



San Gabriel Valley Council of Governments

AGENDA AND NOTICE OF THE MEETING OF THE SGVCOG EXECUTIVE COMMITTEE

Monday, April 4, 2022 – 10:00 AM*

Zoom Link: <https://zoom.us/j/99054606210>

Livestream Link: <https://youtu.be/Dw5IbAPQR7g>

Thank you for participating in today's meeting. The Executive Committee encourages public participation and invites you to share your views on agenda items.

President

Becky Shevlin

1st Vice President

Tim Hepburn

2nd Vice President

Ed Reece

3rd Vice President

April Verlato

Past President

Margaret Clark

Transportation Chair

Ed Reece

Homelessness Chair

Becky Shevlin

EENR Chair

Denis Bertone

Water Policy Chair

Gloria Crudgington

ACE Chair

Nancy Lyons

Ex-Officio

**Tim Sandoval, Metro
SGVCOG Representative**

MEETINGS: *Regular Meetings of the Executive Committee are held 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).* The Executive Committee agenda packet is available at the San Gabriel Valley Council of Government's (SGVCOG) Office, 4900 Rivergrade Road, Suite A120, Irwindale, CA, and on the website, www.sgvkog.org. A copy of the agenda is also viewable at Alhambra City Hall, 111 S 1st St, Alhambra, CA. Copies are available via email upon request (sgv@sgvcog.org). Documents distributed to a majority of the Committee 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 Executive Committee meetings. Time is reserved at each regular meeting for those who wish to address the Executive Committee. SGVCOG requests that persons addressing the Executive Committee refrain from making personal, slanderous, profane or disruptive remarks.

TO ADDRESS THE EXECUTIVE COMMITTEE: 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. If several persons wish to address the Board on a single item, the Chair may impose a time limit on individual remarks at the beginning of discussion. **The Executive Committee may not discuss or vote on items not on the agenda.**

AGENDA ITEMS: The Agenda contains the regular order of business of the Executive Committee. Items on the Agenda have generally been reviewed and investigated by the staff in advance of the meeting so that the Executive Committee 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 Executive Committee.



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***MEETING MODIFICATIONS DUE TO THE STATE AND LOCAL EMERGENCY RESULTING FROM THE THREAT OF COVID-19:** AB 361 (Rivas), signed by California Governor Gavin Newsom on September 16, 2021, authorizes local agencies 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 emergency resulting from the threat of the Novel Coronavirus (COVID-19).

To follow the new provisions in AB 361 and ensure the safety of Committee Members and staff for the purpose of limiting the risk of COVID-19, in-person public participation at the Executive Committee meeting will not be allowed. To allow for public participation, the Executive Committee 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/99054606210>. You may also access the meeting via the livestream link on the front of the agenda page.

Instructions for Public Comments: For those wishing to make public comments on agenda and non-agenda items, but within the SGVCOG’s subject matter jurisdiction, you may submit written comments via email or provide a verbal comment by participating through Zoom.

- Written Comments (Email): If you wish to submit written public comments to be distributed to the committee members prior to or during the meeting, please submit these materials via email to Katie Ward at 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. Written public comments may include, but are not limited to letters, reports, and presentations. While there is no page or word count limit for written comments, the time for reading written public comments into the record will be limited to three minutes, which is the same time allotted for verbal comments.
- Verbal Comments (Zoom): Through Zoom, you may provide a verbal comment 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) 214-8160 or at kward@sgvcog.org.

PRELIMINARY BUSINESS

1. Call to Order
2. Roll Call
3. Public Comment (*If necessary, the President may place reasonable time limits on all comments*)
4. Changes to the Agenda Order

CONSENT CALENDAR

5. Executive Committee Meeting Minutes – [Page 1](#)
Recommended Action: Approve Executive Committee meeting minutes.
6. 2nd Quarter Financial Report / Treasurer’s Report – [Page 7](#)
Recommended Action: Receive and file.

ACTION ITEMS

7. Governing Board Agenda – [Page 9](#)
Recommended Action: Approve the draft Governing Board agenda.
8. Legislative Brown Act Revisions – [Page 15](#)
Recommended Action: Recommend the Governing Board adopt a position of support for the following bills:
 - AB 1944 (Lee)
 - AB 2449 (Rubio)
 - AB 2647 (Levine)

UPDATE ITEMS

9. FY 2020-2021 Financial Audit – [Page 19](#)
Recommended Action: For information only.
10. Draft SGVCOG FY 2022-2023 Budget – [Page 21](#)
Recommended Action: For information only.
11. Legislative Update: Ballot Initiative to Limit Revenue-Raising Ability – Page 23
Recommended Action: For information only.
12. President’s Report
Recommended Action: For information only.
13. Executive Director’s Report/Meeting Format Update
Recommended Action: For information only.
14. General Counsel’s Report
Recommended Action: For information only.

ANNOUNCEMENTS

15. Next Executive Committee Meeting – May 2, 2022
Recommended Action: For information only.

CLOSED SESSION

16. Conference Public Employee Performance Evaluation Pursuant to Government Code Section 54957.
Title: Executive Director

ADJOURN



SGVCOG Executive Committee **Special Meeting Minutes**
February 7, 2022
10:00 AM
Teleconference Meeting via Zoom

PRELIMINARY BUSINESS

- 1. Call to Order
The meeting was called to order at 10:03 AM.

- 2. Roll Call
Members Present
B. Shevlin, President/Homelessness Chair
T. Hepburn, 1st Vice President
E. Reece, 2nd Vice President
A. Verlato, 3rd Vice President
M. Clark, Past President
D. Bertone, EENR Chair
G. Crudgington, Water Chair
N. Lyons, ACE Chair
T. Sandoval, SGVCOG Metro Representative

Staff/Guests:

- M. Creter, SGVCOG Executive Director
- R. Alimoren; A. Fung; P. Hubler; S. Mandizvidza; B. Ruano; E. Shen; C. Sims; S. Sousa;
- K. Ward, SGVCOG Staff
- D. DeBerry, Woodruff, Spradlin & Smart
- T. Egan, Capital Representation Group
- T. Mueller, CPA, CFO Clifton Larson Allen

- 3. Public Comment
There were no public comments at this meeting.

CONSENT CALENDAR

- 4. Executive Committee Meeting Minutes
Action: Approve Executive Committee meeting minutes.
- 5. Audit Status Report: November 2021 to January 2022
Action: Receive and File
- 6. 1st Quarter Financial Report / Treasurer’s Report
Action: Receive and File

Unapproved Minutes

There was a motion to approve consent calendar items 4-6. (M/S: T. Hepburn/E. Reece)

[Motion Passed]

AYES:	B. Shelvin, T. Hepburn, E. Reece, A. Verlato, M. Clark, D. Bertone, G. Crudgington, N. Lyons
NOES:	
ABSTAIN:	
ABSENT:	

ACTION ITEMS

7. Governing Board Agenda

There was a motion to approve the draft Governing Board agenda. (M/S: E. Reece/A. Verlato)

[Motion Passed]

AYES:	B. Shelvin, T. Hepburn, E. Reece, A. Verlato, M. Clark, D. Bertone, G. Crudgington, N. Lyons
NOES:	
ABSTAIN:	
ABSENT:	

8. Community Planning Voter Initiative
P. Hubler reported on this item. The Committee directed staff to gather more information on this item for consideration at a future Executive Committee meeting.

UPDATE ITEMS

9. President's Report
B. Shevlin reported on this item.
10. Executive Director's Report
M. Creter reported on this item.
11. General Counsel's Report
D. DeBerry reported on this item.

ANNOUNCEMENTS

12. Next Executive Committee Meeting – March 7, 2022

ADJOURN

The meeting was adjourned at 10:56 AM

SGVCOG Special Joint Meeting of the Capital Projects and Construction Committee, Energy, Environment, and Natural Resource Committee, Executive Committee, Governing Board, and Transportation Committee Meeting

February 17, 2022
4:00 PM



SGVCOG Capital Projects and Construction Committee, Energy, Environment, and Natural Resource Committee, Executive Committee, Governing Board, and Transportation Committee Unapproved Special Joint Meeting Minutes

Date: February 17, 2022
Time: 4:00 PM
Location: Zoom Virtual Meeting

PRELIMINARY BUSINESS

1. Call to Order
SGVCOG President, Becky Shevlin, called the Joint Capital Projects and Construction Committee, Energy, Environment, and Natural Resource Committee, Executive Committee, Governing Board, and Transportation Committee Meeting to order at 4:02pm.
2. Pledge of Allegiance
City of Industry Mayor, Cory Moss, led the Pledge of Allegiance.
3. Roll Call
A quorum for the Capital Projects and Construction Committee, Energy, Environment, and Natural Resource Committee, Executive Committee, Governing Board, and Transportation Committee was in attendance.

Committee Members Present

Alhambra	A. Andrade-Stadler
Arcadia	A. Verlato
Azusa	R. Gonzales
Baldwin Park	E. Estrada
Bradbury	R. Barakat
Claremont	E. Reece
Covina	P. Cortez
Diamond Bar	N. Lyons
Duarte	J. Schulz
El Monte	M. Morales
Glendora	M. Allawos
Industry	C. Moss
La Cañada Flintridge	R. Gunter
La Puente	G. Quiñones
La Verne	T. Hepburn
Monrovia	B. Shevlin
Montebello	S. Peralta
Monterey Park	H. Lo
Pasadena	V. Gordo
Pomona	T. Sandoval
Rosemead	S. Dang

Absent

Irwindale
Sierra Madre
L.A. County District #4

SGVCOG Staff Present

M. Creter, Executive Director
D. DeBerry, General Council
T. Egan, Lobbyist
A. Fung, Staff
B. Acevedo, Staff
B. Ruano, Staff
C. Sims, Staff
E. Shen, Staff
K. Ward, Staff
M. Sharkey, Staff
P. Hubler, Staff
S. Hernandez, Staff
S. Pedersen, Staff
S. Sousa, Staff
T. Lott, Staff
V. Guerra, Staff

SGVCOG Special Joint Meeting of the Capital Projects and Construction Committee, Energy, Environment, and Natural Resource Committee, Executive Committee, Governing Board, and Transportation Committee Meeting

February 17, 2022
4:00 PM

San Dimas	D. Bertone	V. Urenia, Staff
San Gabriel	D. Menchaca	
San Marino	S. Jakubowski	
South El Monte	G. Olmos	
South Pasadena	D. Mahmud	
Temple City	C. Sternquist	
Walnut	N. Tragarz	
West Covina	T. Wu	
L.A. County District #1	E. Gonzalez	
L.A. County District #5	S. Croxton	
SGV Water Districts	C. Goyita	

4. Public Comment

West Covina Councilman, Tony Wu, provided a verbal comment inviting committee members to attend West Covina’s first Annual Spring Festival.

JOINT MEETING BUSINESS/ACTION ITEM

5. Adopt Resolution 22-12 of the Capital Projects and Construction Committee, Executive Committee, Governing Board, and Transportation Committee Making Findings to Enable Them to Continue to Hold Meetings Via Teleconferencing
SGVCOG President, Becky Shevlin, provided verbal remarks on this item.

There was a motion to adopt Joint Resolution 22-12 making certain findings that the existence of a local and state of emergency in California exists, that social distancing being mandated or recommended by state or local officials due to the ongoing COVID-19 pandemic and that meeting in person presents an imminent risk to the health and safety of attendees. (M/S: R. Gonzales/C. Moss)

[Motion Passed]

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

ADJOURN JOINT MEETING

SGVCOG President, Becky Shevlin, adjourned the Joint Capital Projects and Construction Committee, Executive Committee, Governing Board, and Transportation Committee Meeting at 4:12pm.

SGVCOG Special Joint Meeting of the Capital Projects and Construction Committee, Energy, Environment,
and Natural Resource Committee, Executive Committee, Governing Board, and Transportation Committee
Meeting

February 17, 2022

4:00 PM

BOARD APPROVED

Date

Marisa Creter

Marisa Creter, Secretary



SGVCOG Executive Committee Meeting Minutes
March 7, 2022
10:00 AM
Teleconference Meeting via Zoom

PRELIMINARY BUSINESS

1. Call to Order
The meeting was called to order at 10:04 AM.

2. Roll Call
Members Present
B. Shevlin, President/Homelessness Chair
T. Hepburn, 1st Vice President
E. Reece, 2nd Vice President/Transportation Chair
A. Verlato, 3rd Vice President
D. Bertone, EENR Chair
G. Crudgington, Water Chair
N. Lyons, ACE Chair
T. Sandoval, SGVCOG Metro Representative
Absent
M. Clark, Past President

Staff/Guests:

M. Creter, SGVCOG Executive Director
K. Ward, SGVCOG Staff
D. DeBerry, Woodruff, Spradlin & Smart

3. Public Comment
There were no public comments at this meeting.
4. Changes to the Agenda Order
There were no changes to the agenda order at this meeting.

CLOSED SESSION

5. Conference Conference with legal counsel – anticipated litigation. Significant exposure to litigation pursuant to Government Code section 54956.9(d).
One potential case.
Retaliation Claim.
No reportable action was taken during the closed session.

ADJOURN

The meeting was adjourned at 10:51 AM

REPORT

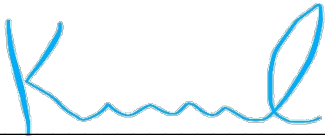
DATE: April 4, 2022
TO: Executive Committee
FROM: Marisa Creter, Executive Director
RE: **2ND QUARTER FINANCIAL REPORT / TREASURER'S REPORT**

RECOMMENDED ACTION

Receive and file.

BACKGROUND

The full 2nd Quarter Financial Reports for the SGVCOG and the ACE Project are included as attachments to the Treasurer's report. The Treasurer's report was prepared by the SGVCOG's Treasurer at CliftonLarsonAllen LLP. Questions on this report may be directed at representatives from CliftonLarsonAllen.

Prepared by: 
Katie Ward
Administrative Services Manager

Approved by: 
Marisa Creter
Executive Director

ATTACHMENT

[Attachment A – 2nd Quarter Financial Report/Treasurer's Report](#)



SGVCOG

SGVCOG Officers

President
Becky Shevlin

1st Vice President
Tim Hepburn

2nd Vice President
Ed Reece

3rd Vice President
April Verlato

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

AGENDA/NOTICE OF THE SPECIAL JOINT MEETING OF THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS CAPITAL PROJECTS AND CONSTRUCTION COMMITTEE, EXECUTIVE COMMITTEE, ENERGY, ENVIRONMENT, AND NATURAL RESOURCES COMMITTEE, GOVERNING BOARD AND TRANSPORTATION COMMITTEE AND AGENDA/NOTICE OF THE SPECIAL MEETING OF THE GOVERNING BOARD

Thursday, April 21, 2022 - 4:00 P.M.*

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

Livestream Available at: <https://www.youtube.com/watch?v=KxD2FZbBqeM>

Thank you for participating in tonight's meeting. The SGVCOG 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 agenda packet is available at the San Gabriel Valley Council of Government's (SGVCOG) Office, 4900 Rivergrade Road, Suite A120, Irwindale, CA, and on the website, www.sgvkog.org. A copy of the agenda is also viewable at Alhambra City Hall, 111 S 1st St, Alhambra, CA. 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.*

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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*)

JOINT MEETING BUSINESS/ACTION ITEM

5 MINUTES

5. Adopt Joint Resolution 22-18 of the Capital Projects and Construction Committee, Executive Committee, Energy, Environment, and Natural Resources Committee, Governing Board, and Transportation Committee Making Findings to Enable Them to Continue to Hold Meetings Via Teleconferencing
Recommendation Action: Adopt Joint Resolution 22-18 making certain findings that the existence of a local and state of emergency in California exists, that social distancing being mandated or recommended by state or local officials due to the ongoing COVID-19 pandemic and that meeting in person presents an imminent risk to the health and safety of attendees.

ADJOURN JOINT MEETING

CONVENE SPECIAL MEETING OF THE SGVCOG GOVERNING BOARD

5 MINUTES

6. Public Comment (*If necessary, the President may place reasonable time limits on all comments*)
7. Changes to Agenda Order: Identify emergency items arising after agenda posting and requiring action prior to next regular meeting

CONSENT CALENDAR

5 MINUTES

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

8. Governing Board Meeting Minutes
Recommended Action: Adopt Governing Board minutes.
9. Monthly Cash Disbursements/Balances/Transfers
Recommended Action: Approve Monthly Cash Disbursements/Balances/Transfers.
10. Committee/TAC/Governing Board Attendance
Recommended Action: Receive and file.
11. 2nd Quarter Financial Report / Treasurer's Report
Recommended Action: Receive and file.
12. Community Assistance, Recovery, and Empowerment (CARE) Court
Recommended Action: Adopt Resolution 22-19 supporting in concept the proposed Community Assistance, Recovery, and Empowerment (CARE) Court program, with the appropriate levels of funding to effectively and fully implement the Program.
13. Homelessness Program Contracts
Recommended Action: Authorize executive director to execute an agreement with XX for homeless services for a not-to-exceed amount of \$XX.
14. Homelessness Programs Funding Swap
Recommended Action: Authorize the Executive Director to execute an agreement with the San Gabriel Valley Regional Housing Trust (SGVRHT) to (1) swap up to \$550,000 in eligible funds for the implementation of homelessness programs in the San Gabriel Valley and (2) swap \$1,000,000 in eligible Measure H funds with the SGVRHT for the submission of a Local Housing Trust Fund (LHTF) application.
15. San Gabriel Valley Regional Housing Trust Appointments
Recommended Action: Pending until 3/31

-
16. FY 21-22 Budget Amendment #2
Recommended Action: Adopt Resolution 22-20 amending the FY 21-22 Budget.
 17. 13th Amended and Restated Bylaws
Recommended Action: Authorize staff to place the proposed Thirteenth Amended and Restated Bylaws (“Proposed Bylaws”) on the agenda for the Governing Board’s consideration at its next regular meeting.
 18. Draft SGVCOG FY 2022-2023 Budget
Recommendation Action: Receive and file.
 19. FY 2020-2021 Financial Audit
Recommendation Action: Receive and file.
 20. Contract Amendment for Contract 19-01 General Counsel and Property Acquisition Legal Services
Recommended Action: Authorize the Executive Director to execute an amendment to the General Counsel and Property Acquisition Services contract with Woodruff, Spradlin & Smart to extend the period of performance for seven (7) additional years beginning on September 1, 2022 and ending August 31, 2027 for an amount not to exceed \$XX.

PRESENTATION **15 MINUTES**

21. Montebello Community Assistance Program (MCAP) - Angelica Palmeros, City of Montebello Deputy Director
Recommended Action: For information only.

UPDATE ITEMS **20 MINUTES**

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

22. President’s Report
23. Executive Director’s Report
24. General Counsel’s Report
25. REAP Update

COMMITTEE/BOARD REPORTS **10 MINUTES**

26. Capital Projects and Construction Committee
27. Energy, Environment and Natural Resources Committee
28. Homelessness Committee
29. San Gabriel Valley Regional Housing Trust Board
30. Transportation Committee
31. Water Committee

LIAISON REPORTS **10 MINUTES**

32. Foothill Transit
33. Gold Line Foothill Extension Construction Authority
34. League of California Cities
35. Los Angeles County Metropolitan Transportation Authority
36. San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy
37. San Gabriel Valley Economic Partnership
38. San Gabriel Valley Mosquito & Vector Control District
39. South Coast Air Quality Management District
40. Southern California Association of Governments

ANNOUNCEMENTS

41. Next Special Governing Board Meeting – May 19, 2022

GOVERNING BOARD MEMBER COMMENTS

CLOSED SESSION

42. Conference Public Employee Performance Evaluation Pursuant to Government Code Section 54957.

Title: Executive Director

ADJOURN

REPORT

DATE: April 4, 2022
TO: Executive Committee
FROM: Marisa Creter, Executive Director
RE: **LEGISLATIVE BROWN ACT REVISIONS**

RECOMMENDED ACTION

Recommend the Governing Board adopt a position of support for the following bills:

- AB 1944 (Lee)
- AB 2449 (Rubio)
- AB 2647 (Levine)

BACKGROUND

Traditionally, under the Brown Act, agencies wishing to adopt a hybrid meeting model must do the following:

- physically post meeting notices and agendas;
- publicly disclose all teleconference locations;
- invite the public to participate from all locations; and
- have a quorum of officials located within the jurisdiction.

AB 361 temporarily amended the Brown Act to allow local agencies in California to meet via teleconference with modified requirements if the Governor has proclaimed a state of emergency in which (1) State or local health officials have recommended social distancing or (2) the legislative body has determined by a majority vote that an in-person meeting would pose imminent risk to the health or safety of attendees (the vote must be repeated every 30 days). Specifically, this bill temporarily suspended certain Brown Act teleconference requirements related to printed and posted meeting notices and agendas, posting all teleconference locations of participating officials, and making those locations accessible to the public, among others. The law is in effect until January 1, 2024. The Governor's most recent state of emergency proclamation extends through June 30, 2022.

The following bills have been proposed to improve the options for public teleconference meetings in order to comply with the spirit of the Brown Act, while also accommodating the practical needs and safety of officials and the public. These bills would have a direct impact on SGVCOG meetings and meetings of legislative bodies of all member agencies.

PROPOSED BILLS

AB 1944 (Lee) Local government: open and public meetings.

- Summary: This bill would specify that if a member of a legislative body elects to teleconference from a location that is not public, the address does not need to be identified in the notice and agenda or be accessible to the public when the legislative body has elected

to allow members to participate via teleconferencing.

- Status: Referred to the Committee on Local Government
- Impact: This bill specifically addresses the most cumbersome regulation that will come into effect on January 1, 2024 or at the end of the proclaimed emergency. It allows officials to join meetings remotely without inviting the public to their exact location. Note, the bill appears to remain silent on whether meeting agendas must still be posted at every teleconference location. The California Association of Councils of Governments (CALCOG) has indicated a preference for this bill.
- Recommendation: Support

AB 2449 (Rubio) Open meetings: local agencies: teleconferences.

- Summary: This bill would authorize a local agency to use teleconferencing without complying with the Brown Act's teleconferencing requirements, if at least a quorum of the members of the legislative body participates in person from a singular location clearly identified on the agenda that is open to the public and situated within the local agency's jurisdiction. The bill imposes requirements for this exception relating to notice, agendas, the means and manner of access, and procedures for disruptions. The bill requires the legislative body to implement a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, consistent with federal law.
- Status: Referred to the Committee on Local Government
- Impact: This bill would allow a limited number of officials to join meetings via teleconference without Brown Act teleconference requirements. It would still require a quorum of members to join in person with physical notices and agendas posted and public access. CALCOG has indicated a preference for this bill.
- Recommendation: Support

AB 2647 (Levine) Local government: open meetings.

- Summary: Current law requires a local agency to make agendas and related materials distributed to the members available for public inspection at a public office or location, including at every teleconference location. This bill would allow a local agency to forego physically posting the writings at a public office or location that the agency designates, if instead the agency posts the writings on its internet website in a position and manner that makes it clear that the writing relates to an agenda item for an upcoming meeting.
- Status: Referred to the Committees on Local Government and Judiciary
- Impact: This bill allows digital notices and agendas be posted to the internet instead of physical, printed notices and agendas.
- Recommendation: Support

SGVCOG POSITION

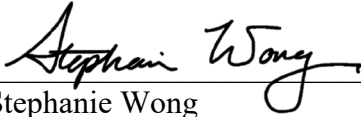
At this time, staff recommends that the Executive Committee discuss the merits of passing a resolution in favor of AB 1944, AB 2449, and/or AB 2647. If passed together, AB 1944 and AB 2647 would allow for more flexibility in the Brown Act teleconference provisions without deterring public participation. AB 2449 would allow some members to join via teleconference without adhering to certain Brown Act requirements, but would still require a quorum to meet in person and follow Brown Act rules for in person meetings.

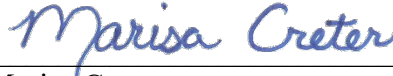
REPORT

Summary Matrix of Proposed Brown Act Changes Related to Teleconferencing

Brown Act	AB 361	AB 1944 (Lee)	AB 2449 (Rubio, B.)	AB 2647 (Levine)
Teleconference meetings require physical, posted agendas and materials.	Waived.*		Waived if a quorum of members participates in person.	Waived.
Officials must publicly disclose their tele-conference location if joining remotely.	Waived.*	Waived.	Waived if a quorum of members participates in person.	
All teleconference locations must be accessible to members of the public.	Waived.*	Waived.	Waived if a quorum of members participates in person.	
A quorum of officials joining by teleconference must be within the jurisdiction of the agency during the meeting.	Waived.*			

*Waived under a state of emergency in which social distancing is recommended and the body has voted by two-thirds majority that an in-person meeting would pose a health risk to attendees.

Prepared by: 
 Stephanie Wong
 Management Analyst

Approved by: 
 Marisa Creter
 Executive Director

ATTACHMENT

[Attachment A – CALCOG Bills Summary](#)

REPORT

DATE: April 4, 2022

TO: Executive Committee
City Managers' Steering Committee
Governing Board

FROM: Marisa Creter, Executive Director

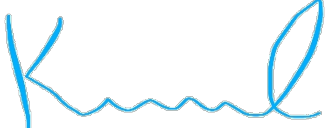
RE: **FY 2020-2021 FINANCIAL AUDIT**


RECOMMENDED ACTION

For information only.

BACKGROUND

The SGVCOG's auditors Badawi & Associates completed a comprehensive audit of the financial statements for the SGVCOG for fiscal year ending June 30, 2021. Attachment A contain the auditor's full report. Representatives from Badawi & Associates will present the audit report to the Executive Committee Members.

Prepared by: 
Katie Ward
Administrative Services Manager

Approved by: 
Marisa Creter
Executive Director

ATTACHMENT

[Attachment A – Audited Financial Statements Year Ended June 20, 2021](#)

REPORT

DATE: April 4, 2022

TO: Executive Committee
City Managers' Steering Committee
Governing Board

FROM: Marisa Creter, Executive Director

RE: **DRAFT SGVCOG FY 2022-2023 BUDGET**

RECOMMENDED ACTION

For information only.

BACKGROUND

In accordance with the SGVCOG's bylaws, the Governing Board shall adopt the annual agency budget prior to July 1 of each calendar year. The draft budget is presented in April to the Executive Committee, City Managers' Steering Committee and the Governing Board for review and feedback. After this initial review and feedback, the budget is modified as needed and then presented to the Governing Board for adoption in May. Attachment A provides a copy of the complete draft SGVCOG FY 2022-2023 budget.

Prepared by:



Katie Ward
Administrative Services Manager

Approved by:



Marisa Creter
Executive Director

ATTACHMENT

[Attachment A – Draft SGVCOG FY 2022-2023 Budget](#)

REPORT

DATE: April 4, 2022

TO: Executive Committee

FROM: Marisa Creter, Executive Director

RE: **LEGISLATIVE UPDATE: BALLOT INITIATIVE TO LIMIT REVENUE-RAISING ABILITY**

RECOMMENDED ACTION

For information only.

BACKGROUND

The “Limits Ability of Voters and State and Local Governments to Raise Revenues for Government Services. Initiative and Constitutional Amendment.” is an initiative that would raise the thresholds for tax measure approval. Specifically, the initiative would do the following:

- Require a statewide election and majority vote approval for new or increased state taxes currently enacted by two-thirds vote of the Legislature;
- Expand the definition of taxes to include certain charges and fees and require that State and local tax measures include information about the type, amount, and duration of the tax; and
- Tighten the requirements around State and local fees and increase requirements for voter-proposed special taxes.

The initiative must gather 997,139 valid signatures by April 29, 2022 in order to qualify for the November 2022 ballot.

Supporters of the initiative include:

- California Business Roundtable (CBRT)
- California Business Properties Association (CBPA)
- Howard Jarvis Taxpayers Association (Sponsor)

Opponents of the initiative include:

- League of California Cities
- California State Association of Counties
- California Professional Firefighters
- SEIU California
- California Alliance for Jobs
- AFSCME California
- California Special Districts Association

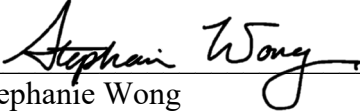
Proponents of the initiative argue that it closes loopholes related to the voting threshold for local tax increases and returns more power and choice to voters. Opponents of the initiative argue that the initiative would significantly hamper the ability of local governments to raise revenue for key services like emergency response, infrastructure, parks, sanitation, and libraries. A report by the Legislative Analyst’s Office (LAO) concludes that the fiscal effects of the initiative may result in

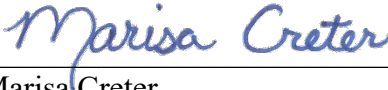
REPORT

potentially substantially lower annual state and local revenues, depending on future actions of the Legislature, local governing bodies, voters, and the courts. A study performed by California City Finance estimates that the initiative would endanger a collective \$1 billion in new city tax revenues in 2022. The initiative would also put at risk about \$450 million in city fees and charges in 2022.

The initiative may create significant confusion and administrative costs, especially since it would retroactively invalidate any tax measures that violate the initiative's rules and was approved after January 1, 2022. This would likely trigger a series of legal battles against local jurisdictions. There is also a sunset provision that would require an end date to all proposed tax measures. Voters would have to re-approve every passed tax at the specified end date. Administrative costs and efforts would also rise because the initiative prohibits placing proposed taxes and advisory votes for how to spend the tax on the same ballot – forcing more ballots. The initiative would also require voter approval to expand taxes into new territory, thus causing delays and deterring new annexations.

Cal Cities has called for cities to pass resolutions opposing the initiative. The initiative would reduce the ability of SGVCOG member bodies to raise revenue for essential services. The initiative had collected 25% of signatures needed as of March 16, 2022. The Secretary of State's recommended date to turn in signatures for the November ballot is April 29, 2022.

Prepared by: 
Stephanie Wong
Management Analyst

Approved by: 
Marisa Creter
Executive Director

ATTACHMENT

[Attachment A – Taxpayer Protection & Government Accountability Act Initiative Language](#)