAR

21. Governing Board Meeting Minutes
Action: Adopt Governing Board minutes.

- 22. Monthly Cash Disbursements/Balances/Transfers**
Action: Approve Monthly Cash Disbursements/Balances/Transfers.
- 23. Committee/TAC/Governing Board Attendance**
Action: Receive and file.
- 24. Committee/TAC/Partnership Agency Appointments**
Action: Appoint members to the following standing SGVCOG Policy Committees, Technical Advisory Committees, and other partnership agency appointments:
- *California Association of Councils of Governments*
 - o *Margaret Clark, Rosemead (Delegate)*
 - o *Becky Shevlin, Monrovia (Alternate)*
 - *San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy:*
 - o *Victoria Martinez Muela, El Monte (Delegate)*
 - *San Gabriel Valley Regional Housing Trust Board of Directors:*
 - o *Central Seat: Maria Morales, El Monte (Delegate), Emmanuel Estrada, Baldwin Park (Alternate)*
 - o *Housing and Homeless Expert: Carol Averell, Baldwin Park (Delegate)*
 - *Planning Directors' Technical Advisory Committee:*
 - o *City of Pasadena*
 - *Public Works Technical Advisory Committee:*
 - o *City of Pasadena*
 - *Energy, Environment, and Natural Resources:*
 - o *City of Pasadena*
 - *Homelessness Committee:*
 - o *City of Pasadena*
 - *Transportation Committee:*
 - o *City of Alhambra*
 - o *City of Pasadena*
 - o *Los Angeles County Board of Supervisors District #4*
 - *Water Technical Advisory Committee:*
 - o *City of Pasadena*
- 25. Regional Early Action Planning (REAP) Application**
Action: Authorize the Executive Director to negotiate and execute an agreement with SCAG for completion of SGVCOG Regional Early Action Planning (REAP) projects for an amount not-to-exceed \$1,482,000.
- 26. Support for Federal Affordable Housing Grant Program Funding**
Action: Authorize the SGVCOG President to send a letter to Senator Feinstein in support of federal legislation that would provide \$1.5 billion annually to help state and local governments or nonprofit organizations acquire and rehabilitate existing buildings for use as affordable housing. Request that "eligible entities" be clearly defined in the legislation to include entities such as the San Gabriel Valley Regional Housing Trust (SGVRHT).
- 27. Update SGVCOG Energy Policy**

Action: Adopt Resolution 21-06 updating the SGVCOG Energy Policy.

- 28.** Update SGVCOG Open Space Preservation Policy
Action: Adopt Resolution 21-07 updating the SGVCOG Open Space Preservation Policy.
- 29.** Update SGVCOG Solid Waste Policy
Action: Adopt Resolution 21-08 updating the SGVCOG Solid Waste Policy.
- 30.** SGVCOG Delegate to the San Gabriel Mountains Community Collaborative
Action: Adopt Resolution 21-09 to appoint Claremont Mayor Jennifer Stark as the SGVCOG Delegate to the San Gabriel Mountains Community Collaborative.
- 31.** Fighting Homelessness Through Services and Housing Act
Action: Adopt Resolution 21-10 supporting the Fighting Homelessness Through Services and Housing Act.
- 32.** Measure H Innovation Funds Programming Recommendation Updates
Action: Adopt Resolution 21-11 regarding the allocation of funds to homelessness programs by combining the Regional Housing Trust funding categories.
- 33.** Update San Gabriel Valley Regional Housing Trust (SGVRHT) Board of Directors Appointment Process
Action: Adopt Resolution 21-12 approving the San Gabriel Valley Regional Housing Trust Election Process.

There was a motion to approve consent calendar items 21 to 33. (M/S: D. Bertone/T. Hepburn)

[Motion Passed]

| | |
|--------------------------|---|
| AYES: | Alhambra, Arcadia, Azusa, Baldwin Park, Bradbury, Claremont, Covina, Diamond Bar, Duarte, El Monte, Glendora, Industry, Irwindale, La Cañada Flintridge, La Puente, La Verne, Monrovia, Montebello, Monterey Park, Pasadena, Pomona, Rosemead, San Dimas, San Gabriel, San Marino, South El Monte, South Pasadena, Temple City, Walnut, West Covina, L.A. County District #1, L.A. County District #4, L.A. County District #5, SGV Water Districts |
| NOES: | |
| ABSTAIN: | |
| NO VOTE RECORDED: | |
| ABSENT: | Sierra Madre |

PRESENTATION

- 34.** COVID-19 Vaccine Distribution Update
Los Angeles County Department of Public Health, Dr. Paul Simon, provided a presentation on this item.

Key Questions/Discussions:

- G. Quinones inquired about the Johnson & Johnson vaccine's effectiveness. Dr. Simon responded that the Johnson & Johnson vaccine is effective and that it is being developed using a modified version of protein that mimics the coronavirus protein to stimulate an antibody response.
- M. Allawos inquired about mRNA and whether mRNA changes an individual's DNA. Dr. Simon responded that mRNA does not change an individual's DNA. The mRNA does not have a component of the actual virus and it is used to trigger an antibody response. Once the human antibody response is triggered, the mRNA is then rapidly destroyed by the body.
- T. Wu expressed concerns regarding DPH neglecting individuals in retirement homes. Specifically, Mr. Wu stated that the Bridgecreek Retirement Home in the City of West Covina experienced an outbreak that led to the deaths of several residents. Dr. Simon responded that the Department is currently expanding mobile units to assist senior residents and promised Mr. Wu that the Department will specifically follow up on the incident at the Bridgecreek Retirement Home.
- J. Santana inquired about Dr. Simon's recommendations on whether individuals with underlying health conditions should receive the vaccine. Dr. Simon responded that the vaccine trials included individuals with autoimmune diseases and that the vaccine was at least 90% effective among those individuals. Individuals with underlying health conditions are encouraged to receive vaccines to avoid severe adverse outcomes if they are infected with COVID-19. However, individuals who have a history of severe allergic reactions to components of the vaccines should consult their doctors before receiving the vaccines.
- J. Santana also inquired about individuals with mothers who have severe autoimmune diseases in the family. Dr. Simon responded that having a family history with severe autoimmune diseases is not a contrary indication for an individual to receive a vaccine. The Department has not witnessed adverse effects in pregnant women who received the vaccines; however, pregnant women with complicated pregnancies should consult with their providers prior to receiving the vaccines.
- B. Shevlin mentioned that the Children's Hospital of Philadelphia issued an article that answered various questions about the vaccines. Ms. Shevlin also inquired about the relationships between alcohol consumption, allergy shots, and the COVID-19 vaccines, as well as the vaccines' ability to maintain immunity in the future. Dr. Simon responded that it is possible that additional booster vaccines will be needed to bolster the population's resilience against the viruses in the future. The COVID viruses can possibly evolve, similar to influenza, depending on their strains. Individuals who receive COVID vaccinations should abide to the CDC guidelines on alcohol consumption. Additionally, individuals who are vaccinated should wait at least 14 days before receiving other vaccinations, such as allergy shots.
- J. Pu commented that various barriers, such as language, transportation, and technology, have been preventing senior residents from receiving the vaccines. Mr. Pu mentioned that the FQHC Model may be the most effective at reaching the most underserved residents of the community due to grassroot efforts. Mr. Pu inquired about Blue Shield's influence in vaccination site operations and whether the FQHC Model should be emphasized in new vaccine allocations. Dr. Simon responded that the Department will

be expanding outreach efforts to ensure that senior residents are accommodated. Dr. Simon also commented that the Department is currently examining Blue Shield's influence and monitoring how the statewide system will include local governments.

- G. Olmos inquired about whether pregnant women are at greater risk for receiving the vaccine. Dr. Simon confirmed that pregnant women who received the Moderna and Pfizer vaccines have not experienced adverse outcomes. Results for pregnant women who received the Johnson & Johnson vaccine have not yet been conclusive.
- N. Lyons shared Mr. Wu and Mr. Pu's concerns regarding the lack of engagements and accommodations for senior residents and facilities and suggested that the Department partners with Red Cross to dispatch additional mobile units in the community. Dr. Simon thanked Ms. Lyons for her perspectives.
- E. Gonzalez commented that the Los Angeles County Board of Supervisors is currently coordinating with regional transit authorities to provide residents with direct access to vaccination sites. Additional information regarding COVID vaccines will also be distributed to local residents.
- P. Chan inquired about the effectiveness of COVID tests. Dr. Simon responded that it is unlikely for an individual to receive a false positive after administering the PCR test. While the PCR test is not perfect, the test is extremely effective. Individuals who have previously been infected with COVID-19 should receive the vaccine and that vaccinated individuals should continue to wear masks to protect the community.
- N. Lyons sought clarifications on women who are vaccinated not receiving mammograms at least four to six weeks to avoid false cancer reading due to swollen lymph nodes. Dr. Simon responded that while the situation seems possible, the Department will conduct further research on the issue.
- M. Clark inquired about delays in receiving the second dose of vaccinations after 21 days and the vaccine's effectiveness at combating other variants. Dr. Simon responded that individuals should try to meet the 21-day span between doses; however, there are no major concerns for individuals who receive the second dose one to two weeks later than the 21-day span. Dr. Simon also commented that it is possible for the existing vaccines to be less effective at combating variants.

ADJOURN

M. Clark adjourned the Governing Board meeting at 5:30pm.

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS
Selected Asset Account Balances
As of February 28, 2021

| Account Number | Description | Balance 1/31/2021 | Increase | Decrease | Net Change | Balance 2/28/21 |
|------------------|---|----------------------|---------------------|-------------------|-------------------|---------------------|
| 000-000-000-1010 | CBB - 242-118-669 Checking | \$ 2,262,608 | \$ 1,142,225 | \$ 421,246 | \$ 720,979 | \$ 2,983,587 |
| 000-000-000-1020 | CBB- 242-034-325 CD | \$ 55,750 | \$ - | \$ - | \$ - | \$ 55,750 |
| 000-000-000-1030 | CBB - 2766 Savings | \$ 1,592 | \$ - | \$ - | \$ - | \$ 1,592 |
| 000-000-000-1040 | CBB -242-034-953 CD | \$ 54,982 | \$ - | \$ - | \$ - | \$ 54,982 |
| 000-000-000-1052 | CBB-242-300-597 MM (Homelessness Trust) | \$ 4,051,022 | \$ - | \$ - | \$ - | \$ 4,051,022 |
| 000-000-000-1090 | Petty Cash | \$ 400 | \$ - | \$ - | \$ - | \$ 400 |
| 000-000-000-1100 | LAIF 40-19-038 | \$ 246,235 | \$ - | \$ - | \$ - | \$ 246,235 |
| 000-000-000-1101 | LAIF Maket Value | \$ 86 | \$ - | \$ - | \$ - | \$ 86 |
| 000-000-000-1210 | Member Receivable | \$ 229,359 | \$ - | \$ - | \$ - | \$ 229,359 |
| 000-000-000-1220 | Grants/Contracts Receivable | \$ 478,327 | \$ - | \$ - | \$ - | \$ 478,327 |
| 000-000-000-1225 | Sponsorships Receivable | \$ - | \$ - | \$ - | \$ - | \$ - |
| 000-000-000-1232 | Rental Deposits Receivable | \$ 5,489 | \$ - | \$ - | \$ - | \$ 5,489 |
| 000-000-000-1291 | Receivables - Other | \$ 837 | \$ - | \$ - | \$ - | \$ 837 |
| | | \$ 7,386,687 | \$ 1,142,225 | \$ 421,246 | \$ 720,979 | \$ 8,107,666 |

SGVCOG - ACE
Selected Asset Account Balances
As of February 28, 2021

| Account Number | Description | Balance 1/31/2021 | Increase | Decrease | Net Change | Balance 2/28/21 |
|------------------|---|----------------------|----------------------|----------------------|---------------------|----------------------|
| 000-000-000-1110 | CBB General Checking Account NEW | \$ (2,271,563) | \$ 15,886,040 | \$ 4,231,655 | \$ 11,654,386 | \$ 9,382,823 |
| 000-000-000-1121 | LAIF Operating (40 19 044) | \$ 346,745 | \$ - | \$ - | \$ - | \$ 346,745 |
| 000-000-000-1122 | LAIF - Debt (11 19 031) | \$ 1,350,713 | \$ - | \$ - | \$ - | \$ 1,350,713 |
| 000-000-000-1123 | Sweep (CBB - Mutual Fund) NEW | \$ 10,026,726 | \$ 8,505,240 | \$ 11,681,871 | \$ (3,176,631) | \$ 6,850,095 |
| 000-000-000-1124 | UPPR Contribution Funds (CBB-MM) NEW | \$ 543,448 | \$ 45 | \$ - | \$ 45 | \$ 543,493 |
| 000-000-000-1125 | MTA Loan Interest Reimb (CBB) NEW | \$ 1,724,315 | \$ 142 | \$ - | \$ 142 | \$ 1,724,457 |
| 000-000-000-1131 | Grants Receivable | \$ 1,387,593 | \$ - | \$ 966,213 | \$ (966,213) | \$ 421,380 |
| 000-000-000-1135 | Retention Receivable - MTA | \$ 3,111,422 | \$ - | \$ - | \$ - | \$ 3,111,422 |
| | | \$ 16,219,399 | \$ 24,391,467 | \$ 16,879,739 | \$ 7,511,728 | \$ 23,731,127 |

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS
Disbursements Report
February 2021

| Transaction Date | Number/Reference | Vendor Name | Description | Amount |
|--|---------------------|-------------------------------|---|---------------------|
| 2/4/2021 | ACH- CAPTIAL REP | Capital Representation Group, | Legislative Consultant | \$2,500.00 |
| 2/4/2021 | ACH- CRAFTWATER | Craftwater Engineering, Inc. | ULAR LRS - Nov'20 | \$15,833.50 |
| 2/4/2021 | ACH- CRAFTWATER | Craftwater Engineering, Inc. | Annual Report - Nov'20 | \$12,790.50 |
| 2/4/2021 | ACH- CRAFTWATER | Craftwater Engineering, Inc. | ULAR Annual Report - Dec'20 | \$17,866.00 |
| 2/4/2021 | ACH- NEXTDOOR | Nextdoor Inc | Annual Subscription - Coyote Program | \$7,107.00 |
| 2/10/2021 | CITIPYT021021 | CITI CARD | Citi Card | \$2,063.93 |
| 2/16/2021 | DEBIT-ICMA PE021221 | ICMA-RC | ACE & SGVCOG Employees Contribution for PE 02.12.21 | \$5,953.12 |
| 2/17/2021 | 10158 | Woodruff, Spradlin & Smart | Legal Services for Regional Housing Trust | \$720.00 |
| 2/17/2021 | 10160 | City of El Monte | City Homeless Program | \$2,400.00 |
| 2/18/2021 | ACH-ARCADIA | City of Arcadia | City Homeless Program | \$44,338.75 |
| 2/18/2021 | ACH EVERBLUE | Everblue Training Inc | Green Path Careers & Training/Homeless Program | \$29,990.00 |
| 2/25/2021 | ACH-Focus Strat | Focus Strategies | Homeless Plan Development Nov'20-Jan'21 | \$27,122.00 |
| 2/25/2021 | ACH-Elite-TRC | Elite-TRC-Alhambra Community | Office Rent_Mar'21 | \$6,819.31 |
| 2/26/2021 | DEBIT-ICMA PE022621 | ICMA-RC | ACE & SGVCOG Employees Contribution for PE 02.12.21 | \$6,053.12 |
| Total FEBRUARY 2021 Disbursements | | | | \$181,557.23 |

ACE CONSTRUCTION AUTHORITY
Disbursements Report
February 2021

| Transaction | | | | |
|-------------|----------------------|--------------------------------|---------------------|--------------|
| Date | Check Number | Vendor Name | Description | Amount |
| 2/5/2021 | ACH-RAILPROS_N | RailPros Field Services Inc | SG2903920201128 | \$25,435.00 |
| 2/5/2021 | ACH-SCIENTIA-OCT-NOV | Scientia Consulting Group Inc. | Oct-Nov'20 | \$9,299.18 |
| 2/8/2021 | ACH-ERIC-1624- | Eric C. Shen | VCH#1624 | \$415.00 |
| 2/8/2021 | ACH-ERIC-1624- | Eric C. Shen | VCH#1626 | \$170.00 |
| 2/8/2021 | ACH-ERIC-1624- | Eric C. Shen | VCH#1627 | \$40.25 |
| 2/8/2021 | ACH-ERIC-1624- | Eric C. Shen | VCH#1643 | \$43.34 |
| 2/8/2021 | ACH-INDYHOP_OC | Industry Realty Holdings, LLC | APN207F_OCT-DEC | \$33,000.00 |
| 2/8/2021 | ACH-SIMBA_VCH# | Simba Mandizvidza | VCH#1638 | \$1,132.63 |
| 2/11/2021 | ACH-A.RAMIREZ# | Andres Ramirez | VCH#1640 | \$50.00 |
| 2/11/2021 | ACH-A.RAMIREZ# | Andres Ramirez | VCH#1641 | \$180.00 |
| 2/11/2021 | ACH-AECOM#9_DE | AECOM - Technical Services, In | 2000450289(9)DEC | \$21,244.01 |
| 2/11/2021 | ACH-ALLYHEALTH | AllyHealth | 20210201-107582 | \$10.00 |
| 2/11/2021 | ACH-ANSER_DEC2 | Anser Advisory | 1450(4)DEC20 | \$25,288.25 |
| 2/11/2021 | ACH-BIGGS#38-3 | Biggs Cardosa Associates Inc. | 2012237D-79(38)OCT | \$55,476.61 |
| 2/11/2021 | ACH-BIGGS#38-3 | Biggs Cardosa Associates Inc. | 2012237D-80(39)NOV2 | \$19,680.05 |
| 2/11/2021 | ACH-CANON FIN_ | Canon Financial Services, Inc. | 26136759 | \$1,506.25 |
| 2/11/2021 | ACH-CAP REP#11 | Capital Representation Group | 20-016(119)JAN21 | \$3,200.00 |
| 2/11/2021 | ACH-CBRE_FEB21 | CB Richard Ellis, Inc | 02_2021 | \$22,727.32 |
| 2/11/2021 | ACH-D.LANG#150 | David Lang & Associates | 80001031(150)DEC | \$4,059.63 |
| 2/11/2021 | ACH-EDISON_JAN | Edison Carrier Solutions | 63029 | \$996.00 |
| 2/11/2021 | ACH-EPICLAND#1 | Epic Land Solution, Inc | 1220-00228(135)DEC | \$2,796.02 |
| 2/11/2021 | ACH-HNTB_DEC20 | HNTB Corporation | 2765194-DS-002(27) | \$113,318.49 |
| 2/11/2021 | ACH-INDYHOP_JA | Industry Realty Holdings, LLC | APN207F-JANFEB21 | \$22,000.00 |
| 2/11/2021 | ACH-JACOBS#114 | Jacobs Project Management Comp | W9X15202-098(114) | \$4,018.58 |
| 2/11/2021 | ACH-L.ANDREWS# | Lee Andrews Group, Inc. | 2021011(RETN)DEC | \$1,531.73 |
| 2/11/2021 | ACH-L.ANDREWS# | Lee Andrews Group, Inc. | 2021011(149)DEC | \$29,102.89 |
| 2/11/2021 | ACH-LSA_NOV-DE | LSA Associates, Inc. | 175585(32)NOVDEC | \$450.19 |
| 2/11/2021 | ACH-LSA_NOV-DE | LSA Associates, Inc. | 175582(62)DEC20 | \$1,914.58 |
| 2/11/2021 | ACH-LSA_NOV-DE | LSA Associates, Inc. | 175583(44)DEC20 | \$2,083.88 |

| Transaction | | | | |
|-------------|----------------|--------------------------------|-------------------|----------------|
| Date | Check Number | Vendor Name | Description | Amount |
| 2/11/2021 | ACH-LSA_NOV-DE | LSA Associates, Inc. | 175584(32)DEC20 | \$270.11 |
| 2/11/2021 | ACH-MILAGRO_20 | Cristobal and Milagro Sagastiz | APN209DD_MOVING | \$1,517.50 |
| 2/11/2021 | ACH-MILAGRO_RE | Cristobal and Milagro Sagastiz | APN209DD_RELOCATE | \$10,400.00 |
| 2/11/2021 | ACH-MOFFATT_DE | Moffatt & Nichol | 757361(DEC)RETN | \$900.00 |
| 2/11/2021 | ACH-MOFFATT_DE | Moffatt & Nichol | 757362(DEC)RETN | \$9,845.00 |
| 2/11/2021 | ACH-MOFFATT_DE | Moffatt & Nichol | 757361(30)DEC | \$17,100.00 |
| 2/11/2021 | ACH-MOFFATT_DE | Moffatt & Nichol | 757362(91)DEC | \$187,055.00 |
| 2/11/2021 | ACH-OFFICE DEP | Office Depot | 139862908001 | \$125.21 |
| 2/11/2021 | ACH-OFFICE DEP | Office Depot | 142481270001 | \$77.16 |
| 2/11/2021 | ACH-OFFICE DEP | Office Depot | 149770721001 | \$57.85 |
| 2/11/2021 | ACH-OFFICE DEP | Office Depot | 153355050001 | \$76.10 |
| 2/11/2021 | ACH-OFFICE DEP | Office Depot | 153442659001 | \$48.50 |
| 2/11/2021 | ACH-OSM_DEC'20 | Oliver, Sandifer & Murphy Law | 6000-123(117)DEC | \$2,987.00 |
| 2/11/2021 | ACH-OSM_DEC'20 | Oliver, Sandifer & Murphy Law | 6001-91(91)DEC | \$7,366.00 |
| 2/11/2021 | ACH-OSM_DEC'20 | Oliver, Sandifer & Murphy Law | 6002-19(19)DEC | \$25,578.00 |
| 2/11/2021 | ACH-PARAGON_DE | Paragon Partners Ltd. | 0020430-(152)DEC | \$16,631.50 |
| 2/11/2021 | ACH-PARAGON_DE | Paragon Partners Ltd. | 0020432-IN(42)DEC | \$2,661.88 |
| 2/11/2021 | ACH-PARAGON_DE | Paragon Partners Ltd. | 0020433-IN(93)DEC | \$5,126.81 |
| 2/11/2021 | ACH-PARAGON_DE | Paragon Partners Ltd. | 0020438-IN(10)DEC | \$13,406.52 |
| 2/11/2021 | ACH-RIVERSIDE# | Riverside Construction Company | 20_NOV20 | \$1,918,089.42 |
| 2/11/2021 | ACH-RIVERSIDE# | Riverside Construction Company | 20(RETN)_NOV20 | \$213,121.05 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 10133_DEC20 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 10319_JAN21 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 10578_FEB21 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 9090_JUN20 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 9164_JUL20 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 9373_AUG20 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 9635_SEP20 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 9723_OCT20 | \$220.00 |
| 2/11/2021 | ACH-TWE #JUN20 | TWE Solutions | 9901_NOV20 | \$220.00 |
| 2/11/2021 | ACH-UPRR DEC-2 | Union Pacific Railroad Company | 90102597_WO31790 | \$361.18 |
| 2/11/2021 | ACH-UPRR DEC-2 | Union Pacific Railroad Company | 90102598_WO31791 | \$1,044.81 |
| 2/11/2021 | ACH-UPRR DEC-2 | Union Pacific Railroad Company | 90102599_WO36216 | \$227.18 |

| Transaction | | | | |
|-------------|----------------------|--------------------------------|---------------------|-------------|
| Date | Check Number | Vendor Name | Description | Amount |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | 97791061 | \$25.82 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | 111645 | \$858.98 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | 7-218-36755 | \$235.48 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | 138210218-0 | \$783.95 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | 900379340_DEC23 | \$178.62 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | 10007809658_MAR21 | \$121.90 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | APN202A_201_NOV20 | \$338.59 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | APN202A_201_DEC20 | \$440.09 |
| 2/11/2021 | CBBPYMT021121 | CBB Cardmember Service | APN202A_137_NOVDEC2 | \$292.57 |
| 2/12/2021 | EFT-CALPERS PE021221 | CalPERS | 1827_PE021221 | \$17,983.22 |
| 2/17/2021 | 21102 | Woodruff, Spradlin & Smart | 67082(69)DEC20 | \$6,600.00 |
| 2/17/2021 | 21102 | Woodruff, Spradlin & Smart | 67083(70)DEC20 | \$65.58 |
| 2/17/2021 | 21102 | Woodruff, Spradlin & Smart | 67084(71)DEC20 | \$2,043.50 |
| 2/17/2021 | 21102 | Woodruff, Spradlin & Smart | 67085(72)DEC20 | \$335.00 |
| 2/17/2021 | 21102 | Woodruff, Spradlin & Smart | 67086(73)DEC20 | \$134.00 |
| 2/17/2021 | 21103 | David Lang & Associates | 80001031(DEC)RETN | \$213.67 |
| 2/17/2021 | 21104 | Montebello Land & Water Compan | 0010858(9)DEC20 | \$2,090.50 |
| 2/17/2021 | 21105 | Paragon Partners Ltd. | 0020430(RETN)DEC | \$875.34 |
| 2/17/2021 | 21105 | Paragon Partners Ltd. | 0020432(RETN)DEC | \$140.10 |
| 2/17/2021 | 21105 | Paragon Partners Ltd. | 0020433(RETN)DEC | \$269.83 |
| 2/17/2021 | 21105 | Paragon Partners Ltd. | 0020438(RETN)DEC | \$705.61 |
| 2/17/2021 | 21106 | Montebello Land & Water Compan | 11-2790DECJAN21 | \$1.20 |
| 2/17/2021 | 21106 | Montebello Land & Water Compan | 12-5552DECJAN21 | \$6.00 |
| 2/17/2021 | 21106 | Montebello Land & Water Compan | 12-5600DEC20 | \$216.50 |
| 2/17/2021 | 21107 | TPx Communications | 1393504160 | \$785.42 |
| 2/17/2021 | 21108 | Southern California Edison | 2412668360JAN21 | \$21.77 |
| 2/17/2021 | 21108 | Southern California Edison | 2412668592JAN21 | \$22.07 |
| 2/17/2021 | 21109 | Chocaholics dba. 1-800-GOT-JUN | 8508284/8524056 | \$788.00 |
| 2/17/2021 | 21110 | Rowland Water District | 5965666JAN21 | \$324.30 |
| 2/17/2021 | 21110 | Rowland Water District | 64734906JAN21 | \$65.12 |
| 2/17/2021 | 21111 | Aflac | 769948DEC20 | \$321.40 |
| 2/17/2021 | 21112 | Industry Public Utilities | 503889DEC20 | \$516.93 |
| 2/17/2021 | 21113 | W.C. Integrity Restoration, In | P115-APN202A | \$550.00 |

| Transaction | | | | |
|--|----------------------|--------------------------------|-----------------------|-----------------------|
| Date | Check Number | Vendor Name | Description | Amount |
| 2/17/2021 | 21114 | South Montebello Irrigation Di | 561800.02JAN21 | \$62.35 |
| 2/18/2021 | EFT-CALPERS MED_MAF | CalPERS | 1800_Medical_Mar21 | \$30,795.06 |
| 2/19/2021 | ACH-OHL#69 DEC | OHL USA, Inc. | 69_DEC20 | \$1,721,326.36 |
| 2/19/2021 | ACH-OHL#69RETN | OHL USA, Inc. | 69(RETN)DEC20 | \$191,258.48 |
| 2/25/2021 | EFT-CALPERS-PE022621 | CalPERS | 1827_CalPERS_PE022621 | \$17,983.22 |
| Total February 2021 Disbursements | | | | \$4,837,000.19 |

Governing Board Attendance

| | 2020 | | | | | | 2021 | | | | | |
|----------------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Alhambra | | D | D | | A | | D | D | | | | |
| Arcadia | | D | D | D | D | | D | D | | | | |
| Azusa | | D | D | D | D | | D | D | | | | |
| Baldwin Park | | | D | D | | | D | A | | | | |
| Bradbury | | D | | | D | | D | D | | | | |
| Claremont | | D | D | D | D | | D | D | | | | |
| Covina | | D | D | D | D | | D | D | | | | |
| Diamond Bar | | D | D | D | D | | D | D | | | | |
| Duarte | | D | D | D | D | | | D | | | | |
| El Monte | | D | D | D | | | D | D | | | | |
| Glendora | | D | D | D | D | | D | D | | | | |
| Industry | | A | D | D | D | | D | D | | | | |
| Irwindale | | D | D | | | | D | D | | | | |
| La Cañada Flintridge | | D | D | D | D | | | D | | | | |
| La Puente | | D | | | | | D | D | | | | |
| La Verne | | D | D | D | D | | D | D | | | | |
| Monrovia | | D | D | D | D | | D | D | | | | |
| Montebello | | D | | | D | | | D | | | | |
| Monterey Park | | D | D | D | D | | D | D | | | | |
| Pasadena | | | | | | | D | D | | | | |
| Pomona | | D | D | D | D | | D | A | | | | |
| Rosemead | | D | D | D | D | | D | D | | | | |
| San Dimas | | D | D | D | D | | D | D | | | | |
| San Gabriel | | D | D | D | D | | D | D | | | | |
| San Marino | | D | D | D | D | | D | D | | | | |
| Sierra Madre | | D | D | D | D | | D | | | | | |
| South El Monte | | | D | D | D | | D | D | | | | |
| South Pasadena | | D | D | D | D | | D | D | | | | |
| Temple City | | D | D | D | D | | D | D | | | | |
| Walnut | | D | D | D | D | | D | D | | | | |
| West Covina | | D | D | D | D | | D | D | | | | |
| LA County District 1 | | D | D | D | D | | A | A | | | | |
| LA County District 4 | | D | D | | D | | D | D | | | | |
| LA County District 5 | | D | D | D | D | | D | D | | | | |
| SGV Water Agencies | | D | D | D | | | D | D | | | | |

Major Action Items and Presentations

July (Dark)

August

- Officer Electronic Survey Process and Schedule
- Assignment of Housing Funds
- Housing Navigation Services
- Approval of Selection and Award of On-Call Consulting Su

September

- FY 2020-2021 Officer Elections
- SGVCOG Zero Waste Policy
- Approval of Section 115 Trust Account with the California Public Employees' Retirement System
- State and Federal Legislative Update Presentation

October

- Authorize the Executive Director to Execute an Agreement with Metro to Undertake a Transit Feasibility Study for the San Gabriel Valley
- Updated SGVCOG Purchasing and Procurement Policies and Procedures
- Employment Contract with Mark Christoffels for Director of Capital Projects/Extra Help
- Caltrans District 7 City Ambassador Program

November

- Metro Measure R Highway Program Criteria and Measure M Guidelines Letter
- Tentative 2020 Municipal Separate Storm Sewer (MS4) Permit
- Letter Supporting Additional Resources to Address Mental Health Care Needs
- Safe, Clean Water Program Transfer Agreements and Contracts

December (Dark)

January

- Tenth Amended and Restated Bylaws
- SGVRHT Board of Director Appointments
- SGVCOG 2021 Legislative Platform
- SGVCOG Whitepaper on Los Angeles Homeless Services Authority (LAHSA) Reform

February

- Update San Gabriel Valley Regional Housing Trust Board of Directors Appointment Process
- Update SGVCOG Energy, Open Space P
- Measure H Innovation Funds Programming Recommendation Updates
- COVID-19 Vaccine Distribution Update

Capital Projects & Construction

| | 2020 | | | | | | 2021 | | | | | |
|-------------------------------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Central District (El Monte) | | | | | ✓ | | ✓ | | | | | |
| COG President | ✓ | | ✓ | | | | ✓ | | | | | |
| Industry | ✓ | | ✓ | | ✓ | ✓ | ✓ | | | | | |
| LA County | | | ✓ | | ✓ | | ✓ | | | | | |
| Montebello | ✓ | | | | ✓ | | ✓ | | | | | |
| Northeast District (La Verne) | ✓ | | ✓ | | ✓ | ✓ | ✓ | | | | | |
| Northwest District (Monrovia) | ✓ | | | | ✓ | ✓ | ✓ | | | | | |
| Pomona | ✓ | | ✓ | | ✓ | ✓ | ✓ | | | | | |
| Southeast District (Diamond Bar) | ✓ | | ✓ | | ✓ | ✓ | ✓ | | | | | |
| Southwest District (South Pasadena) | ✓ | | ✓ | | ✓ | ✓ | ✓ | | | | | |
| | | | | | | | | | | | | |

Agenda Topics

July

Adoption of Mitigated Negative Declaration and Mitigation Monitoring Program for the Proposed Modification to the Diamond Bar Golf Course Need for the Proposed Improvements at the SR-57/60 Interchang

Approval of a Construction Management Services Contract with Anser Advisory, LLC for the Turnbull Canyon Road Grade Separation Project

August (Dark)

September

Sole Source Contract to OHL North America Inc. for Emergency Interim Site Maintenance Fullerton Road Grade Separation Project

Approval of Task Order 2 with AECOM for Construction Management Services for the Montebello Blvd. Grade Separation Project

October (Dark)

November

Election of Officers

Design Services Contract with KPFF Consulting Engineers and Task Order No. 1 for the Gold Line Transit Oriented Development Pedestrian Bridge Project in the City of LaVerne

Approval to Reject all Bids Received for the Construction of the Fullerton Road Grade Separation Project

December

Approval of Task Order No. 2 Amendment with CWE

Approval of Contract Amendment with Berg & Associates, Inc

Approval of 2021 Capital Projects Legislative Priorities

January

Approval of Task Order No. 1 Revision to AECOM for Montebello Blvd. Grade

Approval of Quarterly Project Progress Reports

Approval Quarterly Mitigation Monitoring Outreach Reports

EENR Attendance

| | 2020 | | | | | | 2021 | | | | | |
|--------------------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Claremont | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Covina | | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Duarte | | ✓ | ✓ | ✓ | ✓ | | | | | | | |
| El Monte | | | | | | | ✓ | ✓ | | | | |
| Pomona | | | | | | | ✓ | ✓ | | | | |
| Rosemead | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| San Dimas | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| San Gabriel | | | ✓ | | | | ✓ | ✓ | | | | |
| Sierra Madre | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Temple City (Ex-officio) | | ✓ | | | | | ✓ | | | | | |
| West Covina | | ✓ | ✓ | | ✓ | | ✓ | ✓ | | | | |

Agenda Topics

July (Dark)

August

- SGVCOG Zero Waste Policy
- COVID-19 Updates and Flu Season Preparation

September

- Existing Zero Waste Policies, Regulations, and Examples
- Southern California Regional Energy Network (SoCalREN) Program Updates

October

- Los Angeles County Civil Grand Jury Report on Food Waste Reduction
- Proposition 68 Call-for-Projects
- Regional Recycled Water Program

November

- 2021 EENR Legislative Priorities
- Food Waste Recycling Program
- San Gabriel Mountains Transit and Infrastructure Program
- Southern California Regional Climate Adaptation Framework

December (Dark)

January

- Revised SGVCOG Energy, Open Space Preservation, and Solid Waste Policies
- 2021 San Gabriel Valley Energy Champion Awards
- COVID-19 Vaccine Distribution Plan

February

- Clean Power Alliance Overview
- Los Angeles River Master Plan
- Los Angeles County Solid Waste Legislative Updates

Water Attendance

| | 2020 | | | | | | 2021 | | | | | |
|----------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Claremont | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Glendora | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Monrovia | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Rosemead | ✓ | | ✓ | ✓ | | | ✓ | ✓ | | | | |
| Sierra Madre | | | | | | | | ✓ | | | | |
| South Pasadena | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| LAC #1 | | | | | | | | | | | | |

Agenda Topics

July (Joint Meeting with Water TAC)

H.R. 2 Invest in America Act

SoCalREN Public Agency Programs

S.B. 205 (Hertzberg) implementation

MS4 Permit Regional Coordination

August (Dark)

September (Joint Meeting with Water TAC)

Water Policy Committee elections

Upper Los Angeles River and Rio Hondo Watershed Area Fire Effects Study

2020 Municipal Separate Storm Sewer System (MS4) Draft Permit

October (Joint Meeting with Water TAC)

Water TAC elections

2020 Municipal Separate Storm Sewer System (MS4) Draft Permit

State Water Resources Control Board Draft Order on Approval of WMPs and an EWMP

November (Joint Meeting with Water TAC)

San Gabriel Valley Greenway Network Strategic Implementation Plan

Metropolitan Water District Regional Recycled Water Program

Tentative 2020 Municipal Separate Storm Sewer System (MS4) Permit

2021 Legislative Priorities

December (Dark)

January (Joint Meeting with Water TAC)

Metropolitan Water District Stormwater Pilot Programs Presentation

State Water Resources Control Board Second Proposed Order on Approval of Watershed Management Programs

Safe Clean Water Program Updates

Legislative Updates - WRDA 2020 Update

February (Joint Meeting with Water TAC)

CASQA Presentation on DTSC Granted Petition on Zinc Tire Content Regulation

Main San Gabriel Basin Watermaster Presentation on PFAS Updates

Safe Clean Water Program Updates

Legislative Updates - AB 377 Update

Litigation Updates - Duarte/Garden v. State Water Board and Dep of Finance v. Commission of State Mandates

Transportation Attendance

| | 2020 | | | | | | 2021 | | | | | |
|------------------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Claremont | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| Diamond Bar | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| Duarte | | ✓ | ✓ | ✓ | ✓ | | | | | | | |
| Glendora | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| Industry | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| La Cañada Flintridge | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| L.A. County District 1 | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| L.A. County District 5 | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| Monterey Park | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| Pomona | | | | ✓ | ✓ | | ✓ | | | | | |
| San Gabriel | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| South El Monte | | | ✓ | ✓ | ✓ | | ✓ | | | | | |
| South Pasadena | | ✓ | ✓ | ✓ | ✓ | | ✓ | | | | | |
| Temple City | | ✓ | | ✓ | ✓ | | ✓ | | | | | |
| Walnut | | ✓ | ✓ | ✓ | ✓ | | | | | | | |

Agenda Topics

July (Dark)

August

- SR-710 North Corridor Mobility Improvements
- Appointment of SGVCOG Representatives to the LAX Community Noise Roundtable
- Recommendation for Governing Board to Advance/Loan MSP Funds

September

- FY 2021 Metro Budget Presentation

October

- Elections of FY 2020-2021 Transportation Committee Chair and Vice Chair
- Metro Fareless System Initiative
- Metro Traffic Reduction Study
- Gold Line (L Line) Extension Construction Updates

November

- San Gabriel Valley Transit Feasibility Study
- Foothill Transit Overview
- Metro North Hollywood-Pasadena Bus Rapid Transit (BRT) Project
- Metro Measure R Highway Program Criteria and Measure M Guidelines

December (Dark)

January

- Metro Subregional Equity Program Guidelines
- 2021 Transportation Legislative Priorities
- San Gabriel Valley Greenway Network Development Project
- San Gabriel Mountains Transit and Infrastructure Program

Water TAC Attendance

| | 2020 | | | | | | | 2021 | | | | | |
|---|------|-----|-------|--------|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep 8 | Sep 30 | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Alhambra | ✓ | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Arcadia | | | | | | | | | | | | | |
| Bradbury | ✓ | | | ✓ | ✓ | ✓ | | | ✓ | | | | |
| Covina | ✓ | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Duarte | ✓ | | ✓ | ✓ | ✓ | ✓ | | | ✓ | | | | |
| Glendora | | | | ✓ | | | | ✓ | | | | | |
| Monrovia | ✓ | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Pomona | ✓ | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Sierra Madre | ✓ | | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| South Pasadena | | | | | | ✓ | | | ✓ | | | | |
| LA County DPW | ✓ | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| San Gabriel Valley Municipal Water District | ✓ | | | | | ✓ | | ✓ | ✓ | | | | |
| Upper San Gabriel Valley Municipal Water District | ✓ | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| <i>Ex-Officio</i> | | | | | | | | | | | | | |
| LA County Sanitation Districts | ✓ | | ✓ | ✓ | ✓ | | | ✓ | ✓ | | | | |
| Main San Gabriel Basin Watermaster | ✓ | | ✓ | | ✓ | ✓ | | ✓ | ✓ | | | | |

Agenda Topics

July (Joint Meeting with Water Committee)

- H.R. 2 Invest in America Act
- SoCalREN Public Agency Programs
- S.B. 205 (Hertzberg) implementation
- MS4 Permit Regional Coordination

August (Dark)

September (Joint Meeting with Water Committee)

- Upper Los Angeles River and Rio Hondo Watershed Area Fire Effects Study
- 2020 Municipal Separate Storm Sewer System (MS4) Draft Permit

September (Special Meeting)

- 2020 Municipal Separate Storm Sewer System (MS4) Draft Permit
- Second Proposed State Board Order on WMPs and EWMPs

October (Joint Meeting with Water Committee)

- Water TAC elections
- 2020 Municipal Separate Storm Sewer System (MS4) Draft Permit
- State Water Resources Control Board Draft Order on Approval of WMPs and an EWMP

November (Joint Meeting with Water Committee)

- San Gabriel Valley Greenway Network Strategic Implementation Plan
- Metropolitan Water District Regional Recycled Water Program
- Tentative 2020 Municipal Separate Storm Sewer System (MS4) Permit
- 2021 Legislative Priorities

December (Dark)

January (Joint Meeting with Water Committee)

- Metropolitan Water District Stormwater Pilot Programs Presentation
- State Water Resources Control Board Second Proposed Order on Approval of Watershed Management Programs
- Safe Clean Water Program Updates
- Legislative Updates - WRDA 2020 Update

February (Joint Meeting with Water Committee)

- CASQA Presentation on DTSC Granted Petition on Zinc Tire Content Regulation
- Main San Gabriel Basin Watermaster Presentation on PFAS Updates
- Safe Clean Water Program Updates
- Legislative Updates - AB 377
- Litigation Updates - Duarte/Gardena v. State Water Board and Dep of Finance v. Commission of State Mandates

City Managers' Steering Com.

| | 2020 | | | | | | 2021 | | | | | |
|----------------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Arcadia | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| Alhambra | | | | ✓ | | | | ✓ | | | | |
| Azusa | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| Baldwin Park | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| Bradbury | | | | ✓ | | ✓ | | ✓ | | | | |
| Diamond Bar | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| El Monte | | | | | | | | | | | | |
| Glendora | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| La Canada Flintridge | | | | ✓ | | ✓ | | ✓ | | | | |
| La Verne | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| Montebello | | | | | | ✓ | | ✓ | | | | |
| Monterey Park | ✓ | | | | | ✓ | | | | | | |
| Rosemead | | | | | | ✓ | | ✓ | | | | |
| San Marino | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| Temple City | ✓ | | | ✓ | | ✓ | | ✓ | | | | |

Agenda Topics

July

FY 20-21 Subregional Representatives to City Managers' Steering Committee

August (Dark)

September (Dark)

October

Update on SGVCOG Projects

Foothill Transit Update

November (Dark)

December

LAHSA Whitepaper

SGV Service Delivery Results

January (Dark)

February

SGV Regional Homeless, Mental Health, and Crisis Response Study

SGVCOG Housing & Homelessness Programs Update

March (Dark)

Homelessness Attendance

| | 2020 | | | | | | 2021 | | | | | |
|------------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
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| Claremont | | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | | | | |
| Duarte | | | ✓ | | | ✓ | ✓ | ✓ | ✓ | | | |
| Glendora | | ✓ | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | | | |
| Irwindale | | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | | | |
| Monrovia | | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | | | |
| Pomona | | ✓ | ✓ | ✓ | ✓ | | ✓ | ✓ | ✓ | | | |
| Rosemead | | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | | | |
| West Covina | | | | | | | | | | | | |
| LA County Dist 1 | | ✓ | | | | ✓ | ✓ | | | | | |

Agenda Topics

July (Dark)

August

2020 Greater Los Angeles PIT Homeless Count
 SGVCOG Regional Coordination Program
 Measure H FY20-21 Funding Recommendations
 LAHSA COVID-19 Recovery and Funding Plans

September

CAHOOTS (Crisis Assistance Helping Out On The Streets) Program
 DHS Housing for Health Program
 Project Roomkey
 Committee election postponement to May

October

SB 1212
 Pallet Shelter
 Ventura Riverbed

November

Surplus Properties
 DMH Services
 Legislative Priorities

December

Arcadia Resource Hub
 LAHSA Reform White Paper

January

Project Homekey
 Pasadena ADU and Shared Housing Programs

February

El Monte Project Homekey
 Affordable Living for the Aging
 Fighting Homelessness Through Housing and Services Act

March

Redondo Beach Tiny Home Program
 SB 15

Planners TAC Attendance

| | 2020 | | | | | | 2021 | | | | | |
|-----------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
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| Rosemead | ✓ | | ✓ | ✓ | | ✓ | ✓ | ✓ | | | | |
| San Dimas | ✓ | | ✓ | ✓ | | ✓ | ✓ | ✓ | | | | |
| San Gabriel | ✓ | | ✓ | ✓ | | ✓ | ✓ | ✓ | | | | |
| Sierra Madre | ✓ | | ✓ | ✓ | | ✓ | ✓ | ✓ | | | | |
| South El Monte | ✓ | | ✓ | ✓ | | ✓ | ✓ | ✓ | | | | |
| South Pasadena | ✓ | | | ✓ | | ✓ | | ✓ | | | | |
| Temple City | ✓ | | ✓ | | | ✓ | ✓ | | | | | |
| West Covina | | | | | | | | | | | | |
| L.A. County DRP | ✓ | | ✓ | ✓ | | ✓ | ✓ | ✓ | | | | |

Agenda Topics

July

- Regional Early Action Program (REAP) Projects Discussion
- 2020 San Gabriel Valley Energy Champion Awards
- Los Angeles County Department of Regional Planning FY 2020-2021 Priorities

August (Dark)

September

- San Gabriel Valley Regional Housing Trust Programs
- Housing Element Update Discussion

October

- Metro Traffic Reduction Study
- Telematics in Auto Insurance Ratings

November (Dark)

December

- HCD Housing Planning Technical Assistance Program
- Regional VMT Mitigation Bank
- Metro Open Streets Grant Program Updates

January

- Regional VMT Mitigation Bank/Fee Structure
- Los Angeles County Interim and Supportive Housing Ordinance
- Discussion of SCE Process for Service to Provide Power

February

- Metro MAT Program Cycle 1 Award Recommendation Updates
- 2021 San Gabriel Valley Energy Champion Awards Structure
- Recommendation of Committee Representatives on the Regional VMT Mitigation Fee Structure Technical Evaluation Committee
- Legislative Updates: AB 115 (Bloom) and SB 6 (Caballero)

Public Works TAC Attendance

| | 2020 | | | | | | 2021 | | | | | |
|-----------------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|
| | Jul | Aug | Sep | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun |
| Arcadia | | | | | | | ✓ | ✓ | | | | |
| Azusa | ✓ | | ✓ | | ✓ | | ✓ | ✓ | | | | |
| Baldwin Park | ✓ | | ✓ | | ✓ | | ✓ | | | | | |
| Claremont | | | | | | | | | | | | |
| Diamond Bar | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| El Monte | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Glendora | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Industry | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Irwindale | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| La Verne | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Monrovia | | | | ✓ | | | | ✓ | | | | |
| Monterey Park | ✓ | | | ✓ | ✓ | | ✓ | ✓ | | | | |
| Pomona | | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| Rosemead | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| San Dimas | ✓ | | | | ✓ | | | ✓ | | | | |
| San Gabriel | | | | | | | | | | | | |
| San Marino | ✓ | | | ✓ | ✓ | | ✓ | | | | | |
| South El Monte | | | ✓ | ✓ | | | | ✓ | | | | |
| South Pasadena | | | | | ✓ | | | | | | | |
| Temple City | ✓ | | ✓ | ✓ | | | ✓ | ✓ | | | | |
| Walnut | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |
| West Covina | | | | | | | | | | | | |
| L.A. County DPW | ✓ | | ✓ | ✓ | ✓ | | ✓ | ✓ | | | | |

Agenda Topics

July

- GoSGV Bikeshare Program Launch
- Recommendation for Governing Board to Advance/Loan MSP Funds
- 2020 San Gabriel Valley Energy Champion Awards Progress Report

August (Dark)

September

- Safe Clean Water Program Overview and Progress
- Caltrans District 7 City Ambassador Program

October

- SGVCOG RFP/RFQ Updates
- Metro Traffic Reduction Study
- Franchised Utilities: Elements of a Strong Partnership

November

- San Gabriel Valley Greenway Network Development Project
- Regional VMT Mitigation Bank
- Metro Measure R Highway Program Criteria and Measure M Guidelines

December (Dark)

January

- Caltrans District 7 Quarterly Updates
- San Gabriel Valley Regional VMT Mitigation Fee Structure Updates
- Telematics in Auto Insurance Ratings
- Traffic Signal Synchronization Program

February

- 2021 San Gabriel Valley Energy Champion Awards
- Solid Waste Legislative Review and Updates
- Municipal Best Practice Sharing on COVID-19 Recovery Efforts

REPORT

DATE: March 18, 2020
TO: Governing Board Delegates & Alternates
FROM: Marisa Creter, Executive Director
RE: **11TH AMENDED AND RESTATED BYLAWS**

RECOMMENDED ACTION

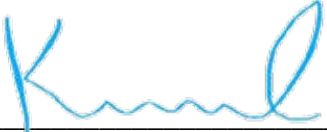
Authorize staff to place the proposed Eleventh Amended and Restated Bylaws (“Proposed Bylaws”) on the agenda for the Governing Board’s consideration at its next regular meeting.


BACKGROUND

The Proposed Bylaws would amend the current Tenth Amended and Restated Bylaws (“Bylaws”) to provide that the Metropolitan Transportation Authority San Gabriel Valley Sector Board of Directors Appointee be added as ex-officio, non-voting member of the Executive Committee. One of the critical roles of the SGVCOG Executive Committee is to develop and provide input on the monthly SGVCOG Governing Board agenda. In developing the Governing Board agenda, the SGVCOG Metro Board Representative provides critical input on Metro related items that are often timely and require direct recommended actions of the SGVCOG Governing Board related to Metro. As a result, staff is recommending adding the SGVCOG Metro Board Representative to the Executive Committee as ex-officio, non-voting member. No other changes to the Bylaws are being proposed.

NEXT STEPS

Article VIII of the Bylaws provides for a two-step process for amending the Bylaws. The proposed amendment must be first presented to the Governing Board at a meeting prior to adoption. Once presented, the Governing Board may adopt the amendment, but no sooner than the next month’s meeting. At that subsequent meeting, the Governing Board votes on the amendment. If the Governing Board approves the recommended action, a resolution adopting the Proposed Bylaws will be presented to the Governing Board at its next regular meeting.

Prepared by: 
Katie Ward
Senior Management Analyst

Approved by: 
Marisa Creter
Executive Director

ATTACHMENTS

Attachment A – Track Change of Proposed Revisions to the Bylaws.

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

A JOINT POWERS AUTHORITY

ELEVENTH AMENDED AND RESTATED BYLAWS

EFFECTIVE ____, 2021

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BYLAWS

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

PREAMBLE

The San Gabriel Valley Council of Governments (the “Council”) is an agency voluntarily established by its Members pursuant to a Joint Powers Agreement (“Agreement”) for the purpose of providing a vehicle for the Members to engage in regional and cooperative planning and coordination of government services and responsibilities to assist the Members in the conduct of their affairs. In addition, the Council will provide a regional organization for the review of federal, state, and/or regional projects and studies which involve the use of federal, state and/or regional funds, in various forms.

Article I - Definitions

The terms “ACE Construction Authority,” “Agreement,” “Alternate Governing Board Representative,” “Council,” “Governing Board,” and “Governing Board Representative,” as used in these Bylaws are defined in the Agreement and said definitions are incorporated herein by reference.

Article II - Membership and Representation

A. Membership. Members shall withdraw from or be admitted to the Council in accordance with Section 21 of the Agreement.

B. Representation/Members.

1. The Governing Board Representative and Alternate Governing Board Representative for a Member shall be designated by a resolution or similar official action of that Member’s legislative body.

2. Names of Governing Board Representatives and Alternate Governing Board Representatives shall be communicated in writing to the Governing Board by that Member’s legislative body.

3. Governing Board Representatives and Alternate Governing Board Representatives shall serve until a successor is appointed or until such time that a Representative ceases to serve in public office for his or her Member.

Article III - Governing Board

A. Powers and Duties. The powers and duties of the Governing Board, subject to the limitations of applicable law, the Agreement and these Bylaws, shall include:

1. All of the powers of the Council provided in Section 4 of the Agreement, except as may be expressly delegated to others pursuant to the provisions of the Agreement, these Bylaws or by the direction of the Governing Board shall be exercised by and through the Governing Board.
2. Making policy decisions and determining policy matters for the Council.
3. Conducting the affairs of the Council.
4. Appointing, fixing the compensation of and removing an Executive Director, establishing positions and salary schedules for staff subordinate to the Executive Director, appointing and fixing the compensation of other officers of the Council and conducting an annual performance review of the Executive Director.
5. Annually reviewing the proposed Council budget and proposed work plan submitted by the Executive Director and adopting an annual budget and a work plan.
6. Appointing Standing Policy Committees and Ad Hoc Committees, as necessary, to study specific problems, programs, or other matters which it has approved for study.
7. Based on the guidance of the General Counsel, keeping informed about and working to keep the Council in compliance with all applicable federal, state and local laws, statutes, codes, ordinances, regulations and rules that could affect the Council or any of its activities and projects.
8. Acting upon policy recommendations including those from committees.

B. Meetings.

1. Regular meetings of the Governing Board shall be held monthly, at such time, place, and location as the Governing Board may set by resolution from time to time, unless dispensed with by the Governing Board. Special meetings of the Governing Board may be called by the President. All meetings of the Council shall be called by the President. All meetings of the Council shall be called and conducted, and an agenda posted, in accordance with the Ralph M. Brown Act, Government Code Section 54950, *et seq.*, as it now exists or may hereafter be amended. Members shall direct their respective city clerks or equivalent officers to comply with all notice and agenda posting requirements deemed necessary by the Governing Board.
2. Fifty (50) percent plus one of current active membership shall constitute a quorum. Suspended Members shall not be counted toward a quorum.

3. The Governing Board shall adopt by resolution a policy regarding the use of electronic devices at meetings, which shall comply with all applicable laws.

C. Voting. Voting on the Governing Board shall be conducted as prescribed in the Agreement. Further, voting may be by voice, roll call or ballot vote. A roll call or a ballot vote shall be conducted upon the demand of five participating representatives, or at the discretion of the presiding officer. No secret ballots shall be employed. If ballot voting occurs all ballots must: identify the individual voting; be counted in and have the results reported in open session; and be available for public review. Further, if ballot voting is used for appointments to a committee or entity external to the Council, then all candidates are to be listed on a single ballot; only one ballot is to be completed for each Governing Board Representative or Alternate present; the candidate(s) receiving the highest number of votes, which is at least a majority of those cast, is/are to be appointed consistent with the number of appointments to be made. Voting shall be reported as required by the Ralph M. Brown Act (Government Code Section 54950, *et seq.*). If the Governing Board is considering a vote in closed session, prior to such vote the General Counsel shall advise the Governing Board that such action must be reported out in open session, with identification of each Governing Board member's vote.

D. Conduct. All Governing Board Representatives and Alternate Governing Board Representatives shall conduct themselves in a civil, respectful, and professional manner in the performance of their duties.

Article IV - Executive Director

The powers and duties of the Executive Director of the Council, which may be modified by action of the Governing Board, are:

A. Subject to the authority of and as directed by the Governing Board, to serve as chief administrative officer of the Council and administer the affairs of the Council in compliance with all applicable federal, state and local laws, statutes, codes, regulations and rules.

B. Except as to what may be reserved to the Governing Board, to hire, direct, discharge and remove all employees of the Council and to retain and discharge consultants and to prescribe the duties and fix the compensation thereof.

C. Annually to prepare and present a proposed budget for the Council to the Steering Committee of the City Managers' Technical Advisory Committee ("Steering Committee") and, after the approval of the Steering Committee, to the Governing Board for its approval and, after approval by the Governing Board, to maintain the expenditures of the Council within the approved budget, as may be amended from time to time by the Council.

D. Annually to prepare a proposed work plan for the Council that is consistent with the proposed annual budget and the currently effective strategic plan; to submit the proposed work plan to the Governing Board for its review, discussion, evaluation and possible adoption; and to implement the work plan adopted by the Governing Board.

E. To ensure that consultants under contract to the Council procure insurance policies that provide adequate protection to the Council and that such policies are in accord with any policy limits and policy coverage requirements directed by the Governing Board.

F. To attend the meetings of the Governing Board.

G. To perform such additional duties as the Governing Board, these Bylaws, the Agreement or applicable law may require.

Article V - Other Officers and Employees

A. Second and Third Vice Presidents. Second and Third Vice Presidents of the Council shall be elected annually as officers of the Council at the same time and in the same manner as the President and First Vice President of the Council, whose election is described in Section 11 of the Agreement. Any Governing Board Representative who is not already an officer of the Council may be elected as Second or Third Vice President. The Second and Third Vice Presidents may individually serve as President in the absence of the President and First Vice President and shall perform such duties as may be required by the Agreement, these Bylaws, or by direction of the Governing Board or the President.

B. Secretary. The Executive Director, or his or her designee, shall be the Secretary of the Council but shall not be an officer of the Council. The Secretary shall perform and/or oversee the usual and customary ministerial duties of such position.

C. Treasurer and Auditor/Controller. As set forth in Government Code section 6505, *et seq.*, in particular, section 6505.6, and Section 13 of the Agreement, the Treasurer of the Council and the Auditor/Controller of the Council may be the same person and may be a contract employee or independent contractor of the Council. If the Treasurer and Auditor/Controller are not the same person, each shall have the duties and responsibilities set forth herein. The Treasurer and Auditor/Controller shall not be an officer of the Council. The duties and responsibilities of the Treasurer and Auditor/Controller are:

1. The Treasurer and Auditor/Controller shall possess the powers described in, and shall perform those functions required by: Government Code sections 6505, 6505.5 and 6505.6; all other applicable laws and regulations, including any subsequent amendments thereto, the Agreement, these Bylaws, and/or the direction of the Governing Board.

2. The Treasurer and Auditor/Controller shall have custody of all Council funds and shall provide for strict accountability thereof in accordance with Government Code section 6505.5 and other applicable laws, or grant or other funding requirements.

3. The Treasurer and Auditor/Controller shall annually cause an independent audit to be made of the Council by a certified public accountant, in accordance with Government Code sections 6505 and 6505.6, and shall present such audit to the Governing Board at one of its meetings and be available to answer any questions.

D. General Counsel. The Governing Board shall appoint a qualified person or firm to serve as the General Counsel to the Council on any basis it desires, including, but not limited to, a contract or an employment basis. The General Counsel shall perform duties as directed by the Council, including, but not limited to, the review of meeting agendas and agenda reports, insurance policies, and policies, and procedures for compliance with state, federal and local laws, including the Brown Act.

E. Additional Officers, Employees, and Contractors. The Governing Board shall have the power to appoint, engage or employ such additional officers, employees, and independent contractors as may be appropriate. Such officers, employees, and independent contractors may also be, but are not required to be, officers and employees of the individual Members. None of the officers, employees, or independent contractors appointed by the Governing Board shall be deemed, by reason of their employment by the Governing Board, to be employed by any of the Members or, by reason of their employment by the Governing Board, to be subject to any of the requirements of such Members.

F. Bonding Requirement. Pursuant to the requirements of Government Code section 6505.1, the Governing Board shall designate which officers or persons will have charge of, handle, or have access to any property of the Council. Each such designated officer or person shall be required to file an official bond with the Governing Board, at the expense of the Governing Board, in an amount which shall be established by the Governing Board. Should the existing bond or bonds of any such officers be extended to cover the obligations provided herein, said bond shall be the official public bond required herein. The premiums of any such bonds attributable to the coverage required herein shall be appropriate expenses of the Council. The Governing Board may also direct the purchase of appropriate insurance policies to supplement said bonds and the costs of such insurance policies shall be borne by the Council. The Council may procure an insurance policy in lieu of an official bond pursuant to Government Code section 1463.

G. Status of Members' Officers and Employees. As provided in Government Code section 6513, all of the privileges and immunities from liability and other benefits which apply to the activities of officers, agents, or employees when performing their respective functions within the territorial limits of their respective public agencies shall apply to them while engaged in the performance of any of their functions and duties extraterritorially under the Agreement.

H. Vacancies. In the event of a mid-term vacancy in an officer position, the officer in the next successive position shall fill that position for the remainder of the term, and every successive officer below shall accordingly move up one position. The Executive Committee shall recommend candidates to the Governing Board for the remaining vacant position, and the Governing Board shall hold an election for that position. The order of succession shall be as follows: President, First Vice President, Second Vice President, and Third Vice President.

I. Election of Officers. In the event an election of new officers is not held prior to the expiration of the terms of those current officers, the terms of those current officers shall extend automatically, and the current officers will continue to serve in their respective

positions until an election of new officers is held. Officers shall be elected by vote of a majority of those voting.

Article VI - Committees

A. Technical Advisory Committees. The Council shall establish three Technical Advisory Committees (“TAC”), one consisting of city managers, one of planning/community development directors and one of public works/transportation directors of the Members as approved by the Governing Board. The Governing Board may establish additional TACs as it deems necessary and/or beneficial to the Council. Each TAC shall be established for the purpose of providing input, as may be requested by the Governing Board, a Council committee or as determined by the TAC itself, to report to the requesting body on matters including but not limited to Council work programs, budgets, priorities, policies, programs and practices.

Each TAC member may designate an alternate to serve in the absence of, and vote on behalf of, the member. Each TAC shall elect a Chair and Vice Chair by a majority vote of the members of the TAC. The Chair of each TAC shall sit as an ex officio, non-voting Representative to the Governing Board and an ex officio non-voting member of the Executive Committee and may make recommendations directly to the Governing Board and/or the Executive Committee. The Chief Executive Officer of the County or his or her designee shall be a member of the City Managers’ TAC (“CMTAC”) and shall be the sole representative of the County to the CMTAC. Each Governing Board Representative for the County shall be entitled to appoint one member to the Planning/Community Development Directors’ TAC and to the Public Works/Transportation Directors’ TAC. The Governing Board Representative of each Member of the Council that is neither a city nor a county shall be entitled to appoint one member to each of the three TACs. A quorum of each TAC shall be forty percent (40%) of its membership and all actions will be by a majority of those members present with a quorum in attendance. Each TAC shall meet in accordance with a schedule determined by the TAC and all meetings will be held in accordance with the Ralph M. Brown Act (Government Code section 54950, *et seq.*).

B. City Managers’ Steering Committee. There shall be a Steering Committee of the CMTAC (“City Managers’ Steering Committee”), to provide assistance and support to the full CMTAC, the Governing Board and/or the Executive Committee and to oversee certain policy and financial matters for the Council.

The City Managers’ Steering Committee shall meet at least quarterly. A quorum of the City Managers’ Steering Committee shall be forty percent (40%) of its membership and all actions will be by a majority of those members present with a quorum in attendance. All meetings of the City Managers’ Steering Committee shall be held in accordance with the Ralph M. Brown Act (Government Code section 54950, *et seq.*).

The Steering Committee shall: together with the Treasurer/Auditor recommend the independent auditor for the annual audit of the Council and all of its special funds, develop the scope of work for the audit, and review and comment on the preliminary and final audit reports prior to their presentation to the Executive Committee and the Governing Board; oversee the

investment of Council funds in accordance with the Council's investment policy; review and modify the Council's investment policy when required; review, as necessary, those insurance policies purchased for the benefit of the Council including policies purchased by consultants working for the Council; monitor compliance of the Council with applicable federal, state and local laws, ordinances, statutes, codes and regulations; and undertake those additional assignments as directed by the Governing Board. The Steering Committee shall also review and monitor all matters related to the Council's financial affairs including reviewing quarterly financial reports, audits conducted by external auditors and agencies, grant compliance and bond issuance as well as any matters related to best management practices or state/federal requirements.

C. Standing Policy Committees and Ad Hoc Committees. The Governing Board may establish Standing Policy and Ad Hoc Committees. The Standing Policy Committees shall be established for the purpose of developing policy recommendations to the Governing Board or the Executive Director in specific functional areas consistent with the overall mission of the Council. Standing Policy Committees may be created to address transportation, solid waste and environmental matters and other matters considered important by the Governing Board. Ad Hoc Committees shall be formed to study and advise on specific matters of concern to the Governing Board. All Committees shall have a clearly defined purpose. The President of the Governing Board may, as he or she deems necessary, create President's Ad Hoc Committees and appoint their members, for limited terms and advisory purposes only. President's Ad Hoc Committees shall consist only of Governing Board Members, less than a majority of a Governing Board quorum, and shall not be subject to the Ralph M. Brown Act.

The Governing Board shall appoint the members ("Committee Members") of the Standing Policy and Ad Hoc Committees each June and, as appropriate throughout the year, with the intention of encouraging maximum participation in committee activities. Committee Members shall be Governing Board Representatives, Alternate Governing Board Representatives, city council members or County supervisors, city managers, or city or County staff, but no city, member agency, or County District may have more than one Committee Member on any Standing Policy or Ad Hoc Committee. The Committee Members of the Standing Policy Committees shall be appointed for terms which shall expire, regardless of the appointment date, at the end of the Fiscal Year of the Council as defined in Article VII. C. The Committee Members of Ad Hoc Committees shall be appointed for terms that coincide with the term of the respective Ad Hoc Committee or the end of the fiscal year of the Council, whichever may come first. The term of a Committee Member representing a Member of the Council or County District that has withdrawn or been suspended in accordance with Section 21 of the Agreement shall be concluded or suspended upon the effective date of the withdrawal or suspension of said Member of the Council or County District. In appointing Committee Members of the Standing Policy and Ad Hoc Committees, the Governing Board shall consider regional representation.

A quorum of each Standing Policy Committee shall be forty percent (40%) of its membership. A quorum of each Ad Hoc Committee shall be a majority of its membership. All actions taken by either type of Committee will be by a majority of those Committee Members present with a quorum in attendance. All Standing Policy and Ad Hoc Committees shall be chaired by a Governing Board Representative or an Alternate Governing Board Representative and the

Chair of each Committee shall be selected by a majority vote of the Committee Members. All meetings of the Standing Policy and Ad Hoc Committees shall be held in accordance with the Ralph M. Brown Act (Government Code section 54950, *et seq.*). All Committee Members of Standing Policy and Ad Hoc Committees shall be voting members unless limited voting is approved for a Committee by the Governing Board upon the recommendation of the Chair of that Committee. All Committee Members of Standing Policy and Ad Hoc Committees may designate an alternate to act on their behalf at any Committee meeting (“Alternate Member”). Each Alternate Member so designated may vote on behalf of the Committee Member the Alternate Member represents. If a Committee Member or his/her Alternate Member is absent from three consecutive meetings of any Standing Policy Committee, then the membership of the Committee Member will be terminated, however, subsequent re-appointment to the Standing Policy Committee can be made by the Governing Board. A Committee Member or his/her Alternate Member may be removed for cause, including but not limited to, committing misconduct, acting in violation of the Council’s conflict of interest code, or otherwise causing harm to the Council, by a two-thirds vote of Members attending a Governing Board meeting.

When the Governing Board or any Technical Advisory Committee deems it appropriate to have representation by district within the San Gabriel Valley, the following descriptions of each district shall be used:

- § Northeast: Azusa, Claremont, Glendora, La Verne, San Dimas
- § Southeast: Covina, Diamond Bar, Industry, La Puente, Pomona, Walnut
- § Central: Baldwin Park, El Monte, Rosemead, South El Monte, Irwindale, West Covina
- § Southwest: Alhambra, Montebello, Monterey Park, San Gabriel, South Pasadena, Temple City
- § Northwest: Arcadia, Bradbury, Duarte, La Canada Flintridge, Monrovia, Pasadena, San Marino, Sierra Madre

D. Capital Projects and Construction Committee. There shall be a Capital Projects and Construction Committee, whose members will be appointed by the Governing Board. One Governing Board Member shall be appointed from the Members of each of the five districts in the Council. The cities in each district shall nominate their respective district representative for the Committee and an Alternate and the Governing Board shall ratify the appointments. The President of the Council shall be a Member of this Committee. A Los Angeles County Supervisor who represents a part of the San Gabriel Valley shall also serve as a Committee Member. Members may be re-appointed for up to three terms. The members of the Alameda Corridor East Construction Authority Board members holding office at the time of approval of these amended and restated By-Laws will each serve as a voting Member of the Committee until the ACE grade

separation project(s) within their respective cities have been completed and a Notice of Completion has been filed, and no replacement member shall be appointed.

The Committee shall be chaired by a Governing Board Representative or an Alternate Governing Board Representative selected by a majority vote of the Committee Members. All Committee Members shall be voting members unless limited voting is approved by the Governing Board upon the recommendation of the Chair of that Committee. The Committee's quorum shall be fifty percent of the Committee Members. All actions taken by the Committee will be by a majority of those Committee Members present with a quorum in attendance. If a Committee Member is absent from three consecutive meetings Committee, then the membership of the Committee Member will be terminated. A Committee Member or his/her Alternate Member may be removed for cause, including but not limited to, committing misconduct, acting in violation of the Council's conflict of interest code, or otherwise causing harm to the Council, by a two-thirds vote of Members attending a Governing Board meeting. The term of a Committee Member representing a Member of the Council or County District that has withdrawn or been suspended in accordance with Section 21 of the Agreement shall be concluded or suspended upon the effective date of the withdrawal or suspension of said Member of the Council or County District.

In the event of a vacancy on the Capital Projects and Construction Committee, the Alternate from that district shall become the Committee Member and the district will nominate a new Alternate for appointment by the Governing Board.

The Capital Projects and Construction Committee shall report to the Governing Board, communicating with the Governing Board through the Executive Committee. It shall advise and make recommendations for a plan of construction projects throughout the San Gabriel Valley for which Council staff will seek funding through available revenue and grants. The Governing Board shall have final approval authority with respect to any such project and related Implementation Agreements. However, to facilitate implementation of approved projects, the Committee, subject to such restrictions imposed by Federal, State and local governmental entities and by the Governing Board, shall have the following powers to act on behalf of the Council:

1. To approve contracts for execution by the Executive Director, including public works contracts and contracts for environmental review, design, materials and construction, and for the services of engineers, consultants, planners, and single purpose public or private groups, on behalf of and in the name of the Council;

2. On behalf of and in the name of the Council, to acquire by purchase, construct, reconstruct, rehabilitate, maintain or dispose of in whole or in part, land, facilities and appurtenances necessary or convenient for the completion of the approved projects. The Capital Projects and Construction Committee shall initially hear all resolutions of necessity in accordance with the notice and hearing requirements in the Eminent Domain Law, Code of Civil Procedure sections 1230.010-1273.050. Upon close of the hearing, the Capital Projects and Construction Committee shall determine whether the resolution of necessity is to be adopted. Any person who has appeared before and/or submitted written comments to the Capital Projects and Construction Committee shall be deemed to have appeared before and/or submitted such comments directly to

the Governing Board and to the extent of such appearance and/or comments, exhausted their administrative remedies. Any recommendation of the Capital Projects and Construction Committee to adopt a resolution of necessity and any public comments received at the hearing thereon shall then be transmitted to the Governing Board for a final decision on the resolution of necessity;

3. To provide for or obtain insurance for the Council and its agents, officers, and employees;

4. To conduct studies to satisfy the requirements of the California Environmental Quality Act and National Environmental Policy Act approvals, and to certify such studies and reports;

5. To make grant applications, approve of designs and plans, obtain agency permits, and authorize all actions necessary for the funding, design and construction of projects within or outside of the San Gabriel Valley approved by the Governing Board;

6. To oversee the construction of projects approved by the Governing Board, including public bidding, contracting, building, change orders, final acceptance, filing of a Notice of Completion (which shall be required for all projects), and any related litigation.

The powers of the Capital Projects and Construction Committee shall be exercised only in furtherance of projects approved by the Governing Board. A quorum of the Capital Projects and Construction Committee shall be a majority of its voting members and all actions shall be by a majority of its members present with a quorum in attendance. All meetings of the Capital Projects and Construction Committee shall be held in accordance with the Ralph M. Brown Act (Government Code section 54950, *et seq.*). The Committee shall keep itself informed of and comply with all applicable federal, state and local laws, statutes, codes, ordinances, regulations and rules governing the implementation of projects. Decisions of the Capital Projects and Construction Committee may be called up for review by the Governing Board upon the written request of at least seven (7) Members of the Governing Board made within ten (10) days of the decision to be reviewed. Any such review must be agendized for the next regular Governing Board meeting which is not less than ten (10) days after the call for review is made and shall be acted upon at such meeting. No review may be sought of the following decisions of the Committee, which shall be final, except where the Committee's action does not follow staff's recommendation.

1. Any decision not to adopt a resolution of necessity.
2. Approval of professional services agreements necessary to implement projects such as design, architectural, engineering, construction management, right of way acquisition, and property management.
3. Approval of bid specifications for approved projects and the conduct of public works bidding.

4. Determinations of disqualification of bidders as non-responsive or non-responsible.
5. Bid award protests.
6. Obtaining any ministerial permits necessary to construct a Governing Board approved project.
7. Approval of permit applications to regional agencies such as SCAQMD, SCAG, Regional Water Boards, etc.
8. Approval of change orders which do not require obtaining additional funding.
9. Final acceptance of projects when completed.

D. Executive Committee. The elected officers of the Council, the most recent past President of the Council who is currently serving as a Governing Board Delegate, and the Chairpersons of all Council Standing Policy Committees, shall comprise an Executive Committee, whose Chairperson shall be the President of the Council. Each of these members shall have one vote. The Chairpersons of the TACs and the Metropolitan Transportation Authority San Gabriel Valley Sector Board of Directors Appointee shall be ex officio, non-voting members of the Executive Committee. The Executive Committee will meet monthly with the Executive Director on a date and at a location selected by the Executive Committee to consider and provide guidance on matters being considered for inclusion on Governing Board agendas and on other matters as directed by the Governing Board. A quorum of the Executive Committee shall be a majority of its voting members and all actions shall be by a majority of its members present with a quorum in attendance. All meetings of the Executive Committee shall be held in accordance with the Ralph M. Brown Act (Government Code section 54950, *et seq.*).

Article VII - Budgets, Dues and Disbursements

A. Annual Budget. The Governing Board shall adopt a Budget annually prior to July 1 of each calendar year. The Budget shall: present projected revenues by source and by program on both a quarterly and annual basis; present projected expenses categorized by type of expense and by program both on a quarterly and annual basis; include separate schedules for special programs of the Council showing projected revenues and projected direct and allocated expenses; include a summary balance sheet for the current fiscal year and for the budget year; include projected capital expenditures; include comparisons between the budget, and the estimated actual current year results; and include the projected year-end cash position of the Council.

B. Budget Amendments. The Governing Board may, at any time, amend the budget to incorporate additional income and disbursements that might become available to or be required of the Council during a fiscal year.

C. Fiscal Year. The Council shall be operated on a fiscal year basis beginning on July 1 of each year and continuing until June 30 of the next year.

D. Accounts. All funds shall be placed in appropriate accounts and the receipt, transfer, or disbursement of such funds shall be accounted for in accordance with generally accepted accounting principles applicable to governmental entities and pursuant to

Government Code section 6505 and any other applicable laws. There shall be strict accountability of all funds. All revenues and expenditures shall be reported to the Governing Board.

E. Expenditures within Approved Annual Budget. All expenditures shall be made within the approved annual budget as may be amended from time to time. No expenditures in excess of those budgeted shall be made without the approval of the Governing Board.

F. Audit. The records and accounts of the Council shall be audited annually by an independent certified public accountant, in compliance with Government Code sections 6505.5 – 6505.6, and copies of such audit report shall be filed with each Member of the Council and any other entities required by Government Code section 6505 no later than fifteen (15) days after receipt of said audit by the Governing Board.

G. Dues. The Members of the Council shall be responsible for payment to the Council, annually, of dues in the amounts annually budgeted by the Governing Board for the operating costs of the Council (“Dues”). If there is any proposed change to the method by which dues are calculated, thirty (30) days’ notice shall be provided to Members prior to the meeting at which the proposed change will be considered. Thirty (30) days’ notice shall be provided to Members of the date by which Dues are to be submitted, which shall be July 1st each year.

The Governing Board may waive dues or approve payment arrangements of dues as it deems appropriate.

H. Uses of Funds. Grant funds received by the Council from any federal, state, or regional agency to pay for budgeted expenditures for which the Council has received all or a portion of said funds from the parties hereto shall be used as determined by the Governing Board and in accordance with the terms of any such grants and applicable laws.

Article VIII - Amendments

These Bylaws may, from time to time and at any time, be amended or repealed, and new or additional bylaws adopted, by approval of the Council, provided, however, that the Bylaws may not contain any provision in conflict with any applicable laws or with the Agreement. Amendments to these Bylaws may be proposed by a Governing Board Representative. Any Amendment shall be submitted to the Governing Board at a meeting at least one month prior to the meeting at which the Amendment is voted upon. A vote of fifty percent (50%) plus one (1) of the total voting membership of the Governing Board is required to adopt an Amendment.

DATE: March 18, 2021

TO: Governing Board Delegates and Alternates

FROM: Marisa Creter, Executive Director

RE: **UPDATE MEASURE M MSP SUBREGIONAL FUND PROGRAMMING**

RECOMMENDED ACTION

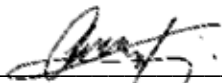
Adopt Resolution 21-13 updating the SGVCOG Measure M MSP 5-Year Plan fund programming.


BACKGROUND

In June 2018, the Los Angeles County Metropolitan Transportation Authority (Metro) adopted the Measure M Guidelines to establish a process by which subregional funds under Measure M would be programmed by the subregions' respective entities. The SGVCOG was subsequently tasked with programming and administering the Measure M Subregional Program (MSP) funds through the development of five-year subregional fund programming plans in the San Gabriel Valley. After implementing a comprehensive outreach and project selection process, the SGVCOG awarded a total of \$37,338,550 in Measure M funds to 20 eligible active transportation, first/last mile, complete streets, highway efficiency, and bus system improvement projects in the San Gabriel Valley through the adoption of Resolution 18-63 in November 2018. The funds were then allocated for the projects' eligible expenses between FY 2017 and FY 2021. A list of awarded projects can be found in Attachment A.

Prior to submitting a request for project funding, cities and agencies that were interested in applying for MSP funds were required to submit project readiness plans and funding allocation schedules to the SGVCOG. Funds awarded to selected projects were programmed to be distributed to their respective cities and agencies in accordance with the submitted funding allocation schedules. Each selected project's funding allocation schedule can be changed, or "reprogrammed," at the approvals of both the SGVCOG Governing Board and the Metro Board of Directors; however, the Metro Board of Directors only reviews and approves MSP funding reprogramming requests once a year in May. Prior to submitting any relevant MSP funding reprogramming requests to the Metro Board for approval, the SGVCOG Governing Board must approve such requests at least two months in advance.

This year, all MSP funding reprogramming requests must be approved by the SGVCOG Governing Board at its March meeting in order for the requests to be forwarded to the Metro Board for consideration. A total of 11 reprogramming requests were submitted due to project delays as a result of the COVID-19 Pandemic, staff turnovers, and funding shortfalls. Items highlighted in red in Attachment A indicate the 11 projects' original funding allocation schedules and Attachment B showcases those projects' proposed funding allocation schedules based on their reprogramming requests.

Prepared by: 
Alexander P. Fung
Management Analyst

Approved by: 
Marisa Creter
Executive Director

ATTACHMENTS

- Attachment A – SGVCOG Measure M MSP Awarded Projects from FY 2017 to FY 2022
- Attachment B – Proposed Funding Allocation Schedules for the 2021 Reprogrammed Projects
- Attachment C – Resolution 21-13

Awarded Projects (Adopted by the SGVCOG Governing Board)
SGVCOG Measure M Multi-Year Subregional Program (MSP) Cycle 1: FY 2017 to FY 2021

Category: Active Transportation

| Jurisdiction | Project | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | TOTAL |
|-----------------------|--|----------|----------|----------------|----------------|----------------|-----------------------|
| Alhambra | Lit Crosswalk Traffic Control Devices | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$636,800.00 | \$636,800.00 |
| El Monte | El Monte Class II Bike Lane/Sharrows Project | \$0.00 | \$0.00 | \$57,470.00 | \$470,063.00 | \$54,542.00 | \$582,075.00 |
| Industry | City of Industry East-West Bikeway Project | \$0.00 | \$0.00 | \$0.00 | \$1,492,500.00 | \$0.00 | \$1,492,500.00 |
| Monrovia | Monrovia Active Community Travel Vinculum | \$0.00 | \$0.00 | \$1,192,869.00 | \$0.00 | \$2,687,131.00 | \$3,880,000.00 |
| Pomona | San Jose Creek Multi-Use Bikeway | \$0.00 | \$0.00 | \$0.00 | \$298,104.00 | \$1,130,772.00 | \$1,428,876.00 |
| Rosemead | Mission Drive: Pedestrian Hybrid Beacon System | \$0.00 | \$0.00 | \$388,050.00 | \$0.00 | \$0.00 | \$388,050.00 |
| Temple City | Eaton Canyon Wash Bike Trail | \$0.00 | \$0.00 | \$0.00 | \$1,436,800.00 | \$553,200.00 | \$1,990,000.00 |
| County of Los Angeles | Huntington Drive Bike Lanes | \$0.00 | \$0.00 | \$3,830,750.00 | \$447,750.00 | \$0.00 | \$4,278,500.00 |

Category: Bus System Improvements

| Jurisdiction | Project | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | TOTAL |
|------------------|---|----------|--------------|--------------|----------|----------|---------------------|
| Foothill Transit | Amar Blvd. Corridor Improvement Project | \$0.00 | \$121,096.00 | \$90,062.00 | \$0.00 | \$0.00 | \$211,158.00 |
| Foothill Transit | Colorado Blvd. Corridor Signal Priority Upgrade | \$0.00 | \$144,740.00 | \$141,576.00 | \$0.00 | \$0.00 | \$288,316.00 |

Category: First/Last Mile & Complete Streets

| Jurisdiction | Project | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | TOTAL |
|--------------|---|----------|----------|--------------|----------------|----------------|-----------------------|
| Arcadia | Arcadia Gold Line Station Pedestrian Access Corridors | \$0.00 | \$0.00 | \$0.00 | \$150,000.00 | \$1,591,250.00 | \$1,741,250.00 |
| Baldwin Park | Baldwin Park Transit Center FLM | \$0.00 | \$0.00 | \$652,975.00 | \$0.00 | \$0.00 | \$652,975.00 |
| Claremont | College Avenue Pedestrian and Bike Improvements | \$0.00 | \$0.00 | \$686,945.00 | \$0.00 | \$0.00 | \$686,945.00 |
| Covina | Citrus Avenue Complete Streets Enhancements | \$0.00 | \$0.00 | \$149,250.00 | \$1,592,000.00 | \$0.00 | \$1,741,250.00 |

*Projects highlighted in red are projects that have submitted requests to reprogram their funds this year.

| | | | | | | | |
|----------------|--|--------|--------|----------------|--------------|----------------|-----------------------|
| Diamond Bar | Diamond Bar Blvd. Complete Streets Project | \$0.00 | \$0.00 | \$2,985,000.00 | \$0.00 | \$0.00 | \$2,985,000.00 |
| Duarte | Duarte Gold Line Station Pedestrian Access & Bicycle Safety Improvements | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$1,620,855.00 | \$1,620,855.00 |
| La Verne | Gold Line Transit Oriented Development Pedestrian Bridge | \$0.00 | \$0.00 | \$323,375.00 | \$398,000.00 | \$174,125.00 | \$895,500.00 |
| San Dimas | San Dimas Avenue Pedestrian & Bikeway Improvement Project from Gold Line Station to Avenida Loma Vista | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$895,500.00 | \$895,500.00 |
| South El Monte | Santa Anita Avenue Walkability Project | \$0.00 | \$0.00 | \$133,012.00 | \$189,973.00 | \$5,348,515.00 | \$5,671,500.00 |

Category: Highway Efficiency Funds

| Jurisdiction | Project | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | TOTAL |
|--------------|---------------------------------------|----------|----------------|----------|----------|----------|-----------------------|
| Diamond Bar | SGVCOG/ACE SR-60 Lemon Avenue Project | \$0.00 | \$5,273,500.00 | \$0.00 | \$0.00 | \$0.00 | \$5,273,500.00 |

*Projects highlighted in red are projects that have submitted requests to reprogram their funds this year.

**Proposed Funding Allocation Schedules for the 2021 Reprogrammed Projects
SGVCOG Measure M Multi-Year Subregional Program (MSP) Cycle 1: FY 2017 to FY 2021**

Category: Active Transportation

| Jurisdiction | Project | FY 19-20 | FY 20-21 | FY 21-22 | FY 22-23 | FY 23-24 | TOTAL |
|--------------|--|----------|-------------|----------------|--------------|--------------|-----------------------|
| Industry | City of Industry East-West Bikeway Project | \$0.00 | \$50,000.00 | \$380,000.00 | \$720,000.00 | \$342,500.00 | \$1,492,500.00 |
| Rosemead | Mission Drive: Pedestrian Hybrid Beacon System | \$0.00 | \$0.00 | \$35,000.00 | \$211,830.00 | \$141,220.00 | \$388,050.00 |
| Temple City | Eaton Canyon Wash Bike Trail | \$0.00 | \$0.00 | \$1,436,800.00 | \$553,200.00 | \$0.00 | \$1,990,000.00 |

Category: Bus System Improvements

| Jurisdiction | Project | FY 19-20 | FY 20-21 | FY 21-22 | FY 22-23 | FY 23-24 | TOTAL |
|------------------|---|----------|-------------|--------------|-------------|--------------|---------------------|
| Foothill Transit | Amar Blvd. Corridor Improvement Project | \$0.00 | \$0.00 | \$0.00 | \$82,352.00 | \$128,806.00 | \$211,158.00 |
| Foothill Transit | Colorado Blvd. Corridor Signal Priority Upgrade | \$0.00 | \$60,383.00 | \$227,933.00 | \$0.00 | \$0.00 | \$288,316.00 |

Category: First/Last Mile & Complete Streets

| Jurisdiction | Project | FY 19-20 | FY 20-21 | FY 21-22 | FY 22-23 | FY 23-24 | TOTAL |
|----------------|--|------------|--------------|--------------|----------------|----------------|-----------------------|
| Arcadia | Arcadia Gold Line Station Pedestrian Access Corridors | \$0.00 | \$45,000.00 | \$575,000.00 | \$1,121,250.00 | \$0.00 | \$1,741,250.00 |
| Diamond Bar | Diamond Bar Blvd. Complete Streets Project | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$2,985,000.00 | \$2,985,000.00 |
| Duarte | Duarte Gold Line Station Pedestrian Access & Bicycle Safety Improvements | \$0.00 | \$0.00 | \$648,342.00 | \$972,513.00 | \$0.00 | \$1,620,855.00 |
| La Verne | Gold Line Transit Oriented Development Pedestrian Bridge | \$9,691.00 | \$397,000.00 | \$488,809.00 | \$0.00 | \$0.00 | \$895,500.00 |
| San Dimas | San Dimas Avenue Pedestrian & Bikeway Improvement Project from Gold Line Station to Avenida Loma Vista | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$895,500.00 | \$895,500.00 |
| South El Monte | Santa Anita Avenue Walkability Project | \$0.00 | \$0.00 | \$512,284.00 | \$829,451.00 | \$4,329,765.00 | \$5,671,500.00 |

RESOLUTION 21-13
RESOLUTION OF THE GOVERNING BOARD OF THE
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) UPDATING
THE SGVCOG MEASURE M MSP 5-YEAR SUBREGIONAL PROGRAMMING PLAN

WHEREAS, Measure M, a ½ cent sales tax for transportation improvements across Los Angeles County, was approved by voters in November 2016.

WHEREAS, Measure M is expected to fund \$3.3 billion in transportation improvements in the San Gabriel Valley over the course of 40 years.

WHEREAS, the Los Angeles County Metropolitan Transportation Authority (Metro) adopted the Measure M Guidelines to establish a process by which subregional funds under Measure M would be programmed by subregional entities through the development of five-year subregional fund programming plans.

WHEREAS, the SGVCOG Governing Board has adopted guiding principles for the development of Measure M Guidelines pertaining to planning and implementing a comprehensive call-for-projects process.

WHEREAS, the SGVCOG Governing Board previously adopted Resolution 18-63 on November 15, 2018 to approve the SGVCOG Measure M MSP 5-Year Programming Plan and Projects List for FY 2017-2018 through FY 2021-2022.

WHEREAS, cities and agencies that received awarded MSP funds can propose to change, or “reprogram,” their funding allocation schedules at the approvals of the SGVCOG Governing Board and the Metro Board of Directors.

WHEREAS, SGVCOG staff received a total of 11 reprogramming requests from cities and agencies this year due to project delays as a result of the COVID-19 Pandemic, staff turnovers, and funding shortfalls.

WHEREAS, the cities and agencies that submitted reprogramming requests properly revised their projects’ readiness plans and funding allocation schedules.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board does hereby approve the submitted reprogramming requests and update the SGVCOG Measure M MSP 5-Year Programming Plan and Projects List for FY 2017-2018 through FY 2021-2022 accordingly, as shown in Exhibit A.

PASSED AND ADOPTED by the Governing Board of the San Gabriel Valley Council of Governments, in the County of Los Angeles, State of California, on the 18th day of March 2021.

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

Margaret Clark, President

Attest:

I, Marisa Creter, Executive Director and Secretary of the Board of Directors of the San Gabriel Valley Council of Governments, do hereby certify that Resolution 21-13 was adopted at a regular meeting of the Governing Board held on the 18th day of March 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Marisa Creter, Secretary

EXHIBIT A

Category: Active Transportation

| Agency | Project Name | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | FY 22-23 | FY 23-24 | TOTAL |
|-----------------------|--|----------|----------|----------------|--------------|----------------|--------------|--------------|-----------------------|
| Alhambra | Lit Crosswalk Traffic Control Devices | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$636,800.00 | \$0.00 | \$0.00 | \$636,800.00 |
| El Monte | El Monte Class II Bike Lane/Sharrows Project | \$0.00 | \$0.00 | \$57,470.00 | \$470,063.00 | \$54,542.00 | \$0.00 | \$0.00 | \$582,075.00 |
| Industry | City of Industry East-West Bikeway Project | \$0.00 | \$0.00 | \$0.00 | \$50,000.00 | \$380,000.00 | \$720,000.00 | \$342,500.00 | \$1,492,500.00 |
| Monrovia | Monrovia Active Community Travel Vinculum | \$0.00 | \$0.00 | \$1,192,869.00 | \$0.00 | \$2,687,131.00 | \$0.00 | \$0.00 | \$3,880,000.00 |
| Pomona | San Jose Creek Multi-Use Bikeway | \$0.00 | \$0.00 | \$0.00 | \$298,104.00 | \$1,130,772.00 | \$0.00 | \$0.00 | \$1,428,876.00 |
| Rosemead | Mission Drive: Pedestrian Hybrid Beacon System | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$35,000.00 | \$211,830.00 | \$141,220.00 | \$388,050.00 |
| Temple City | Eaton Canyon Wash Bike Trail | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$1,436,800.00 | \$553,200.00 | \$0.00 | \$1,990,000.00 |
| County of Los Angeles | Huntington Drive Bike Lanes | \$0.00 | \$0.00 | \$3,830,750.00 | \$447,750.00 | \$0.00 | \$0.00 | \$0.00 | \$4,278,500.00 |

Category: Bus System Improvements

| Agency | Project Name | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | FY 22-23 | FY 23-24 | TOTAL |
|------------------|---|----------|----------|----------|-------------|--------------|-------------|--------------|---------------------|
| Foothill Transit | Amar Blvd. Corridor Improvement Project | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$82,352.00 | \$128,806.00 | \$211,158.00 |
| Foothill Transit | Colorado Blvd. Corridor Signal Priority Upgrade | \$0.00 | \$0.00 | \$0.00 | \$60,383.00 | \$227,933.00 | \$0.00 | \$0.00 | \$286,316.00 |

Category: First/Last Mile & Complete Streets

| Agency | Project Name | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | FY 22-23 | FY 23-24 | TOTAL |
|--------------|---|----------|----------|--------------|-------------|--------------|----------------|----------|-----------------------|
| Arcadia | Arcadia Gold Line Station Pedestrian Access Corridors | \$0.00 | \$0.00 | \$0.00 | \$45,000.00 | \$575,000.00 | \$1,121,250.00 | \$0.00 | \$1,741,250.00 |
| Baldwin Park | Baldwin Park Transit Center FLM | \$0.00 | \$0.00 | \$652,975.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$652,975.00 |
| Claremont | College Ave. Pedestrian and | \$0.00 | \$0.00 | \$686,945.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$686,945.00 |

| | | | | | | | | | |
|----------------|--|--------|--------|--------------|----------------|--------------|--------------|----------------|-----------------------|
| | Bike Improvements | | | | | | | | |
| Covina | Citrus Avenue Complete Streets Enhancements | \$0.00 | \$0.00 | \$149,250.00 | \$1,592,000.00 | \$0.00 | \$0.00 | \$0.00 | \$1,741,250.00 |
| Diamond Bar | Diamond Bar Blvd. Complete Streets Project | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$2,985,000.00 | \$2,985,000.00 |
| Duarte | Duarte Gold Line Station Pedestrian Access & Bicycle Safety Improvements | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$648,342.00 | \$972,513.00 | \$0.00 | \$1,620,855.00 |
| La Verne | Gold Line Transit Oriented Development Pedestrian Bridge | \$0.00 | \$0.00 | \$9,691.00 | \$397,000.00 | \$488,809.00 | \$0.00 | \$0.00 | \$895,500.00 |
| San Dimas | San Dimas Avenue Pedestrian & Bikeway Improvement Project from Gold Line Station to Avenida Loma Vista | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$895,500.00 | \$895,500.00 |
| South El Monte | Santa Anita Avenue Walkability Project | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$512,284.00 | \$829,451.00 | \$4,329,765.00 | \$5,671,500.00 |

Category: Highway Efficiency Funds

| Agency | Project Name | FY 17-18 | FY 18-19 | FY 19-20 | FY 20-21 | FY 21-22 | FY 22-23 | FY 23-24 | TOTAL |
|-------------|-------------------------------------|----------|----------------|----------|----------|----------|----------|----------|-----------------------|
| Diamond Bar | SGVCOG/ACE SR-60 Lemon Avenue Ramps | \$0.00 | \$5,273,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$5,273,500.00 |

REPORT

DATE: March 18, 2021

TO: Governing Board
Executive Committee

FROM: Marisa Creter, Executive Director

RE: **SUPPORT—SENATE BILL 15 (PORTANTINO): INCENTIVES TO PROVIDE WORKFORCE HOUSING AT COMMERCIAL SITES**

RECOMMENDED ACTION

Adopt Resolution 21-14 supporting Senate Bill 15 (Portantino) to provide state grant incentives for cities to rezone idle big box retail sites or commercial shopping centers to accommodate workforce multifamily housing.

BACKGROUND

SB 15 would allow cities to receive the average of the annual amount of sales tax revenue generated by the big box retail or commercial shopping center site for the previous seven years. To receive the sales tax rebate, the site must be rezoned, the housing development approved and constructed and a certificate of occupancy issued. If a mixed use development is approved, only the amount of square footage dedicated to housing would be eligible for the rebate. The funds would be distributed by the Department of Housing and Community Development (HCD), upon appropriation by the Legislature. This legislation is cosponsored by BizFed, the State Building and Construction Trades Council of California and the Los Angeles County Division of the League of California Cities.

The bill has been referred for a hearing in the Senate Housing Committee. Staff notes that the legislation requires project labor agreements for public-agency sponsored projects and the payment of prevailing wages for private organization sponsored projects. Staff recommends sending a letter of support for this bill, as it aligns with the adopted SGVCOG 2021 Housing Legislative Agenda. At the March meeting, the Executive Committee reviewed the bill and recommended the Governing Board adopt a resolution in support of this legislation.

Copies of the approved resolution and letter will be sent to Senator Portantino and the members of the San Gabriel Valley State Legislative Delegation, with courtesy copies provided to the Southern California Association of Governments, LA County Division of the League of California Cities, and the California Contracts Cities Association.

Prepared by: _____



Paul Hubler
Director of Government and Community Relations

REPORT

Approved by: Marisa Creter
Marisa Creter
Executive Director

ATTACHMENTS

Attachment A - Senate Bill 15 Fact Sheet

Attachment B – SGVCOG Letter of Support Senate Bill 15 (Portantino

Attachment C – Resolution 21-14

SB 15 (Portantino) –
Local Government Incentives to Rezone
Idle Retail Sites for Workforce Housing

PROBLEM/ISSUE

Lack of affordable housing is a major issue for current and potential employers in California counties. Housing is intrinsically connected to the welfare of workforce populations and business. Lacking sufficient attainable housing for employees, work environments suffer and the greater economy is negatively impacted.

A concurrent trend has emerged in local economies due to the growth of e-commerce. Since 2017, national retailers have been reducing their demand for future space in retail centers, are closing stores and abandoning retail sites at a record pace greater than during the Great Recession.

The intent of this legislation is to give incentives to cities that convert these abandoned retail sites into affordable and workforce housing. These fiscal incentives will be used by local governments to replace the sales tax revenues from these big box retail stores.

BACKGROUND

California has a housing emergency. According to the California Department of Housing and Community Development (HCD), from 2015-2025, approximately 1.8 million new housing units are needed to meet projected population and household growth, or 180,000 new homes annually.

The imbalance between supply and demand has driven California housing costs to be the highest in the nation, with an average median home price now 2.5 times the U.S. median. These high prices have prohibited occupations like teachers, nurses, public safety officers and younger professionals the ability

to afford owning a home, essential for building a stronger and vibrant economy.

According to a paper written in June 2018 by the George Mason School, Center of Real Estate;

"The growth of e-commerce has made public retailers have lose enterprise value.

In addition to closing stores, many retailers are reducing demand for future space in retail centers.

Closings and cutbacks by retailers are happening in areas that are least affluent and least densely populated. Retailers are disproportionately leaving poorer and rural areas (67%) as opposed to large/affluent cities (13%)."

Now is the opportunity to construct affordable housing on land formerly used by commercial retailers and give local governments fiscal incentives to reward them for rezoning, approving, completing and allowing occupancy of workforce housing projects.

SUMMARY

SB 15 will enable local cities to receive from HCD the average of the annual amount of sales tax revenue generated by that site for the last seven (7) years if the site has been converted and occupied with new housing. The city would receive that average amount for a total of seven years.

For a local government to receive this fiscal incentive, beyond just rezoning the sites, the city must approve a housing development project through its planning process, must be built and have a certificate of occupancy for the city to be eligible and receive the sales tax rebate.

Should the city approve a mixed use development on the site, the city would be eligible for the sales tax rebate only on the amount of square footage dedicated to housing.

EXISTING LAW

Existing law through the Workforce Housing Reward Program allows grants to be made available to local governments that provide land use approval to housing projects that are affordable to very low and low-income households.

SUPPORT

BizFed (Sponsor)
State Building and Construction Trades Council of California (Sponsor)

Version: 12/9/2020





March 18, 2021

OFFICERS

- President
Margaret Clark
- 1st Vice President
Becky Shevlin
- 2nd Vice President
Tim Hepburn
- 3rd Vice President
Ed Reece

MEMBERS

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- Azusa
- Baldwin Park
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- Covina
- Diamond Bar
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- El Monte
- Glendora
- Industry
- Irwindale
- La Cañada Flintridge
- La Puente
- La Verne
- Monrovia
- Montebello
- Monterey Park
- Pasadena
- Pomona
- Rosemead
- San Dimas
- San Gabriel
- San Marino
- Sierra Madre
- South El Monte
- South Pasadena
- Temple City
- Walnut
- West Covina
- First District, LA County
Unincorporated Communities
- Fourth District, LA County
Unincorporated Communities
- Fifth District, LA County
Unincorporated Communities
- SGV Water Districts

The Honorable Anthony Portantino
State Senator, 25th Senate District
State Capitol, Room 3086
Sacramento, CA 95814

RE: Support for Senate Bill 15 (Portantino), restoring ADU setbacks

Dear Senator Portantino,

The Governing Board of the San Gabriel Valley Council of Governments (SGVCOG) voted on March 18 to adopt Resolution 21-14 supporting your Senate Bill 15 to provide state grant incentives for cities to rezone idle big box retail sites or commercial shopping centers to accommodate workforce multifamily housing. Your legislation would provide an important tool to help finance affordable housing projects.

SB 15 takes a deft approach to the housing shortage by incentivizing the redevelopment of vacant or declining retail or commercial properties with much-needed affordable housing by authorizing grants to cities equivalent to the sales tax revenue generated by the big box retail or commercial shopping center site for the previous seven years. As you have noted, the growth of e-commerce, spurred on by the pandemic, have reduced demand for retail space, particularly in less affluent and densely populated areas where housing is needed. The Department of Housing and Community Development would issue the grants subject to appropriation by the Legislature and if the housing development is approved, constructed and occupied. If a mixed use development is approved, only the amount of square footage dedicated to housing would be eligible for the rebate.

We are pleased to join in supporting the legislation with the bill’s cosponsors, BizFed, the State Building and Construction Trades Council of California and the Los Angeles County Division of the League of California Cities.

We appreciate your strong leadership in providing incentives for affordable housing developments. Questions regarding this letter may be directed to SGVCOG Government and Community Relations Director Paul Hubler at phubler@sgvcog.org or (626) 379-4937.

Sincerely,

Margaret Clark
President
San Gabriel Valley Council of Governments

cc: Senate Housing Committee

ATTACHMENTS

Attachment A – Resolution 21-14

**RESOLUTION 21-14
RESOLUTION OF THE GOVERNING BOARD OF THE
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) SUPPORTING
SENATE BILL 15 (PORTANTINO)**

WHEREAS, this bill would provide state grant incentives for cities to rezone idle big box retail sites or commercial shopping centers to accommodate workforce multifamily housing; and

WHEREAS, this bill would provide an important tool to help finance affordable housing projects; and

WHEREAS, this bill incentivizes the redevelopment of vacant or declining retail or commercial properties with much-needed affordable housing by authorizing grants to cities equivalent to the sales tax revenue generated by the big box retail or commercial shopping center site for the previous seven years; and

WHEREAS, this bill aligns with the SGVCOG's adopted 2021 Housing Legislative priorities; and

WHEREAS, this bill was reviewed and recommended for support by the Executive Committee.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board does hereby support Senate Bill 15 (Portantino).

PASSED, APPROVED, and ADOPTED this 18th day of March, 2021.

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

Margaret Clark, President

Attest:

I, Marisa Creter, Executive Director and Secretary of the Board of Directors of the San Gabriel Valley Council of Governments, do hereby certify that Resolution 21-14 was adopted at a regular meeting of the Governing Board held on the 18th day of March, 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Marisa Creter, Secretary

REPORT

DATE: March 18, 2021

TO: Governing Board
Homelessness Committee

FROM: Marisa Creter, Executive Director

RE: **HOMELESSNESS COORDINATION QUARTERLY REPORT**

RECOMMENDED ACTION

Receive and file.

BACKGROUND

In January 2020, the SGVCOG entered into an agreement with Los Angeles County which provides funding for innovative programs to address homelessness and for regional homelessness coordination services. In order to demonstrate the progress of these activities, the SGVCOG reports quarterly on the implementation status and outcomes of each strategy. The report for the period October 1, 2020 through December 31, 2020 is included with this agenda packet.

Prepared by: Brian McCullom
Brian McCullom
Management Analyst

Approved by: Marisa Creter
Marisa Creter
Executive Director

ATTACHMENTS

Attachment A – Homelessness Coordination Quarterly Report



SGVCOG

San Gabriel Valley Council of Governments

***Oct-Dec 2020 Report for Contract Number: AO-20-604
Contract for Homeless Services (Innovation Funding)
February 1, 2020 – June 30, 2021***

Summary: During this reporting period (October – December 2020), the SGVCOG held 3 Homelessness Committees, 2 Homelessness Working Groups, and 2 Governing Board meetings at which staff provided information and received feedback on homelessness programs and issues, including Innovation Funding programs, other City homeless programs, pilot programs, and upcoming regional work. During this period, staff conducted individual conference calls with several cities to refine program budgets and scopes of work and suggest programmatic improvements. Work was also done to launch the County and State funded programs which will be administered directly through the COG, including the TAY green career path program, landlord outreach and incentive program, and regional housing navigation program through Union Station. Staff worked with contracted providers to approve their implementation plans and other steps necessary to launch the programs. Staff also took steps to equip member cities to implement interim housing resources which fit well in the region, such as tiny-home style shelters. This included collaborating with the San Gabriel Valley Regional Housing Trust (SGVRHT) to identify capital funding and put together a well-developed program in which cities can elect to participate.

Homelessness Coordination

Task 1: Regional Coordination

1.1 Cohorts - Conduct Subregional and Topic Specific Cohort meetings or conference calls specific to Cities Homeless Plans, 2020 RFP Funded Activities and Emerging Issues.

Status: Ongoing

Work Completed This Quarter: The October Homelessness Committee included a presentation on the possibilities of tiny-home style interim housing and a case study on a community-based approach to providing services to a riverbed encampment in Ventura. The November Committee focused on the use of surplus public properties for affordable housing or homeless services, a presentation on Department of Mental Health services, and approval of legislative priorities related to homelessness and mental health. The

December meeting highlighted the success of the Arcadia Resource Hub Pilot Program and recommended the SGVCOG White Paper on LAHSA Reform for approval. All meetings were attended by numerous city staff in addition to committee members. The October Homelessness Working Group included updates on Union Station’s regional housing navigation and prevention/diversion services and a presentation from Pallet shelters on tiny home shelter opportunities. The meeting also featured updates on LAHSA prevention/diversion program guidelines and on data collection and outcomes reporting for SGVCOG programs. The December Homelessness Working Group featured presentations from the Homeless Initiative on City Training “101” and “201” and from Family Promise on their prevention/diversion services. SGVCOG staff review invoicing for SGVCOG programs and Cities provided updates on their programs’ status.

1.2 Regional Needs Assessment Coordination – Explore needs assessment tools and approaches and present to cities and COG for consideration. Such assessments to support or inform regional homeless system coordination and homeless plan implementation priorities.

Status: Ongoing

Work Completed This Quarter: Monthly meetings of the Homelessness Committee and Homelessness Working Group and individual conference calls with Cities have allowed staff to evaluate regional needs and priorities. This quarter, staff reviewed the data available through the LAHSA CES Homelessness Statistics by City in order to examine how it could be contextualized and incorporated into the eventual needs assessment approach. Through the tiny-home interim housing pilot program in conjunction with the SGVRHT, staff engaged with cities to determine their needs surrounding interim housing.

1.3 Research and report to Homelessness Committee on a Collective Impact approach and data and assessment options for developing a Results Based Accountability (RBA) strategy for a regional homeless system.

Status: Not started. As cities continue to launch their COG-funded programming, the reports submitted will inform the development of this strategy.

Task 2: Governing Board Homelessness Strategies

2.1 Develop a plan to implement the SGVCOG’s Governing Board’s homelessness strategic plan.

Status: Ongoing

Work Completed This Quarter: In accordance with the COG’s homelessness plans, staff continued to provide technical assistance to cities to help them plan and implement their programs. Work was also done to launch the County and State funded programs

which will be administered directly through the COG, including the TAY Green Path Career program, landlord outreach and incentive program, and regional housing navigation program through Union Station. The TAY Green Path Career program launched and enrolled an initial cohort of 10 students. The other programs continued to make progress in order to launch in February 2021. Staff also connected with local school districts, working to connect them to their city's homelessness programming and connecting them to resources such as LAHSA Problem Solving training.

A major project this quarter was working with the SGVRHT to equip member cities to implement interim housing resources which fit well in the region, such as tiny-home style shelters. This pilot program will include capital funding from the SGVRHT, with support from the COG in providing a well-developed program in which cities can elect to participate. By taking care of aspects such as procurements and identification of funding, this will support cities' work to expand the supply of interim housing in the region in accordance with local needs.

2.2 Submit SGVCOG Regional Housing Trust Fund Concept Document.

Status: Completed

Task 3: Communications

3.1 Working with regional partners, develop a regional communications plan on understanding homelessness. Such a plan shall be focused on city and general populations audiences to advance understanding of homelessness, support a local, subregional and regional solutions both in concept and specific projects.

Status: This quarter, the COG reviewed the proposals submitted under its Regional Services RFP and entered the contract negotiation stage with a proposer. Once implementation begins, this program will engage with city staff through targeted meetings to inform them on resources in and around their cities and equip them with action plans as a result. The December edition of COG's podcast, Connect SGV, was on the topic of homelessness and featured speakers from Everyone In. Through engagement efforts surrounding the white paper on LAHSA reform, the COG assisted cities to better understand the complexities of the homelessness services system and how it is structured. This white paper also advocated for the practice of addressing homelessness through small cohorts of cities, as is currently being successfully implemented in some areas of the San Gabriel Valley. Additionally, the COG assisted five cities to create homelessness plans, many of which included a focus on providing education to city residents around the issue. Finally, COG staff supported the implementation of the City 101 and 201 trainings under development by the Homeless Initiative. These trainings were highlighted at Homelessness Working group and Homelessness Committee.

3.2 Cities' Share – Share cities' homeless projects through the SGVCOG Homelessness Webpage and the Homelessness Committee.

Status: Ongoing

Work Completed This Quarter: Cities' shared updates on their SGVCOG programs at December Homelessness Working Group. This led to a substantial level of discussion and the sharing of best practices. Several cities will share updates each month at Homelessness Working Group. At Homelessness Committee meeting in December, the City of Arcadia provided a presentation on their Homeless Resource Hub Pilot Program.

3.3 Build out the SGVCOG Homelessness Webpage with Resource Directory.

Status: Ongoing

Work Completed This Quarter: This work will be done in coordination with the Regional Homeless Services Coordination RFP which has been reviewed and is in the contract negotiation stage, with an expected contract start date in February 2021. The page currently contains resources such as LA-HOP, city homelessness plans, and DMH resources.

3.4 Include the County Regional Coordination monthly report in the Governing Board and Homelessness Committee's agenda packets.

Status: Ongoing

Work Completed This Quarter: Monthly homelessness reports were included in the October and November Governing Board agenda packets. County Regional Coordination monthly report November Governing Board packet and the December Homelessness Committee packet.

Innovation Funds

Task 4: Innovation Funds Activities

4.1 Submit an interim implementation and outcomes report within 6 months of submitting SGVCOG's Innovation Funds plan (Approximately October 2020).

Status: In progress

Work Completed This Quarter: Because of delays related to both contract execution and program development, in large part due to competing priorities related to COVID-19, cities have only recently begun their programs, and many are not yet active. Therefore, there has been insufficient work completed to provide a report for at this time. Because the contract has been extended until December 31, 2021, an interim report will be more

meaningful if provided in April 2021. Work is underway to ensure data collection to demonstrate programs' effectiveness and efficiently target future funds. Staff created an Access database to track the implementation and outcomes of Innovation Funding programs and continues to enter data reported by cities. This period, staff worked with cities to understand reporting requirements and provided feedback on reports submitted as appropriate in order to refine implementation of programs.

REPORT

DATE: March 18, 2021

TO: Governing Board
Members of the Executive Committee

FROM: Marisa Creter, Executive Director

RE: **SUPPORT—SENATE BILL 765 (STERN/FRIEDMAN): SETBACKS FOR ACCESSORY DWELLING UNITS**

RECOMMENDED ACTION


Adopt Resolution 21-15 supporting Senate Bill 765 (Stern/Friedman) to authorize local governments to determine side and rear setbacks for accessory dwelling units (ADUs), subject to certain conditions.

BACKGROUND


SB 765 seeks to amend the state's ADU reform legislation by deleting the prohibition in the state legislation on local agency setbacks for ADUs of more than four feet from side and rear lot lines. This bill would instead provide that the rear and side yard setback requirements for ADUs may be set by the local agency. If the local agency's setback requirements make the building of the ADU infeasible, for instance due to topographical restrictions, an applicant could submit a request to the local agency for an alternative rear and side yard setback requirement. Setback requirements would be prohibited from being greater than those in effect by the local agency as of January 1, 2020 and would remain at four feet for agencies that did not have an ADU ordinance in place.

This bill has been referred for a hearing on March 18 to the Senate Housing Committee, with the Executive Committee meeting on March 1 authorizing the President to send a letter of support for this bill, as it aligns with the adopted SGVCOG 2021 Housing Legislative Agenda.

Copies of the approved support letter and resolution will be sent to the bill authors, the policy committee and the members of the San Gabriel Valley State Legislative Delegation, with courtesy copies provided to the Southern California Association of Governments, LA County Division of the League of California Cities, and the California Contracts Cities Association.

Prepared by: 

Paul Hubler
Director of Government and Community Relations

Approved by: 

Marisa Creter
Executive Director

ATTACHMENTS:

Attachment A - Senate Bill 765

Attachment B – SGVCOG Letter of Support for Senate Bill 765 (Stern/Friedman)

Attachment C – Resolution 21-15

SENATE BILL

No. 765

Introduced by Senator Stern
(Principal coauthor: Assembly Member Friedman)

February 19, 2021

An act to amend Section 65852.2 of the Government Code, relating to land use.

LEGISLATIVE COUNSEL'S DIGEST

SB 765, as introduced, Stern. Accessory dwelling units: setbacks.

The Planning and Zoning Law, among other things, provides for the creation of accessory dwelling units by local ordinance, or, if a local agency has not adopted an ordinance, by ministerial approval, in accordance with specified standards and conditions. Existing law prohibits a local agency's accessory dwelling unit ordinance from imposing a setback requirement of more than 4 feet from the side and rear lot lines for an accessory dwelling unit that is not converted from an existing structure or a new structure constructed in the same location and to the same dimensions as an existing structure.

This bill would remove the above-described prohibition on a local agency's accessory dwelling unit ordinance, and would instead provide that the rear and side yard setback requirements for accessory dwelling units may be set by the local agency. The bill would authorize an accessory dwelling unit applicant to submit a request to the local agency for an alternative rear and side yard setback requirement if the local agency's setback requirements make the building of the accessory dwelling unit infeasible. The bill would prohibit any rear and side yard setback requirements established pursuant to these provisions from being greater than those in effect as of January 1, 2020. The bill would specify that if the local agency did not have an accessory dwelling unit

ordinance as of January 1, 2020, the applicable rear and side yard setback requirement is 4 feet.

By requiring local agencies to review an applicant's request for an alternative rear and side yard setback requirement, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 65852.2 of the Government Code, as
2 amended by Section 3.5 of Chapter 198 of the Statutes of 2020, is
3 amended to read:

4 65852.2. (a) (1) A local agency may, by ordinance, provide
5 for the creation of accessory dwelling units in areas zoned to allow
6 single-family or multifamily dwelling residential use. The
7 ordinance shall do all of the following:

8 (A) Designate areas within the jurisdiction of the local agency
9 where accessory dwelling units may be permitted. The designation
10 of areas may be based on the adequacy of water and sewer services
11 and the impact of accessory dwelling units on traffic flow and
12 public safety. A local agency that does not provide water or sewer
13 services shall consult with the local water or sewer service provider
14 regarding the adequacy of water and sewer services before
15 designating an area where accessory dwelling units may be
16 permitted.

17 (B) (i) Impose standards on accessory dwelling units that
18 include, but are not limited to, parking, height, setback, landscape,
19 architectural review, maximum size of a unit, and standards that
20 prevent adverse impacts on any real property that is listed in the
21 California Register of Historic Resources. These standards shall
22 not include requirements on minimum lot size.

23 (ii) Notwithstanding clause (i), a local agency may reduce or
24 eliminate parking requirements for any accessory dwelling unit
25 located within its jurisdiction.

1 (C) Provide that accessory dwelling units do not exceed the
2 allowable density for the lot upon which the accessory dwelling
3 unit is located, and that accessory dwelling units are a residential
4 use that is consistent with the existing general plan and zoning
5 designation for the lot.

6 (D) Require the accessory dwelling units to comply with all of
7 the following:

8 (i) The accessory dwelling unit may be rented separate from
9 the primary residence, but may not be sold or otherwise conveyed
10 separate from the primary residence.

11 (ii) The lot is zoned to allow single-family or multifamily
12 dwelling residential use and includes a proposed or existing
13 dwelling.

14 (iii) The accessory dwelling unit is either attached to, or located
15 within, the proposed or existing primary dwelling, including
16 attached garages, storage areas or similar uses, or an accessory
17 structure or detached from the proposed or existing primary
18 dwelling and located on the same lot as the proposed or existing
19 primary dwelling.

20 (iv) If there is an existing primary dwelling, the total floor area
21 of an attached accessory dwelling unit shall not exceed 50 percent
22 of the existing primary dwelling.

23 (v) The total floor area for a detached accessory dwelling unit
24 shall not exceed 1,200 square feet.

25 (vi) No passageway shall be required in conjunction with the
26 construction of an accessory dwelling unit.

27 (vii) No setback shall be required for an existing living area or
28 accessory structure or a structure constructed in the same location
29 and to the same dimensions as an existing structure that is
30 converted to an accessory dwelling unit or to a portion of an
31 accessory dwelling unit, ~~and a setback of no more than four feet
32 from the side and rear lot lines shall be required for an accessory
33 dwelling unit that is not converted from an existing structure or a
34 new structure constructed in the same location and to the same
35 dimensions as an existing structure. unit.~~

36 (viii) (I) *Rear and side yard setback requirements for accessory
37 dwelling units shall be established by the local agency, except as
38 otherwise provided in clause (vii) and this clause.*

39 (II) *An applicant for an accessory dwelling unit may submit a
40 request to the local agency for an alternative rear and side yard*

1 setback requirement based upon specific site topographical
2 conditions if the local agency's setback requirements make the
3 building of the accessory dwelling unit infeasible. The local agency
4 may approve the request upon making a finding that the alternative
5 setback is necessary to make the building of the accessory dwelling
6 unit feasible and the alternative setback requirement adjusts the
7 setback requirement only to the extent necessary to accommodate
8 the accessory dwelling unit.

9 (III) In no event shall the local agency's rear and side yard
10 setback requirements be greater than those in effect as of January
11 1, 2020.

12 (IV) If the local agency did not have an accessory dwelling unit
13 ordinance as of January 1, 2020, the rear and side yard setback
14 requirement shall be four feet.

15 ~~(viii)~~

16 (ix) Local building code requirements that apply to detached
17 dwellings, as appropriate.

18 ~~(ix)~~

19 (x) Approval by the local health officer where a private sewage
20 disposal system is being used, if required.

21 ~~(x)~~

22 (xi) (I) Parking requirements for accessory dwelling units shall
23 not exceed one parking space per accessory dwelling unit or per
24 bedroom, whichever is less. These spaces may be provided as
25 tandem parking on a driveway.

26 (II) Offstreet parking shall be permitted in setback areas in
27 locations determined by the local agency or through tandem
28 parking, unless specific findings are made that parking in setback
29 areas or tandem parking is not feasible based upon specific site or
30 regional topographical or fire and life safety conditions.

31 (III) This clause shall not apply to an accessory dwelling unit
32 that is described in subdivision (d).

33 ~~(xi)~~

34 (xii) When a garage, carport, or covered parking structure is
35 demolished in conjunction with the construction of an accessory
36 dwelling unit or converted to an accessory dwelling unit, the local
37 agency shall not require that those offstreet parking spaces be
38 replaced.

39 ~~(xii)~~

1 (xiii) Accessory dwelling units shall not be required to provide
2 fire sprinklers if they are not required for the primary residence.

3 (2) The ordinance shall not be considered in the application of
4 any local ordinance, policy, or program to limit residential growth.

5 (3) A permit application for an accessory dwelling unit or a
6 junior accessory dwelling unit shall be considered and approved
7 ministerially without discretionary review or a hearing,
8 notwithstanding Section 65901 or 65906 or any local ordinance
9 regulating the issuance of variances or special use permits. The
10 permitting agency shall act on the application to create an accessory
11 dwelling unit or a junior accessory dwelling unit within 60 days
12 from the date the local agency receives a completed application if
13 there is an existing single-family or multifamily dwelling on the
14 lot. If the permit application to create an accessory dwelling unit
15 or a junior accessory dwelling unit is submitted with a permit
16 application to create a new single-family dwelling on the lot, the
17 permitting agency may delay acting on the permit application for
18 the accessory dwelling unit or the junior accessory dwelling unit
19 until the permitting agency acts on the permit application to create
20 the new single-family dwelling, but the application to create the
21 accessory dwelling unit or junior accessory dwelling unit shall be
22 considered without discretionary review or hearing. If the applicant
23 requests a delay, the 60-day time period shall be tolled for the
24 period of the delay. If the local agency has not acted upon the
25 completed application within 60 days, the application shall be
26 deemed approved. A local agency may charge a fee to reimburse
27 it for costs incurred to implement this paragraph, including the
28 costs of adopting or amending any ordinance that provides for the
29 creation of an accessory dwelling unit.

30 (4) An existing ordinance governing the creation of an accessory
31 dwelling unit by a local agency or an accessory dwelling ordinance
32 adopted by a local agency shall provide an approval process that
33 includes only ministerial provisions for the approval of accessory
34 dwelling units and shall not include any discretionary processes,
35 provisions, or requirements for those units, except as otherwise
36 provided in this subdivision. If a local agency has an existing
37 accessory dwelling unit ordinance that fails to meet the
38 requirements of this subdivision, that ordinance shall be null and
39 void and that agency shall thereafter apply the standards established
40 in this subdivision for the approval of accessory dwelling units,

1 unless and until the agency adopts an ordinance that complies with
2 this section.

3 (5) No other local ordinance, policy, or regulation shall be the
4 basis for the delay or denial of a building permit or a use permit
5 under this subdivision.

6 (6) This subdivision establishes the maximum standards that
7 local agencies shall use to evaluate a proposed accessory dwelling
8 unit on a lot that includes a proposed or existing single-family
9 dwelling. No additional standards, other than those provided in
10 this subdivision, shall be used or imposed, including any
11 owner-occupant requirement, except that a local agency may
12 require that the property be used for rentals of terms longer than
13 30 days.

14 (7) A local agency may amend its zoning ordinance or general
15 plan to incorporate the policies, procedures, or other provisions
16 applicable to the creation of an accessory dwelling unit if these
17 provisions are consistent with the limitations of this subdivision.

18 (8) An accessory dwelling unit that conforms to this subdivision
19 shall be deemed to be an accessory use or an accessory building
20 and shall not be considered to exceed the allowable density for the
21 lot upon which it is located, and shall be deemed to be a residential
22 use that is consistent with the existing general plan and zoning
23 designations for the lot. The accessory dwelling unit shall not be
24 considered in the application of any local ordinance, policy, or
25 program to limit residential growth.

26 (b) When a local agency that has not adopted an ordinance
27 governing accessory dwelling units in accordance with subdivision
28 (a) receives an application for a permit to create an accessory
29 dwelling unit pursuant to this subdivision, the local agency shall
30 approve or disapprove the application ministerially without
31 discretionary review pursuant to subdivision (a). The permitting
32 agency shall act on the application to create an accessory dwelling
33 unit or a junior accessory dwelling unit within 60 days from the
34 date the local agency receives a completed application if there is
35 an existing single-family or multifamily dwelling on the lot. If the
36 permit application to create an accessory dwelling unit or a junior
37 accessory dwelling unit is submitted with a permit application to
38 create a new single-family dwelling on the lot, the permitting
39 agency may delay acting on the permit application for the accessory
40 dwelling unit or the junior accessory dwelling unit until the

1 permitting agency acts on the permit application to create the new
2 single-family dwelling, but the application to create the accessory
3 dwelling unit or junior accessory dwelling unit shall still be
4 considered ministerially without discretionary review or a hearing.
5 If the applicant requests a delay, the 60-day time period shall be
6 tolled for the period of the delay. If the local agency has not acted
7 upon the completed application within 60 days, the application
8 shall be deemed approved.

9 (c) (1) Subject to paragraph (2), a local agency may establish
10 minimum and maximum unit size requirements for both attached
11 and detached accessory dwelling units.

12 (2) Notwithstanding paragraph (1), a local agency shall not
13 establish by ordinance any of the following:

14 (A) A minimum square footage requirement for either an
15 attached or detached accessory dwelling unit that prohibits an
16 efficiency unit.

17 (B) A maximum square footage requirement for either an
18 attached or detached accessory dwelling unit that is less than either
19 of the following:

20 (i) 850 square feet.

21 (ii) 1,000 square feet for an accessory dwelling unit that provides
22 more than one bedroom.

23 (C) Any other minimum or maximum size for an accessory
24 dwelling unit, size based upon a percentage of the proposed or
25 existing primary dwelling, or limits on lot coverage, floor area
26 ratio, open space, and minimum lot size, for either attached or
27 detached dwellings that does not permit at least an 800 square foot
28 accessory dwelling unit that is at least 16 feet in height ~~with~~
29 ~~four-foot side and rear yard setbacks~~ to be constructed in
30 compliance with all other local development standards.

31 (d) Notwithstanding any other law, a local agency, whether or
32 not it has adopted an ordinance governing accessory dwelling units
33 in accordance with subdivision (a), shall not impose parking
34 standards for an accessory dwelling unit in any of the following
35 instances:

36 (1) The accessory dwelling unit is located within one-half mile
37 walking distance of public transit.

38 (2) The accessory dwelling unit is located within an
39 architecturally and historically significant historic district.

1 (3) The accessory dwelling unit is part of the proposed or
2 existing primary residence or an accessory structure.

3 (4) When on-street parking permits are required but not offered
4 to the occupant of the accessory dwelling unit.

5 (5) When there is a car share vehicle located within one block
6 of the accessory dwelling unit.

7 (e) (1) Notwithstanding subdivisions (a) to (d), inclusive, a
8 local agency shall ministerially approve an application for a
9 building permit within a residential or mixed-use zone to create
10 any of the following:

11 (A) One accessory dwelling unit and one junior accessory
12 dwelling unit per lot with a proposed or existing single-family
13 dwelling if all of the following apply:

14 (i) The accessory dwelling unit or junior accessory dwelling
15 unit is within the proposed space of a single-family dwelling or
16 existing space of a single-family dwelling or accessory structure
17 and may include an expansion of not more than 150 square feet
18 beyond the same physical dimensions as the existing accessory
19 structure. An expansion beyond the physical dimensions of the
20 existing accessory structure shall be limited to accommodating
21 ingress and egress.

22 (ii) The space has exterior access from the proposed or existing
23 single-family dwelling.

24 (iii) The side and rear setbacks are sufficient for fire and safety.

25 (iv) The junior accessory dwelling unit complies with the
26 requirements of Section 65852.22.

27 (B) One detached, new construction, accessory dwelling unit
28 ~~that does not exceed four-foot side and rear yard setbacks~~ for a lot
29 with a proposed or existing single-family dwelling. The accessory
30 dwelling unit may be combined with a junior accessory dwelling
31 unit described in subparagraph (A). A local agency may impose
32 the following conditions on the accessory dwelling unit:

33 (i) A total floor area limitation of not more than 800 square feet.

34 (ii) A height limitation of 16 feet.

35 (C) (i) Multiple accessory dwelling units within the portions
36 of existing multifamily dwelling structures that are not used as
37 livable space, including, but not limited to, storage rooms, boiler
38 rooms, passageways, attics, basements, or garages, if each unit
39 complies with state building standards for dwellings.

1 (ii) A local agency shall allow at least one accessory dwelling
2 unit within an existing multifamily dwelling and shall allow up to
3 25 percent of the existing multifamily dwelling units.

4 (D) Not more than two accessory dwelling units that are located
5 on a lot that has an existing multifamily dwelling, but are detached
6 from that multifamily dwelling and are subject to a height limit of
7 ~~16 feet and four-foot rear yard and side setbacks.~~ *feet.*

8 (2) A local agency shall not require, as a condition for ministerial
9 approval of a permit application for the creation of an accessory
10 dwelling unit or a junior accessory dwelling unit, the correction
11 of nonconforming zoning conditions.

12 (3) The installation of fire sprinklers shall not be required in an
13 accessory dwelling unit if sprinklers are not required for the
14 primary residence.

15 (4) A local agency shall require that a rental of the accessory
16 dwelling unit created pursuant to this subdivision be for a term
17 longer than 30 days.

18 (5) A local agency may require, as part of the application for a
19 permit to create an accessory dwelling unit connected to an onsite
20 wastewater treatment system, a percolation test completed within
21 the last five years, or, if the percolation test has been recertified,
22 within the last 10 years.

23 (6) Notwithstanding subdivision (c) and paragraph (1) a local
24 agency that has adopted an ordinance by July 1, 2018, providing
25 for the approval of accessory dwelling units in multifamily
26 dwelling structures shall ministerially consider a permit application
27 to construct an accessory dwelling unit that is described in
28 paragraph (1), and may impose standards including, but not limited
29 to, design, development, and historic standards on said accessory
30 dwelling units. These standards shall not include requirements on
31 minimum lot size.

32 (f) (1) Fees charged for the construction of accessory dwelling
33 units shall be determined in accordance with Chapter 5
34 (commencing with Section 66000) and Chapter 7 (commencing
35 with Section 66012).

36 (2) An accessory dwelling unit shall not be considered by a
37 local agency, special district, or water corporation to be a new
38 residential use for purposes of calculating connection fees or
39 capacity charges for utilities, including water and sewer service,

1 unless the accessory dwelling unit was constructed with a new
2 single-family dwelling.

3 (3) (A) A local agency, special district, or water corporation
4 shall not impose any impact fee upon the development of an
5 accessory dwelling unit less than 750 square feet. Any impact fees
6 charged for an accessory dwelling unit of 750 square feet or more
7 shall be charged proportionately in relation to the square footage
8 of the primary dwelling unit.

9 (B) For purposes of this paragraph, “impact fee” has the same
10 meaning as the term “fee” is defined in subdivision (b) of Section
11 66000, except that it also includes fees specified in Section 66477.
12 “Impact fee” does not include any connection fee or capacity
13 charge charged by a local agency, special district, or water
14 corporation.

15 (4) For an accessory dwelling unit described in subparagraph
16 (A) of paragraph (1) of subdivision (e), a local agency, special
17 district, or water corporation shall not require the applicant to
18 install a new or separate utility connection directly between the
19 accessory dwelling unit and the utility or impose a related
20 connection fee or capacity charge, unless the accessory dwelling
21 unit was constructed with a new single-family home.

22 (5) For an accessory dwelling unit that is not described in
23 subparagraph (A) of paragraph (1) of subdivision (e), a local
24 agency, special district, or water corporation may require a new
25 or separate utility connection directly between the accessory
26 dwelling unit and the utility. Consistent with Section 66013, the
27 connection may be subject to a connection fee or capacity charge
28 that shall be proportionate to the burden of the proposed accessory
29 dwelling unit, based upon either its square feet or the number of
30 its drainage fixture unit (DFU) values, as defined in the Uniform
31 Plumbing Code adopted and published by the International
32 Association of Plumbing and Mechanical Officials, upon the water
33 or sewer system. This fee or charge shall not exceed the reasonable
34 cost of providing this service.

35 (g) This section does not limit the authority of local agencies
36 to adopt less restrictive requirements for the creation of an
37 accessory dwelling unit.

38 (h) (1) A local agency shall submit a copy of the ordinance
39 adopted pursuant to subdivision (a) to the Department of Housing
40 and Community Development within 60 days after adoption. After

1 adoption of an ordinance, the department may submit written
2 findings to the local agency as to whether the ordinance complies
3 with this section.

4 (2) (A) If the department finds that the local agency's ordinance
5 does not comply with this section, the department shall notify the
6 local agency and shall provide the local agency with a reasonable
7 time, no longer than 30 days, to respond to the findings before
8 taking any other action authorized by this section.

9 (B) The local agency shall consider the findings made by the
10 department pursuant to subparagraph (A) and shall do one of the
11 following:

12 (i) Amend the ordinance to comply with this section.

13 (ii) Adopt the ordinance without changes. The local agency
14 shall include findings in its resolution adopting the ordinance that
15 explain the reasons the local agency believes that the ordinance
16 complies with this section despite the findings of the department.

17 (3) (A) If the local agency does not amend its ordinance in
18 response to the department's findings or does not adopt a resolution
19 with findings explaining the reason the ordinance complies with
20 this section and addressing the department's findings, the
21 department shall notify the local agency and may notify the
22 Attorney General that the local agency is in violation of state law.

23 (B) Before notifying the Attorney General that the local agency
24 is in violation of state law, the department may consider whether
25 a local agency adopted an ordinance in compliance with this section
26 between January 1, 2017, and January 1, 2020.

27 (i) The department may review, adopt, amend, or repeal
28 guidelines to implement uniform standards or criteria that
29 supplement or clarify the terms, references, and standards set forth
30 in this section. The guidelines adopted pursuant to this subdivision
31 are not subject to Chapter 3.5 (commencing with Section 11340)
32 of Part 1 of Division 3 of Title 2.

33 (j) As used in this section, the following terms mean:

34 (1) "Accessory dwelling unit" means an attached or a detached
35 residential dwelling unit that provides complete independent living
36 facilities for one or more persons and is located on a lot with a
37 proposed or existing primary residence. It shall include permanent
38 provisions for living, sleeping, eating, cooking, and sanitation on
39 the same parcel as the single-family or multifamily dwelling is or

1 will be situated. An accessory dwelling unit also includes the
2 following:

3 (A) An efficiency unit.

4 (B) A manufactured home, as defined in Section 18007 of the
5 Health and Safety Code.

6 (2) “Accessory structure” means a structure that is accessory
7 and incidental to a dwelling located on the same lot.

8 (3) “Efficiency unit” has the same meaning as defined in Section
9 17958.1 of the Health and Safety Code.

10 (4) “Living area” means the interior habitable area of a dwelling
11 unit, including basements and attics, but does not include a garage
12 or any accessory structure.

13 (5) “Local agency” means a city, county, or city and county,
14 whether general law or chartered.

15 (6) “Nonconforming zoning condition” means a physical
16 improvement on a property that does not conform with current
17 zoning standards.

18 (7) “Passageway” means a pathway that is unobstructed clear
19 to the sky and extends from a street to one entrance of the accessory
20 dwelling unit.

21 (8) “Proposed dwelling” means a dwelling that is the subject of
22 a permit application and that meets the requirements for permitting.

23 (9) “Public transit” means a location, including, but not limited
24 to, a bus stop or train station, where the public may access buses,
25 trains, subways, and other forms of transportation that charge set
26 fares, run on fixed routes, and are available to the public.

27 (10) “Tandem parking” means that two or more automobiles
28 are parked on a driveway or in any other location on a lot, lined
29 up behind one another.

30 (k) A local agency shall not issue a certificate of occupancy for
31 an accessory dwelling unit before the local agency issues a
32 certificate of occupancy for the primary dwelling.

33 (l) Nothing in this section shall be construed to supersede or in
34 any way alter or lessen the effect or application of the California
35 Coastal Act of 1976 (Division 20 (commencing with Section
36 30000) of the Public Resources Code), except that the local
37 government shall not be required to hold public hearings for coastal
38 development permit applications for accessory dwelling units.

39 (m) A local agency may count an accessory dwelling unit for
40 purposes of identifying adequate sites for housing, as specified in

1 subdivision (a) of Section 65583.1, subject to authorization by the
2 department and compliance with this division.

3 (n) In enforcing building standards pursuant to Article 1
4 (commencing with Section 17960) of Chapter 5 of Part 1.5 of
5 Division 13 of the Health and Safety Code for an accessory
6 dwelling unit described in paragraph (1) or (2) below, a local
7 agency, upon request of an owner of an accessory dwelling unit
8 for a delay in enforcement, shall delay enforcement of a building
9 standard, subject to compliance with Section 17980.12 of the
10 Health and Safety Code:

11 (1) The accessory dwelling unit was built before January 1,
12 2020.

13 (2) The accessory dwelling unit was built on or after January
14 1, 2020, in a local jurisdiction that, at the time the accessory
15 dwelling unit was built, had a noncompliant accessory dwelling
16 unit ordinance, but the ordinance is compliant at the time the
17 request is made.

18 (o) This section shall remain in effect only until January 1, 2025,
19 and as of that date is repealed.

20 SEC. 2. Section 65852.2 of the Government Code, as amended
21 by Section 4.5 of Chapter 198 of the Statutes of 2020, is amended
22 to read:

23 65852.2. (a) (1) A local agency may, by ordinance, provide
24 for the creation of accessory dwelling units in areas zoned to allow
25 single-family or multifamily dwelling residential use. The
26 ordinance shall do all of the following:

27 (A) Designate areas within the jurisdiction of the local agency
28 where accessory dwelling units may be permitted. The designation
29 of areas may be based on the adequacy of water and sewer services
30 and the impact of accessory dwelling units on traffic flow and
31 public safety. A local agency that does not provide water or sewer
32 services shall consult with the local water or sewer service provider
33 regarding the adequacy of water and sewer services before
34 designating an area where accessory dwelling units may be
35 permitted.

36 (B) (i) Impose standards on accessory dwelling units that
37 include, but are not limited to, parking, height, setback, landscape,
38 architectural review, maximum size of a unit, and standards that
39 prevent adverse impacts on any real property that is listed in the

1 California Register of Historic Resources. These standards shall
2 not include requirements on minimum lot size.

3 (ii) Notwithstanding clause (i), a local agency may reduce or
4 eliminate parking requirements for any accessory dwelling unit
5 located within its jurisdiction.

6 (C) Provide that accessory dwelling units do not exceed the
7 allowable density for the lot upon which the accessory dwelling
8 unit is located, and that accessory dwelling units are a residential
9 use that is consistent with the existing general plan and zoning
10 designation for the lot.

11 (D) Require the accessory dwelling units to comply with all of
12 the following:

13 (i) The accessory dwelling unit may be rented separate from
14 the primary residence, but may not be sold or otherwise conveyed
15 separate from the primary residence.

16 (ii) The lot is zoned to allow single-family or multifamily
17 dwelling residential use and includes a proposed or existing
18 dwelling.

19 (iii) The accessory dwelling unit is either attached to, or located
20 within, the proposed or existing primary dwelling, including
21 attached garages, storage areas or similar uses, or an accessory
22 structure or detached from the proposed or existing primary
23 dwelling and located on the same lot as the proposed or existing
24 primary dwelling.

25 (iv) If there is an existing primary dwelling, the total floor area
26 of an attached accessory dwelling unit shall not exceed 50 percent
27 of the existing primary dwelling.

28 (v) The total floor area for a detached accessory dwelling unit
29 shall not exceed 1,200 square feet.

30 (vi) No passageway shall be required in conjunction with the
31 construction of an accessory dwelling unit.

32 (vii) No setback shall be required for an existing living area or
33 accessory structure or a structure constructed in the same location
34 and to the same dimensions as an existing structure that is
35 converted to an accessory dwelling unit or to a portion of an
36 accessory dwelling unit, ~~and a setback of no more than four feet~~
37 ~~from the side and rear lot lines shall be required for an accessory~~
38 ~~dwelling unit that is not converted from an existing structure or a~~
39 ~~new structure constructed in the same location and to the same~~
40 ~~dimensions as an existing structure. unit.~~

1 (viii) (I) Rear and side yard setback requirements for accessory
2 dwelling units shall be established by the local agency, except as
3 otherwise provided in clause (vii) and this clause.

4 (II) An applicant for an accessory dwelling unit may submit a
5 request to the local agency for an alternative rear and side yard
6 setback requirement based upon specific site topographical
7 conditions if the local agency's setback requirements make the
8 building of the accessory dwelling unit infeasible. The local agency
9 may approve the request upon making a finding that the alternative
10 setback is necessary to make the building of the accessory dwelling
11 unit feasible and the alternative setback requirement adjusts the
12 setback requirement only to the extent necessary to accommodate
13 the accessory dwelling unit.

14 (III) In no event shall the local agency's rear and side yard
15 setback requirements be greater than those in effect as of January
16 1, 2020.

17 (IV) If the local agency did not have an accessory dwelling unit
18 ordinance as of January 1, 2020, the rear and side yard setback
19 requirement shall be four feet.

20 ~~(viii)~~

21 (ix) Local building code requirements that apply to detached
22 dwellings, as appropriate.

23 ~~(ix)~~

24 (x) Approval by the local health officer where a private sewage
25 disposal system is being used, if required.

26 ~~(x)~~

27 (xi) (I) Parking requirements for accessory dwelling units shall
28 not exceed one parking space per accessory dwelling unit or per
29 bedroom, whichever is less. These spaces may be provided as
30 tandem parking on a driveway.

31 (II) Offstreet parking shall be permitted in setback areas in
32 locations determined by the local agency or through tandem
33 parking, unless specific findings are made that parking in setback
34 areas or tandem parking is not feasible based upon specific site or
35 regional topographical or fire and life safety conditions.

36 (III) This clause shall not apply to an accessory dwelling unit
37 that is described in subdivision (d).

38 ~~(xi)~~

39 (xii) When a garage, carport, or covered parking structure is
40 demolished in conjunction with the construction of an accessory

1 dwelling unit or converted to an accessory dwelling unit, the local
2 agency shall not require that those offstreet parking spaces be
3 replaced.

4 ~~(xii)~~

5 (xiii) Accessory dwelling units shall not be required to provide
6 fire sprinklers if they are not required for the primary residence.

7 (2) The ordinance shall not be considered in the application of
8 any local ordinance, policy, or program to limit residential growth.

9 (3) A permit application for an accessory dwelling unit or a
10 junior accessory dwelling unit shall be considered and approved
11 ministerially without discretionary review or a hearing,
12 notwithstanding Section 65901 or 65906 or any local ordinance
13 regulating the issuance of variances or special use permits. The
14 permitting agency shall act on the application to create an accessory
15 dwelling unit or a junior accessory dwelling unit within 60 days
16 from the date the local agency receives a completed application if
17 there is an existing single-family or multifamily dwelling on the
18 lot. If the permit application to create an accessory dwelling unit
19 or a junior accessory dwelling unit is submitted with a permit
20 application to create a new single-family dwelling on the lot, the
21 permitting agency may delay acting on the permit application for
22 the accessory dwelling unit or the junior accessory dwelling unit
23 until the permitting agency acts on the permit application to create
24 the new single-family dwelling, but the application to create the
25 accessory dwelling unit or junior accessory dwelling unit shall be
26 considered without discretionary review or hearing. If the applicant
27 requests a delay, the 60-day time period shall be tolled for the
28 period of the delay. If the local agency has not acted upon the
29 completed application within 60 days, the application shall be
30 deemed approved. A local agency may charge a fee to reimburse
31 it for costs incurred to implement this paragraph, including the
32 costs of adopting or amending any ordinance that provides for the
33 creation of an accessory dwelling unit.

34 (4) An existing ordinance governing the creation of an accessory
35 dwelling unit by a local agency or an accessory dwelling ordinance
36 adopted by a local agency shall provide an approval process that
37 includes only ministerial provisions for the approval of accessory
38 dwelling units and shall not include any discretionary processes,
39 provisions, or requirements for those units, except as otherwise
40 provided in this subdivision. If a local agency has an existing

1 accessory dwelling unit ordinance that fails to meet the
2 requirements of this subdivision, that ordinance shall be null and
3 void and that agency shall thereafter apply the standards established
4 in this subdivision for the approval of accessory dwelling units,
5 unless and until the agency adopts an ordinance that complies with
6 this section.

7 (5) No other local ordinance, policy, or regulation shall be the
8 basis for the delay or denial of a building permit or a use permit
9 under this subdivision.

10 (6) (A) This subdivision establishes the maximum standards
11 that local agencies shall use to evaluate a proposed accessory
12 dwelling unit on a lot that includes a proposed or existing
13 single-family dwelling. No additional standards, other than those
14 provided in this subdivision, shall be used or imposed except that,
15 subject to subparagraph (B), a local agency may require an
16 applicant for a permit issued pursuant to this subdivision to be an
17 owner-occupant or that the property be used for rentals of terms
18 longer than 30 days.

19 (B) Notwithstanding subparagraph (A), a local agency shall not
20 impose an owner-occupant requirement on an accessory dwelling
21 unit permitted between January 1, 2020, to January 1, 2025, during
22 which time the local agency was prohibited from imposing an
23 owner-occupant requirement.

24 (7) A local agency may amend its zoning ordinance or general
25 plan to incorporate the policies, procedures, or other provisions
26 applicable to the creation of an accessory dwelling unit if these
27 provisions are consistent with the limitations of this subdivision.

28 (8) An accessory dwelling unit that conforms to this subdivision
29 shall be deemed to be an accessory use or an accessory building
30 and shall not be considered to exceed the allowable density for the
31 lot upon which it is located, and shall be deemed to be a residential
32 use that is consistent with the existing general plan and zoning
33 designations for the lot. The accessory dwelling unit shall not be
34 considered in the application of any local ordinance, policy, or
35 program to limit residential growth.

36 (b) When a local agency that has not adopted an ordinance
37 governing accessory dwelling units in accordance with subdivision
38 (a) receives an application for a permit to create an accessory
39 dwelling unit pursuant to this subdivision, the local agency shall
40 approve or disapprove the application ministerially without

1 discretionary review pursuant to subdivision (a). The permitting
2 agency shall act on the application to create an accessory dwelling
3 unit or a junior accessory dwelling unit within 60 days from the
4 date the local agency receives a completed application if there is
5 an existing single-family or multifamily dwelling on the lot. If the
6 permit application to create an accessory dwelling unit or a junior
7 accessory dwelling unit is submitted with a permit application to
8 create a new single-family dwelling on the lot, the permitting
9 agency may delay acting on the permit application for the accessory
10 dwelling unit or the junior accessory dwelling unit until the
11 permitting agency acts on the permit application to create the new
12 single-family dwelling, but the application to create the accessory
13 dwelling unit or junior accessory dwelling unit shall still be
14 considered ministerially without discretionary review or a hearing.
15 If the applicant requests a delay, the 60-day time period shall be
16 tolled for the period of the delay. If the local agency has not acted
17 upon the completed application within 60 days, the application
18 shall be deemed approved.

19 (c) (1) Subject to paragraph (2), a local agency may establish
20 minimum and maximum unit size requirements for both attached
21 and detached accessory dwelling units.

22 (2) Notwithstanding paragraph (1), a local agency shall not
23 establish by ordinance any of the following:

24 (A) A minimum square footage requirement for either an
25 attached or detached accessory dwelling unit that prohibits an
26 efficiency unit.

27 (B) A maximum square footage requirement for either an
28 attached or detached accessory dwelling unit that is less than either
29 of the following:

30 (i) 850 square feet.

31 (ii) 1,000 square feet for an accessory dwelling unit that provides
32 more than one bedroom.

33 (C) Any other minimum or maximum size for an accessory
34 dwelling unit, size based upon a percentage of the proposed or
35 existing primary dwelling, or limits on lot coverage, floor area
36 ratio, open space, and minimum lot size, for either attached or
37 detached dwellings that does not permit at least an 800 square foot
38 accessory dwelling unit that is at least 16 feet in height ~~with~~
39 ~~four-foot side and rear yard setbacks~~ to be constructed in
40 compliance with all other local development standards.

1 (d) Notwithstanding any other law, a local agency, whether or
2 not it has adopted an ordinance governing accessory dwelling units
3 in accordance with subdivision (a), shall not impose parking
4 standards for an accessory dwelling unit in any of the following
5 instances:

6 (1) The accessory dwelling unit is located within one-half mile
7 walking distance of public transit.

8 (2) The accessory dwelling unit is located within an
9 architecturally and historically significant historic district.

10 (3) The accessory dwelling unit is part of the proposed or
11 existing primary residence or an accessory structure.

12 (4) When on-street parking permits are required but not offered
13 to the occupant of the accessory dwelling unit.

14 (5) When there is a car share vehicle located within one block
15 of the accessory dwelling unit.

16 (e) (1) Notwithstanding subdivisions (a) to (d), inclusive, a
17 local agency shall ministerially approve an application for a
18 building permit within a residential or mixed-use zone to create
19 any of the following:

20 (A) One accessory dwelling unit and one junior accessory
21 dwelling unit per lot with a proposed or existing single-family
22 dwelling if all of the following apply:

23 (i) The accessory dwelling unit or junior accessory dwelling
24 unit is within the proposed space of a single-family dwelling or
25 existing space of a single-family dwelling or accessory structure
26 and may include an expansion of not more than 150 square feet
27 beyond the same physical dimensions as the existing accessory
28 structure. An expansion beyond the physical dimensions of the
29 existing accessory structure shall be limited to accommodating
30 ingress and egress.

31 (ii) The space has exterior access from the proposed or existing
32 single-family dwelling.

33 (iii) The side and rear setbacks are sufficient for fire and safety.

34 (iv) The junior accessory dwelling unit complies with the
35 requirements of Section 65852.22.

36 (B) One detached, new construction, accessory dwelling unit
37 ~~that does not exceed four-foot side and rear yard setbacks~~ for a lot
38 with a proposed or existing single-family dwelling. The accessory
39 dwelling unit may be combined with a junior accessory dwelling

- 1 unit described in subparagraph (A). A local agency may impose
2 the following conditions on the accessory dwelling unit:
- 3 (i) A total floor area limitation of not more than 800 square feet.
4 (ii) A height limitation of 16 feet.
- 5 (C) (i) Multiple accessory dwelling units within the portions
6 of existing multifamily dwelling structures that are not used as
7 livable space, including, but not limited to, storage rooms, boiler
8 rooms, passageways, attics, basements, or garages, if each unit
9 complies with state building standards for dwellings.
- 10 (ii) A local agency shall allow at least one accessory dwelling
11 unit within an existing multifamily dwelling and shall allow up to
12 25 percent of the existing multifamily dwelling units.
- 13 (D) Not more than two accessory dwelling units that are located
14 on a lot that has an existing multifamily dwelling, but are detached
15 from that multifamily dwelling and are subject to a height limit of
16 16 feet and ~~four-foot rear yard and side setbacks.~~ *feet.*
- 17 (2) A local agency shall not require, as a condition for ministerial
18 approval of a permit application for the creation of an accessory
19 dwelling unit or a junior accessory dwelling unit, the correction
20 of nonconforming zoning conditions.
- 21 (3) The installation of fire sprinklers shall not be required in an
22 accessory dwelling unit if sprinklers are not required for the
23 primary residence.
- 24 (4) A local agency may require owner occupancy for either the
25 primary dwelling or the accessory dwelling unit on a single-family
26 lot, subject to the requirements of paragraph (6) of subdivision (a).
- 27 (5) A local agency shall require that a rental of the accessory
28 dwelling unit created pursuant to this subdivision be for a term
29 longer than 30 days.
- 30 (6) A local agency may require, as part of the application for a
31 permit to create an accessory dwelling unit connected to an onsite
32 wastewater treatment system, a percolation test completed within
33 the last five years, or, if the percolation test has been recertified,
34 within the last 10 years.
- 35 (7) Notwithstanding subdivision (c) and paragraph (1) a local
36 agency that has adopted an ordinance by July 1, 2018, providing
37 for the approval of accessory dwelling units in multifamily
38 dwelling structures shall ministerially consider a permit application
39 to construct an accessory dwelling unit that is described in
40 paragraph (1), and may impose standards including, but not limited

1 to, design, development, and historic standards on said accessory
2 dwelling units. These standards shall not include requirements on
3 minimum lot size.

4 (f) (1) Fees charged for the construction of accessory dwelling
5 units shall be determined in accordance with Chapter 5
6 (commencing with Section 66000) and Chapter 7 (commencing
7 with Section 66012).

8 (2) An accessory dwelling unit shall not be considered by a
9 local agency, special district, or water corporation to be a new
10 residential use for purposes of calculating connection fees or
11 capacity charges for utilities, including water and sewer service,
12 unless the accessory dwelling unit was constructed with a new
13 single-family dwelling.

14 (3) (A) A local agency, special district, or water corporation
15 shall not impose any impact fee upon the development of an
16 accessory dwelling unit less than 750 square feet. Any impact fees
17 charged for an accessory dwelling unit of 750 square feet or more
18 shall be charged proportionately in relation to the square footage
19 of the primary dwelling unit.

20 (B) For purposes of this paragraph, “impact fee” has the same
21 meaning as the term “fee” is defined in subdivision (b) of Section
22 66000, except that it also includes fees specified in Section 66477.
23 “Impact fee” does not include any connection fee or capacity
24 charge charged by a local agency, special district, or water
25 corporation.

26 (4) For an accessory dwelling unit described in subparagraph
27 (A) of paragraph (1) of subdivision (e), a local agency, special
28 district, or water corporation shall not require the applicant to
29 install a new or separate utility connection directly between the
30 accessory dwelling unit and the utility or impose a related
31 connection fee or capacity charge, unless the accessory dwelling
32 unit was constructed with a new single-family dwelling.

33 (5) For an accessory dwelling unit that is not described in
34 subparagraph (A) of paragraph (1) of subdivision (e), a local
35 agency, special district, or water corporation may require a new
36 or separate utility connection directly between the accessory
37 dwelling unit and the utility. Consistent with Section 66013, the
38 connection may be subject to a connection fee or capacity charge
39 that shall be proportionate to the burden of the proposed accessory
40 dwelling unit, based upon either its square feet or the number of

1 its drainage fixture unit (DFU) values, as defined in the Uniform
2 Plumbing Code adopted and published by the International
3 Association of Plumbing and Mechanical Officials, upon the water
4 or sewer system. This fee or charge shall not exceed the reasonable
5 cost of providing this service.

6 (g) This section does not limit the authority of local agencies
7 to adopt less restrictive requirements for the creation of an
8 accessory dwelling unit.

9 (h) (1) A local agency shall submit a copy of the ordinance
10 adopted pursuant to subdivision (a) to the Department of Housing
11 and Community Development within 60 days after adoption. After
12 adoption of an ordinance, the department may submit written
13 findings to the local agency as to whether the ordinance complies
14 with this section.

15 (2) (A) If the department finds that the local agency's ordinance
16 does not comply with this section, the department shall notify the
17 local agency and shall provide the local agency with a reasonable
18 time, no longer than 30 days, to respond to the findings before
19 taking any other action authorized by this section.

20 (B) The local agency shall consider the findings made by the
21 department pursuant to subparagraph (A) and shall do one of the
22 following:

23 (i) Amend the ordinance to comply with this section.

24 (ii) Adopt the ordinance without changes. The local agency
25 shall include findings in its resolution adopting the ordinance that
26 explain the reasons the local agency believes that the ordinance
27 complies with this section despite the findings of the department.

28 (3) (A) If the local agency does not amend its ordinance in
29 response to the department's findings or does not adopt a resolution
30 with findings explaining the reason the ordinance complies with
31 this section and addressing the department's findings, the
32 department shall notify the local agency and may notify the
33 Attorney General that the local agency is in violation of state law.

34 (B) Before notifying the Attorney General that the local agency
35 is in violation of state law, the department may consider whether
36 a local agency adopted an ordinance in compliance with this section
37 between January 1, 2017, and January 1, 2020.

38 (i) The department may review, adopt, amend, or repeal
39 guidelines to implement uniform standards or criteria that
40 supplement or clarify the terms, references, and standards set forth

1 in this section. The guidelines adopted pursuant to this subdivision
2 are not subject to Chapter 3.5 (commencing with Section 11340)
3 of Part 1 of Division 3 of Title 2.

4 (j) As used in this section, the following terms mean:

5 (1) “Accessory dwelling unit” means an attached or a detached
6 residential dwelling unit that provides complete independent living
7 facilities for one or more persons and is located on a lot with a
8 proposed or existing primary residence. It shall include permanent
9 provisions for living, sleeping, eating, cooking, and sanitation on
10 the same parcel as the single-family or multifamily dwelling is or
11 will be situated. An accessory dwelling unit also includes the
12 following:

13 (A) An efficiency unit.

14 (B) A manufactured home, as defined in Section 18007 of the
15 Health and Safety Code.

16 (2) “Accessory structure” means a structure that is accessory
17 and incidental to a dwelling located on the same lot.

18 (3) “Efficiency unit” has the same meaning as defined in Section
19 17958.1 of the Health and Safety Code.

20 (4) “Living area” means the interior habitable area of a dwelling
21 unit, including basements and attics, but does not include a garage
22 or any accessory structure.

23 (5) “Local agency” means a city, county, or city and county,
24 whether general law or chartered.

25 (6) “Nonconforming zoning condition” means a physical
26 improvement on a property that does not conform with current
27 zoning standards.

28 (7) “Passageway” means a pathway that is unobstructed clear
29 to the sky and extends from a street to one entrance of the accessory
30 dwelling unit.

31 (8) “Proposed dwelling” means a dwelling that is the subject of
32 a permit application and that meets the requirements for permitting.

33 (9) “Public transit” means a location, including, but not limited
34 to, a bus stop or train station, where the public may access buses,
35 trains, subways, and other forms of transportation that charge set
36 fares, run on fixed routes, and are available to the public.

37 (10) “Tandem parking” means that two or more automobiles
38 are parked on a driveway or in any other location on a lot, lined
39 up behind one another.

1 (k) A local agency shall not issue a certificate of occupancy for
2 an accessory dwelling unit before the local agency issues a
3 certificate of occupancy for the primary dwelling.

4 (l) Nothing in this section shall be construed to supersede or in
5 any way alter or lessen the effect or application of the California
6 Coastal Act of 1976 (Division 20 (commencing with Section
7 30000) of the Public Resources Code), except that the local
8 government shall not be required to hold public hearings for coastal
9 development permit applications for accessory dwelling units.

10 (m) A local agency may count an accessory dwelling unit for
11 purposes of identifying adequate sites for housing, as specified in
12 subdivision (a) of Section 65583.1, subject to authorization by the
13 department and compliance with this division.

14 (n) In enforcing building standards pursuant to Article 1
15 (commencing with Section 17960) of Chapter 5 of Part 1.5 of
16 Division 13 of the Health and Safety Code for an accessory
17 dwelling unit described in paragraph (1) or (2) below, a local
18 agency, upon request of an owner of an accessory dwelling unit
19 for a delay in enforcement, shall delay enforcement of a building
20 standard, subject to compliance with Section 17980.12 of the
21 Health and Safety Code:

22 (1) The accessory dwelling unit was built before January 1,
23 2020.

24 (2) The accessory dwelling unit was built on or after January
25 1, 2020, in a local jurisdiction that, at the time the accessory
26 dwelling unit was built, had a noncompliant accessory dwelling
27 unit ordinance, but the ordinance is compliant at the time the
28 request is made.

29 (o) This section shall become operative on January 1, 2025.

30 SEC. 3. No reimbursement is required by this act pursuant to
31 Section 6 of Article XIII B of the California Constitution because
32 a local agency or school district has the authority to levy service
33 charges, fees, or assessments sufficient to pay for the program or
34 level of service mandated by this act, within the meaning of Section
35 17556 of the Government Code.

O



Attachment B

March 18, 2021

OFFICERS

President
Margaret Clark
1st Vice President
Becky Shevlin
2nd Vice President
Tim Hepburn
3rd Vice President
Ed Reece

The Honorable Henry Stern
State Senator, 27th Senate District
State Capitol, Room 5080
Sacramento, CA 95814

The Honorable Laura Friedman
Assemblymember, 43rd Assembly District
PO Box 942849
Sacramento, CA 94249

RE: Support for Senate Bill 765 (Stern/Friedman), restoring ADU setbacks

MEMBERS

Alhambra
Arcadia
Azusa
Baldwin Park
Bradbury
Claremont
Covina
Diamond Bar
Duarte
El Monte
Glendora
Industry
Irwindale
La Cañada Flintridge
La Puente
La Verne
Monrovia
Montebello
Monterey Park
Pasadena
Pomona
Rosemead
San Dimas
San Gabriel
San Marino
Sierra Madre
South El Monte
South Pasadena
Temple City
Walnut
West Covina
First District, LA County
Unincorporated Communities
Fourth District, LA County
Unincorporated Communities
Fifth District, LA County
Unincorporated Communities
SGV Water Districts

Dear Senator Stern and Assemblymember Friedman,

The Governing Board of the San Gabriel Valley Council of Governments (SGVCOG) voted on March 18 adopting Resolution 21-15 to support your Senate Bill 765 to authorize local governments to determine side and rear setbacks for accessory dwelling units (ADUs), subject to certain conditions. Your legislation is consistent with SGVCOG-supported policy which seeks to keep land-use and development authority and standards vested with local officials directly accountable to their communities.

SGVCOG appreciates that SB 765 would restore an important measure of local control as our member-cities seek to implement the state’s ADU reform legislation. Deleting the prohibition in the state legislation on local agency setbacks for ADUs of more than four feet from side and rear lot lines will ensure that ADUs sited on large lots are placed closer to the main house than to the lot lines and, hence, neighboring homes. Local agencies should be able to determine rear and side yard setback requirements for ADUs in place of the one-size-fits-all approach of the state ADU law.

We appreciate your strong leadership in supporting sound and reasonable community control of residential development standards. Questions regarding this letter may be directed to SGVCOG Government and Community Relations Director Paul Hubler at phubler@sgvcog.org or (626) 379-4937.

Sincerely,

Margaret Clark
President
San Gabriel Valley Council of Governments

cc: Senate Housing Committee

ATTACHMENTS

Attachment A – Resolution 21-15

**RESOLUTION 21-15
RESOLUTION OF THE GOVERNING BOARD OF THE
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) SUPPORTING
SENATE BILL 765 (STERN/FRIEDMAN)**

WHEREAS, this bill would authorize local governments to determine side and rear setbacks for accessory dwelling units (ADUs), subject to certain conditions; and

WHEREAS, this bill would restore an important measure of local control to SGVCOG member-cities seeking to implement the state's ADU reform legislation; and

WHEREAS, this bill would Delete the prohibition in the state legislation on local agency setbacks for ADUs of more than four feet from side and rear lot lines will ensure that ADUs sited on large lots are placed closer to the main house than to the lot lines and, hence, neighboring homes; and

WHEREAS, this bill aligns with the SGVCOG's adopted 2021 Housing Legislative priorities which seeks to keep land-use and development authority and standards vested with local officials directly accountable to their communities; and

WHEREAS, this bill was reviewed and recommended for support by the Executive Committee.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board does hereby support Senate Bill 765 (Stern/Friedman).

PASSED, APPROVED, and ADOPTED this 18th day of March, 2021.

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

Margaret Clark, President

Attest:

I, Marisa Creter, Executive Director and Secretary of the Board of Directors of the San Gabriel Valley Council of Governments, do hereby certify that Resolution 21-15 was adopted at a regular meeting of the Governing Board held on the 18th day of March, 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Marisa Creter, Secretary

REPORT

DATE: March 18, 2021
TO: Governing Board Members & Alternates
FROM: Marisa Creter, Executive Director
RE: **ASSEMBLY BILL 377 (RIVAS/HERTZBERG)**

RECOMMENDED ACTION

Adopt Resolution 21-16 opposing Assembly Bill 377 (Rivas/ Hertzberg).

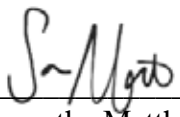
BACKGROUND

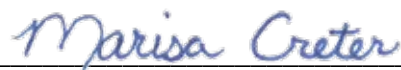
On February 1, 2021, Assemblymember Robert Rivas (D-Hollister), Senate Majority Leader Bob Hertzberg (D-Van Nuys) and California Coastkeeper Alliance introduced AB 377. The legislation would set a specific date for Clean Water Act compliance and would aim to make all surface waters statewide fishable, swimmable, and drinkable by 2050. Per the California Stormwater Quality Association (CASQA), the bill would prohibit the State Water Resources Control Board (State Board) and regional boards from adopting NPDES permits with compliance schedules or deemed compliance terms. The bill would also require development of an Impaired Waterways Enforcement Program to enforce all water quality standards violations.

Ultimately, the bill would reduce the amount of time for implementation and increase penalties and enforcement with no additional funding provided that is needed to achieve the desired water quality outcomes. Per CASQA, the bill would also significantly reduce the regulatory authority of the water boards and would likely result in permit violations for all permittee categories.

Since existing local, state, and federal resources are inadequate to implement Clean Water Act compliance, the bill should, at minimum, authorize additional funding. The bill should also be amended to direct the State Water Board to develop Financial Capability Assessment (FCA) guidelines for MS4 permittees, modeled on existing US EPA regulatory guidelines which apply to all states other than California due to the state Porter-Cologne Act preemption.

On March 9, 2021, the Water Policy Committee and Water Technical Advisory Committee voted to recommend the Governing Board oppose the bill.

Prepared by: 
Samantha Matthews
Management Analyst

Approved by: 
Marisa Creter
Executive Director

ATTACHMENTS

Attachment A – AB 377 Bill Text

Attachment B – Resolution 21-16

Attachment A

AMENDED IN ASSEMBLY MARCH 8, 2021

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

ASSEMBLY BILL

No. 377

Introduced by Assembly Member Robert Rivas
(Principal coauthor: Senator Hertzberg)
(*Coauthor: Assembly Member Lee*)

February 1, 2021

An act to add ~~Chapter~~ *Article 3.5* (commencing with Section 13150) to Chapter 3 of Division 7 of the Water Code, relating to water quality.

LEGISLATIVE COUNSEL'S DIGEST

AB 377, as amended, Robert Rivas. Water quality: impaired waters.

(1) Under existing law, the State Water Resources Control Board and the 9 California regional water quality control boards regulate water quality and prescribe waste discharge requirements in accordance with the federal national pollutant discharge elimination system (NPDES) permit program established by the federal Clean Water Act and the Porter-Cologne Water Quality Control Act. Existing law requires each regional board to formulate and adopt water quality control plans for all areas within the region, as provided.

This bill would require all California surface waters to be fishable, swimmable, and drinkable by January 1, 2050, as prescribed. The bill would prohibit the state board and regional boards from authorizing an NPDES discharge, *or a waste discharge requirement, requirement* or waiver of a waste discharge requirement *for a discharge, to surface water* that causes or contributes to an exceedance of ~~a an applicable~~ water quality ~~standard, standard in receiving waters~~, or from authorizing a best management practice permit term to authorize a discharge *to surface water* that causes or contributes to an exceedance of ~~a an~~

applicable water quality standard in receiving waters. The bill would prohibit, on or after January 1, 2030, a regional water quality control plan from including a schedule for implementation for achieving a water quality standard that was adopted as of January 1, 2021, and would prohibit a regional water quality control plan from including a schedule for implementation of a water quality standard that is adopted after January 1, 2021, unless specified conditions are met. The bill would prohibit an NPDES permit, waste discharge requirement, or waiver of a waste discharge requirement from being renewed, reissued, or modified to contain effluent limitations or conditions that are less stringent than those in the previous permit, requirement, or ~~waiver~~ *waiver, except as specified.*

(2) Existing law authorizes the imposition of civil penalties for violations of certain waste discharge requirements and requires that penalties imposed pursuant to these provisions be deposited into the Waste Discharge Permit Fund, to be expended by the state board, upon appropriation by the Legislature, for specified purposes related to water quality. For violations of certain other waste discharge requirements, including the violation of a waste discharge requirement effluent limitation, existing law imposes specified civil penalties, the proceeds of which are deposited into the continuously appropriated State Water Pollution Cleanup and Abatement Account, which is established in the State Water Quality Control Fund.

This bill would require, by January 1, 2030, the state board and regional boards to develop an Impaired Waterways Enforcement Program to enforce all remaining water quality standard violations that are causing or contributing to an exceedance of a water quality standard. To ensure any water segments impaired by ongoing pollutants are brought into attainment with water quality standards, the bill would require the state board and regional boards, by January 1, 2040, to evaluate the state's remaining impaired waters using a specified report. The bill would require, by January 1, 2040, the state board and regional boards to report to the Legislature a plan to bring the final impaired water segments into attainment by January 1, 2050. The bill would create the Waterway Attainment Account in the Waste Discharge Permit Fund and would make moneys in the Waterway Attainment Account available for the state board to expend, upon appropriation by the Legislature, to bring remaining impaired water segments into attainment in accordance with the plan. The bill would create in the Waterway Attainment Account the Waterway Attainment Penalty Subaccount,

composed of penalties obtained pursuant to the Impaired Waterways Enforcement Program, and would make moneys in the subaccount available for the state board to expend, upon appropriation by the Legislature, for purposes of the program. The bill would require, by January 1, 2040, and subject to a future legislative act, 50% of the annual proceeds of the State Water Pollution Cleanup and Abatement Account to be annually transferred to the Waterway Attainment Account. The bill would require the state board, upon appropriation by the Legislature, to expend 5% of the annual proceeds of the State Water Pollution Cleanup and Abatement Account to fund a specified state board program.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) The Legislature finds and declares all of the
2 following:

3 (1) Water is a necessity of human life, and every Californian
4 deserves access to clean and safe water. Yet climate change
5 jeopardizes the quality and safety of our water. Climate change is
6 impacting the state's hydrology to create water resource
7 vulnerabilities that include, but are not limited to, changes to water
8 supplies, subsidence, increased amounts of water pollution, erosion,
9 flooding, and related risks to water and wastewater infrastructure
10 and operations, degradation of watersheds, alteration of aquatic
11 ecosystems and loss of habitat, multiple impacts in coastal areas,
12 and ocean acidification.

13 (2) Many aspects of climate change and associated impacts will
14 continue for centuries, even if anthropogenic emissions of
15 greenhouse gases are reduced or stopped. Given the magnitude of
16 climate change impacts on California's hydrology and water
17 systems, the state's climate change response should include
18 attainment of water quality standards to allow the state's
19 watersheds to resiliently adapt to forthcoming and inevitable
20 climate change stressors.

21 (3) The federal Clean Water Act (33 U.S.C. Sec. 1251 et seq.)
22 was enacted on October 18, 1972, to establish the basic structure
23 for regulating discharges of pollutants into the waters of the United
24 States and regulating quality standards for surface waters. The

1 objective of the federal Clean Water Act is to restore and maintain
2 the chemical, physical, and biological integrity of the nation's
3 waters. To achieve that objective, Congress declared a national
4 goal that the discharge of pollutants into navigable waters be
5 eliminated by 1985.

6 (4) California has long been a national and international leader
7 on environmental stewardship efforts, including the areas of air
8 quality protections, energy efficiency requirements, renewable
9 energy standards, and greenhouse gas emission standards for
10 passenger vehicles. The program established by this act will
11 continue this tradition of environmental leadership by placing
12 California at the forefront of achieving the nation's goal of making
13 all waterways swimmable, fishable, and drinkable.

14 (5) The State Water Resources Control Board, along with the
15 nine California regional water quality control boards, protect and
16 enhance the quality of California's water resources through
17 implementing the federal Clean Water Act, as amended, and
18 California's Porter-Cologne Water Quality Control Act (Division
19 7 (commencing with Section 13000) of the Water Code).

20 (6) The State Water Resources Control Board's mission is to
21 "preserve, enhance, and restore the quality of California's water
22 resources and drinking water for the protection of the environment,
23 public health, and all beneficial uses, and to ensure proper water
24 resource allocation and efficient use, for the benefit of present and
25 future generations."

26 (7) Under Section 303(d) of the federal Clean Water Act (33
27 U.S.C. Sec. 1313(d)), California is required to review, make
28 changes as necessary, and submit to the United States
29 Environmental Protection Agency a list identifying water bodies
30 not meeting water quality standards (303(d) list). California is
31 required to include a priority ranking of those waters, taking into
32 account the severity of the pollution and the uses to be made of
33 those waters, including waters targeted for the development of
34 total maximum daily loads (TMDLs).

35 (8) As of the most recent 2018 303(d) list, nearly 95 percent of
36 all fresh waters assessed in California, and over 1,400 water bodies,
37 are listed as impaired, with only 114 TMDLs ~~have~~ *having* been
38 approved since 2009 in California. Of 164,741 assessed miles of
39 rivers and streams, 82 percent were impaired. Of 929,318 assessed
40 acres of lakes, reservoirs, and ponds, 93 percent were impaired.

1 Of 575,000 assessed acres of bays, harbors, and estuaries, 99
2 percent were impaired. Of 2,180 assessed miles of coastal
3 shoreline, 93 percent were impaired. Of 130,084 assessed acres
4 of wetlands, 99 percent were impaired.

5 (b) (1) In honor of the federal Clean Water Act’s 50-year
6 anniversary, it is the intent of the Legislature in enacting this act
7 to recommit California to achieve the national goal to restore and
8 maintain the chemical, physical, and biological integrity of the
9 state’s waters by eliminating the discharge of pollutants into
10 impaired waterways.

11 (2) It is further the intent of the Legislature in enacting this act
12 to require that the State Water Resources Control Board and the
13 California regional water quality control boards meet the national
14 goal of achieving swimmable, fishable, and drinkable waters by
15 no later than January 1, 2050.

16 ~~SEC. 2. Chapter 3.5 (commencing with Section 13150) is added~~
17 ~~to Chapter 3 of Division 7 of the Water Code, to read:~~

18
19 ~~CHAPTER 3.5. STATE WATERS IMPAIRMENT~~

20
21 ~~SEC. 2. Article 3.5 (commencing with Section 13150) is added~~
22 ~~to Chapter 3 of Division 7 of the Water Code, to read:~~

23
24 ~~Article 3.5. State Waters Impairment~~

25
26 13150. All California surface waters shall be fishable,
27 swimmable, and drinkable by January 1, 2050. To bring all water
28 segments into attainment with this requirement, the state board
29 and regional boards shall comply with the requirements of this
30 ~~chapter.~~ *article.*

31 13151. (a) (1) The state board and regional boards shall not
32 do either of the following:

33 (1)

34 (A) Authorize an NPDES discharge *to a surface water of the*
35 *United States* that causes or contributes to an exceedance of ~~a an~~
36 *applicable water quality standard.* ~~standard in receiving waters.~~

37 (2)

38 (B) Authorize an NPDES permit that uses an alternative
39 compliance determination, safe harbor “deemed in compliance”
40 term, or any other best management practice permit term to

1 authorize a discharge *to a surface water of the United States* that
2 causes or contributes to an exceedance of ~~a~~ *an applicable* water
3 quality standard in receiving waters.

4 (2) (A) *Paragraph (1) does not prohibit enhanced watershed*
5 *management programs or watershed management programs from*
6 *being used as a planning tool for achieving compliance with*
7 *applicable water quality standards in receiving waters.*

8 (B) *Paragraph (1) does not prevent NPDES permittees from*
9 *using best management practices to meet applicable water quality*
10 *standards in receiving waters.*

11 (C) *Paragraph (1) does not apply to salt and nutrient*
12 *management plans approved as of January 1, 2021, that include*
13 *alternative compliance options.*

14 (b) The state board and regional boards shall not do either of
15 the following:

16 (1) Authorize a permit that does not include monitoring
17 sufficient to demonstrate compliance with water quality standards
18 and, unless infeasible, that does not include end-of-discharge pipe
19 monitoring.

20 (2) Authorize a permit unless it establishes criteria for, and
21 requires, monitoring to evaluate compliance with water quality
22 standards.

23 (c) (1) The state board and regional boards shall not do either
24 of the following:

25 (1)

26 (A) Authorize a waste discharge requirement or waiver of a
27 waste discharge requirement for a discharge *to a surface water of*
28 *the state* that causes or contributes to an exceedance of ~~a~~ *an*
29 *applicable water quality standard. standard in receiving waters.*

30 (2)

31 (B) Authorize a waste discharge requirement or waiver of a
32 waste discharge requirement that uses an alternative compliance
33 determination, safe harbor “deemed in compliance” term, or any
34 other best management practice permit term to authorize a
35 discharge *to a surface water of the state* that causes or contributes
36 to an exceedance of ~~a~~ *an applicable* water quality standard in
37 receiving waters.

38 ~~(d) The state board and regional boards shall not issue an~~
39 ~~enforcement order pursuant to Chapter 12 (commencing with~~
40 ~~Section 1825) of Part 2 of Division 2 or Article 1 (commencing~~

1 with Section 13300) of Chapter 5 that includes a compliance
2 schedule deadline that extends beyond January 1, 2030, to a
3 discharger for a discharge that is causing or contributing to an
4 exceedance of a water quality standard.

5 (2) (A) Paragraph (1) does not prevent a waste discharge
6 requirement or waiver of a waste discharge requirement from
7 using best management practices to meet applicable water quality
8 standards in receiving waters.

9 (B) Paragraph (1) does not apply to salt and nutrient
10 management plans approved as of January 1, 2021, that include
11 alternative compliance options.

12 13152. (a) (1) Notwithstanding Section 13242, on and after
13 January 1, 2030, a regional water quality control plan, including
14 the program of implementation, shall not include a schedule for
15 implementation for achieving a water quality standard that was
16 adopted in an approved regional water quality control plan as of
17 January 1, 2021. It is the intent of the Legislature in enacting this
18 requirement to ensure that all water quality standards in effect as
19 of January 1, 2021, are fully implemented and achieved by January
20 1, 2030.

21 (2) Paragraph (1) does not apply to salt and nutrient
22 management plans approved as of January 1, 2021, that include
23 a time schedule for compliance.

24 (b) The state board and regional boards shall only include in a
25 regional water quality control plan a schedule for implementation
26 of a water quality standard that is adopted after January 1, 2021,
27 if all of the following conditions are met:

28 (1) The schedule for implementation of the water quality
29 standard is the shortest time necessary, and in no instance exceeds
30 five years.

31 (2) The schedule for implementation is necessary for the
32 permittee to undertake physical construction that is necessary to
33 achieve compliance with the water quality standard.

34 (3) The water quality standard is not substantially similar to a
35 water quality standard that was in effect as of January 1, 2021.

36 (c) (1) An NPDES permit, waste discharge requirement, or
37 waiver of a waste discharge requirement shall not be renewed,
38 reissued, or modified to contain effluent limitations or conditions
39 that are less stringent than the comparable effluent limitations or
40 conditions in the previous permit, requirement, or ~~waiver~~; *waiver*;

1 including, but not limited to, if the implementation of the less
2 stringent effluent limitation or condition would result in a violation
3 of an applicable water quality standard in receiving waters.

4 (2) Notwithstanding paragraph (1), an NPDES permit, waste
5 discharge requirement, or waiver of a waste discharge requirement
6 may be renewed, reissued, or modified to contain a less stringent
7 effluent limitation or condition applicable to a pollutant if any of
8 the following apply:

9 (A) Material and substantial alterations or additions to the
10 permitted facility occurred after permit issuance that justify the
11 application of the less stringent effluent limitation or condition.

12 (B) Information, other than revised regulations, guidance, or
13 test methods, is available that was not available at the time of
14 permit issuance that would have justified the application of the
15 less stringent effluent limitation or condition at the time of permit
16 issuance.

17 (C) The permit issuer determines that technical mistakes or
18 mistaken interpretations of law were made in issuing the permit
19 in accordance with Section 402(a)(1)(B) of the federal Clean Water
20 Act (33 U.S.C. Sec. 1342(a)(1)(B)).

21 (D) The less stringent effluent limitation or condition is
22 necessary because of events over which the permittee has no
23 control and for which there is no reasonably available remedy.

24 (E) The permittee has received a permit modification pursuant
25 to Section 301(c), 301(g), 301(h), 301(i), 301(k), 301(n), or 316(a)
26 of the federal Clean Water Act (33 U.S.C. Secs. 1311(c), 1311(g),
27 1311(h), 1311(i), 1311(k), 1311(n), and 1326(a)).

28 (F) The permittee has installed the treatment facilities required
29 to meet the effluent limitations or conditions in the previous permit
30 and has properly operated and maintained the facilities but has
31 nevertheless been unable to achieve the previous effluent
32 limitations or conditions, in which case the limitations or
33 conditions in the renewed, reissued, or modified permit may reflect
34 the level of pollutant control actually achieved, but shall not be
35 less stringent than required by effluent limitation guidelines
36 promulgated under Section 304(b) of the federal Clean Water Act
37 (33 U.S.C. Sec. 1314(b)) in effect at the time of permit renewal,
38 reissuance, or modification.

39 (3) Subparagraphs (B) and (C) of paragraph (2) do not apply
40 to a revised waste load allocation or an alternative grounds for

1 *translating water quality standards into effluent limitations or*
2 *conditions unless both of the following are satisfied:*

3 (A) *The cumulative effect of the revised allocation or alternative*
4 *grounds results in a decrease in the amount of pollutants*
5 *discharged into receiving waters.*

6 (B) *The revised allocation or alternative grounds is not the*
7 *result of a discharger eliminating or substantially reducing its*
8 *discharge of pollutants due to complying with the requirements of*
9 *the federal Clean Water Act (33 U.S.C. Sec. 1251 et seq.) or for*
10 *reasons otherwise unrelated to water quality.*

11 (d) The state board and regional boards shall not authorize an
12 NPDES permit, waste discharge requirement, or waiver of a waste
13 discharge requirement that does not include a complete
14 antidegradation analysis as set out in State Water Resources
15 Control Board Resolution No. 68-16 and Administrative Procedures
16 Update 90-004.

17 13153. (a) (1) By January 1, 2030, the state board and regional
18 boards shall develop an Impaired Waterways Enforcement Program
19 to enforce all remaining water quality standard violations pursuant
20 to Chapter 12 (commencing with Section 1825) of Part 2 of
21 Division 2 and Article 1 (commencing with Section 13300) of
22 Chapter 5 that are causing or contributing to an exceedance of a
23 water quality standard.

24 (2) An enforcement action taken pursuant to the program shall
25 result in sufficient penalties, conditions, and orders to ensure the
26 person subject to the enforcement action is no longer causing or
27 contributing to an exceedance of a water quality standard.

28 (3) A discharger shall remain liable for a violation of a water
29 quality standard until sampling at the point of discharge
30 demonstrates that the discharge is no longer causing or contributing
31 to the exceedance.

32 (4) Penalties obtained pursuant to the program shall be deposited
33 into the Waterway Attainment Penalty Subaccount, which is hereby
34 created in the Waterway Attainment Account. Moneys in the
35 subaccount shall be available for the state board to expend, upon
36 appropriation by the Legislature, for purposes of the program.

37 (5) *The state board and regional boards may issue an*
38 *enforcement order pursuant to Chapter 12 (commencing with*
39 *Section 1825) of Part 2 of Division 2 or Article 1 (commencing*
40 *with Section 13300) of Chapter 5 that includes a compliance*

1 *schedule deadline that extends beyond January 1, 2030, to a*
2 *discharger for a discharge that is causing or contributing to an*
3 *exceedance of a water quality standard.*

4 (b) (1) By January 1, 2040, to ensure any water segments
5 impaired by ongoing legacy pollutants and nonpoint source
6 pollution are brought into attainment with water quality standards,
7 the state board and regional boards shall evaluate the state's
8 remaining impaired waters using the most current integrated report.

9 (2) The state board and regional boards shall, by January 1,
10 2040, report to the Legislature in compliance with Section 9795
11 of the Government Code a plan to bring the final impaired water
12 segments into attainment by January 1, 2050.

13 (3) The requirement for submitting a report imposed under
14 paragraph (2) is inoperative on January 1, 2044, pursuant to Section
15 10231.5 of the Government Code.

16 (c) (1) The Waterway Attainment Account is hereby created
17 in the Waste Discharge Permit Fund. Moneys in the Waterway
18 Attainment Account shall be available for the state board to expend,
19 upon appropriation by the Legislature, to bring remaining impaired
20 water segments into attainment in accordance with the plan
21 submitted pursuant to paragraph (2) of subdivision (b), subject to
22 subdivision (d).

23 (2) (A) By January 1, 2040, subject to a future legislative act,
24 50 percent of the annual proceeds of the State Water Pollution
25 Cleanup and Abatement Account shall be annually transferred to
26 the Waterway Attainment Account.

27 (B) This paragraph shall become inoperative January 1, 2051,
28 or when all water segments are in attainment with water quality
29 standards, whichever comes first.

30 (d) Moneys in the Waterway Attainment Account shall be
31 expended by the state board, upon appropriation by the Legislature,
32 to bring impaired waterways into attainment with water quality
33 standards to the maximum extent possible. *Moneys expended from*
34 *the account shall address or prevent water quality impairments*
35 *or address total maximum daily loads under the federal Clean*
36 *Water Act (33 U.S.C. Sec. 1251 et seq.).* Moneys in the account
37 shall only be expended on the following:

38 (1) Restoration projects, including supplemental environmental
39 projects, that improve water quality.

1 (2) Best management practice research innovation and incentives
2 to encourage innovative best management practice implementation.

3 (3) Source control programs.

4 (4) Identifying nonfilers.

5 (5) Source identification of unknown sources of impairment.

6 (6) Enforcement actions that recover at least the amount of
7 funding originally expended, which shall be deposited into the
8 Waterway Attainment Account.

9 (7) *Competitive grants to fund projects and programs for*
10 *municipal separate storm sewer system permit compliance*
11 *requirements that would prevent or remediate pollutants, including*
12 *zinc, caused by tires in the state. Priority shall be given to*
13 *applicants that discharge to receiving waters with zinc levels that*
14 *exceed the established total maximum daily loads and to projects*
15 *that provide multiple benefits.*

16 (e) The state board shall, upon appropriation by the Legislature,
17 expend 5 percent of the annual proceeds of the State Water
18 Pollution Cleanup and Abatement Account to fund the state board's
19 SWAMP - Clean Water Team Citizen Monitoring Program in
20 order to inform the integrated report.

21 ~~13154. This chapter does not affect the process by which~~
22 ~~voluntary agreements are entered into to assist in the~~
23 ~~implementation of new water quality standards lawfully adopted~~
24 ~~by the state board.~~

25 ~~13155.~~

26 *13154.* For purposes of this ~~chapter~~, *article*, the following
27 definitions apply:

28 (a) "Best management practice" means a practice or set of
29 practices determined by the state board or a regional board for a
30 designated area to be the most effective feasible means of
31 preventing or reducing the generation of a specific type of nonpoint
32 source pollution, given technological, institutional, environmental,
33 and economic constraints.

34 (b) "Drinkable" applies to waters subject to a regional water
35 quality control plan and means that the waters are drinkable to the
36 extent required by the regional water quality control plan.

37 (c) "Integrated report" means the state report that includes the
38 list of impaired waters required pursuant to Section 303(d) of the
39 federal Clean Water Act (33 U.S.C. *Sec.* 1313(d)) and the water

- 1 quality assessment required pursuant to Section 305(b) of the
- 2 federal Clean Water Act (33 U.S.C. *Sec.* 1315(b)).
- 3 (d) “NPDES” means the national pollutant discharge elimination
- 4 system established in the federal Clean Water Act (33 ~~U.S.C.A.~~
- 5 *U.S.C.* ~~Sec.~~ 1251 et seq.).
- 6 (e) “Regional board” means a California regional water quality
- 7 control board.
- 8 (f) “Regional water quality control plan” means a water quality
- 9 control plan developed pursuant to Section 13240.
- 10 (g) “State board” means the State Water Resources Control
- 11 Board.
- 12 (h) “State Water Pollution Cleanup and Abatement Account”
- 13 means the State Water Pollution Cleanup and Abatement Account
- 14 created pursuant to Section 13440.
- 15 (i) “Supplemental environmental project” means an
- 16 environmentally beneficial project that a person subject to an
- 17 enforcement action voluntarily agrees to undertake in settlement
- 18 of the action and to offset a portion of a civil penalty.
- 19 (j) “Waste Discharge Permit Fund” means the Waste Discharge
- 20 Permit Fund created pursuant to Section 13260.
- 21 (k) “Waterway Attainment Account” means the Waterway
- 22 Attainment Account created pursuant to paragraph (1) of
- 23 subdivision (c) of Section 13153.
- 24 (l) “Waterway Attainment Penalty Subaccount” means the
- 25 Waterway Attainment Penalty Subaccount created pursuant to
- 26 paragraph (4) of subdivision (a) of Section 13153.

O

Attachment B

**RESOLUTION 21-16
RESOLUTION OF THE GOVERNING BOARD OF THE
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) OPPOSING
ASSEMBLY BILL 377 (RIVAS/ HERTZBERG)**

WHEREAS, this bill would set a specific date for Clean Water Act compliance and would aim to make all surface waters statewide fishable, swimmable, and drinkable by 2050; and

WHEREAS, this bill would prohibit the State Water Resources Control Board (State Board) and regional boards from adopting NPDES permits with compliance schedules or deemed compliance terms; and

WHEREAS, this bill would also require development of an Impaired Waterways Enforcement Program to enforce all water quality standards violations; and

WHEREAS, this bill would reduce the amount of time for implementation and increase penalties and enforcement with no additional funding provided that is needed to achieve the desired water quality outcomes; and

WHEREAS, this bill would also significantly reduce the regulatory authority of the water boards and would likely result in permit violations for all permittee categories; and

WHEREAS, this bill was reviewed and recommended for opposition by the Water Policy Committee and Water Technical Advisory Committee.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board does hereby oppose Assembly Bill 377 (Rivas/ Hertzberg).

PASSED, APPROVED, and ADOPTED this 18th day of March, 2021.

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

Margaret Clark, President

Attest:

I, Marisa Creter, Executive Director and Secretary of the Board of Directors of the San Gabriel Valley Council of Governments, do hereby certify that Resolution 21-16 was adopted at a regular meeting of the Governing Board held on the 18th day of March, 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Marisa Creter, Secretary

REPORT

DATE: March 18, 2021
TO: Governing Board Members and Delegates
FROM: Marisa Creter, Executive Director
RE: **SENATE BILL 426 (RUBIO): FINANCIAL CAPABILITY ASSESSMENT**

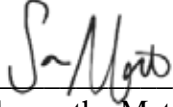
RECOMMENDED ACTION

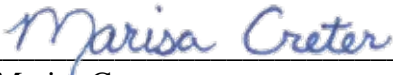
Adopt Resolution 21-17 to support and sponsor Senate Bill 426 (Rubio) which would direct the State Water Resources Control Board to promulgate and adopt Financial Capability Assessment (FCA) guidelines.

BACKGROUND

State Senator Rubio reintroduced legislation sponsored in previous years by the SGVCOG to require the State Water Resources Control Board (State Board) develop Financial Capability Assessment (FCA) guidelines for cities and counties (permittees) seeking to comply with the Federal Clean Water Act (CWA). FCA guidelines intend to provide a uniform, equitable and transparent methodology for assessing the financial capability of communities to afford the cost of compliance with municipal separate storm sewer system (MS4) permits. The state guidelines would be modeled on federal guidelines developed by the U.S. EPA over the past 20 years to achieve Clean Water Act compliance without in any way altering or waiving clean water standards but instead allowing elongated timeframes to avoid unacceptable cost burdens on communities. FCAs consider a wide range of financial capacity factors, including residential capability (e.g. median household income) and the financial strength of the permittee organization, such as bond ratings, debt, unemployment rate, tax revenue, and property tax rates. Although the federal FCA process has long been in place for use by MS4 permittees, in California the state Porter Cologne Water Quality Control Act (1969) assumes precedence over federal implementation and is vague on economic considerations. State Board staff have not issued FCA guidelines and dismissed the need for written guidelines during a meeting with SGVCOG Governing Board members and staff in spring 2020.

On March 9, 2021, the SGVCOG Water Policy Committee and Water Technical Advisory Committee voted to recommend the Governing Board sponsor SB 426 (Rubio).

Prepared by: 
Samantha Matthews
Management Analyst

Approved by: 
Marisa Creter
Executive Director

ATTACHMENTS

Attachment A – SB 426 (Rubio) Bill Text

Attachment B – Resolution 21-17

AMENDED IN SENATE MARCH 1, 2021

SENATE BILL**No. 426****Introduced by Senator Rubio**

February 12, 2021

~~An act to amend Section 13305 of the Water Code, relating to water.~~
An act to add Section 13185 to the Water Code, relating to water quality.

LEGISLATIVE COUNSEL'S DIGEST

SB 426, as amended, Rubio. ~~California regional water quality control boards: pollution or nuisance: abatement. Municipal separate storm sewer systems: financial capability analysis.~~

Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for the discharge of stormwater in accordance with the federal national pollutant discharge elimination system permit program. Existing law requires the state board or the regional boards to issue waste discharge requirements that ensure compliance with the federal Clean Water Act and apply any more stringent effluent standards or limitations necessary to implement water quality control plans, or for the protection of beneficial uses, or to prevent nuisance.

This bill would require the state board, by July 1, 2022, to establish financial capability assessment guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions. The bill would require the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation.

~~Under the Porter-Cologne Water Quality Control Act, upon determining that a condition of pollution or nuisance exists that has resulted from a nonoperating industrial or business location within its region, a California regional water quality control board is authorized to post notice upon the property in question, stating that the condition constitutes either a condition of pollution or nuisance which is required to be abated by correction of the condition, or it will be corrected at the property owner's expense. The notice is required to include a date not less than 10 days from posting for any property owners with objections to attend a hearing.~~

~~This bill would change the minimum amount of time the notice has to provide for this hearing from 10 days from the posting of the notice to 14 days from the posting of the notice.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. (a) *The Legislature finds and declares as follows:*
 2 (1) *On November 24, 2014, the federal Environmental*
 3 *Protection Agency, Office of Enforcement and Compliance*
 4 *Assurance, announced it had adopted a refined financial capability*
 5 *assessment framework to aid in negotiating schedules for*
 6 *compliance with the municipal federal Clean Water Act*
 7 *requirements and in developing integrated management plans.*
 8 (2) *The financial capability assessment framework does not*
 9 *alter or waive water quality standards, but offers alternative*
 10 *compliance pathways to municipal separate storm sewer system*
 11 *permittees and achievable schedules for compliance for*
 12 *disadvantaged communities.*
 13 (3) *The State Water Resources Control Board and the California*
 14 *regional water quality control boards actively work with*
 15 *municipalities to adjust the timeframes for municipalities to come*
 16 *into compliance with their stormwater permits, taking into account*
 17 *each municipality's costs of compliance and ability to pay, as well*
 18 *as the need to make demonstrable improvements in water quality*
 19 *over time.*
 20 (4) *The state board and regional boards also have worked with*
 21 *permittees to create new ways to reduce costs or spread the costs,*
 22 *such as permits that cover entire regions. For example, the*

1 *California Regional Water Quality Control Board, Los Angeles*
2 *region, has worked with municipal permittees to build partnerships*
3 *with state and other local agencies and to identify opportunities*
4 *for funding stormwater projects.*

5 *(5) At the November 6, 2018, statewide general election, voters*
6 *in the County of Los Angeles approved Measure W to create and*
7 *provide parcel tax revenue for the Safe Clean Water Program that*
8 *is designed to support stormwater quality improvement projects.*

9 *(b) It is the intent of the Legislature in enacting this measure*
10 *to do all of the following:*

11 *(1) Comply with the federal Clean Water Act (33 U.S.C. Sec.*
12 *1251 et seq.).*

13 *(2) Help local governments that are making a good faith effort*
14 *to be stewards of the environment but lack a dedicated revenue*
15 *source for stormwater or have a revenue source that is insufficient*
16 *to meet the estimated costs of compliance.*

17 *(3) Find solutions and share the cost of compliance for local*
18 *governments that are participating in a watershed management*
19 *program or an enhanced watershed management program.*

20 *(4) Not weaken environmental protections for lower income*
21 *communities but rather to provide funding to achieve the same*
22 *protections for all communities.*

23 *(5) Help the State Water Resources Control Board, the*
24 *California regional water quality control boards, and local*
25 *governments to prioritize the many competing requirements faced*
26 *by communities dealing with funding drinking water, groundwater,*
27 *sanitary sewer, flood protection, and stormwater improvements.*

28 *(6) Give communities time to apply for grants to overcome the*
29 *financial constraints of local government without fear of fines and*
30 *third-party litigation.*

31 *SEC. 2. Section 13185 is added to the Water Code, to read:*

32 *13185. (a) The state board and the regional boards shall*
33 *continue using available regulatory tools and other approaches*
34 *to foster collaboration with permittees to implement permit*
35 *requirements in light of the costs of implementation.*

36 *(b) By July 1, 2022, the state board shall establish financial*
37 *capability assessment guidelines for municipal separate storm*
38 *sewer system permittees that are adequate and consistent when*
39 *considering the costs to local jurisdictions, including costs incurred*
40 *in previous years. In developing the guidelines, the state board*

1 shall document any source it uses to develop an estimate of local
 2 costs and the overall cost of stormwater management. The state
 3 board shall consider, but is not limited to considering, both of the
 4 following United States Environmental Protection Agency policies
 5 in drafting the financial capability assessment guidelines:

6 (1) *Combined Sewer Overflows—Guidance for Financial*
 7 *Capability Assessment and Schedule Development*, dated February
 8 1997.

9 (2) *Affordability Criteria for Small Drinking Water Systems:*
 10 *An EPA Science Advisory Board Report*, dated December 2002.

11 SECTION 1. Section 13305 of the Water Code is amended to
 12 read:

13 ~~13305. (a) Upon determining that a condition of pollution or~~
 14 ~~nuisance exists that has resulted from a nonoperating industrial or~~
 15 ~~business location within its region, a regional board may cause~~
 16 ~~notice of the condition to be posted upon the property in question.~~
 17 ~~The notice shall state that the condition constitutes either a~~
 18 ~~condition of pollution or nuisance that is required to be abated by~~
 19 ~~correction of the condition, or a condition that will be corrected~~
 20 ~~by the city, county, other public agency, or regional board at the~~
 21 ~~property owner's expense. The notice shall further state that all~~
 22 ~~property owners having any objections to the proposed correction~~
 23 ~~of the condition may attend a hearing to be held by the regional~~
 24 ~~board at a time not less than 14 days from the posting of the notice.~~

25 ~~(b) Notice of the hearing prescribed in this section shall be given~~
 26 ~~in the county where the property is located pursuant to Section~~
 27 ~~6061 of the Government Code.~~

28 ~~(c) In addition to posting and publication, notice as required in~~
 29 ~~this section shall be mailed to the property owners as their names~~
 30 ~~and addresses appear from the last equalized assessment roll.~~

31 ~~(d) At the time stated in the notices, the regional board shall~~
 32 ~~hear and consider all objections or protests, if any, to the proposed~~
 33 ~~correction of the condition, and may continue the hearing from~~
 34 ~~time to time.~~

35 ~~(e) (1) After final action is taken by the regional board on the~~
 36 ~~disposition of any protests or objections, or if no protests or~~
 37 ~~objections are received, the regional board shall request the city,~~
 38 ~~county, or other public agency in which the condition of pollution~~
 39 ~~or nuisance exists to abate the condition or nuisance.~~

1 ~~(2) If the city, county, or other public agency does not abate the~~
2 ~~condition within a reasonable time, the regional board shall cause~~
3 ~~the condition to be abated. The regional board may proceed by~~
4 ~~force account, contract or other agreement, or any other method~~
5 ~~deemed most expedient by the regional board, and shall apply to~~
6 ~~the state board for the necessary funds.~~

7 ~~(3) The regional board shall be permitted reasonable access to~~
8 ~~the affected property as necessary to perform any cleanup,~~
9 ~~abatement, or other remedial work. Access shall be obtained with~~
10 ~~the consent of the owner or possessor of the property, or, if the~~
11 ~~consent is withheld, with a warrant duly issued pursuant to the~~
12 ~~procedure described in Title 13 (commencing with Section~~
13 ~~1822.50) of Part 3 of the Code of Civil Procedure. However, in~~
14 ~~the event of an emergency affecting public health or safety, the~~
15 ~~regional board may enter the property without consent or the~~
16 ~~issuance of a warrant.~~

17 ~~(f) The owner of the property on which the condition exists, or~~
18 ~~is created, is liable for all reasonable costs incurred by the regional~~
19 ~~board or any city, county, or public agency in abating the condition.~~
20 ~~The amount of the cost for abating the condition upon the property~~
21 ~~in question constitutes a lien upon the property so posted upon the~~
22 ~~recordation of a notice of lien, which identifies the property on~~
23 ~~which the condition was abated, the amount the lien, and the owner~~
24 ~~of record of the property, in the office of the county recorder of~~
25 ~~the county in which the property is located. Upon recordation, the~~
26 ~~lien has the same force, effect, and priority as a judgment lien,~~
27 ~~except that it attaches only to the property so posted and described~~
28 ~~in the notice of lien, and shall continue for 10 years from the time~~
29 ~~of the recording of the notice unless sooner released or otherwise~~
30 ~~discharged. The lien may be foreclosed by an action brought by~~
31 ~~the city, county, other public agency, or state board, on behalf of~~
32 ~~the regional board, for a money judgment. Money recovered by a~~
33 ~~judgment in favor of the state board shall be returned to the State~~
34 ~~Water Pollution Cleanup and Abatement Account.~~

35 ~~(g) The city, county, other public agency, or state board on~~
36 ~~behalf of a regional board, may, at any time, release all, or any~~
37 ~~portion, of the property subject to a lien imposed pursuant to~~
38 ~~subdivision (f) from the lien or subordinate the lien to other liens~~
39 ~~and encumbrances if it determines that the amount owed is~~
40 ~~sufficiently secured by a lien on other property or that the release~~

1 ~~or subordination of the lien will not jeopardize the collection of~~
2 ~~the amount owed. A certificate by the state board, city, county, or~~
3 ~~other public agency to the effect that any property has been released~~
4 ~~from the lien or that the lien has been subordinated to other liens~~
5 ~~and encumbrances is conclusive evidence that the property has~~
6 ~~been released or that the lien has been subordinated as provided~~
7 ~~in the certificate.~~

8 ~~(h) As used in this section, the words “nonoperating” or “not~~
9 ~~in operation” mean the business is not conducting routine~~
10 ~~operations usually associated with that kind of business.~~

11 ~~(i) Nothing in this section limits the authority of any state agency~~
12 ~~under any other law or regulation to enforce or administer any~~
13 ~~cleanup or abatement activity.~~

O

RESOLUTION 21-17
RESOLUTION OF THE GOVERNING BOARD OF THE
SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) SPONSORING
AND SUPPORTING SENATE BILL 426 (RUBIO)

WHEREAS, State Senator Rubio reintroduced legislation sponsored in previous years by the SGVCOG to require the State Water Resources Control Board (State Board) develop Financial Capability Assessment (FCA) guidelines for cities and counties (permittees) seeking to comply with the Federal Clean Water Act (CWA); and

WHEREAS, FCA guidelines intend to provide a uniform, equitable and transparent methodology for assessing the financial capability of communities to afford the cost of compliance with municipal separate storm sewer system (MS4) permits; and

WHEREAS, the state guidelines would be modeled on federal guidelines developed by the U.S. EPA over the past 20 years to achieve Clean Water Act compliance without in any way altering or waiving clean water standards but instead allowing elongated timeframes to avoid unacceptable cost burdens on communities; and

WHEREAS, SB 426 (Rubio) would require the state board, by July 1, 2022, to establish FCA guidelines for municipal separate storm sewer system permittees that are adequate and consistent when considering the costs to local jurisdictions; and

WHEREAS, this bill would require the state board and the regional boards to continue using available regulatory tools and other approaches to foster collaboration with permittees to implement permit requirements in light of the costs of implementation.; and

WHEREAS, this bill was reviewed and recommended for sponsor and support by SGVCOG Water Policy Committee and Water Technical Advisory Committee.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board does hereby sponsor and support Senate Bill 426 (Rubio)

PASSED, APPROVED, and ADOPTED this 18th day of March, 2021.

SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS

Margaret Clark, President

Attest:

I, Marisa Creter, Executive Director and Secretary of the Board of Directors of the San Gabriel Valley Council of Governments, do hereby certify that Resolution 21-17 was adopted at a regular meeting of the Governing Board held on the 18th day of March, 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Marisa Creter, Secretary

REPORT

DATE: March 18, 2021

TO: Governing Board Delegates and Alternates

FROM: Marisa Creter, Executive Director

RE: APPOINTMENT OF SGVCOG REPRESENTATIVES TO THE LOS ANGELES INTERNATIONAL AIRPORT (LAX) COMMUNITY NOISE ROUNDTABLE

RECOMMENDED ACTIONS

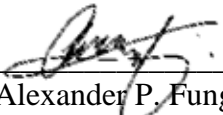
Direct staff to submit a letter to the Los Angeles World Airports requesting the SGVCOG be added as a voting At-Large Member to the Los Angeles International Airport (LAX) Community Noise Roundtable, with Walnut City Councilmember Allen Wu serving as the SGVCOG Delegate and La Cañada Flintridge City Councilmember Keith Eich serving as the SGVCOG Alternate.

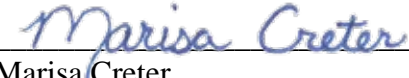
BACKGROUND

The LAX Community Noise Roundtable was created in 2000 to reduce and mitigate the adverse noise impacts on the surrounding communities that result from airport operations. Membership of the Roundtable includes local elected officials and staff, representatives from congressional offices, members of recognized community groups, the U.S. Federal Aviation Administration (FAA), airline representatives, and Los Angeles World Airports (LAWA). The Roundtable provides a platform to ensure cooperation between LAX and the impacted communities in achieving noise impact reduction without shifting noise from one community to another. Regular meetings are held on the second Wednesday of every odd-numbered month.

Given that San Gabriel Valley cities have previously expressed concerns over aircraft noises caused by LAX operations, LAWA staff expressed that the SGVCOG may submit a letter of petition, which would include a delegate and an alternate, to request the Chair of the Roundtable to appoint the SGVCOG as a voting At-Large Member. The request must also be approved by a majority of the Roundtable quorum. Appointed At-Large Members will serve a term of two years and may be reappointed by the Chair with approval by a majority of the Roundtable quorum.

The Transportation Committee convened on February 18, 2021 and voted to recommend the Governing Board to appoint Walnut City Councilmember Allen Wu as the SGVCOG Delegate and La Cañada Flintridge City Councilmember Keith Eich as the SGVCOG Alternate to the LAX Community Noise Roundtable. Once approved by the Governing Board, the SGVCOG can be added as a voting At-Large Member on the Roundtable as early as May 2021.

Prepared by: 
Alexander P. Fung
Management Analyst

Approved by: 
Marisa Creter
Executive Director

ATTACHMENTS

Attachment A – By-laws of the LAX Community Noise Roundtable

Attachment A



LOS ANGELES INTERNATIONAL AIRPORT/COMMUNITY NOISE ROUNDTABLE

BY-LAWS

Article I – Purpose

The purpose of these by-laws is to establish guidelines for the internal structure and conduct of meetings of the Los Angeles International Airport (LAX)/Community Noise Roundtable, and its interface with elected and appointed officials and the general public.

Article II – Mission

The Los Angeles International Airport/Community Noise Roundtable (herein after referred to as Roundtable) is an association of local communities, Los Angeles World Airports, the Federal Aviation Administration (FAA), and airline industry representatives. These parties are interested in participating in an interactive forum to address current aircraft noise issues associated with aircraft operations to, from and at Los Angeles International Airport. It is the intent of the Roundtable to identify noise concerns in the surrounding communities and to recommend courses of action to LAWA, the FAA, or other responsible entity that could reduce noise over affected communities without concentrating an undue noise burden on any one community via Metroplex.

Article III – Membership

A city, county, state or federal jurisdiction can participate in the Roundtable by submitting a letter of interest/intent to the Chair of the Roundtable. In that letter, the jurisdiction shall

formally designate the official representative (elected official preferred) of the jurisdiction and an alternate representative (elected official preferred), or jurisdiction staff member or a person from that community who is authorized to act in the designee's absence.

There may be a total of three (3) representatives from the Los Angeles City Council. Such members of the Roundtable shall be Council members or Council staff representing Council Districts that are LAX noise impacted. At such time as district boundaries are redrawn, the Roundtable shall designate the new eligible districts. These representatives shall be voting members of the Roundtable.

The Executive Director of Los Angeles World Airports (LAWA) shall designate a representative and alternate to the Roundtable. This representative shall be a voting member of the Roundtable.

The LAX Area Advisory Committee shall designate a representative and alternate to the Roundtable. This representative shall be a voting member of the Roundtable.

The Chair of the Roundtable may invite at-large representatives from recognized legitimate community groups or organizations. These community groups or organizations shall have a formal structure including by-laws, membership and regular meetings to be considered for at-large seats on the Roundtable, and designate their representative and alternate in an official letter. These at-large members shall be approved by a majority of the Roundtable quorum, and will be voting members of the Roundtable. At-large members shall serve a term of two (2) years. They may be re-appointed by the Chair, subject to approval by a majority of the Roundtable quorum.

Participation by the Federal Aviation Administration and the airline industry is essential to the success of the Roundtable. The designated representative of the FAA is an ex-officio non-voting member. A designated representative of the airline industry shall be approved by majority of the Roundtable quorum and be a voting member.

Jurisdiction

A Member Jurisdiction may withdraw at any time from participation in the Roundtable by a written notice to the Chair.

A Member Jurisdiction will be considered inactive if they do not participate for a period of six (6) months. The Member Jurisdiction may return to active status by notifying the Chair of the Roundtable with reaffirmation of their official representative and alternate.

A Member Jurisdiction will be considered dropped if they are inactive for a period of twelve (12) months. The jurisdiction may return as a new member following above procedures.

At-Large Representative

An At-Large Representative will be considered inactive if they do not participate for a period of six (6) months or their term ends. The At-Large Representative may return to active status by notifying the Chair of the Roundtable with reaffirmation of their official representative and alternate or their term has been voted on at the organizations regular election.

An At-Large Representative will be considered dropped if they are inactive for a period of twelve (12) months. The At-Large Representative may return as a new member following above procedures and their term has been voted on at the organizations regular election.

Other Entities

The Airline Representative and LAX Area Advisory Committee shall use the Jurisdiction rules.

The Federal Aviation Administration (Ex-Officio Non-Voting Member) and Los Angeles World Airports are permanent members.

Article IV – Officers of the Roundtable

The Officers of the Roundtable shall consist of a Chair, First Vice Chair, Second Vice Chair and an Executive Secretary. The Chair and Vice Chairs shall continue to hold voting rights during their term. The representative of LAWA or his/her authorized designee shall serve as the Executive Secretary of the Roundtable.

A majority of the Roundtable quorum shall elect a Chair and Vice Chairs to serve a term of two (2) years. Elections shall be held in July in even numbered years. The Chair and Vice Chairs shall have no term limits.

A Chair or Vice Chairs may withdraw from the position at any time with written notification to the Roundtable. Upon withdrawal of the Chair, and until such time as a new election can be held, the First Vice Chair shall serve as the Chair. Upon withdrawal of a Vice Chair, the Chair shall appoint a new Vice Chair, subject to approval of the Roundtable quorum.

Article V – Conduct of Meetings

All meetings of the Roundtable shall be open to the public.

The Chair shall conduct meetings of the Roundtable in accordance with Robert’s Rules of Order and the State of California’s “Ralph M. Brown Act” (Brown Act). Lacking specific direction, the Chair may, at his/her discretion, rule on matters before the Roundtable.

The Roundtable meetings shall be facilitated by the Roundtable Facilitator. The Facilitator is an impartial, non-voting participant who keeps the Roundtable discussions in accord with the published meeting agenda and ensures the meetings remain on schedule.

A Quorum of the Roundtable shall consist of at least a majority (greater than 50%) of voting members. A Roundtable quorum must be present to vote on an issue, elect a Chair or Vice Chairs, or to take a position on legislation or proposed legislation.

Article VI – Schedule and Location of Meetings

Regular meetings of the Roundtable shall be held on the second Wednesday of every odd month or at other dates/times as approved to by a majority of the Roundtable quorum. Additional meetings may be scheduled if necessary. The official meeting time shall be 6:30 PM unless otherwise agreed to by a majority of the Roundtable quorum.

Meetings of the Roundtable shall be held in the Samuel Greenberg Board Room in LAWA’s Administration Building at LAX, or at a location or location(s) agreed upon by a majority of the Roundtable quorum. The site(s) selected shall be easily accessible to the public, with convenient parking, with the equipment specified by the Executive Secretary and accessible to the disabled in accordance with the United States

Americans with Disabilities Act. Chair and Executive Secretary may change the location of a meeting if a problem with the chosen site arises.

Article VII – Notice of Meetings

In accordance with the provisions of the Brown Act, notice shall be given at least 72 hours in advance of a meeting. Notice shall include an agenda for each meeting. Said agenda shall be posted by the Executive Secretary at Los Angeles International Airport and any off site location where a Roundtable meeting is held. Notice shall also be posted on LAWA's website.

Article VIII – Record of Meetings and Availability of Materials

The motions, actions and essential elements of each meeting shall be recorded and made available to members of the Roundtable and to the public. The recording shall be reviewed and accepted by the Roundtable, and may be modified by agreement of a majority of the Roundtable quorum. The Executive Secretary of the Roundtable shall be responsible for the record of the meetings.

Materials that are a significant part of the Roundtable's deliberations shall, whenever possible, be sent in advance to the members via U.S. Mail or electronic mail. A sufficient number of copies of these materials shall also be available in printed form at the Roundtable meetings for the public.

Article IX – Public Participation

Specific opportunities for public comment shall be designated on each meeting agenda, including subcommittee meetings. At the discretion of the Chair, opportunities for public comment may also be offered during discussion of specific topics or during presentations. To ensure orderly conduct of the meeting, a time limit for individual public comments may be established. Unless otherwise stated, the standing time limit for individual public comments is two (2) minutes per commenter. Members of the public who exceed the specified time limit shall be asked to conclude their remarks.

Article X – Subcommittees

The Chair, at his/her discretion, may appoint subcommittees to work on specific issues to come before the Roundtable. Subcommittee chairs shall be appointed by the Chair and shall be members of the Roundtable. Subcommittee membership shall include appropriate or interested Roundtable and ex-officio members, as well as members of the public with relevant skills, to advise the Roundtable on possible measures to be taken and/or noise abatement actions to be taken.

All recommendations of Roundtable Subcommittees shall not be considered final and official until approved by a majority of the Roundtable quorum.

Article XI – Amendments to the By-Laws

Amendments to the By-Laws may be proposed by an Ad Hoc Committee or a voting member and need to be subsequently presented to the full Roundtable for consideration and approval. These by-laws may be amended by a majority vote of the Roundtable quorum at any regularly scheduled meeting of the Roundtable. Written notice of any changes shall be provided to the members at least seven (7) days in advance of consideration and action on any proposed amendment(s).

Approved by the Roundtable May 8, 2002

Amended by the Roundtable November 14, 2007

Amended by the Roundtable February 11, 2009

Amended by the Roundtable March 9, 2011

Amended by the Roundtable November 8, 2017

Amended by the Roundtable May 8, 2019

Amended by the Roundtable July 8, 2020

REPORT

DATE: March 18, 2021

TO: Governing Board

FROM: Marisa Creter, Executive Director

RE: SGVCOG SUPPORT LETTERS FOR CONGRESSIONAL FUNDING REQUESTS FOR REGIONAL PRIORITY PROJECTS/PROGRAMS

RECOMMENDED ACTION

Authorize the President of the Governing Board to sign letters on behalf of the San Gabriel Valley Council of Governments requesting the San Gabriel Valley's U.S. Representatives and Senators consider submitting Congressional requests for federal funding for the following regional transportation and affordable housing priority projects:

| Project/Recipient | Amount Requested | Location | Representative/District |
|---|-------------------------|--|---|
| Affordable housing projects pipeline / SGVRHT | \$10 million | Various cities | Rep. Judy Chu / 27 th District |
| State Route 57/60 Confluence Chokepoint Relief Project / SGVCOG | \$10 million | Cities of Diamond Bar and Industry | Rep. Young Kim / 39 th District |
| Alameda Corridor-East (ACE) Turnbull Canyon Rd. grade separation project / SGVCOG | \$10 million | City of Industry / unincorporated Los Angeles County | Rep. Grace Napolitano / 32 nd District |
| ACE Montebello Blvd. grade separation project / SGVCOG | \$10 million | City of Montebello | Rep. Linda Sanchez / 38 th District |
| ACE at-grade pedestrian crossing safety projects / SGVCOG | \$10 million | City of Pomona | Rep. Norma Torres / 35 th District |

BACKGROUND

After a suspending the practice for about 10 years, Congressional leaders have recently announced a return to the process of permitting U.S. Representatives and Senators to request federal funding for priority community projects located in their districts or states. House offices last week informed SGVCOG staff that community project funding request forms will be distributed shortly to cities, water agencies, transportation agencies, and other public entities. **Such funding nominations are, of course, no guarantee of funding. Congressional representatives will determine which, if any, nominated projects or programs and requested amounts are forwarded for consideration by Congressional committees, with projects then included in legislation subject to Congressional approval.** While staff is still gathering information, we expect nomination forms will be required to be returned by the end of March and that Congressional representatives will disclose in April which projects and funding amounts have been forwarded to the relevant Committees for consideration. Voting on appropriations bills generally starts in May, with votes on final bills targeted for prior to the August recess but often extending through the fall.

Staff has also been advised to expect the following parameters concerning this process:

REPORT

- Entities will be asked to submit one request per member of Congress for the Fiscal Year 2022 federal appropriations bills and the multi-year surface transportation program reauthorization bill.
- No more than \$10 million may be requested for per project/program.
- Projects/programs have priority if they have secured non-federal match funds, can certify that the federal funds requested are needed to complete the project budget and have secured necessary federal permits or environmental clearances.
- Projects/programs should demonstrate community support via a support letter from the local jurisdiction and in the case of regionally significant projects such as those nominated by the SGVCOG, with a letter from the President of the Governing Board.
- Transportation projects should be included in the multi-year State Transportation Improvement Program (STIP) prepared by Caltrans and/or the Federal Transportation Improvement Program (FTIP) prepared by LA Metro and SCAG.

Given the tight submittal deadline and the likely parameters identified, staff recommends that regionally significant projects be submitted for consideration by the San Gabriel Valley’s Congressional representatives as identified below. Because individual cities and other public entities in the San Gabriel Valley will have the opportunity to separately submit proposed projects and programs directly to members of Congress, staff recommends the projects to be nominated by the SGVCOG be limited to existing projects supported or proposed by the host cities and in which the SGVCOG or the San Gabriel Valley Regional Housing Trust (SGVRHT) is actively engaged in project implementation and/or funding. California’s U.S. Senators would receive letters identifying all of the proposed SGVCOG-nominated projects summarized below.

| Proposed SGVCOG-Nominated Projects | | | |
|---|------------------|--|---|
| Project/Recipient | Amount Requested | Location | Representative/District |
| Affordable housing projects pipeline / SGVRHT | \$10 million | Various cities | Rep. Judy Chu / 27 th District |
| State Route 57/60 Confluence Chokepoint Relief Project / SGVCOG | \$10 million | Cities of Diamond Bar and Industry | Rep. Young Kim / 39 th District |
| Alameda Corridor-East (ACE) Turnbull Canyon Rd. grade separation project / SGVCOG | \$10 million | City of Industry / unincorporated Los Angeles County | Rep. Grace Napolitano / 32 nd District |
| ACE Montebello Blvd. grade separation project / SGVCOG | \$10 million | City of Montebello | Rep. Linda Sanchez / 38 th District |
| ACE at-grade pedestrian crossing safety projects / SGVCOG | \$10 million | City of Pomona | Rep. Norma Torres / 35 th District |

Prepared by: Paul R. Hubler
 Paul Hubler
 Director of Government and Community Relations

Approved by: Marisa Creter
 Marisa Creter
 Executive Director

REPORT

DATE: March 18, 2021
TO: Governing Board
FROM: Marisa Creter, Executive Director
RE: **GOVERNING BOARD & COMMITTEE MEETING TIMES**

RECOMMENDED ACTION

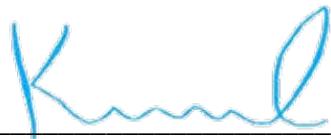
Adopt Resolution 21-18 updating the Governing Board and committee meeting times and locations.

BACKGROUND

In 2013, the Governing Board adopted a practice of affirming via resolution Governing Board, Policy Committee and TAC meeting dates, times and locations. This was done to increase transparency and make it easier for members of the public to attend meetings.

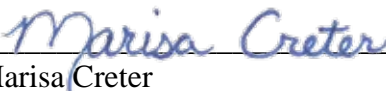
Resolution 21-18 provides an updated list of regularly scheduled meeting dates, time, and locations for SGVCOG Governing Board, Policy Committees, and TACs. The resolution reflects updating the meeting time of the SGVCOG Transportation Committee to take place on the second Thursday of the month at 4:00 PM.

Prepared by: _____



Katie Ward
Senior Management Analyst

Approved by: _____



Marisa Creter
Executive Director

ATTACHMENTS

Attachment A – Resolution 21-18

RESOLUTION NO. 21-18

**RESOLUTION OF THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS
CONFIRMING MEETING DATES, TIME, AND LOCATIONS FOR THE SGVCOG
GOVERNING BOARD, POLICY COMMITTEES, AND TECHNICAL ADVISORY
COMMITTEES.**

WHEREAS, the San Gabriel Valley Council of Governments holds regular meetings to evaluate matters of importance to the SGVCOG and the San Gabriel Valley; and

WHEREAS, Governing Board Representatives and Alternate Governing Board Representatives perform essential duties for the SGVCOG by their attendance at the regular scheduled meetings of the Governing Board and Policy Committees; and

WHEREAS, City staff representatives perform essential duties for their respective cities by their attendance at the regular scheduled meetings of SGVCOG's Policy and Technical Advisory Committees; and

WHEREAS, to ensure regular attendance at these meetings, SGVCOG wishes to confirm the meeting dates, time, and locations for the SGVCOG Governing Board, Policy Committee, and Technical Advisory Committees.

NOW, THEREFORE, BE IT RESOLVED that the Governing Board hereby confirms the regularly scheduled meetings for the Governing Board, Policy Committees, and Technical Advisory Committees as follows:

1. Governing Board on the third Thursday of every month at 4:00 p.m. at the Foothill Transit Office (100 S Vincent Ave #200, West Covina, California 91790).
2. Executive Committee on the first Monday of every month at 10:00 a.m. at the SGVCOG Office (1000 S. Fremont Ave., Building 10, Suite 10210, Alhambra, California 91803)
3. Transportation Policy Committee on the second Thursday of every month at 4:00 p.m. at Foothill Transit Office (100 S Vincent Ave #200, West Covina, California 91790).
4. Energy, Environment, and Natural Resources (EENR) Policy Committee on the third Wednesday of every month at 1:00 p.m. at the Monrovia Community Center (119 W. Palm Avenue, Monrovia, California 91016).
5. Homelessness Committee on the first Wednesday of every month at 8:30 a.m. at West Covina Council Chambers Meeting Room (1444 W Garvey Ave S, West Covina, California 91790).

6. Water Policy Committee on the second Tuesday of every month at 10:00 a.m. at Upper San Gabriel Valley Municipal Water District Offices (602 E. Huntington Dr., Monrovia, California 91016).
7. Capital Projects Construction Committee on the fourth Monday of every month at 12:00 p.m. at West Covina City Hall (1444 W Garvey Ave S, West Covina, California 91790).
8. City Managers Technical Advisory Committee (TAC) on the third Wednesday of every month at the Monrovia Restaurant (534 S. Myrtle Avenue, Monrovia, California 91016).
9. City Managers' Steering Committee on the first Wednesday of every month at 12:00 p.m. at Foothill Transit Office (100 S Vincent Ave #200, West Covina, California 91790).
10. Public Works Technical Advisory Committee (TAC) on the third Monday of every month at 12:00 p.m. at the Monrovia Community Center (119 W. Palm Avenue, Monrovia, California 91016)
11. Planning and Community Development Technical Advisory Committee (TAC) on the fourth Thursday of every month at 12:00 p.m. at the Monrovia Community Center (119 W. Palm Avenue, Monrovia, California 91016)
12. Transportation Technical Advisory Committee (TAC) on the first Thursday of every month at 9:00 a.m. at The ACE Project Offices (4900 Rivergrade Road, Irwindale, California 91706).

This resolution supersedes Resolution No. 20-09 in its entirety.

PASSED AND ADOPTED by the Governing Board of San Gabriel Valley Council of Governments, County of Los Angeles, State of California, on the 18th day of March 2021.

San Gabriel Valley Council of Governments

Margaret Clark, President

Attest:

I, Marisa Creter, Executive Director and Secretary of the Board of Directors of the San Gabriel Valley Council of Governments, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the Governing Board held on the 18th day of March 2021, by the following vote:

| | |
|-----------------|--|
| AYES: | |
| NOES: | |
| ABSTAIN: | |
| ABSENT: | |

Marisa Creter, Secretary

REPORT

DATE: March 18, 2021

TO: Governing Board Members & Alternates

FROM: Marisa Creter, Executive Director

RE: **REGIONAL HOMELESS, MENTAL HEALTH, AND CRISIS RESPONSE STUDY**

BACKGROUND

As part of the SGVCOG programs, which are funded via a State budget allocation and Measure H, the SGVCOG Governing Board allocated to a Regional Coordination Program. The intent of this program is to facilitate collaborative solutions to addressing homelessness in the San Gabriel Valley.

One of the key issues that was identified for regional coordination and collaboration was mental health and crisis response. There was increased interest in this subject matter following a presentation to the SGVCOG Homeless Committee on CAHOOTS (Crisis Assistance Helping Out On The Streets), a Eugene, Oregon-based mobile crisis intervention service. The program had gained national attention during the summer of 2020 as communities across the country aimed to re-imagine public safety and to replicate the CAHOOTS model. CAHOOTS formed in 1989 and provides first response to people experiencing mental health, substance use, and homelessness related crises. CAHOOTS was designed not to replace policing, but rather to offer a service that responds to non-violent crises.

SGVCOG STUDY

The SGVCOG Regional Homeless, Mental Health, and Crisis Response Study will examine how a crisis response program could be developed and implemented in the San Gabriel Valley. Resource Development Associates (RDA) was selected as the consultant for the project in December 2020 and the SGVCOG executed a contract with RDA in January 2021. RDA is an Oakland-based consulting firm dedicated to supporting public and nonprofit organizations. RDA has played a role in innovative human service initiatives that have improved systems and outcomes across public sectors, including public and behavioral health, homelessness and housing, adult and juvenile justice, violence prevention and public safety, and child and family welfare.

Key activities included in this project are as follows:

- Conducting outreach and research to support an understanding of the existing crisis system in San Gabriel Valley,
- Reviewing and recommending potential program models and funding resources, and
- Analyzing the financial impacts of implementing a crisis response program in the region.

RDA will conduct interviews with representatives from comparable regions and counties as well as local organizations to develop an understanding of the strengths and weaknesses of the current

system. Capacity interviews with local organizations and service providers will support identification of agencies in the San Gabriel Valley with the capacity and expertise to implement such a program.

The project will deeply involve stakeholder and community engagement. A Steering Committee is made up of and designated by City staff. Committee members include police lieutenants, officers, and paramedics, as well as staff from City Homeless Programs, Recreation and Community Services, and Housing Departments. RDA is working with the SGVCOG and Steering Committee to identify and recruit important stakeholders for recruitment to the Community Advisory Group (CAG). RDA will also conduct community forums and develop community surveys.

The project will result in a Regional Implementation Plan grounded in the SGVCOG's, Steering Committee's, CAG's, and stakeholders' vision for a program that improves the mental health emergency and non-emergency response in the San Gabriel Valley.

DATE: March 18, 2021

TO: Governing Board Delegates and Alternates

FROM: Marisa Creter, Executive Director

RE: **AQMD WAREHOUSE INDIRECT SOURCE RULE (PROPOSED RULE 2305)**

RECOMMENDED ACTION

For information only.

BACKGROUND

With consumer demand for online retail and just-in-time delivery increasing, goods delivered between Southern California's seaports, airports, and businesses may increase mobile source emissions. To assess and identify potential actions to further reduce emissions associated with emission sources operating in and out of warehouse distribution centers, the South Coast Air Quality Management District (AQMD) is pursuing a new rule to regulate distribution warehouses.

The rule, known as the Warehouse Indirect Source Rule (Proposed Rule 2305), would apply to operators and owners of existing and new warehouses with floor space greater than or equal to 100,000 square feet within a single building. The majority of emissions associated with warehouses originate from on-road vehicles, such as trucks, and off-road vehicles, such as cargo handling equipment. Proposed Rule 2305 would require warehouses subject to the rule to annually take actions that either reduce emissions or facilitate emission reductions.

Specifically, the Rule requires warehouse operators of warehouses subject to Proposed Rule 2305 to reduce emissions using one of the following two methods:

Option 1: Points System

Warehouse operators must earn a certain amount of points each year from emission-reducing activities. Certain actions are assigned a specified number of points based on a menu structure. The number of annual points that warehouse operators must earn depends upon the number of generated truck trips.

An operator may also choose to apply to implement a site-specific custom plan that incorporates actions that are not listed on the menu; however, plan approval is required prior to being able to earn points. Custom plans can include onsite and offsite measures within the control of the operator that can be demonstrated to reduce emissions of NOx and/or diesel PM.

Option 2: Mitigation Fee

Warehouse operators may choose to pay a mitigation fee to the AQMD and the funds generated will be allocated to provide financial incentives for truck owners to purchase NZE or ZE trucks, or for the installation of fueling and charging infrastructure. Funds will be allocated with priority

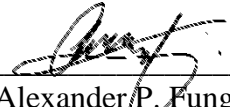
REPORT


provided for projects in the communities near warehouses that paid the fee.

Additionally, warehouse operators who are required to comply with Proposed Rule 2305 would pay fees as established by Proposed Rule 316, which reimburses AQMD for administrative costs associated with ensuring compliance with Proposed Rule 2305.

The AQMD Governing Board is scheduled to review Proposed Rule 2305 at its May meeting. The Rule's language and supporting documents can be found on the AQMD website at <https://www.aqmd.gov/home/air-quality/clean-air-plans/air-quality-mgt-plan/facility-based-mobile-source-measures/warehs-distr-wkng-grp>.

AQMD Deputy Executive Officer, Dr. Sarah Rees, will provide a presentation on this item.

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