



Southern California Association of Governments
900 Wilshire Blvd., Ste. 1700, Los Angeles, CA 90017

REGIONAL COUNCIL AGENDA SUMMARY

Thursday, April 7, 2022 – 12:30PM

IN-PERSON & REMOTE PARTICIPATION

To Participate on Your Computer: <https://scag.zoom.us/j/249187052>

To Participate by Phone: Call-in Number: 1-669-900-6833 Meeting ID: 249 187 052

The Regional Council may consider and act upon any of the items on the agenda regardless of whether they are listed as Information or Action items.

CALL TO ORDER AND PLEDGE OF ALLEGIANCE (The Honorable Clint Lorimore, President)

PUBLIC COMMENT PERIOD (Matters not on the Agenda): The Chair has the discretion to reduce the time limit based upon the number of speakers and may limit the total time for all public comments to twenty (20) minutes.

REVIEW AND PRIORITIZE AGENDA ITEMS

ACTION ITEM

1. Findings to Continue Holding Virtual Regional Council and Committee Meetings Under AB 361 (Ruben Duran, BB&K, Board Counsel)

Recommended that the Regional Council:

- (1) Ratify the prior action of the Executive/Administration Committee taken at its April 6, 2022 meeting relating to findings made pursuant to Government Code Section 54953(e)(3);
- (2) make the following findings required by Government Code Section 54953(e)(3) on the basis of the staff report, which is incorporated by this reference, that
 - (i) a proclaimed state of emergency remains active in connection with the COVID-19 public health crisis,
 - (ii) the RC has reconsidered the circumstances of the state of emergency and
 - (iii) state and local officials continue to impose or recommend measures to promote social distancing in relation to the COVID-19 public health crisisand, further,
- (3) authorize all legislative bodies of the Southern California Association of Government (SCAG), including the RC, EAC and all committees and task forces established by the RC or SCAG's Bylaws, to utilize remote teleconference meetings pursuant to and in compliance with Brown Act provisions contained in Government Code Section 54953(e).

2. Nominations and Election of 2022-23 SCAG Officers

(Hon. Rex Richardson, Chair, Nominating Committee)

Recommended that the Regional Council:

Elect the nominees recommended by the Nominating Committee as SCAG's 2022-23 officers, subject to ratification by the General Assembly.

3. Consideration of Proposed Amendments to the SCAG Bylaws

(Michael R.W. Houston, Chef Counsel/Director of Legal Services)

Recommended that the Regional Council:

Review and act on the proposed Bylaws amendments as recommended by the Bylaws and Resolutions Committee, and forward the proposed amendments to the General Assembly for action.

CONSENT CALENDAR

APPROVAL ITEMS

ITEM 4

- **Recommended that the Regional Council approve the minutes of the March 3, 2022 meeting.**
- During its March 3 meeting, the Regional Council approved the Fiscal Year 2022-23 Draft Comprehensive Budget and conducted other business.

ITEM 5

- **Recommended that the Regional Council approve the listed Additional Stipend Payment.**
- Pursuant to the Regional Council Stipend Policy, staff is seeking approval for additional stipend payments for Regional Councilmember Alan D. Wapner, SBCTA.

ITEM 6

- **Recommended that the Regional Council adopt the following resolution: Resolution No. 22-642-1 Approving Amendment 3 to the FY 2021-22 Overall Work Program Budget.**
- This amendment increases the OWP budget, in the amount of \$13,827,388, increasing the total budget from \$135.3 million to \$149.1 million, which includes Consolidated Planning Grant (CPG) funds, Department of Energy (DOE) grant funds, and others.

ITEM 7

- **Recommended that the Regional Council approve the following Contract Amendment Greater Than 30% of the Contracts Original Value: Contract No. 20-002-C01 Amendment No. 3, General Counsel Services.**
- This Amendment 3 would increase funding by \$48,870 for the vendor to perform Task 2 work that is within scope of the original agreement, such as assisting SCAG with responding to an increased level of public records requests, including requests where the Legal Department is unable to participate due to ethical/professional conflicts of interest.
- In addition to increasing funding, Amendment 3 would exercise an option to extend the contract for an additional year, as permitted by the contract.

ITEM 8

- **Recommended that the Regional Council approve the following Contract Amendment Greater Than 30% of the Contracts Original Value: Contract No. 21-054-C01 Amendment No. 2, Amazon Web Services (AWS) Infrastructure for the Regional Data Platform.**
- This increase is due to an increase in SCAG's computing capacity needs under the production environment of the Regional Data Platform (RDP) AWS cloud infrastructure. As SCAG continues the implementation of the RDP, AWS continues to provide flexible and readily available computing resources.

ITEM 9

- **Recommended that the Regional Council approve the following Contract \$200,000 or Greater: Contract No. 21-047-C01 MRFP 14, Regional Resilience Framework.**
- To better anticipate a wide range of potential futures and strengthen the resilience and preparedness of the region, SCAG and Consultant shall develop a "Regional Resilience Framework" (Resilience Framework) to identify, understand, and prioritize the degree of shocks and stressors across the myriad settings and jurisdictions in the SCAG region.
- The overall goal of the Resilience Framework is to create a collection of resilience planning resources and initialize a collaborative information network to strengthen resilience across the SCAG region. The study area includes the whole SCAG region.

ITEM 10

- **Recommended that the Regional Council approve the following Contract \$200,000 or Greater: Contract No. 21-048-C01 MRFP 03, Sustainable Communities Program Parking Bundle.**
- The consultant shall develop for the City of Desert Hot Springs a parking management plan encompassing the commercial and light industrial hubs of the City to facilitate new development and provide mobility options accommodating to all users.
- Also, as part of this project, the consultant shall perform a comprehensive examination of the City of Garden Grove's existing on street parking in specific neighborhoods to provide an improved experience to those who work, visit, or live in Garden Grove.

ITEM 11

- **Recommended that the Regional Council approve the following Contract \$200,000 or Greater: Contract No. 22-025-C01, Truck Route Study.**
- The consultant shall conduct a study that will focus on key areas made up of truck routes, residential areas along those routes, and warehousing hubs, to address changes that can be made in the first mile to improve the local environment, reduce air pollution, and enable last-mile mobility innovation at the end of trips.

ITEM 12

- **Recommended that the Regional Council approve the 2023 Active Transportation Program Regional Guidelines.**
- On March 16, 2022, the California Transportation Commission (CTC) adopted the 2023 Active Transportation Program Guidelines (Statewide Guidelines). Per the Statewide Guidelines, SCAG is responsible for adopting the 2023 ATP Regional Guidelines (Regional Guidelines) to direct the selection of projects receiving awards through the regional portion of the Active Transportation Program. Approximately \$138 million is anticipated to be available in the SCAG region for programming through the ATP Regional Program.

ITEM 13

- **Recommended that the Regional Council adopt a support position on AB 1944 (Lee and C. Garcia) and AB 2449 (Rubio) – Brown Act Reform.**
- Staff presented AB 1944 and AB 2449 to the Legislative/Communications and Membership Committee (LCMC) at its meeting on March 15, 2022, after which the LCMC unanimously voted to forward a “support” position to the Regional Council.
- The Committee also recommended that staff work with the authors to clarify certain provisions and add an urgency clause to make them effective immediately upon Governor Newsom’s signature.

ITEM 14

- **Recommended that the Regional Council adopt a watch position on S 3649 (Padilla) – Transportation Equity Act.**
- On February 15, 2022, US Senator Alex Padilla (D-CA) introduced Senate Bill (S) 3649, which would re-establish and codify the Transportation Equity Committee (TEC) to provide independent advice and recommendations to the Secretary of Transportation on issues relating to transportation equity from transportation planning, design, research, policy, and advocacy stakeholders.
- Staff presented S 3649 to the Legislative/Communications and Membership Committee (LCMC) at its meeting on March 15, 2022, after which the LCMC voted 10 to 2 to forward a “watch” position to the Regional Council.

ITEM 15

- **Recommended that the Regional Council adopt a position on SB 942 (Newman) – LCTOP Reform: Free or Reduced Fare Transit Program.**
- On February 8, 2022, Senator Josh Newman (D-Fullerton) introduced Senate Bill (SB) 942. This bill would provide public transit agencies with the flexibility to use Low Carbon Transit Operations Program (LCTOP) funds for free or reduced fare transit programs on an ongoing basis.
- Staff presented SB 942 to the Legislative/Communications and Membership Committee (LCMC) at its meeting on March 15, 2022, after which the LCMC unanimously voted to forward a “support” position to the Regional Council.

ITEM 16

- **Recommended that the Regional Council approve the proposed final Public Participation Plan**
- SCAG has developed an update to its Public Participation Plan to ensure that the agency's approach to public engagement is current, effective, and inclusive. The proposed final Public Participation Plan is designed to make the plan accessible to a general audience and adaptable in anticipation of evolving technologies and practices.
- A draft Public Participation Plan was released for a 45-day period of public review and comment from November 2021 through December 2021. Staff reviewed and responded to all comments, incorporating feedback as appropriate, and has produced a proposed final Public Participation Plan.
- On March 15th, 2022, the Legislative/Communications & Memberships Committee (LCMC) voted to approve the proposed edits to the draft public Participation Plan and recommend that the resulting proposed final Public Participation Plan be submitted to the Regional Council for adoption.

RECEIVE AND FILE**ITEM 17**

- **Recommended to receive and file the REAP 2 Program Development Framework and Process.**
- The Regional Early Action Planning Grant Program for 2021 (REAP 2.0) was established as a part of AB 140 for the FY 21-22 budget to support transformative and innovative projects that implement a region's sustainable communities strategy and help achieve goals of more housing and transportation options that reduce reliance on cars.
- REAP 2.0 will provide grants to regional entities, primarily metropolitan planning organizations (MPOs), through a combination of formula and competitive-based programs. The SCAG region's formula share is \$246,024,084. To support outreach, program development and development of a full program application, the State has made advance funds of up to 10% of the total allocation (\$24,602,408) available starting in January 2022.
- This report is to inform Regional Council about the requirements and limitations on usage of the advance funding and share the outreach plan developed to support development of the full REAP 2.0 application.

ITEM 18

- **Recommended to receive and file the Executive/Administration Committee Strategic Work Plan Progress Report Quarter Ending March 31, 2022.**
- Following the Special EAC meeting held June 24, 2021, the EAC established clear direction and focus for the executive staff related to its goals and priorities and further communicated its desire for staff to blend the results into the future update to SCAG's Strategic Plan and related work planning.

ITEM 19

- **Recommended to receive and file the April 2022 State and Federal Legislative Update.**
- The full update is included in the agenda packet.

ITEM 20

- **Recommended to receive and file the Review of Proposed Regulatory Changes to California Debt Limit Allocation Committee (CDLAC) Tax Exempt Bond Allocation Criteria.**
- At the March 3, 2022 Regional Council (RC) meeting, RC member Trevor O’Neil requested that staff review current proposed changes to the regulations for allocating tax exempt bonds through CDLAC, and further recommended that, if appropriate, staff write a comment letter opposing the proposed changes.
- Staff has researched the proposed changes and talked with local stakeholders in Orange County and does not recommend taking further action at this time.

ITEM 21

- **Recommended to receive and file the Equity Analysis Approach (formerly Environmental Justice Analysis).**
- This staff report and presentation to EEC provide a preview of SCAG’s approach for Connect SoCal 2024’s Equity Analysis (formerly Environmental Justice Analysis). The proposed approach is grounded in best practices and aims to meaningfully evaluate inequities in the region and strategies for addressing the resulting issues.

ITEM 22

- **Recommended to receive and file the Draft 2022 South Coast Air Quality Management Plan (AQMP).**
- Jointly prepared by the South Coast Air Quality Management District (AQMD), the lead agency, the California Air Resources Board (ARB), and SCAG, the Draft 2022 Air Quality Management Plan (AQMP) has been released for public review.

ITEM 23

- **Recommended to receive and file the Racial Equity Early Action Plan – FY22 Progress Report.**
- In May 2021, the Regional Council adopted the Racial Equity Action Plan (EAP), and since then, SCAG staff have made significant progress on implementing actions included within the plan. This item notes SCAG’s progress on advancing equity across the region.

ITEM 24

- **Recommended to receive and file the report of Purchase Orders \$5,000 - \$199,999; Contracts \$25,000 - \$199,999; and Amendments \$5,000 - \$74,999.**
- The full report is included in the agenda packet.

ITEM 25

- **Recommended to receive and file the CFO Monthly Report.**
- ACCOUNTING:
 - In the current fiscal year, staff has prepared and submitted requests for reimbursements of approximately \$24.5 million to Caltrans for work funded with federal and state grants that were completed from July to January 2022. Of this amount, \$20.3 million has been received and \$4.2 million is pending approval by Caltrans.
 - Since the agency is largely grant-funded, SCAG maintains an open line of credit with Bank of the West to ensure operational liquidity. This line of credit is renewed annually in March, the process to complete this year's renewal is well underway and should be completed by March 31, 2022.
- BUDGET & GRANTS (B&G):
 - Staff completed the development of the FY 2022-23 Draft Comprehensive Budget and OWP. The proposed Comprehensive Budget of \$119.6 million was approved by the EAC on March 2, 2022, and the RC on March 3, 2022. The Draft OWP was released for a 30-day public comment period ending April 3, 2022. The Final Budget will be presented to the EAC and RC for approval in May.
 - Staff prepared the draft partial inter-county allocation for FY22 FTA Section 5337 and submitted it to the CTCs for their review and comment. The final partial inter-county allocation and sub-allocation instructions will be released in April 2022 to the CTCs. All related forms are due back to SCAG by the end of May. The partial inter-county allocation for FY22 FTA Section 5339 is on hold due to pending UZA level apportionment data from FTA. The UZA level data is likely to be available as part of the full apportionment notice. The full inter-county allocation for both Sections 5337 and 5339 will be prepared once the full apportionment data is published by FTA.
- CONTRACTS: In February 2022 the Contracts Department issued eleven (11) RFPs; awarded two (2) contracts; issued nine (9) contract amendments; and processed thirteen (13) POs to support ongoing business and enterprise operations. Staff also administered 183 consultant contracts. Contracts staff continued to negotiate better pricing, year to date, Contracts staff have negotiated approximately \$392,403 in savings.

BUSINESS REPORT (Lucy Dunn, Ex-Officio Member; Business Representative)

PRESIDENT'S REPORT (The Honorable Clint Lorimore, President)

EXECUTIVE DIRECTOR'S REPORT (Kome Ajise, Executive Director)

FUTURE AGENDA ITEM/S

ANNOUNCEMENT/S

ADJOURNMENT